

Reviewed By
Office of Town Attorney

APPROVED

John Canning
COMMISSIONER OF HUMAN RESOURCES

James M. Salazar

Meeting of November 20, 2018

RESOLUTION P-16-18

WHEREAS, The 2018 Budget, adopted October 24, 2017 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 2018 Budget, on October 24, 2017, 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
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilwoman Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Human Resources
Payroll

Meeting of November 20, 2018

Resolution No. TF-19-2018

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
096-18	CYS	\$11,000.00	CYS A 7020 41800 000 0000
			TO
		\$11,000.00	CYS A 7020 23000 000 0000
			FROM
097-18	PKS	\$9,102.13	PKS A 7110 47670 000 0000
			TO
		\$9,102.13	PKS A 7110 25000 000 0000
			FROM
098-18	HWY	\$500.00	HWY ST 5650 41600 000 0000
			TO
		\$500.00	HWY ST 5650 41400 000 0000
			FROM
099-18	HWY	\$2,000.00	HWY ST 5650 47900 000 0000
			TO
		\$2,000.00	HWY ST 5650 25000 000 0000
			FROM
100-18	PKS	\$3,000.00	PKS A 7110 41900 000 0000
			TO
		\$3,000.00	PKS A 7110 44900 000 0000

#

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

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

cc: Supervisor
Town Attorney
Comptroller
Community & Youth Services
Parks
Highway

Reviewed By
Office of Town Attorney
John M. Matarazzo

289

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

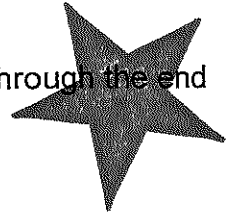
October 25, 2018


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 41800 000 0000	Recreational Supplies	\$ 11,000.00
To:	CYS A 7020 23000 000 0000	Other Equipment	\$ 11,000.00

The transfer will accommodate the cost of fixed asset equipment through the end of the year.




Maureen A. Fitzgerald
Commissioner

MAF:iw
cc: Town Attorney (+7 copies)

2A

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

TO: Memorandum Docket

FROM: Joseph G. Pinto, Commissioner
Department of Parks

DATE: October 30, 2018

SUBJECT: Transfer of Funds

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

FROM:
PKS A 7110 47670 000 0000 Special Sporting Events \$ 9102.13

TO:
PKS A 7110 25000 000 0000 General Equipment \$ 9102.13

This transfer is being requested to provide funds necessary for General Equipment.


Joseph G. Pinto
Commissioner

JGP:GS:ld
cc: Town Attorney (+ 7 copies)

2B

TOWN OF OYSTER BAY
Inter-Departmental Memo

October 31, 2018

TO: MEMORANDUM DOCKET

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

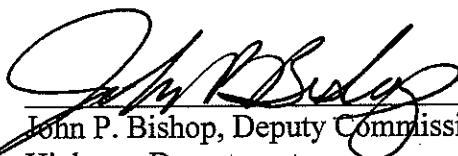
SUBJECT: TRANSFER OF FUNDS

Town Board authorization is requested to transfer the following funds:

Account No.	Object Description	Amount
<u>From:</u> HWY ST 5650 41600 000 0000	MATERIALS & SUPPLIES	\$500.00
<u>To:</u> HWY ST 5650 41400 000 0000	UNIFORMS	\$500.00

This transfer is necessary to provide funds to purchase winter gloves for the Highway Operation's road maintenance personnel.





John P. Bishop, Deputy Commissioner
Highway Department

JPB/dp

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

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TOWN OF OYSTER BAY
Inter-Departmental Memo

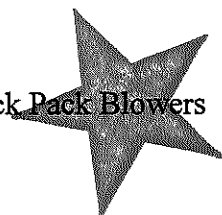
October 31, 2018

TO: MEMORANDUM DOCKET
FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT
SUBJECT: TRANSFER OF FUNDS

Town Board authorization is requested to transfer the following funds:

Account No.	Object Description	Amount
<u>From:</u> HWY ST 5650 47900 000 0000	OTHER EXPENSES	\$2,000.00
<u>To:</u> HWY ST 5650 25000 000 0000	GENERAL EQUIPMENT	\$2,000.00

This transfer is necessary to provide funds to purchase three (3) Back Pack Blowers needed for leaf clean-ups.




John P. Bishop, Deputy Commissioner
Highway Department

JPB/dp

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

2A

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

TO: Memorandum Docket

FROM: Joseph G. Pinto, Commissioner
Department of Parks

DATE: November 7, 2018

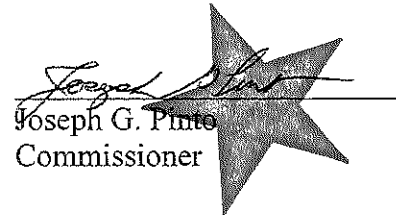
SUBJECT: Transfer of Funds

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

FROM:
PKS A 7110 41900 000 0000 Ground Supplies \$ 3000.00

TO:
PKS A 7110 44900 000 0000 Other Contracts \$ 3000.00

This transfer is being requested to provide funds necessary for Other Contracts.


Joseph G. Pinto
Commissioner

JGP:GS:ld
cc: Town Attorney (+ 7 copies)

Meeting of November 20, 2018

Resolution No. 706-2018

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated October 16, 2018, requested Town Board approval for the Town of Oyster Bay to conduct a program entitled "Arts and Crafts for Toddlers Ages 2-4" and establish a \$25.00 per Oyster Bay resident registration fee and a \$30.00 per non-Town resident registration fee for said program, which fees would cover the cost of needed supplies as well as a T-shirt for every registrant,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and the Department of Parks is hereby authorized to conduct the above noted arts and crafts program, with the monies collected pursuant to said program to be deposited in account TWN TA 0000 00085 473 0000.

-#-

7/15
Reviewed By
Office of Town Attorney

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

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

cc: Supervisor
Town Attorney
Comptroller
Parks

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TOWN OF OYSTER BAY

Inter-Departmental Memorandum

TO: MEMORANDUM DOCKET

FROM: Joseph G. Pinto, Commissioner of Parks

DATE: October 16, 2018

SUBJECT: Arts and Crafts for Toddlers Ages 2-4 Program

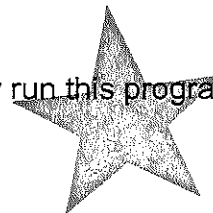
The Department of Parks requests Town Board approval to establish fees for the following Town of Oyster Bay sponsored arts and crafts program:

Arts and Crafts for Toddlers Ages 2-4

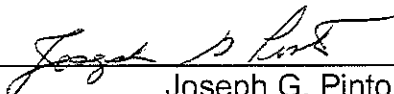
This is a fun organized arts and crafts program for resident and non-resident toddlers ages 2-4. The program will be administered by the Department of Parks, Division of Recreation. Dates, times and locations of the program are to be established by the Commissioner of Parks.

The fee for this program will be \$25.00 per resident toddler and \$30.00 per non-resident toddler.

The fees will cover the cost of supplies needed to successfully run this program, including a t-shirt for each toddler.



Town Board approval is recommended.



Joseph G. Pinto
COMMISSIONER OF PARKS

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

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated October 19, 2018, requested Town Board approval to employ the services of the performers in the table attached to, and made a part of, said memorandum, for the 2018–2019 Distinguished Artists Concert Series, for the dates and at the various libraries indicated; and

WHEREAS, the Town and the host library will each pay \$350 for each performance, for a total not to exceed \$8,050.00 for the 2019 portion of the Concert Series; and

WHEREAS, funds for these fees are available in Account CYS A 7020 47660 000 0000;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby approves the request as hereinabove set forth to employ the services of the performers, for the dates, locations and fees as stated in said memorandum and the attached list; and be it further

RESOLVED, that the Comptroller is hereby authorized and directed to make payment for each performer at a fee of \$350.00, upon presentation of a duly certified claim, after audit, with funds for said payment 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
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilwoman Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Community & Youth Services

Reviewed By
Office of Town Attorney

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TOWN OF OYSTER BAY

Inter-Departmental Memorandum

October 19, 2018

TO: Memorandum Docket

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

SUBJECT: 2018-2019 Distinguished Artists Concert Series

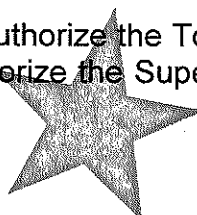
The Department of Community & Youth Services is requesting Town Board authorization to employ the services of the following performers for the dates and locations in accordance with the attached table. This program is co-sponsored by the libraries noted.


Both the Town and the individual library will each pay \$350 toward the noted performance. The Town's responsibility will not exceed **\$8,050.00** for the **2019** portion of the Concert Series.

In accordance with Guideline 5, Section b. of the Town Procurement Policy, the procurement of these musicians and artists is exempt from the solicitation, written proposal or quotation requirements of the policy.

Funds for these fees are available in Account CYS A 7020 47660 000 0000, Special Events.

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




Maureen A. Fitzgerald
Commissioner

MAF:SAB:dj
Attachments
cc: Town Attorney (+7 copies)

DISTINGUISHED ARTISTS - 2019		Check Payable To:	Date/Time	Library
Performance				
Vintage Bliss		Chiclettes, Inc. 58 Clearwater Avenue, Massapequa, NY 11758	Sunday, January 6, 2019 2:00 PM	Syosset Public Library
JayCee Driesen		JC Revue Inc. 15 Ann Drive North , Freeport, NY 11520	Saturday, January 12, 2019 8:00 PM	Plainview-Old Bethpage Public Library
Neal Stuart & The Empire State Band		Christina Schneberg 8 Gaymor Lane, Farmingville, NY 11738	Sunday, January 20, 2019 3:00 PM	Plainview-Old Bethpage Public Library
Emily & Vincent		E & V Entertainment 130 West 16 th Street, Deer Park, NY 11729	Sunday, January 13, 2019 2:00 PM	Jericho Public Library
One Stop Pony Band		Simply Diamond Music 481 East Hyerdale Drive, Goshen, CT 06756	Sunday, January 27, 2019 1:00 PM	Massapequa Public Library
Vinny St. Marfen & The Seeing Eye Dog Band		Seeing Eye Dog Productions PO Box 323, Sea Cliff, NY 11579	Sunday, February 3, 2019 2:00 PM	Locust Valley Library
Sugar & Spice Soul Band		Joyce Kendrick 18 Buick Drive, Selden, NY 11784	Saturday, February 9, 2019 8:00 PM	Plainview-Old Bethpage Public Library
Breakdown		Steve Jaworowski 9 Hayes Road , Amity Harbor, NY 11701	Sunday, February 10, 2019 2:30 PM	Farmingdale Public Library
Gino DiNapoli		Gino DiNapoli 1082 Marfinstein Avenue , Bayshore, NY 11706	Sunday, February 17, 2019 1:00 PM	Massapequa Public Library
Rave On!		Chris Roselle 17 East Church Street, Bordentown, NJ 08505	Sunday, February 24, 2019 2:00 PM	Jericho Public Library
Buddy Merriam & Back Roads		Buddy Merriam PO Box 862, Sound Beach, NY 11789	Sunday, March 3, 2019 2:00 PM	Locust Valley Library
The Tribunes		The Tribunes 40 Ash Lane, Hicksville, NY 11801	Sunday, March 10, 2019 2:00 PM	Bethpage Public Library
Cheryl Segall		Cheryl Segall 380 Annandale Drive, Syosset, NY 11791	Saturday, March 16, 2019 8:00 PM	Plainview-Old Bethpage Public Library

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 Chiclettes, Inc., located at 58 Clearwater Avenue, Massapequa, New York, NY 11758 (hereinafter referred to as "CONTRACTOR") in consideration of mutual interests provided for hereby, the parties herein agree as follows:

Performance by: Vintage Bliss

Date: January 6, 2019

Time: 2:00PM (a 75-90 minute performance is required)

Location: Syosset Public Library, 225 South Oyster Bay Road, Syosset

Contact: Pam Martin (516) 921-5627

Amount: \$350.00

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

CHICLETES, INC.

CONTRACTOR

DATE: _____, 2018

TOWN OF OYSTER BAY

COMMISSIONER

DATE: _____, 2019

WHEREAS, pursuant to Resolution No.1045-2009, adopted on December 1, 2009, the Town Board authorized James J. Stefanich, Receiver of Taxes, to purchase customized tax payment processing software from RP Solutions, Inc., 2415 North Triphammer Road, Ithaca, New York 14850; and

WHEREAS, by memorandum dated October 17, 2018, the Receiver of Taxes recommended that in order to accept credit card payments in the Office of the Receiver of Taxes it is necessary for RP Solutions, Inc., to modify the customized Expert RPS Cashiering application; and

WHEREAS, by memorandum dated October 16, 2018, the Receiver of Taxes recommended that in order to avoid incurring bank transaction fees it is necessary for RP Solutions, Inc., to modify the existing tax payment processing system to change depository banks for processing of ICL-Check 21 and on line deposits; and

WHEREAS, funds to be utilized to accept credit card payments in an amount not to exceed \$1,500.00 will be drawn from Account No. ROT H 1997 26000 000 1308 001 and funds to be utilized to modify the existing tax payment processing system to change depository banks for processing of ICL-Check 21 and online deposits in an amount not to exceed \$3,000.00 will be drawn from Account No. ROT H 1997 26000 000 1308 001,

NOW, THEREFORE, BE IT RESOLVED, that the recommendations as hereinabove set forth are accepted, and James Stefanich, Receiver of Taxes, is authorized to task RP Solutions, Inc., 2415 North Triphammer Road, Ithaca, New York 14850 to implement and install modifications for the authorized system upgrade, and it is further

RESOLVED, that the Comptroller is hereby authorized and directed to make payment for same to RP Solutions, Inc., upon presentation of a duly certified claim, after audit, in an amount not to exceed \$1,500, to allow in house credit card payments, with funds to be drawn from Account No. ROT H 1997 26000 000 1308 001 and in an amount not to exceed \$3,000.00, to change depository banks, with funds to be drawn from Account No. ROT H 1997 26000 000 1308 001.

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

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

cc: Supervisor
Town Attorney
Comptroller
Receiver of Taxes

7ms
Reviewed By
Office of Town Attorney



TOWN OF OYSTER BAY

Office of the Receiver of Taxes

INTER-DEPARTMENTAL MEMORANDUM

TO: MEMORANDUM DOCKET

FROM: JAMES J. STEFANICH, RECEIVER OF TAXES

**RE: MODIFICATION TO CUSTOMIZED TAX PAYMENT PROCESSING
SYSTEM TO ALLOW IN HOUSE CREDIT CARD PAYMENTS**

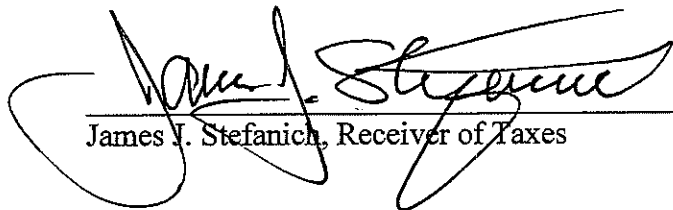
DATE: October 17, 2018

The Office of the Receiver of Taxes, with approval from the Town Attorney and Purchasing Department, conducted a request for proposal for a customized tax payment processing system. This contract was awarded to RP Solutions, Inc., 2415 North Triphammer Road, Ithaca, New York, the current licensing system maintenance service vendor (Resolution No. 1045-2009).

In order to accept credit card payments in the Receiver of Taxes office in Town Hall North, it is necessary for RP Solutions, Inc. to modify the customized Expert RPS Cashiering application.

Town Board authorization is hereby requested for James J. Stefanich, Receiver of Taxes, to task RP Solutions, Inc. to implement and install logic modification to allow for this change.

Funds will be drawn from, Account No. ROT H 1997 26000 000 1308 001, Project ID 1308ROTA-02, in an amount to not exceed \$1,500.


James J. Stefanich, Receiver of Taxes

Attachment: Town Board Resolution No. 1045-2009
RP Solutions, Inc. Time and Materials Authorization

Town Attorney (Original +7 copies)

RESOLUTION NO. 1045-2009

Meeting of December 1, 2009

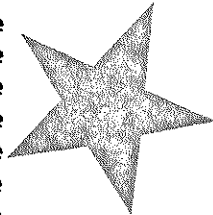
WHEREAS, James J. Stefanich, Receiver of Taxes, by memorandum dated November 23, 2009, requests Town Board authorization to purchase replacement customized tax payment processing system application software from RP Solutions, Inc., 2415 North Triphammer Road, Ithaca, New York 14850, in an amount not to exceed \$62,239.00,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and James J. Stefanich, Receiver of Taxes, is hereby authorized to purchase replacement customized tax payment processing system application software from RP Solutions, Inc., 2415 North Triphammer Road, Ithaca, New York 14850, in an amount not to exceed \$62,239.00; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same, upon presentation of a duly certified claim, after audit, and that the funds for said payment shall be drawn from Account Nos. H 7045.2002 (\$28,132.02) and H 7045.2003 (\$34,106.98), or any other appropriate account.

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

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilwoman Walker	Aye
Councilwoman Faughnan	Aye
Councilman Pinto	Aye



cc: Supervisor (2)
Town Attorney
Comptroller (2)
Rec. of Taxes

Reviewed By
Office of Town Attorney

Time and Materials Authorization



Solution Summary	T&M 20184557 TOB Add
	Credit Card Payment Type
	20184557
	10/17/2018
Quote Number	
Date	10/17/2018
Valid Until	01/17/2019

Thad Paris

RP Solutions, Inc.
99 Eastlake Road
Ithaca, NY 14850
(877) 777-6588 Phone
(607) 257-7779 Fax
www.RPSolutions.com

Presented To:	Deliver To:
James Stefanich Town of Oyster Bay 74 Audrey Ave Oyster Bay, NY 11771 516-624-6421 jstefanich@oysterbay-ny.gov	James Stefanich Town of Oyster Bay 74 Audrey Ave Oyster Bay, NY 11771 516-624-6421 jstefanich@oysterbay-ny.gov

This proposal will allow for Professional Services and Custom Programming required to add a new payment type to the Expert RPS Cashiering application. A custom report will display Payments Received via Credit Card at the front counter. Additional time has been added to install Expert Cashier on a new PC, as well.

Professional Services							
Qty	Part Number	Product	Description	Unit Price	Extended Price	Annual Maint.	Est. Ship
2		Project Management	Project Management / Regular Meetings / Reports (quoted in hours)	\$150.00	\$300.00	\$0.00	\$0.00
2		Custom Programming	Tailored Customization (quoted in hours) (see attachment detailing requirements)	\$150.00	\$300.00	\$0.00	\$0.00
2		Software Configuration	Software Configuration (quoted in hours) May include set up of High Dollar Review, Check & List, MICR DB, Hot/stop file, mixed mail processing, money order identification, check skirt processing or other custom configuration.	\$150.00	\$300.00	\$0.00	\$0.00
2		Reports	Set up 5 Reports and provide Report Generator training (quoted in hours)	\$150.00	\$300.00	\$0.00	\$0.00
2		Installation (Remote)	Remote System Installation and Training (quoted in hours)	\$150.00	\$300.00	\$0.00	\$0.00
Subtotal: Professional Services					\$1,500.00	\$0.00	\$0.00

				Extended Price	Annual Maint.	Est. Ship
Grand Total				\$1,500.00	\$0.00	\$0.00

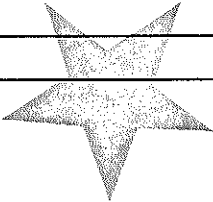
Time and Materials Authorization



Solution Summary	T&M 20184557 TOB Add Credit Card Payment Type
Quote Number	20184557
Date	10/17/2018
Valid Until	01/17/2019

Standard Terms and Conditions	Comments
<p>This is an estimate. Customers will be notified in writing in the event of a projected over-run or if any significant scope changes have been introduced. At the maximum limit, work will stop until additional work has been authorized.</p> <p>Rates are \$150/hr for work performed during normal business hours, \$250/hr for work performed on week nights, weekends and holidays.</p> <p>Travel and related direct expenses will be billed separately at prevailing rates - if applicable. Billing will occur at completion of a project and payment terms are Upon Completion. For projects lasting longer than two months, progress billing will occur on a monthly basis. Annual maintenance is billed separately, if applicable.</p> <p>Pricing does not include any applicable state or local taxes.</p> <p>Customer understands these terms and conditions and authorizes payment for the services described above.</p>	<p>- integrate 'credit card' tender type in the Expert Cashier Application to allow for a balanced transaction. The Credit Card tender type would allow the teller to enter a transaction ID or Receipt ID of some sort (we would need to know what this would be called).</p> <p>- Cashiering batch data will be used to generate a custom report that will display Credit Card transactions, for balancing purposes.</p>

	Customer's Approval	
	<div><div>x</div><div></div></div>	<div><div>x</div><div></div></div>
	Date	Authorized Signature
		<div><div>x</div><div></div></div>
	Company Name	





TOWN OF OYSTER BAY

Office of the Receiver of Taxes

INTER-DEPARTMENTAL MEMORANDUM

TO: MEMORANDUM DOCKET

FROM: JAMES J. STEFANICH, RECEIVER OF TAXES

**RE: MODIFICATION TO CUSTOMIZED TAX PAYMENT PROCESSING
SYSTEM TO CHANGE DEPOSITORY BANKS**

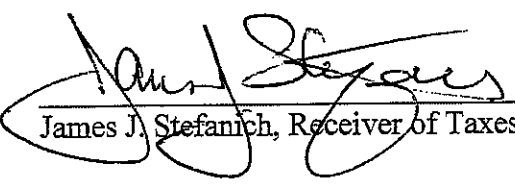
DATE: October 16, 2018

The Office of the Receiver of Taxes, with approval from the Town Attorney and Purchasing Department, conducted a request for proposal for a customized tax payment processing system. This contract was awarded to RP Solutions, Inc., 2415 North Triphammer Road, Ithaca, New York, the current licensing system maintenance service vendor (Resolution No. 1045-2009).

To avoid incurring bank transaction fees it is necessary for RP Solutions, Inc. to modify the existing tax payment processing system to change depository banks for processing of ICL-Check 21 and online deposits. This task requires modification of the ICL-Check 21 process to allow electronic deposits into another bank.

Town Board authorization is hereby requested for James J. Stefanich, Receiver of Taxes, to task RP Solutions, Inc. to implement and install logic modification to allow for this change.

Funds will be drawn from, Account No. ROT H 1997 26000 000 1308 001, Project ID 1308ROTA-02, in an amount to not exceed \$3,000.



James J. Stefanich, Receiver of Taxes

Attachment: Town Board Resolution No. 1045-2009
RP Solutions, Inc. Time and Materials Authorization

Town Attorney (Original +7 copies)

RESOLUTION NO. 1045-2009

Meeting of December 1, 2009

WHEREAS, James J. Stefanich, Receiver of Taxes, by memorandum dated November 23, 2009, requests Town Board authorization to purchase replacement customized tax payment processing system application software from RP Solutions, Inc., 2415 North Triphammer Road, Ithaca, New York 14850, in an amount not to exceed \$62,239.00,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and James J. Stefanich, Receiver of Taxes, is hereby authorized to purchase replacement customized tax payment processing system application software from RP Solutions, Inc., 2415 North Triphammer Road, Ithaca, New York 14850, in an amount not to exceed \$62,239.00; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same, upon presentation of a duly certified claim, after audit, and that the funds for said payment shall be drawn from Account Nos. H 7045.2002 (\$28,132.02) and H 7045.2003 (\$34,106.98), or any other appropriate account.

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

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilwoman Walker	Aye
Councilwoman Faughnan	Aye
Councilman Pinto	Aye

cc: Supervisor (2)
Town Attorney
Comptroller (2)
Rec. of Taxes

Time and Materials Authorization



RP Solutions, Inc.
Your Experts In Payment Processing Solutions

Solution Summary	T&M 20184546 TOB Switch ICL Deposit Bank
Quote Number	20184546
Date	09/20/2018
Valid Until	12/20/2018

Thad Paris

RP Solutions, Inc.
99 Eastlake Road
Ithaca, NY 14850
(877) 777-6588 Phone
(607) 257-7779 Fax
www.RPSolutions.com

Presented To:	Deliver To:
James Stefanich Town of Oyster Bay 74 Audrey Ave Oyster Bay, NY 11771 516-624-6421 jstefanich@oysterbay-ny.gov	Laura Vianello Town of Oyster Bay 74 Audrey Ave Oyster Bay, NY 11771 (516) 624-6424 lvianello@oysterbay-ny.gov

This proposal will allow for Professional Services time required to convert existing ICL Deposit Processing within the existing Expert RPS solution.

RP Solutions Software							
Qty	Part Number	Product	Description	Unit Price	Extended Price	Annual Maint.	Est. Ship
3		Project Management	Project Management / Regular Meetings / Reports (quoted in hours)	\$150.00	\$450.00	\$0.00	\$0.00
1		Software Configuration	Software Configuration (quoted in hours) modify sort patterns to use ICL deposit	\$150.00	\$150.00	\$0.00	\$0.00
2		Installation (Remote)	Remote System Installation and Training (quoted in hours)	\$150.00	\$300.00	\$0.00	\$0.00
18		Image Cash Letter	Configure & Test Check 21 ICL files per depository Bank specifications (quoted in hours). New Image Cashletter config for Sterling National Bank	\$150.00	\$2,700.00	\$0.00	\$0.00
Subtotal: RP Solutions Software					\$3,600.00	\$0.00	\$0.00

				Extended Price	Annual Maint.	Est. Ship
Subtotal				\$3,600.00	\$0.00	\$0.00
Discount				\$600.00		
Grand Total				\$3,000.00		

Time and Materials Authorization



Solution Summary	T&M 20184546 TOB Switch
	ICL Deposit Bank
Quote Number	20184546
Date	05/17/2018
Valid Until	08/17/2018

Standard Terms and Conditions	Comments
<p>This is an estimate. Customers will be notified in writing in the event of a projected over-run or if any significant scope changes have been introduced. At the maximum limit, work will stop until additional work has been authorized.</p> <p>Rates are \$150/hr for work performed during normal business hours, \$250/hr for work performed on week nights, weekends and holidays.</p> <p>Travel and related direct expenses will be billed separately at prevailing rates - if applicable. Billing will occur at completion of a project and payment terms are Upon Completion. For projects lasting longer than two months, progress billing will occur on a monthly basis. Annual maintenance is billed separately, if applicable.</p> <p>Pricing does not include any applicable state or local taxes.</p> <p>Customer understands these terms and conditions and authorizes payment for the services described above.</p>	<p>ICL Deposit will be converted from Capitol One to Sterling National Bank using the Fiserv X937 format. Any deviation from this format will result in additional authorization for custom programming, as required.</p>

	Customer's Approval	
	<input checked="" type="checkbox"/>	
	Date 5/20/18	Authorized Signature
	<input checked="" type="checkbox"/>	JAMES J. STEFANCHI, Rep. of Terms
	Company Name	

WHEREAS, the Town Board of the Town of Oyster Bay, by Resolution No. 764-2017, adopted on November 14, 2017, granted the Petition of 5220 MERRICK LLC, fee owner, for a Special Use Permit and Site Plan Approval to operate a 1,345 square foot convenience store together with a gasoline service station at premises located in a Neighborhood Business ("NB") District at 5220 Merrick Road, Massapequa, Town of Oyster Bay, County of Nassau, State of New York and described as Section 66, Block 2, Lot 102, on the Land and Tax Map of Nassau County; and

WHEREAS, the Code of the Town of Oyster Bay, Chapter 246, Section 246-9.3.5, Expiration, provides that the approval of a Special Use Permit shall expire in the event that construction has not commenced within one year after the date the Special Use Permit was granted, unless an extension of the time is granted; and

WHEREAS, the applicants, through their attorneys, Brown & Altman LLP, by letter dated October 12, 2018, requested an extension of time from the current expiration date of November 14, 2018, to commence construction of the improvements to the subject property; and

WHEREAS, Elizabeth L. Maccarone, Commissioner of the Department of Planning and Development, by memorandum dated October 15, 2018, recommended that a one (1) year extension of time be granted, from the current expiration date of November 14, 2018, for applicants to commence construction of the improvements to the subject property,

NOW, THEREFORE, BE IT RESOLVED, That the request of Brown & Altman LLP, attorneys for applicants, for a one (1) year extension of time, from the current expiration date of November 14, 2018, to commence construction of the improvements contemplated under Town Board Resolution No. 764-2017, is hereby GRANTED nunc pro tunc, and the same terms and conditions effective pursuant to Town Board Resolution No. 746-2017, adopted on November 14, 2017, shall prevail.

#

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

Supervisor Saladino	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Nay
Councilwoman Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Planning & Development

Reviewed By
Office of Town Attorney

13

TOWN OF OYSTER BAY
Inter-Departmental Memo

October 15, 2018

To : MEMORANDUM DOCKET

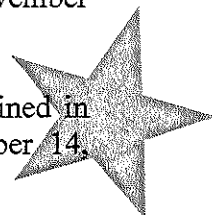
From : ELIZABETH MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING & DEVELOPMENT

Subject : **REQUEST FOR EXTENSION OF TIME
TOWN BOARD RESOLUTION # 764-2017
PETITION OF 5220 MERRICK, LLC
5220 MERRICK ROAD, MASSAPEQUA, NY
SECTION 66 BLOCK 2 LOT 102**

This Department is in receipt of correspondence, dated October 12, 2018 from David N. Altman, Brown & Altman LLP, attorney, requesting an extension of time to obtain a certificate of occupancy for the above captioned premises (see attached).

It is my recommendation that a one (1) year extension of time should be granted from the current expiration date of November 14, 2018 to November 14, 2019.

The same terms and conditions should prevail as contained in Town Board Resolution No. 764-2017, dated November 14, 2017.





ELIZABETH L. MACCARONE
COMMISSIONER

ELM/dg
Enclosure

cc: Legislative Affairs (7 copies w/att.)

BROWN & ALTMAN LLP

538 BROADHOLLOW ROAD • SUITE 301
MELVILLE, NEW YORK 11747
516-222-0222 TELEPHONE • 516-222-0322 FACSIMILE
KBDA@BROWNALTMAN.COM • WWW.BROWNALTMAN.COM

October 12, 2018

VIA HAND DELIVERY

Department of Planning and Development
Town of Oyster Bay
54 Audrey Avenue
Oyster Bay, New York 11771
Attention: Elizabeth Maccarone, Planning Commissioner

Re: Request for an Extension of the Town of Oyster Bay (the "Town") Town Board Special Permit and Site Plan Approval to 5220 Merrick LLC in connection with the property located at 5220 Merrick Road, Massapequa, New York; Nassau County Tax Map Identification Number: Section 66, Block 2, Lot 102; Our File No. 308093
Town Board Resolution Number. 764-2017

Dear Ms. Maccarone:

We represent 5220 Merrick LLC in connection with the above-referenced matter. In accordance with Section 246-9.3.5 of the Town Code, 5220 Merrick LLC respectfully requests a six (6) month extension of the November 14, 2017 Town Board Special Use Permit and Site Plan approval (copy enclosed). 5220 Merrick LLC seeks the extension in order to complete construction in accordance Town Code Section 246-9.3.5.

On August 9, 2018, 5220 Merrick LLC received the necessary Building Permits (a copy of which is attached hereto) to construct the improvements. Since that time, 5220 Merrick LLC has experienced delays in getting the required construction personnel for the improvements.

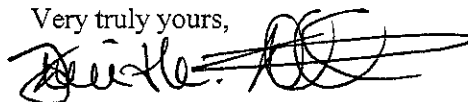
The Town Board should be cognizant that 5220 Merrick LLC sought and obtained Variance approvals on April 12, 2018 (copies enclosed), as the foregoing bears directly on 5220 Merrick LLC's request for the extension.

While 5220 Merrick LLC intends to commence construction for the improvements to the subject property before November 14, 2018, it is seeking the extension of the Town Board approval to ensure its compliance with Town Code Section 246-9.3.5.

Enclosed you will find one (1) check made payable to the "Town of Oyster Bay" in the amount of \$250.00, representing the Site Plan approval extension request fee.

Should you have any questions concerning the foregoing or require additional information please do not hesitate to contact our office. Thank you for your consideration and anticipated approval of 5220 Merrick LLC's request.

Very truly yours,



David N. Altman

Encls.

Meeting of November 14, 2017

Resolution No. 764-2017

WHEREAS, 5220 MERRICK LLC, fee owner, has petitioned the Town Board of the Town of Oyster Bay ("Town Board") for a Special Use Permit and Site Plan Approval to operate a 1,345 square foot convenience store together with a gasoline service station at premises located in a Neighborhood Business (NB) District at 5220 Merrick Road, Massapequa, Town of Oyster Bay, County of Nassau, State of New York and described as Section 66, Block 2, Lot 102, 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 August 15, 2017, 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 and submitted its "Review of Action and Determination of Significance," regarding the environmental impacts contemplated by said Petitions; and

WHEREAS, the "Review of Action and Determination of Significance" was duly made in the Town Environmental Quality Review Division's report dated October 6, 2017, with said report rendering the Division's assessment of the relevant environmental factors affected by the uses proposed in the subject Petition and recommending that the conclusions contained therein be accepted, and that same be deemed to constitute a Negative Declaration, indicating that the proposed actions would not cause significant impacts upon the environment and recommended, accordingly, that the Town Board issue a Negative Declaration; and

WHEREAS, the Nassau County Planning Commission, by Resolution No. 10209-17, adopted October 19, 2017, recommended local determination of 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 of the Department of Planning and Development, by memorandum dated July 24, 2017, has advised that the Department of Planning and Development has reviewed the following eight (8) plans prepared by Christopher M. Tartaglia, P.E., High Point Engineering, Farmingdale, NY:

Reviewed By
Office of Town Attorney

17120295

SHEET NO.	TITLE	DATE
SP-1	SITE PLAN	Christopher M. Tartaglia, P.E. 06/29/17
SP-2	GRADING DRAINAGE AND UTILITY PLAN	Christopher M. Tartaglia, P.E. 06/29/17
SP-3	LIGHTING PLAN	Christopher M. Tartaglia, P.E. 06/29/17
SP-4	LANDSCAPE PLAN	Christopher M. Tartaglia, P.E. 06/29/17
SP-5	DETAIL SHEET	Christopher M. Tartaglia, P.E. 06/29/17
A-1.0	PROPOSED FLOOR PLAN	Christopher M. Tartaglia, P.E. 05/04/17
A-2.0	EXTERIOR ELEVATIONS	Christopher M. Tartaglia, P.E. 05/04/17
CA-1	CANOPY PLAN AND ELEVATIONS	Christopher M. Tartaglia, P.E. 07/07/14

WHEREAS, Elizabeth L. Maccarone, Commissioner of the Department of Planning and Development, by memorandum dated July 24, 2017, further reported that the plans submitted comply with the standards set forth in the Code of the Town of Oyster Bay, Section 246.6, Site Plan Review, and recommends Town Board approval for the site plans enumerated herein,

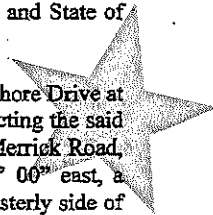
NOW, THEREFORE, BE IT RESOLVED, That the Town Board of the Town of Oyster Bay does hereby adopt a Negative Declaration with respect to the Petition of 5220 MERRICK LLC, fee owner, for a Special Use Permit and Site Plan Approval to operate a 1,345 square foot convenience store together with a gasoline service station at premises located in a Neighborhood Business (NB) District at 5220 Merrick Road, Massapequa, Town of Oyster Bay, County of Nassau, State of New York and described as Section 66, Block 2, Lot 102, on the Land and Tax Map of Nassau County; and be it further

RESOLVED, That the Petition of 5220 MERRICK LLC, fee owner, for a Special Use Permit and Site Plan Approval to operate a 1,345 square foot convenience store together with a gasoline service station at premises located in a Neighborhood Business (NB) District at 5220 Merrick Road, Massapequa, Town of Oyster Bay, County of Nassau, State of New York and described as Section 66, Block 2, Lot 102, on the Land and Tax Map of Nassau County, is hereby GRANTED, on the premises described as follows:

SCHEDULE A

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

BEGINNING at a point on the easterly side of West Shore Drive at the southwesterly end of the new diagonal line connecting the said side of West Shore Drive with the southerly side of Merrick Road, Said Point of Beginning being distant north 04° 20' 00" east, a distance of 192.28 feet from a point formed by the easterly side of



17120295

West Shore Drive with the northerly side of South Merrick Road, and from said point of beginning, running thence;

- (1) Along said new diagonal line connecting the said easterly side of West Shore Drive with the said southerly side of Merrick Road, north $52^{\circ} 07' 21''$ east, a distance of 18.86 feet to a point of curvature, thence;
- (2) Along the southerly side of Merrick Road on a curve to the left, having a radius of 2006.69 feet, a central angle of $01^{\circ} 49' 04''$, and an arc length of 63.67 feet to a point, thence;
- (3) Continuing along the southerly side of Merrick Road, north $80^{\circ} 44' 00''$, a distance of 72.96 feet to a point, thence;
- (4) Along the dividing line between Lot 102 and Lot 103, Block 2, south $09^{\circ} 16' 00''$ east, a distance of 94.90 feet to a point, thence;
- (5) Along the dividing line between Lot 102 and Lots 78, 81 & 82, Block 2, south $80^{\circ} 44' 00''$ west, a distance of 174.19 feet to a point in the easterly side of West Shore Drive, thence;
- (6) Continuing along the aforementioned easterly side of West Shore Drive, north $04^{\circ} 20' 00''$ east, a distance of 89.39 feet to the Point or Place of Beginning.

SAID premises are known and described as Section 66, Block 2, Lot 102 on the Land and Tax Map of the County of Nassau.

and be it further

STATE OF NEW YORK,
COUNTY OF NASSAU,
TOWN OF OYSTER BAY

} ss:

I,

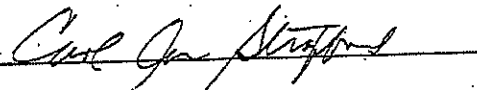
Carol Ann Strafford, Director of Legislative Affairs

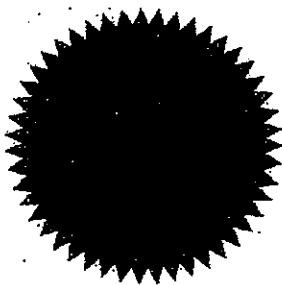
DO HEREBY CERTIFY that I have compared the annexed with the original

Resolution No. 764-2017, adopted by the Town Board of the Town of Oyster Bay at their meeting of November 14, 2017 GRANTING Special Use Permit and Site Plan Approval to 5220 Merrick LLC, fee owner, on the premises located at 5220 Merrick Road, Massapequa, New York

filed in the Town Attorney's Office Legislative Affairs
and that the same is true transcript thereof, and of the whole of such original.

In Testimony Whereof, I have hereunto signed
my name and affixed the seal of said Town
this 15th day of November 2017


Carol Ann Strafford
Director, Legislative Affairs



17120275

WHEREAS, John Canning, Commissioner of the Department of Human Resources, by memorandum dated October 22, 2018, advised that the following health premiums have been quoted by HIP Health Plan of New York, effective January 1, 2019 through December 31, 2019:

<u>OPTION</u>	<u>COVERAGE</u>	<u>RATE/MONTH</u>	<u>RATE VARIATION</u>	<u>ENROLLMENT</u>
HIP PRIME:	Single	\$1,174.77	10.1% over 2018	20
	Family	\$2,878.19	19.7% over 2018	19
MEDICARE RISK-NY:	NYC	\$420.77	3.5% over 2018	00
	Nassau	\$490.98	3.4% over 2018	06
	Westchester	\$537.16	3.6% under 2018	00
	Suffolk	\$580.68	12.0% over 2018	03

WHEREAS, Commissioner Canning, by memorandum dated October 22, 2018, recommended that the HIP Health Plan of New York be approved by the Town Board as a continued Health Insurance Option through December 31, 2019, and that funding be encumbered in the amount of \$1,073,232.48, in Account No. TWN AMM 9060 80010 000 0000 000, for the period from January 1, 2019 through December 31, 2019, which allows for an approximate four percent (4%) increase in enrollment at the average monthly premium, and a broker advisory fee not to exceed 4%,

NOW, THEREFORE, BE IT RESOLVED, That the Town Board hereby approves HIP Health Plan of New York as a continued Health Insurance Option through December 31, 2019, and directs the Supervisor to execute the appropriate contract and/or renewal documents with HIP Health Plan of New York, at the above listed rates, for the period from January 1, 2019 through December 31, 2019; and be it further

RESOLVED, That funding be encumbered in the amount of \$1,073,232.48, in Account No. TWN AMM 9060 80010 000 0000 000, and the Comptroller is hereby authorized and directed to make payment for same, 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 Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Human Resources

Reviewed By
Office of Town Attorney
Elizabeth A. Jaughnan

Town of Oyster Bay Inter-Departmental Memo

October 22, 2018

TO: Memorandum Docket

FROM: John Canning, Commissioner
Department of Human Resources

SUBJECT: 2019 Rates and Funding for Health Insurance Option-HIP of NY

Pursuant to Town Board Resolution no. 815-94, the Honorable Town Board authorized optional health insurance for employees who select said coverage. The following premiums have been quoted by HIP Health Plan of New York, effective January 1, 2019 through December 31, 2019:

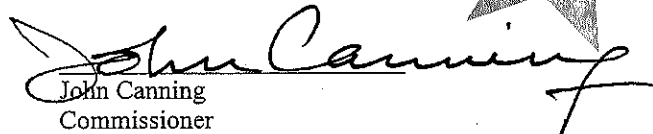
<u>OPTION</u>	<u>COVERAGE</u>	<u>RATE/MO.</u>	<u>RATE VARIATION</u>	<u>ENROLLMENT</u>
HIP PRIME:				
	SINGLE	\$ 1,174.77	10.1% over 2018	20
	FAMILY	\$ 2,878.19	19.7% over 2018	19
MEDICARE RISK-NY:				
	NYC	\$ 420.77	3.5% over 2018	00
	NASSAU	\$ 490.98	3.4% over 2018	06
	WESTCHESTER	\$ 537.16	3.6% under 2018	00
	SUFFOLK	\$ 580.68	12.0% over 2018	03

The total number of HIP enrollees is forty-eight (48), with an average HIP enrollee monthly premium of \$1,791.58. The average monthly premium cost will be \$85,996.20, which includes the broker advisory fee.

Therefore, I recommend that HIP Health Plan of New York be approved by the Town Board as a continued Health Insurance Option through December 31, 2019, and that funding be encumbered in the amount of \$1,073,232.48, in account no. TWN AMM 9060 80010 000 0000 000, for the period January 1, 2019 through December 31, 2019, which allows for an approximate 4% increase in enrollment at the average monthly premium, and a broker advisory fee not to exceed 4%.

It is further requested that the Honorable Town Board authorize the Town Supervisor to exercise the renewal option with HIP Health Plan of New York at the above listed rates for the year 2019.

As per usual procedure, this is an annual renewal option, and it is further requested that this matter be placed on the Town Board Calendar for action for the next meeting.


John Canning
Commissioner
Department of Human Resources

JC:dor
Attachs.
Town Attorney (Original w/7 copies)

RENEWAL PLAN
RATES FOR: TOWN OF OYSTER BAY TOWN HALL DE,PT HUM RES
EFFECTIVE DATE: 01/01/2019
PLAN OPTION: HIP PRIME HMO - LG
NETWORK: HIP PRIME NETWORK
CONTRACT #: 1102105001
AREA: Downstate NY
Comment: 1/1/2019 HMO renewal benefit set PHSTDB336 -- also valid for 1102105901

		<u>INDIVIDUAL</u>	<u>FAMILY</u>
PREMIUM RATE	CR	\$1,174.77	\$2,878.19
BROKER ADVISORY FEE	4.00 %	\$46.99	\$115.13
TOTAL BILLED AMOUNT		\$1,221.76	\$2,993.32

SCHEDULE OF BENEFITS INCLUDED IN ABOVE RATES

<u>BASE BENEFIT</u>	<u>CODE</u>	<u>DESCRIPTION</u>
BASE PLAN:	PHSTDB	HIP PRIME HMO - LG
BASE PLAN COPAYS:		
---- PCP VISIT	RHOVA0	No Copay - PCP Office Visits
---- SPECIALIST VISIT	RHSVA0	No Copay - Specialist
---- IP HOSP	RHIPA0	No Copay - IP Hosp.
---- AMBULATORY SURG.	RHAMA0	No Copay - Ambulatory Surgery
---- EMERGENCY ROOM	RHERA0	No Copayment

<u>ADDITIONAL RIDERS</u>	<u>CODE</u>	<u>DESCRIPTION</u>
RX	RHRX65	\$0/\$0 Formulary Required.
DME	RHDMA0	No Deductible, Covered In Full DME
PDN	RHPDNA	Covered In Full
SNF DAYS	RHSNA5	Unlimited Days - SNF
HHC VISITS	RHHCA1	200 Visits - HHC
IP THERAPIES	RHITA2	90 Day Limit - IP Therapies
OP THERAPIES	RHPTA3	90 visits
IP MH CARE	RHMUA0	Unlimited Days
IP ALC/SA DETOX	RHDXA0	Unlimited Days - IP ALC & SA Detox
IP ALC/SA REHAB	RHSUA0	Unlimited Days - IP ALC & SA Rehab
OP ALC/SA REHAB	RHUSA0	\$0 Copay, Unlimited Visits - ALC & SA Rehab
OP MH CARE	RHYUA0	Unlimited Visits \$0 copay
DIALYSIS COPAY	RHKDA1	\$10 Copay Dialysis Treatment
REFRACTIVE EYE	RHRED4	\$0 Copay - Refractive Eye Exam
DIABET. SUPPLY COPAY	RHDSA0	No Copay - Diabetic Supplies
PREV. DENTAL	RHPREV	Preventive Included
FERTILITY	N/A	Base Benefit - Infertility
OPTICAL	RHOPTC	Eyeglasses \$35 Every 24 Mos.
HEALTH FITNESS CENTER REIMBURS.	N/A	Not Covered
ALTERNATIVE MEDICINE BENEFITS	N/A	Not Covered
NURSE ADVICE LINE	N/A	Not Covered
WELLNESS RIDER	N/A	Not Covered
TELEMEDICINE HIP LG	N/A	Not Covered
NETWORK FACTOR	N/A	HIP Prime Net Area Factor All Locations
DEPENDENTS		
---- CLASS TWO	N/A	Class 2 Dependents Not Covered
---- DEPENDENT CHILDREN	DC26M	Dep Children To EOM In Which They Turn 26
---- DOMESTIC PARTNERS	N/A	Domestic Partners Covered
---- GRANDCHILDREN	N/A	Grandchildren Not Covered
---- STUDENT DEPENDENTS	SD26M	Students To EOM In Which They Turn 26
MAXIMUM OOP	RHBXA3	\$6,600 Ind/\$13,200 Fam OOP Max
OTHER	RHTOPA	Family Planning Services - Included

COMMENTS: **RATES FILED FOR USE WITH NYSDFS**
Your signature represents the approved Premium Rate includes a Broker Advisory Fee (BAF) which is reflected in the total amount due. This fee is included in the Premium Rate, but does not constitute health insurance premium. The BAF has been negotiated and agreed to between the employer and the Broker/Agent. The above rates are based on Community Rating. No other rating method may be used. HIP Health Plan of New York (HIP) is an EmblemHealth company. Certain benefit changes and associated rates that comprise the premiums shown are subject to approval by the New York State Insurance Department.

RENEWAL

2019 Medicare Worksheet

Group Name:
Group Number:
Standard Plan:

Town Of Oyster Bay Town Hall Dept Hum Res
11021051001
Standard Plan 2_Option 2

Effective Date:
1/1/2019

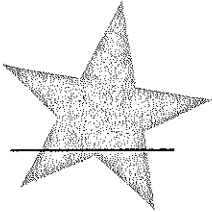


	<u>BRONX, KINGS,</u>	<u>SI, NASSAU</u>	<u>SUFFOLK</u>	<u>WESTCHESTER</u>
	<u>NY, QUEENS</u>			
Jan 2019 Final Billed Rates	\$420.77	\$490.98	\$580.68	\$537.16

<u>Item</u>	<u>Description</u>
PCP Copay	\$0 Copay
Specialist Copay	\$10 Copay
IP Copay	\$50 Copay per day days 1-5; \$0 copay days 6-90
IP Therapy Copay	\$50 Copay per day days 1-5; \$0 copay days 6-90
IP Detox Copay	\$50 Copay per day days 1-5; \$0 copay days 6-90
Preventive Services	Covered Preventive Services
Chiro Copay	\$10 Copay
AmSurg Copay	\$50 Copay; \$150 Copay Ambulatory Surgery/Outpatient Facility
X-Ray Copay	\$10 office visit and \$50 outpatient facility
OP Mental Health Copay	\$10 Copay
OP Therapies Copay	\$10 Copay U.OTHRP CT,OT,PT,RT,ST
OP Sub. Abuse Copay	\$10 Copay Unlimited Outpatient SA
Urgent Care Copay	\$10 Copay
ER Copay	\$90 Copay ER
SNF Benefit	\$0 Copay Day(s) 1-20/\$50 Day(s) (21-100)
Ambulance Copay	\$50 Copay
Radiation Therapy Copay	\$50 Copay
Home Health Care Copay	\$0 Copay Unlimited Home Health Care
Eye Exam Copay	\$15 Copay Medicare; \$15 Copay routine 1 visit per year
Hearing Exam Copay	\$10 Copay Medicare; \$10 Copay Routine; 1 Routine visit p/yr
OP Facility Copay - MRI, CAT, PET	\$50 Copay - OP Facility MRI,CAT,PET
Lab Copay	\$0 Copay Outpatient Lab
Podiatry Copay	\$10 Copay; 4 Routine Visit / Yr
DME	10% Coinsurance - DME
Private Duty Nursing	Not Covered Private Duty Nursing
Hearing Aid	1 hearing aid or a \$500 hearing aid credit every 36 months
Dialysis Transportation	Not Covered -Dialysis Transportation
Dialysis	10% Coinsurance - Dialysis
Optical	\$0 Copay 1 Pair /12 months
Dental	Preventive dental covered
Health Advocate	Not Covered Health Advocate
Part B Rx	10% Coinsurance - Part B Drugs/Chemotherapy
OOP Max	\$6,700 OOP Max
Rx	\$0;\$5/\$10;\$15/\$40;\$47/23%;25%/33% Full Gap Coverage
Fitness	N/A

Signature

Date



121
DEC. 13 1984

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

Supervisor Yevoli	Absent
Councilman Clark	Aye
Councilman Delligatti	Aye
Councilman Ocker	Aye
Councilman Symons	Aye
Councilman Kunzig	Absent
Councilman Savinetti	Absent

The following resolution was offered by Councilman Clark and seconded by Councilman Delligatti:

#815 WHEREAS, Fanny L. Corsentino, Commissioner of the Department of Human Resources, and Lauren J. Elliot, Assistant to the Director of Employee Benefits & Insurance, by memorandum dated November 28, 1994, recommend continuation of the optional U.S. Healthcare and H.I.P., H.M.O. programs, at premiums set forth in the aboveresferred memorandum, for the period of January 1, 1995 through December 31, 1995, with the allowance for two (2) additional family enrollees in the most expensive H.I.P. plan; and

WHEREAS, the required funding for said insurance is \$397,398.00 for the period of January 1, 1995 through December 31, 1995,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned recommendations are hereby accepted, the Town Board hereby approves the continuation of the U.S. Healthcare and H.I.P., H.M.O. programs at the premiums set forth in the aboveresferred memorandum, and the Supervisor is hereby authorized and directed to enter into an agreement to continue such healthcare with U.S. Healthcare and H.I.P.; and be it further

RESOLVED, That payment is hereby authorized and directed to be made upon the submission of a duly certified claim, after audit by the Comptroller.

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

Supervisor Yevoli	Absent
Councilman Clark	Aye
Councilman Delligatti	Aye
Councilman Ocker	Aye
Councilman Symons	Aye
Councilman Kunzig	Absent
Councilman Savinetti	Absent

The following resolution was offered by Councilman Clark and seconded by Councilman Delligatti:

#16 WHEREAS, Resolution No. 811-93, adopted on December 14, 1993, authorized the continuation of the Empire Plan through December 31, 1994; and

WHEREAS, Fanny L. Corsentino, Commissioner of the Department of Human Resources, and Lauren Elliot, Assistant to the Director of Employee Benefits and Insurance, by memorandum dated November 29, 1994, recommend that the Empire Plan be continued for an additional twelve (12) months, effective January 1, 1995 through

WHEREAS, John Canning, Commissioner of the Department of Human Resources, by memorandum dated October 26, 2017, advised that the following health premiums have been quoted by HIP Health Plan of New York, effective January 1, 2018 through December 31, 2018:

<u>OPTION</u>	<u>COVERAGE</u>	<u>RATE/MONTH</u>	<u>RATE VARIATION</u>	<u>ENROLLMENT</u>
HIP PRIME:	Single	\$1,066.97	8.73% over 2017	15
	Family	\$2,404.19	8.73% over 2017	21
MEDICARE				
RISK-NY:	NYC	\$406.22	5.00% under 2017	00
	Nassau	\$474.61	11.45% over 2017	08
	Westchester	\$557.32	24.50% over 2017	00
	Suffolk	\$518.35	12.00% over 2017	02

WHEREAS, Commissioner Canning, by memorandum dated October 26, 2017, recommended that the HIP Health Plan of New York be approved by the Town Board as a continued Health Insurance Option through December 31, 2018, and that funding be encumbered in the amount of \$980,553.24, in Account No. TWN AMM 9060 80010 000 0000 000, for the period from January 1, 2018 through December 31, 2018, which allows for an approximate four percent (4%) increase in enrollment at the average monthly premium, and a broker advisory fee not to exceed 4%,

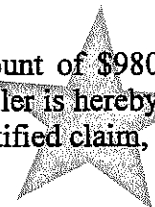
NOW, THEREFORE, BE IT RESOLVED, That the Town Board hereby approves HIP Health Plan of New York as a continued Health Insurance Option through December 31, 2018, and directs the Supervisor to execute the appropriate contract and/or renewal documents with HIP Health Plan of New York, at the above listed rates, for the period from January 1, 2018 through December 31, 2018; and be it further

RESOLVED, That funding be encumbered in the amount of \$980,553.24, in Account No. TWN AMM 9060 80010 000 0000 000, and the Comptroller is hereby authorized and directed to make payment for same, upon presentation of a duly certified claim, after audit.

Reviewed By
Office of Town Attorney

RECEIVED

NOV 20 2017
OFFICE OF HUMAN RESOURCES
TOWN OF WESTCHESTER



Meeting of November 20, 2018

Resolution No. 711-2018

WHEREAS, James Altadonna, Jr., Town Clerk, by memorandum dated October 18, 2018, recommended that the Town Board authorize a refund in the amount of \$100.00 to Oscar Zaldana, 735 Carmans Road, Massapequa Park, N.Y. 11762, for a resident parking permit which he replaced with a senior parking permit,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Town Board authorizes a refund to Oscar Zaldana, in the total amount of \$100.00, and payment of said refund is to be made upon presentation of a duly certified claim therefor, after audit by the Comptroller; and be it further

RESOLVED, That funds for said payment are to be drawn from Account No. HWY ST 0001 01721 000 0000.

-#-

Reviewed By
Office of Town Attorney

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

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

cc: Supervisor
Town Attorney
Comptroller
Town Clerk

16

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

October 18, 2018

TO: MEMORANDUM DOCKET
FROM: HON. JAMES ALTADONNA JR., TOWN CLERK
SUBJECT: REFUND OF PARKING PERMIT FEE

Town Board authorization is requested to refund \$100.00 to Oscar Zaldana, 735 Carmans Road, Massapequa Park, NY 11762.

Mr. Zaldana is a senior who sent his son in law in for his parking permit. There was no mention of Mr. Zaldana being a senior, so he was charged \$100.00.

Mr. Zaldana has since purchased a senior permit and is requesting a refund of \$100.00 for the resident parking permit.

This refund is to be appropriated from Account No. HWY ST 0001 01721 000 0000.


HON. JAMES ALTADONNA JR.
TOWN CLERK

JA
cc: Town Attorney with 7 copies
Attachments

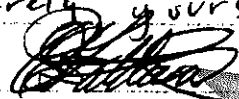
Tues - 10/16/18

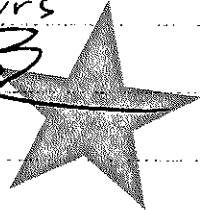
FROM: OSCAR ZALDANA

TO: PARKING PERMIT TOWN OF OYSTER BAY

I AM OSCAR ZALDANA AM A SENIOR
CITIZEN AND I HAD MY SON IN LAW BUY MY
PARKING PERMIT FOR MASSAPEQUA TRAIN STATION Yesterday
10/15/18 AND WAS CHARGED FULL PRICE, THE SENIOR
CITIZEN discount WAS NOT applied. I WAS NOT Present
AT TIME to present license for my Chevy cruze License
plate # HRB 7329 Parking Permit # 24540. I AM THE
Registrant of this vehicle. I want my full refund back
of \$100 dollars Thank you Sincerely yours

x





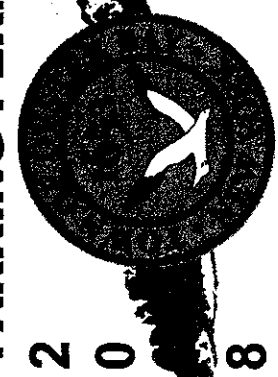
TOWN OF OYSTER BAY
TOWN CLERK
TOWN HALL SOUTH
977 HICKSVILLE RD
OYSTER BAY, NY 11758
DATE 10/15/2018 MON TIME 10:21

RES PARK \$100	\$100.00
TOTAL	\$100.00
CASH	\$100.00
CLERK 1	106074 00000

0702/13/13
EXPIRES

DS 0
8 7
9 5 4
2 3
1 2 1

24540



8

PARKING PERMIT

NEW YORK STATE REGISTRATION DOCUMENT

G PAS
HRB7329
2017 CHEVR NONTTRANSFERABLE
40SD BL
002856 G 4 GM554729 APR 08 2017
W/Seal Fuel/Gal

ZALDANA, OSCAR
735 CARMANS RD
MASSAPEQUA PK NY 11762

Expires 04/07/19
NYMA
23.50

ANNUAL CHG
AUT PAID (REG, ADD CHG)
207.00

VEHICLE IS PERMITTED IN ANY PERMITTED
PARKING AREA OF THE TOWN.

SIGNATURE OF APPLICANT
Walt DeAr

THE ADDRESS SET
: MOTOR VEHICLE
MAKE APPLICATION
VEHICLE WHEN SPACE
AREAS DESCRIBED
ES AND TRAFFIC,
CTIONS PURSUANT

PAY SHALL NOT BE
O, THE DESCRIBED
OCCURRING WHILE

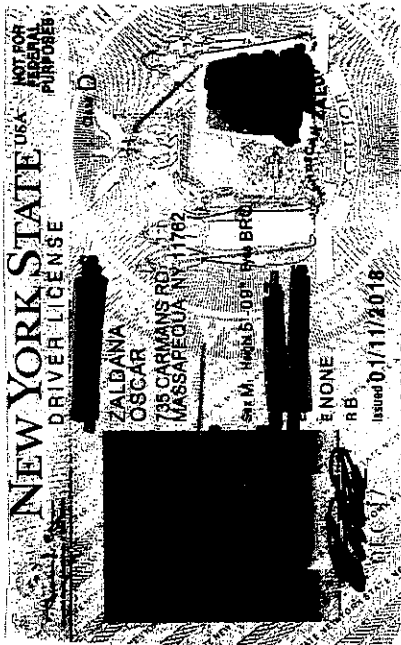
FOR OFFICE USE ONLY

PERMIT NO. 24540

DATE ISSUED 10/16/18

☒ CASH ☐ CHECK ☒ REG. SUBMITTED ☐ UTILITY SUBMITTED

ISSUED BY HL



NAME OSCAR ZALDANA

STREET 735 CARMANS ROAD

CITY MASSAPEQUITT NY ZIP 11762

NYS LICENSE PLATE/YEAR HRB7329/2017

MAKE CHEVR BODY TYPE/COLOR 4DSD/BL


FEE 100.00 PERMIT TYPE R

PHONE NUMBER

PLEASE SIGN REVERSE SIDE ON BOTTOM OF PAGE WHERE INDICATED

PARKING PERMIT

208



24540

1 2 3
4 5 6
7 8 9
0 SP

EXPIRES
3/31/2020

Meeting of November 20, 2018

Resolution No. 712-2018

WHEREAS, James Altadonna, Jr., Town Clerk, by memorandum dated October 19, 2018, recommended that the Town Board authorize payment of a refund in the amount of \$50.00 to Eileen Hirsch, 10 Crescent Drive, Old Bethpage, New York 11804, for one-year's permit fee for a vehicle she sold,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Town Board authorizes payment of a refund to Eileen Hirsch, in the total amount of \$50.00, and payment of said refund is to be made upon presentation of a duly certified claim therefor, after audit by the Comptroller; and be it further

RESOLVED, That funds for said payment are to be drawn from Account No. HWY ST 0001 01721 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 Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Town Clerk

Reviewed By
Office of Town Attorney

17

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

October 19, 2018

TO: MEMORANDUM DOCKET
FROM: HON. JAMES ALTADONNA JR., TOWN CLERK
SUBJECT: REFUND OF PARKING PERMIT FEE

Town Board authorization is requested to give a partial refund of \$50.00 to Eileen Hirsch, 10 Crescent Drive, Old Bethpage, New York 11804 for a parking permit she purchased.

Ms. Hirsch purchased 5 parking permits, however she sold one of the cars and has no need for this parking permit. She returned the parking permit to our office and is requesting a refund of \$50.00.

This refund is to be appropriated from Account No. HWY ST 0001 01721 000 0000.


HON. JAMES ALTADONNA JR.
TOWN CLERK

JA
cc: Town Attorney (+7 Copies)
Attachment

Eileen Hirsch
10 Crescent Drive
Old Bethpage, NY 11804
October 16, 2018


Town Clerk
James Altadonna Jr.
Oyster Bay Town Hall
54 Audrey Avenue
Oyster Bay, NY 11771
ATTN: Lori

Dear Lori,

I sold my 2000 Chevrolet Monte Carlo, license plate BY755C and as required, I removed the Town of Oyster Bay Parking permit from the vehicle prior to selling it.

I am asking for a refund on the unused portion of the Parking Permit.

The parking permit fee of \$100 was mailed in on 03/31/2018 to cover the effective period of 2 years April 1, 2018, through March 31, 2020. There are 18 months of unused use on this parking permit.

After speaking with your office, I understand that I can only receive a refund for an unused year. Please mail the requested refund of \$50.00 to the above listed address.

The following items were enclosed with my first letter to your office dated October 9, 2018:
the removed Town of Oyster Bay parking sticker
the FS-6T receipt from the NYS DMV showing I have surrendered the license plates
copy of the registration from when I owned the car

Thank you,


Eileen Hirsch

208



PARKING PERMIT

15972

1234567890

EXPIRES 3/31/2020

CHANGES ONLY

NAME EILEEN HIRSCH

STREET 10 CRESCENT DRIVE

CITY OLD BETHPAGE STATE NY ZIP 11804-1513

NYS LICENSE PLATE/YEAR BY755C/2000

MAKE CHEVR BODY TYPE/COLOR 2DSD/BK

FEE 100.00 PERMIT TYPE R

PHONE NUMBER (516) 249-8260

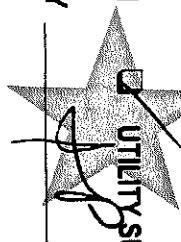
PLEASE SIGN REVERSE SIDE ON BOTTOM OF PAGE WHERE INDICATED

I HEREBY CERTIFY THAT I RESIDE AT THE ADDRESS SET FORTH, THAT I AM THE OWNER OF THE MOTOR VEHICLE HEREINAFTER DESCRIBED, AND THAT I MAKE APPLICATION FOR A PERMIT TO PARK SUCH MOTOR VEHICLE WHEN SPACE IS AVAILABLE IN PERMITTED PARKING AREAS DESCRIBED IN TOWN ORDINANCE MOTOR VEHICLES AND TRAFFIC, CHAPTER 233 OR RULES AND REGULATIONS PURSUANT THERETO.


I AGREE THAT THE TOWN OF OYSTER BAY SHALL NOT BE LIABLE FOR ANY LOSS OF, OR DAMAGE TO, THE DESCRIBED MOTOR VEHICLE OR ITS EQUIPMENT, OCCURRING WHILE SUCH MOTOR VEHICLE IS PARKED IN ANY PERMITTED PARKING AREA OF THE TOWN.


SIGNATURE OF APPLICANT

FOR OFFICE USE ONLY

PERMIT NO. 15972
DATE ISSUED 5/4/18
☒ CHECK ☒ REG. SUBMITTED
☐ CASH ☒ UTILITY SUBMITTED
ISSUED BY 

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2
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15972

EXPIRES
3/31/2020

PARKING PERMIT

208

Check amount



E PAS
BY755C
2000 CHEVR NONTRANSFERABLE
2DSD BK [REDACTED]
003322 G 6 GZ929507 DEC 26 2017
Wt/Seat Fed/Cyl JPL HCK406

Expires 10/16/19

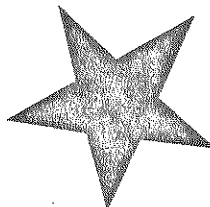
HIRSCH, EILEEN, H
10 CRESCENT DR
OLD BETHPAGE NY 11804

NYMA
26.75

ANNUAL CHG
AMT PAID (INCL ADD CHG)

[REDACTED] VOID IF ALTERED EXCEPT FOR ADDRESS

60.00





New York State
Department of Motor Vehicles

TO REMOVE THIS VEHICLE FROM POLICY
SUBMIT COPY TO INSURANCE COMPANY
PLATE SURRENDER

ONE YEAR REFUND REQUESTED

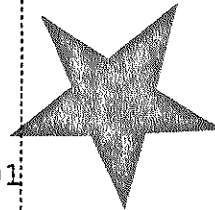
PLATE	REG TYPE	YR	MAKE	REG EXPIRES
BY755C	PAS	2000	CHEVR	10/16/19

HIRSCH, EILEEN, H
10 CRESCENT DR
OLD BETHPAGE NY 11804

VIN [REDACTED]
SURRENDER DATE 10/01/18
ITEMS SURRENDERED PLATES DESTROYED

[REDACTED] 2071457G OCT 01 201
[REDACTED] RLP HCK415

FS-6T (1/15) COMMISSIONER OF MOTOR VEHICLES PART 1



Meeting of November 20, 2018

Resolution No. 713-2018

WHEREAS, James Altadonna, Jr., Town Clerk, by memorandum dated October 19, 2018, recommended that the Town Board authorize a refund in the amount of \$100.00 to Deborah Dolinger, 19 Reading Lane, Bethpage, N.Y. 11714, for a resident parking permit which she replaced with a senior parking permit,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Town Board authorizes a refund to Deborah Dolinger, in the total amount of \$100.00, and payment of said refund is to be made upon presentation of a duly certified claim therefor, after audit by the Comptroller; and be it further

RESOLVED, That funds for said payment are to be drawn from Account No. HWY ST 0001 01721 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 Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Town Clerk

Reviewed By
Office of Town Attorney

18

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

October 19, 2018

TO: MEMORANDUM DOCKET
FROM: HON. JAMES ALTADONNA JR., TOWN CLERK
SUBJECT: REFUND OF PARKING PERMIT FEE

Town Board authorization is requested to refund \$100.00 to Deborah Dolinger, 19 Reading Lane, Bethpage, NY 11714

Mrs. Dolinger is a senior who inadvertently requested a resident parking permit, costing \$100.00.

Mrs. Dolinger has since purchased a senior permit and is requesting a refund of \$100.00 for the parking permit she received.

This refund is to be appropriated from Account No. HWY ST 0001 01721 000 0000.


HON. JAMES ALTADONNA JR.
TOWN CLERK

JA
cc: Town Attorney with 7 copies
Attachments

October 4, 2018

To who it may concern,

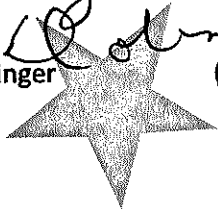
I am requesting a refund of \$100 for the Resident parking permit purchased March 2018. A copy of the check is is enclosed.

Thank you,

Deborah Dolinger
Steven Dolinger
Steven and Deborah Dolinger

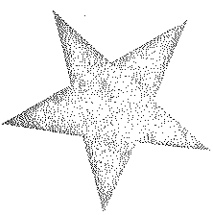
19 Reading Lane

Bethpage



CHANGES ONLY

NAME DEBORAH E DOLINGER
STREET 19 READING LN
CITY BETHPAGE STATE NY ZIP 11714-6312
NYS LICENSE PLATE/YEAR CCS1262/2010
MAKE FORD BODY TYPE/COLOR SB/GY
FEE 100.00 PERMIT TYPE R
PHONE NUMBER (516) 731-2145



PLEASE SIGN REVERSE SIDE ON BOTTOM OF PAGE WHERE INDICATED

000927

8

20

PARKING PERMIT

1 2 3

4 5 6

7 8 9

0 SP

EXPIRES 3/31/2020

I HEREBY CERTIFY THAT I RESIDE AT THE ADDRESS SET
FOR (Keep this document to show to the police and courts.)
HI NEW YORK STATE REGISTRATION DOCUMENT
IS E PAS
IN CCS1262
C 2010 FORD NONTRANSFERABLE
TI SUBN GY
3461 G 6 12989050 OCT 07 2016
WebSite Fee/Cyl WEB WEBCDA
Expires 10/30/18
M DOLINGER, DEBORAH, E *NYMA*
S 19 READING LN
P BETHPAGE NY 11714 ANNUAL CTG
28.25
AMT PAID (INCL. ADD CTG)
136.50
SIGNATURE OF APPLICANT *Dolinger*

FOR OFFICE USE ONLY

PERMIT NO. 927
DATE ISSUED 4/4/18
☒ CHECK ☒ REG. SUBMITTED
☐ CASH ☐ UTILITY SUBMITTED
ISSUED BY mg

1-7768/2280
DATE 3/22/18
2002

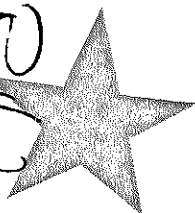
PAY TO THE ORDER OF James Detlevs J. Backlund \$ 1170.00
One thousand one hundred and 00 DOLLARS

Apple Bank
Apple Bank for Savings
3906 Hampden Turnpike
Basking Ridge, NY 11714

MEMO OS 1262

W. Conrad Veitling.

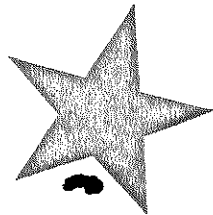
OVER



1

98

FOR DEPOSIT ONLY
TOWN OF OYSTER BAY
OFFICE OF THE TOWN CLERK
857820206
CHECK HERE AT THE TIME OF DEPOSIT
DO NOT WRITE, STAMP OR SIGN BELOW THIS LINE
RESERVED FOR FINANCIAL INSTITUTION USE *



WHEREAS, Resolution No. 849-2017, adopted on December 12, 2017, authorized and directed Nelson & Pope Engineers & Land Surveyor, PLLC, to provide on-call engineering services in connection with Contract No. PWC09-18, On-Call Engineering Services Relative to Site Development; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highway, by memorandum dated October 22, 2018, and Nelson & Pope Engineers & Land Surveyor, PLLC, by letter dated October 16, 2018, requested to utilize RTP Environmental Associates, Inc., as a sub-consultant for air and noise impact analysis relative to On-Call Engineering Services relative to Site Development under Contract No. PWC09-18,

NOW, THEREFORE, BE IT RESOLVED, that the request as hereinabove set forth is accepted and approved, and Nelson & Pope Engineers & Land Surveyor, PLLC, is hereby authorized to utilize RTP Environmental Associates, Inc., as a sub-consultant for air and noise impact analysis in connection with Contract No. PWC09-18.

-#-

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

Supervisor Saladino	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilwoman Alesia	Absent
Councilwoman Johnson	Recused
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Public Works
Environmental Resources

714
Reviewed By
Office of Town Attorney

21

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

OCTOBER 22, 2018

TO: MEMORANDUM DOCKET

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


SUBJECT: USE OF SUB-CONSULTANT
ON-CALL ENGINEERING SERVICES RELATIVE TO SITE DEVELOPMENT
CONTRACT NO. PWC09-18

The office of Nelson & Pope Engineers & Land Surveyor, PLLC has been authorized and directed by Resolution No. 608-2018 to proceed with On-Call Engineering Services relative to Site Development, for environmental impact analysis for projects subject to SEQRA, Contract No. PWC09-18.

Attached is a letter dated October 16, 2018 concerning a request by Nelson & Pope Engineers & Land Surveyor, PLLC to be authorized to use, as a sub-consultant, RTP Environmental Associates, Inc., for air and noise impact analyses relative to the above-captioned project.

The office of RTP Environmental Associates, Inc. has previously filed the necessary disclosure forms.

Therefore, it is hereby requested that Nelson & Pope Engineers & Land Surveyor, PLLC be authorized by resolution to use, as a sub-consultant, RTP Environmental Associates, Inc., for air and noise impact analyses relative to On-Call Engineering Services relative to Site Development, Contract No. PWC09-18.



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

 RWL/ACT/MR/ik

Attachments

c: Joseph Nocella, Town Attorney (w/7 copies)
Steven C. Ballas, Comptroller
Kathy Stefanich, DPW/Administration
Neil Bergin, Commissioner/Environmental Resources

PWC09-18 N&P DOCKET RTP SUB ADD



IT (MR)

NELSON & POPE

ENGINEERS | ARCHITECTS | SURVEYORS

JOSEPH R. EPIFANIA, PE • ROBERT G. NELSON JR., PE • THOMAS F. LEMBO, PE • ERIC J. McFERRAN, PE
THOMAS C. DIXON, PE • GREGORY D. PETERMAN, PLS • RUSSELL Z. SCOTT, PE • MICHAEL A. SQARA, RA

VICTOR BERT, PE • GARY S. BECKER, PE

572 WALT WHITMAN ROAD, MELVILLE NY 11747-2188
PHONE: 631.427.5665 • FAX: 631.427.5620 • NELSONPOPE.COM

October 16, 2018

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

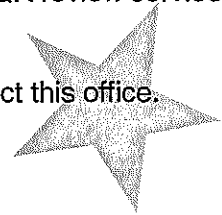
Re: On-Call Site / PWC 09-18
Sub Consultant Approval Request

Dear Commissioner Lenz:

Nelson & Pope (N&P) respectfully requests that the Town approve the following sub-consultant to supplement Nelson & Pope's staff based on the specific scope of services required for the SEQR/TEQR Review Assistance.

N&P is requesting the Town approve **RTP Environmental Associates, Inc.** as a sub-consultant. RTP will be assisting N&P in the review of air and noise impact analyses for the SEQR review services being conducted on behalf of the Town.

Should you require any additional information, please do not hesitate to contact this office.



Very truly yours,

Joseph R. Epifania, PE
Partner

Reviewed By
Office of Town Attorney

WHEREAS, Resolution No. 849-2017, adopted on December 12, 2017, authorized Nelson & Pope Engineers & Land Surveyor, PLLC, to provide engineering services to the Town of Oyster Bay under Contract No. PWC09-18, On-Call Engineering Services Relative to Site Development; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highway, by memorandum dated September 7, 2018, has requested that the Comptroller issue an encumbrance order in an amount not to exceed \$75,000.00, under Contract No. PWC09-18, for Environmental Impact Analysis for Projects Subject to SEQRA, with funds to be drawn from Account No. DER A 8090 44500 000 0000,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and the Office of the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$75,000.00, and to pay Nelson & Pope Engineers & Land Surveyor, PLLC, for services rendered under Contract No. PWC09-18, upon presentation of a duly certified claim, after audit, with funds to be drawn from Account No. DER A 8090 44500 000 0000, for Contract No. PWC09-18.

-#-

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

Supervisor Saladino	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilwoman Alesia	Abstain
Councilwoman Johnson	Recused
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Public Works
Environmental Resources

WHEREAS, Dawn Frey, President, Rocking the Road for a Cure, Inc. (RTRFAC), P. O. Box 404, Little Neck, New York 11383, by letter dated September 21, 2018, requested the use of Municipal Parking Field M-11, in Massapequa, from 9:00 a.m. to 7:00 p.m., on Sunday, October 14, 2018, as well as the use of ten (10) complete barricades and ten (10) S.O.R.T. pails, to be delivered on Friday, October 12, 2018, and collected on Monday, October 15, 2018, for the organization's 9th Annual Motorcycle Run for Breast Cancer, to be held on Sunday October 14, 2018; and

WHEREAS, John P. Bishop, Deputy Commissioner, Highway Department, by memorandum dated October 12, 2018, advised that the abovementioned property and equipment will not be required for use by the Town at that time, and that the Highway Department has no objection to providing same to Rocking the Road for a Cure, Inc.; and

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

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is approved, nunc pro tunc from October 14, 2018, and the Town Board ratifies John P. Bishop, Deputy Commissioner, Highway Department, having provided Rocking the Road for a Cure, Inc., with the use of Municipal Parking Field M-11, in Massapequa, from 9:00 a.m. to 7:00 p.m., on Sunday, October 14, 2018, as well as the use of ten (10) complete barricades and ten (10) S.O.R.T. pails, to be delivered on Friday, October 12, 2018, and collected on Monday, October 15, 2018, for conducting the organization's 9th Annual Motorcycle Run for Breast Cancer, held on Sunday October 14, 2018, subject to the following conditions:

1. The use of all Town property and equipment shall be in conformance with the direction of the Deputy Commissioner of the Highway Department, or his duly authorized representative.

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

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

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Public Works
Highway
Public Safety

Reviewed By
Office of Town Attorney
Ralph P. O'Leary

22

TOWN OF OYSTER BAY

Inter-Departmental Memo

October 12, 2018

TO: MEMORANDUM DOCKET

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

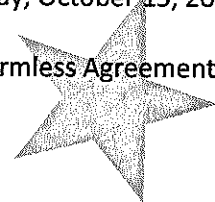
SUBJECT: ROCKING THE ROAD FOR A CURE INC
9TH ANNUAL MOTORCYCLE RUN FOR BREAST CANCER
NUNC PRO TUNC - OCTOBER 14, 2018


Enclosed please find a copy of the letter from Dawn Frey, President, requesting our assistance on behalf of the Rocking the Road for a Cure Inc in conducting their 9th annual Motorcycle Run for Breast Cancer on Sunday, October 14, 2018.

The Highway Department has no objection to the Rocking the Road for a Cure Inc. utilizing municipal parking field M-11 on Sunday October 14, 2018 for their 9th annual Motorcycle Run for Breast Cancer event.

In addition, the Highway Department can readily supply the ten (10) complete barricades and ten (10) SORT pails, to be delivered on Friday, October 12, 2018 and picked up on Monday, October 15, 2018.

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




JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kaz
Attachments

CC: Town Attorney (7) copies
Richard Lenz, P.E., Commissioner DPW
Doug Robalino, General Foreman 002
Justin McCaffrey, Commissioner, Public Safety Department



ROCKING THE ROAD FOR A CURE

A Nonprofit 501(c)(3) Organization for Breast Cancer Wellness Programs and Support Services

September 21, 2018

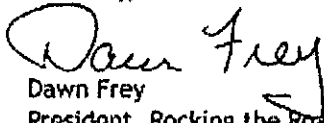
Town of Oyster Bay Highway Dept.
150 Miller Place
Syosset, NY 11791

To Whom It May Concern:

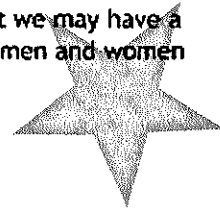
Greetings! My name is Dawn Frey and I am the founder and president of Rocking the Road for a Cure, Inc., a nonprofit 501(c)(3) organization dedicated to providing free in-home wellness programs and support services to breast cancer patients in Queens and Long Island. I am contacting you to request a permit for exclusive use of the parking lot located on the west side of the American Legion Post 1066 at 66 Veterans Blvd, Massapequa, NY 11758 on Sunday, October 14, 2018 from 9:00am until 7:00pm. We are hosting our 9th Annual Motorcycle Run for Breast Cancer and will require space for participating motorcycles, vendors, raffle tables, tarps, tables, chairs, etc. *10 barricades, 10 SORT pairs.* M-11

Your assistance in this matter would be very much appreciated, so that we may have a successful fundraising event and continue to help improve the lives of men and women undergoing breast cancer treatment. Thank you for your support.

Sincerely,



Dawn Frey
President, Rocking the Road for a Cure



Rocking the Road for a Cure, Inc. P.O. Box 404, Little Neck, NY 11363 PHONE: (516) 417-1911
WEBSITE <https://rockingtheroadforcure.org>
EMAIL rockingtheroadforcure@gmail.com

Rocking the Road for a Cure is a 501(c)(3) nonprofit organization

ACORD

CERTIFICATE OF LIABILITY INSURANCE

TSHIRAR

DATE (MM/DD/YYYY)
9/13/18

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

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

PRODUCER	K & K Insurance Group, Inc. P.O. Box 2338 Fort Wayne, In 46801	CONTACT NAME	MOTORSPORTS
		PHONE (A/C No. Ext.)	800-348-1839
		FAX (A/C No.)	260-459-5118
		E-MAIL ADDRESS	KK.MOTORSPORTS@KANDKINSURANCE.COM
		INSURER(S) AFFORDING COVERAGE	NAIC #
		INSURER A: NATIONAL CASUALTY COMPANY	11991
INSURED	AMERICAN MOTORCYCLE ASSOCIATION, INC. D/B/A AMERICAN MOTORCYCLIST ASSOCIATION 11515 YARMOUTH DR. PICKERINGTON, OH 43147	INSURER B:	
		INSURER C:	
		INSURER D:	
		INSURER E:	
		INSURER F:	

COVERAGES CERTIFICATE NUMBER: 1953664 REVISION NUMBER:

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

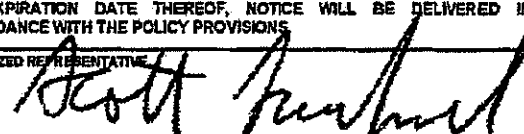
INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD / WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR Owners & Contractors <input checked="" type="checkbox"/> \$100,000 E&O GENL AGGREGATE LIMIT APPLIES PER. <input type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC. OTHER:	Y	EE00007155000	12:01AM 11/30/17	12:01AM 11/30/18	EACH OCCURRENCE 1000000 DAMAGE TO RENTED PREMISES (Ex occurrence) 300000 MED EXP (Any one person) NC PERSONAL & ADV INJURY 1000000 GENERAL AGGREGATE NONE PRODUCTS-COMP/OP AGG 5000000 Part Lgl Liab 1000000
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY					COMBINED SINGLE LIMIT (Ex Accident) BODILY INJURY (Per person) BODILY INJURY (Per accident) PROPERTY DAMAGE (Per accident)
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> RETENTION					EACH OCCURRENCE AGGREGATE
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input type="checkbox"/> N/A				PER-STATUS OTHER E.L. EACH ACCIDENT E.L. DISEASE - EA EMPLOYEE E.L. DISEASE - POLICY LIMIT

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

TYPE OF EVENT: CLASS 8D (249 OR LESS ATTENDEES) ROAD RUN
EVENT TITLE: ROCKING THE ROAD FOR A CURE, 9TH ANNUAL MOTORCYCLE RUN FOR BREAST CANCER
LOC: MASSAPEQUA, NY PREM: \$500.00 SEE ATTACHED ADDENDUM

CERTIFICATE HOLDER

CANCELLATION

TOWN OF OYSTER BAY HIGHWAY DEPT 150 PLACE SYRACUSE NY 11791	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
--	---

ACORD 25 (2016/03)

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Office of Town Attorney


AGENCY CUSTOMER ID: _____

LOC # _____

CERTIFICATE: 1953664 DATE ISSUED: 9/13/18

ACORD™

ADDITIONAL REMARKS SCHEDULE

Page 1 of 1

AGENCY K & K INSURANCE GROUP, INC.		NAMED INSURED AMERICAN MOTORCYCLE ASSOCIATION, INC. D/B/A AMERICAN MOTORCYCLIST ASSOCIATION 13515 YARMOUTH DR. PICKERINGTON, OH 43147
POLICY NUMBER GL KEO0007155000		
CARRIER SEE ACORD 25	HAC CODE	EFFECTIVE DATE SEE ACORD 25

ADDITIONAL REMARKS

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,

FORM NUMBER: ACORD 25 FORM TITLE: CERTIFICATE OF LIABILITY INSURANCE

ADDITIONAL INSURED:

- A. ANY PERSON OR ORGANIZATION ENGAGED IN OPERATING, MANAGING, SANCTIONING, SPONSORING THE "COVERED PROGRAM", OR PROVIDING THE "PREMISES" FOR A "COVERED PROGRAM", INCLUDING OFFICIALS OF THE "COVERED PROGRAM"
- B. ANY "PARTICIPANT" (EXCLUDING DRIVERS), "COMPETITION VEHICLE" OWNER AND "COMPETITION VEHICLE" SPONSOR
- C. ANY "PARTICIPANT" DRIVER BUT ONLY WITH RESPECT TO "BODILY INJURY" OR "PROPERTY DAMAGE" TO PERSONS OTHER THAN ANY OTHER DRIVER
- D. THE TOWN OF OYSTER BAY; THE AMERICAN LEGION POST 1066; ALLEY POND PARK; OSDIA; THE ROMANO FOUNDATION; POLLICHINO FAMILY FOUNDATION; DIMENSIONAL HEALTH CARE ASSOCIATES INC; D-JAY JOEY & COMPANY; ANTON COMMUNITY NEWSPAPER; MKM PRODUCTION; THE RICHARD CAPRI FOUNDATION; FULL THROTTLE MAGAZINE; UNIVERSAL COORDINATED CARE; 103.1 MAX FM; OUR FAMILY AFFAIR EVENT PLANNING AND CATERING; CAPITAL SUPPLY COMPANY; ROCKING THE ROAD FOR A CURE, INC; BUT ONLY AS RESPECTS TO THE OPERATIONS OF THE NAMED INSURED

EVENT DATES: 10/14/2018
 PRACTICE DATES: N/A
 CAMPING DATES: N/A
 SET UP DATES: 10/14/2018
 TEAR DOWN: 10/14/2018

ACORD 101 (2008/01)

Reviewed By
Office of Town Attorney

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

This Agreement is made this 18 day of October, 2018, by Dawn D. Miller-Frey
(Hereinafter "Organization"). Whereas, Organization desires to use Town of Oyster Bay property and/or
equipment located at and/or described as The Side Jockys 1st Next M-11
to the American Legion Post 1066, 86 Veterans
Blvd, Massapeque, NY 10 barns, 10 Soft Pails

For the event described as Rocking the Road for a Cyle's 9th Annual 10K Run
The property/equipment is need from 9 AM to 7 PM
The event for which the property and/or equipment is requested () is (X) is not a not a profit making
event.

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

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

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

Name of Organization:

Rocking the Road for a Cyle's 9th

Address of Organization:

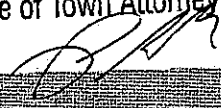
40-04 24th Street
Little Neck, NY 11363

By Dawn D. Miller-Frey
Authorized Representative

Title: President

Telephone Number: 516-912-1911

Reviewed By
Office of Town Attorney



DATE: 9/20/18
TO: HIGHWAY OPERATIONS
SUBJECT: R.T.R.F.A.C. Motorcycle ride


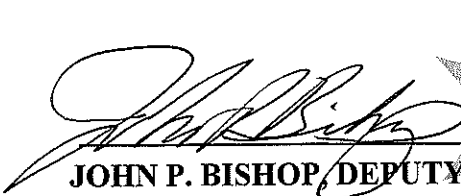
PLEASE DELIVER TO: M-11 TOB Lot By the American Legion Hall Massapequa	DATE OF EVENT: 10/14/18
	BARRICADES: 10
	SORT PAILS: 10
CONTACT: Shelly Mordowitz 516-541-1443	PORTABLE LIGHTS:
	GENERATOR:
	PACKER:

DELIVER ON:	10/12/18
PICKUP ON:	10/15/18

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

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

JPB/taw



JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

CC: Peter Brown, General Foreman 003
Doug Robalino, General Foreman 002
Jack Grandine, Area Foreman 007
Area Foreman, 020
Jeff VanNostrand

Billy Fox, DPW Admin
Dan Kornfeld
Public Safety Divisions

WHEREAS, Jamie E. Bogenschutz, President, Chamber of Commerce of Massapequa, Inc., 674 Broadway, Massapequa, New York 11758-2372, requested the street be closed, from the corner of Pennsylvania Avenue & Broadway to the corner of Clark Avenue & Broadway, in Massapequa, on Saturday, December 1, 2018, from 6:00 p.m. until 8:00 p.m., and the use of one (1) large Showmobile, with public address system, podium and microphone, four (4) tower lights, ten (10) S.O.R.T. containers, twenty-five (25) barricades and one hundred fifty (150) chairs, for conducting the Chamber's Annual Christmas Tree and Menorah Lighting Ceremony, to be held on Saturday, December 1, 2018, with a snow date of Saturday, December 8, 2018; and

WHEREAS, John P. Bishop, Deputy Commissioner, Highway Department, by memorandum dated October 18, 2018, advised that the abovementioned property and equipment will not be required for use by the Town at that time, and that the Highway Department has no objection to providing same to the Chamber of Commerce of Massapequa, Inc. and to closing the street as requested; and

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

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned requests are hereby approved and John P. Bishop, Deputy Commissioner, Highway Department, is hereby authorized to close the street, from the corner of Pennsylvania Avenue & Broadway to the corner of Clark Avenue & Broadway, in Massapequa, on Saturday, December 1, 2018, from 6:00 p.m. until 8:00 p.m., and to provide the Chamber of Commerce of Massapequa, Inc., with the use of one (1) large Showmobile, with public address system, podium and microphone, four (4) tower lights, ten (10) S.O.R.T. containers, twenty-five (25) barricades and one hundred fifty (150) chairs, for conducting the Chamber's Annual Christmas Tree and Menorah Lighting Ceremony, to be held on Saturday December 1, 2018, with a snow date of Saturday, December 8, 2018, subject to the following conditions:

1. The use of all Town property and equipment shall be in conformance with the direction of the Deputy Commissioner of the Highway Department, or his duly authorized representative.
2. The said organization shall comply with all ordinances of the Town of Oyster Bay, both in its use of Town property and equipment, and in the conduct of the aforescribed activity.
3. The said organization shall file a Certificate of Insurance with the Office of the Town Clerk, indicating said organization maintains general liability insurance, in the amounts of \$2,000,000.00 bodily injury and \$1,000,000.00 property damage, and naming the Town as an additional insured, in connection with the aforescribed activity.

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

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

cc: Supervisor
Town Attorney
Comptroller
Public Works
Highway
Public Safety

Reviewed By
Office of Town Attorney
Ralph P. Healy

23

TOWN OF OYSTER BAY

Inter-Departmental Memo

October 18, 2018

TO: MEMORANDUM DOCKET

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER OF HIGHWAYS

SUBJECT: THE CHAMBER OF COMMERCE OF MASSAPEQUA INC. ANNUAL
HOLIDAY CHRISTMAS TREE AND MENORAH LIGHTING
TO BE HELD AT KLESTINEC PARK – DECEMBER 1, 2018
SNOW DATE: DECEMBER 8, 2018

Enclosed please find letter from a Jamie E. Bogenshutz, President, requesting our assistance on behalf of the Chamber of Commerce of Massapequa Inc, in conducting their annual Christmas Tree and Menorah Lighting Ceremony on Saturday, December 1, 2018 with a snow date of Saturday, December 8, 2018.

The Highway Department has no objection to the organization closing off the corner of Pennsylvania Avenue and Broadway to the corner of Clark Avenue in Massapequa on Saturday, December 1, 2018 from 6:00 P.M. until 8:00 P.M. for their annual Holiday Celebration. A rain/snow date is also requested for Saturday, December 8, 2018. Further, the Highway Department can readily supply twenty five (25) complete barricades and ten (10) yellow recyclable pails for the event.

The Parks Department fees are in conjunction with Resolution #174-2017, pertaining to permits for show mobile.

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


JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT



JPB/kaz
Attachments

C: Town Attorney (7) copies Parks Department
Doug Robalino, General Foreman 002 Justin McCaffrey, Commissioner of Public Safety
Richard Lenz, Commissioner of DPW



The Chamber of Commerce of the Massapequas, Inc.

674 Broadway, Massapequa, NY 11758-2372

Phone: (516) 541-1443 Fax: (516) 541-8625

Website: www.MassapequaChamber.org E-mail: masscoc@aol.com & on Facebook

Officers 2018-2019

President
Jamie Bogenschutz
YES Comm Counsel Ctr

First Vice President
J.P. Scarisbrick
J.P. Scar Inc.

Second Vice President
Lucrezia Falacara
ARF Services Inc.

Third Vice President
Karen Gawrych
Mary Kay Representative

Treasurer
Robin Hepworth
Robin Joy Photography

Recording Secretary
Phyllis Doria*
Avon-Ind. Sales Rep

General Counsel
The Law Office of
Joanne M. Hawthorne

Board of Directors

Robert R. Barrett *
Nappa Realty

Carol Leff
Law Firm of Richard A. Leff

Susan M. Martin*
Susan M. Martin, CPA, PC

Patricia Orzano *
P.R.O. Consultants

Stephen Parmiter
Morgan Stanley

Salvatore Polito
Exit Realty Gateway

Howard Ritzer
South Bay's Neighbor

Gary Slavin *
MassMutual

Anthony C. Ventiera*
Tony V. Productions

Keith Wilson
Exit Realty Gateway

Robert Zabbia
AllState/Zabbia Agency

September 28, 2018

Town of Oyster Bay
54 Audrey Ave.
Oyster Bay, NY 11771

To the Town of Oyster Bay:

The Massapequa Chamber of Commerce would like to request your assistance in planning our Annual Christmas Tree and Menorah Lighting Ceremony on:

Saturday, December 1, 2018 from 6:00 PM – 8:00 PM
Klestinec Park on Broadway in Massapequa
(Rain/Snow Date: December 8, 2018)

We respectfully request the following street closures and equipment:

Street Closures:

- The corner of Pennsylvania Ave. & Broadway to the corner of Clark Ave. & Broadway must be blocked off for this event

Equipment Requests:

- **One Large Showmobile** with PA System, Podium, and Microphone
- 4 Tower Lights
- 10 Sort Containers
- 25 Barricades (to block off the requested area)
- 150 Chairs

Please ensure that the streets are closed/equipment delivered by 4:00 PM and picked up at 9:00 PM. We ask that you please contact our office as soon as possible with confirmation of our requests, and please feel free to call us at 516-541-1443 if you require any additional information.

Thank you very much for continued cooperation and support of the Massapequa Chamber of Commerce. Your assistance is greatly appreciated.

Warm regards,

Jamie E. Bogenschutz, LCSW

ENCL: Equipment Permit/Certificate of Insurance/Hold Harmless Agreement

Honorary Members

Joseph Saladino
Supervisor, T.O.B.

Lucille Iconis
Superintendent of Schools
Massapequa

Dr. Edward Salina
Superintendent of Schools
Plainedge

Onofrio "Pete" Gisonda*
Past Executive Director

Chaplain
Fr Anthony Heinlein

Office Staff
Shelley Mordowitz
Office Manager



DATE (MM/DD/YYYY)
10/02/18

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

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

PRODUCER
HUBBINETTE-COWELL ASSOC INC
1003 Park Blvd, #3
Massapequa Park, NY 11762-2777

CONTACT NAME		
PHONE	(516) 795-1330	FAX (516) 795-5101
E-MAIL	info@hubbinette-cowell.com	
ADDRESS		

	SENTINEL INSURANCE CO. LTD	15580
--	----------------------------	-------

WILSON, A.	
WILSON, C.	
WILSON, D.	
WILSON, E.	
WILSON, F.	

CHAMBER OF COMMERCE
OF THE MASSAPEQUAS, INC.
674 BROADWAY
MASSAPEQUA, NY 11758-2372

PAGES

CERTIFICATE NUMBER:

THE JOURNAL OF THE

AGES _____ CERTIFICATE NUMBER _____

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

EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.									
LINE	TYPE OF INSURANCE		INS. PER.	INS. AMT.	POLICY NUMBER	POLICY EFF. (MM/DD/YYYY)	POLICY EXP. (MM/DD/YYYY)	UNITS	
A	<input checked="" type="checkbox"/>	COMMERCIAL GENERAL LIABILITY			12SBAUL1281	11/04/18	11/04/19	EACH OCCURRENCE	\$ 1,000,000
	<input type="checkbox"/>	GLASS-BREAK	<input checked="" type="checkbox"/>	ODOR				DAMAGE TO RENTED PREMISES (Per occurrence)	\$ 1,000,000
								ADD EXP. (Any one person)	\$ 10,000
								PERSONAL & ADVISORY	\$ 1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:							CENTRAL - AGGREGATE	\$ 2,000,000
	<input type="checkbox"/>	POLICY	<input type="checkbox"/>	PROD-JECT	<input type="checkbox"/>	LIC		PRODUCTS - CONSPIC ADD	\$ 2,000,000
	OTHER:								\$
	AUTOMOBILE LIABILITY							COMBINED SINGLE LIMIT (Per accident)	\$
	<input type="checkbox"/>	ANY AUTO						BODILY INJURY (Per person)	\$
	<input type="checkbox"/>	OWNED	<input type="checkbox"/>	SCHEDULED AUTO				BODILY INJURY (Per accident)	\$
	<input type="checkbox"/>	AUTOS ONLY	<input type="checkbox"/>	NON-OWNED				PROPERTY DAMAGE (Per accident)	\$
	<input type="checkbox"/>	HIRED	<input type="checkbox"/>	AUTOS ONLY					\$
	<input type="checkbox"/>	AUTOS ONLY							\$
	UMBRELLA LIME							EACH OCCURRENCE	\$
	EXCESS LIME							AGGREGATE	\$
	<input type="checkbox"/>	CCO	<input type="checkbox"/>	RETENTION \$					\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY							FOR STATUTE	OTHER
	NOT REQUIRED BY MINNESOTA LAW. ATTORNEYS' FEES COVERED (Maximum \$ 400)							EL BACK ACCIDENT	\$
	If yes, describe under DESCRIPTION OF OPERATIONS below							EL DISEASE - EA EMPLOYEE	\$
								EL DISEASE - POLICY LIMIT	\$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (AZORE) (X). Additional Remarks: Schedule, may be modified if more space is required.

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACCORD TO, Additional Remarks, Available, may be required) www.spsnyc.org/required

PROOF OF INSURANCE FOR USE OF (1) LARGE SHOWMOBILE WITH PA SYSTEM, PODIUM AND MICROPHONE AND ALL TOWN EQUIPMENT (4 TOWER LIGHTS, 10 SORT CONTAINERS, 25 BARRICADES AND 150 CHAIRS) AT KLESTINEC PARK, BROADWAY, MASSAPEQUA, NY FOR HOLIDAY CELEBRATION TO BE HELD ON DECEMBER 1, 2018. WEATHER DATE: DECEMBER 8, 2018. CERTIFICATE HOLDER IS NAMED AS AN ADDITIONAL INSURED AS PER FORM #CG2026.

CERTIFICATE HOLDER

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

CANCELLATION

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

MEMBERED REPRESENTATIVE

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ACCR025(201803)

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Reviewed By
Office of Town Attorney

POLICY NUMBER: 12SBAUL1281

Chamber of Commerce of
the Massapeguas.

COMMERCIAL GENERAL LIABILITY
CG 20 26 07 04

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED – DESIGNATED PERSON OR ORGANIZATION

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

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

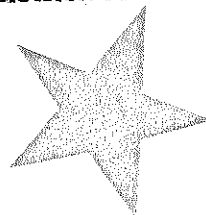
TOWN OF OYSTER BAY
54 AUDREY AVENUE
OYSTER BAY, NY 11771

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

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

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

FOR USE OF (1) LARGE SHOWMOBILE WITH A PA SYSTEM, PODIUM AND MICROPHONE AND ALL TOWN EQUIPMENT (4 TOWER LIGHTS, 10 SORT CONTAINERS, 25 BARRICADES, AND 150 CHAIRS) AT KLESTINEC PARK, MASSAPEQUA FOR HOLIDAY CELEBRATION TO BE HELD ON DECEMBER 1, 2018. WEATHER DATE DECEMBER 8, 2018.



Reviewed By
Office of Town Attorney

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

This Agreement is made this 3 day of October 2018, by Chamber of Commerce of the Massapequas, Inc. (Hereinafter "Organization"). Whereas, Organization desires to use Town of Oyster Bay property and/or equipment located at and/or described as Klatsinec Park on Broadway in Massapequa. We request 1 Large Showmobile with PA System, Podium, and Microphone; 4 Tower Lights; 10 Sort Containers; 25 Barricades; and 150 Chairs

For the event described as Massapequa Chamber of Commerce Christmas Tree Lighting Ceremony
The property/equipment is need from December 1, 2018 ~~to~~ Weather Date: Dec. 9, 2018
The event for which the property and/or equipment is requested () is (☒) is not a not a profit making event.

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

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

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

Name of Organization:

Chamber of Commerce of the Massapequas, Inc.

Address of Organization:

674 Broadway
Massapequa NY 11758

By: [Signature]

Authorized Representative

Title: PRESIDENT

Telephone Number: (516) 541-1443

Reviewed By
Office of Town Attorney

[Signature]

Meeting of April 4, 2017

Resolution No. 174-2017

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

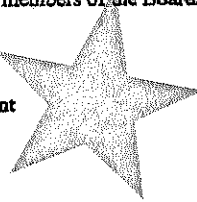
NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and the Department of Parks is hereby authorized to implement the attached Town of Oyster Bay 2017 Revised Department of Parks Field Permit and Equipment Fee Schedule, and the Commissioner of Parks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

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller (2)
Parks


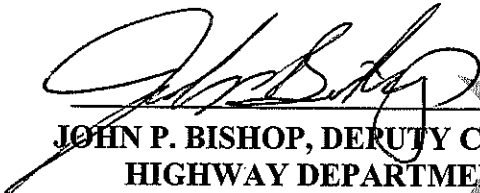


DATE: 10/18/18
TO: HIGHWAY OPERATIONS
SUBJECT: Massapequa Chamber of Commerce Annual Christmas Tree Lighting

PLEASE DELIVER TO:	DATE OF EVENT:	12/1/18
Klestinec Park on Broadway		
Massapequa	BARRICADES:	25
Show Date: 12/8/18	CONES:	
CONTACT: Shelly	PORTABLE LIGHTS:	
516-541-1443	GENERATOR:	
	PACKER:	
	DELIVER ON:	11/30/18
	PICKUP ON:	12/3/18

SWEEPING BEFORE AFFAIR IS NEEDED:		XX
	YES	NO

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



JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kz

CC: Doug Robalino, General Foreman 002	Rich Porcelli, DPW Admin
Jack Grandine, Regional Foreman 007	John Guarino, SORT Supervisor
Dan Lambert, Area Foreman 020	Public Safety Division
Jeff VanNostrand	
Dan Kornfeld	

WHEREAS, Charles Razenson, Committee Member, Bethpage Fire Department Engine Company 7, 225 Broadway, Bethpage, NY 11714, by letter dated August 19, 2018, requested the closure of Municipal Parking Field B-1 from Saturday, October 27, 2018 at 6:00 p.m. until Sunday, October 28, 2018 at 9:00 p.m., and the closure of Benkert Street and Washington Street in Bethpage, on Sunday, October 28, 2018 from 6:00 a.m. to 9:00 p.m., with a rain date of Sunday, November 4, 2018, the placement of temporary "No Parking" signs in Municipal Parking Field B-1 at the abovementioned dates and time, the use of forty (40) complete barricades and forty (40) yellow SORT pails, to be dropped off on Friday, October 26, 2018 and picked up on Monday, October 29, 2018, to the Bethpage Fire Department Engine Company 7, for the Fire Company's Annual Street Fair; and

WHEREAS, John Bishop, Deputy Commissioner, Highway Department, by memorandum dated October 18, 2018, advised that forty (40) complete barricades and forty (40) SORT pails, which will be delivered on Friday, October 26, 2018 and picked up on Monday, October 29, 2018, or if the rain date is utilized, on Monday November 5, 2018, will not be otherwise required for use by the Town at that time, and that the Highway Department has no objection to providing same to the Bethpage Fire Department Engine Company 7 for their Annual Street Fair and has no objection to closing the parking fields and streets and the placement of signs as requested; and

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

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned requests are hereby approved, *nunc pro tunc*, and the Highway Department is hereby authorized to close Municipal Parking Field B-1 from Saturday, October 27, 2018 at 6:00 p.m. until Sunday, October 28, 2018 at 9:00 p.m., and to close Benkert Street and Washington Street in Bethpage, on Sunday, October 28, 2018 from 6:00 a.m. to 9:00 p.m., with a rain date of Sunday, November 4, 2018, and to place temporary "No Parking" signs in Municipal Parking Field B-1 at the abovementioned dates and time, and to allow the use of forty (40) complete barricades and forty (40) SORT pails, to be dropped off on Friday, October 26, 2018 and picked up on Monday, October 29, 2018, or if the rain date is utilized, on Monday November 5, 2018, by the Bethpage Fire Department Engine Company 7, for the Fire Company's Annual Street Fair, subject to the following conditions:

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

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Public Works
Highway
Public Safety

7/45
Reviewed By
Office of Town Attorney
Elizabeth A. Laughman

24

TOWN OF OYSTER BAY

Inter-Departmental Memo

October 18, 2018

TO: MEMORANDUM DOCKET

FROM: JOHN BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

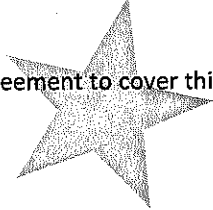
SUBJECT: BETHPAGE FIRE DEPARTMENT ENGINE COMPANY SEVEN
ANNUAL STREET FAIR – NUNC PRO TUNC- OCTOBER 28, 2018
RAIN DATE NOVEMBER 4, 2018

Enclosed please find a copy of the letter from Charles Razenson, Committee Member, requesting our assistance on behalf of the Bethpage Fire Department Engine Company Seven in hosting its annual street fair on Sunday, October 28, 2018 with a rain date of Sunday, November 4, 2018. The fair is to be held on Benkert Street at Broadway to Stewart Avenue and Washington Street. Municipal Parking Field B-1 will be utilized for the fair.

The Highway Department has no objection to the closure of Benkert Street and Washington Street on Sunday, October 28, 2018 from 6:00 am until 9:00 pm for the street fair. In addition, Municipal Parking Field B-1 located off Stewart Avenue in Bethpage will be closed from Saturday, October 27, 2018 at 6:00 pm through Sunday, October 28, 2018 at 9:00 pm. The organization is requesting the posting of temporary 'No Parking' signs in the Parking Field on the above mentioned dates and times. If the rain date of November 4, 2018 needs to be utilized, the same requests will apply. Parks Department fees are in conjunction with Resolution #174-2017, pertaining to permits for show mobile.

Further, the Highway Department will be pleased to provide forty (40) complete barricades and forty (40) yellow recycling pails for the event, from October 26, 2018 through November 5, 2018, in the event the rain date is utilized.

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




JOHN BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JB/kz

C: Town Attorney (7) copies
Doug Robalino, General Foreman 002
Richard Lenz, P.E., Commissioner DPW
Steve Kelly, Sign Bureau Supervisor
Justin McCaffrey, Commissioner, Public Safety Department

ENGINE 7 COMPANY

BETHPAGE FIRE DEPARTMENT
DUNN – HASSETT PLAZA
225 BROADWAY – BETHPAGE, NY 11714
516-933-6317

CAPTAIN VINCENT A. CICCOLELLA, JR.
2nd LIEUTENANT STEVE CAMPAGNE

SECRETARY JAMES DUNN
TREASURER CATHY FAY

Tony
RECEIVED
BETHPAGE FIRE DEPARTMENT
OCT 20 10 PM 22
DEPUTY COMM/HIGHWAY
WLO
53080

August 19th, 2018

Commissioner
Highway Department
150 Miller Place
Syosset, NY 11791

We are going to ask to close parking lot B-1 in Bethpage on October 28th from 6am to 9pm. We will need the Parking lot closed off at 6PM on October 27th 2018 for set up Rain Date will be November 4th 2018 Also closed is Bankert and Washington Street on October 28. These changes we are asking for is because the construction in B-1 has ended

We will need the following

Trash cans. (40)

Show Mobile

Wood barricades(40)

We will want these on October 26th and picked up on Monday the October 29th.

Clean up sweeper from town after Midnight October 29th as was done in the past

Trash collection will be handled in one stop in parking lot.

Insurance paperwork will be forth coming

They will fax over any paperwork you request.

Any questions please call my cell @ 516-250-3485

Can a larger sign be put up in Middle of Parking lot saying lot is closed on dates we need.

Thank you very much in this matter

Charles Razenson
Charles Razenson
Committee Member
516-250-3485 for any questions



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
10/12/2018

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

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

PRODUCER K&K Insurance Group, Inc. 1712 Magnavox Way Fort Wayne IN 46804	CONTACT NAME: Mass Merchandising PHONE T/C, No, Ext: 1-877-648-6404 FAX T/C, No: 1-260-459-5502 E-MAIL ADDRESS: info@eventinsurance-kk.com PRODUCER CUSTOMER ID:
INSURED 2001046430 CP# 7046 Bethpage Fire Dept. Engine Co. Seven 225 Broadway Bethpage, NY 11714 A Member of the Sports, Leisure & Entertainment RPG	INSURER(S) AFFORDING COVERAGE INSURER A: Nationwide Mutual Insurance Company NAIC # 23787 INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:

COVERAGES CERTIFICATE NUMBER: 2000388885 REVISION NUMBER:

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

INSR LTR	TYPE OF INSURANCE	ADOL INSD	SUBR VWD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER <input type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER:	X		68RPG0000006253500	10/25/18 12:01 AM	11/01/18 12:01 AM	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea Occurrence) \$1,000,000 MED EXP (Any one person) \$5,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$5,000,000 PRODUCTS - COM/OP AGG \$1,000,000 PROFESSIONAL LIABILITY LEGAL LIAB TO PARTICIPANTS COMBINED SINGLE LIMIT (Ea accident) BODILY INJURY (Per person) BODILY INJURY (Per accident) PROPERTY DAMAGE (Per accident)
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY <input checked="" type="checkbox"/> Not provided while in Hawaii						
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> RETENTION						EACH OCCURRENCE AGGREGATE
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> If yes, describe under DESCRIPTION OF OPERATIONS below	N/A					PER STATUTE <input type="checkbox"/> OTHER E.L. EACH ACCIDENT E.L. DISEASE - EA EMPLOYEE E.L. DISEASE - POLICY LIMIT
	MEDICAL PAYMENTS FOR PARTICIPANTS						PRIMARY MEDICAL EXCESS MEDICAL

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

Event Name: Bethpage Street Fair Event Date: 10/25/2018 to 10/31/2018 # of attendees: 2000
Event Location: Broadway (near Powell Ave), Bethpage, New York 11714

The certificate holder is added as an additional insured, but only for liability caused, in whole or in part, by the acts or omissions of the named insured.

CERTIFICATE HOLDER Town of Oyster Bay 54 Audrey Avenue Oyster Bay, NY 11771 Owner/Manager/Lessor of Premises	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
--	---

Reviewed By
Office of Town Attorney

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Coverage is only extended to U.S. events and activities.

** NOTICE TO TEXAS INSURED: The Insurer for the purchasing group may not be subject to all the insurance laws and regulations of the State of Texas.

ACORD 25 (2016/03)

The ACORD name and logo are registered marks of ACORD

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

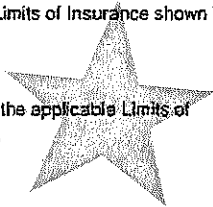
**ADDITIONAL INSURED – DESIGNATED
PERSON OR ORGANIZATION**

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

<p>Name Of Additional Insured Person(s) Or Organization(s)</p> <p>Town of Oyster Bay 54 Audrey Avenue Oyster Bay, NY 11771</p> <p>Named Insured: Bethpage Fire Dept. Engine Co. Seven CP# 7046</p> <p>Information required to complete this Schedule, if not shown above, will be shown in the Declarations.</p>

- A. **Section II -- Who Is An Insured** is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by your acts or omissions or the acts or omissions of those acting on your behalf:
1. In the performance of your ongoing operations; or
 2. In connection with your premises owned by or rented to you.
- However:
1. The insurance afforded to such additional insured only applies to the extent permitted by law; and
 2. If coverage provided to the additional insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.
- B. With respect to the insurance afforded to these additional insureds, the following is added to **Section III -- Limits Of Insurance**:
- If coverage provided to the additional insured is required by a contract or agreement, the most we will pay on behalf of the additional insured is the amount of insurance:
1. Required by the contract or agreement; or
 2. Available under the applicable Limits of Insurance shown in the Declarations;
- whichever is less.
- This endorsement shall not increase the applicable Limits of Insurance shown in the Declarations.
- 

Reviewed By
Office of Town Attorney

Th

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

This Agreement is made this 19 day of October 2018, by Charles Rarenson
(Hereinafter "Organization"). Whereas, Organization desires to use Town of Oyster Bay property and/or
equipment located at and/or described as Bethpage Fire Dept Engine
7 lot 51 For 40 Halls and Saw Horse

For the event described as _____
The property/equipment is need from 26 to 29 of October
The event for which the property and/or equipment is requested () is (X) is not a not a profit making
event.

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

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

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

Name of Organization:

Bethpage Fire Dept Eng 7

Address of Organization:

225 Broadway St
Bethpage NY 11760

By:

[Signature]
Authorized Representative

Title:

Committee man

Telephone Number:

516 280
3485

Reviewed By
Office of Town Attorney

[Signature]

Meeting of April 4, 2017

Resolution No. 174-2017

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

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

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller (2)
Parks

DATE: 4/25/18
TO: HIGHWAY OPERATIONS
SUBJECT: Bethpage Engine 7 Street Fair

PLEASE DELIVER TO:	DATE OF EVENT:	10/28/18, RD 11/4/18
Parking Lot B-1 Bethpage	BARRICADES:	40
	SORT PAILS:	40
CONTACT: Charles Razenson 516-250-3485	PORTABLE LIGHTS:	
	GENERATOR:	
	PACKER:	
	DELIVER ON:	10/26/18
	PICKUP ON:	10/29/18

SWEEPING BEFORE AFFAIR IS NEEDED:

XX after event

YES NO

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

JPB/taw


JOHN P. BISHOP DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

CC: Doug Robalino, General Foreman 002
Peter Brown, General Foreman 003
Dan Kornfeld
Ray Sweirkowski, Area Foreman 023

Billy Fox, DPW Admin
Public Safety Division
Jeff VanNostrand

WHEREAS, Leo Cerruti, on behalf of New York AutoFest, 35 Capitol Heights Road, Oyster Bay, New York 11771, by letter dated October 22, 2018 requested the use of Audrey Avenue from the Gazebo to the train station in Oyster Bay, and the use of six (6) complete barricades and six (6) SORT pails, for the New York AutoFest's charity car show to benefit the Harry Chapin Food Bank, to be held on November 11, 2018, with said traffic barricades to be delivered on November 9, 2018 and picked up on November 12, 2018;

WHEREAS, John P. Bishop, Deputy Commissioner, Highway Department, by memorandum dated October 22, 2018, advised the Town Board that the abovementioned property and equipment will not be required for use by the Town at that time, and that the Highway Department has no objection to providing use of Audrey Avenue from the Gazebo to the train station in Oyster Bay, from 7:00 a.m. to 7:00 p.m., and the use of six (6) complete barricades and six (6) SORT pails by New York AutoFest for its charity car show, to be held on November 11, 2018; and

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

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are hereby accepted and approved, *nunc pro tunc*, and the Highway Department, is hereby authorized to provide the use of Audrey Avenue from the Gazebo to the train station in Oyster Bay, on November 11, 2018, from 7:00 a.m. to 7:00 p.m., and six (6) complete barricades and six (6) SORT pails, said equipment to be delivered as abovementioned, to New York AutoFest for its charity car show to benefit the Harry Chapin Food Bank, on November 11, 2018, subject to the following terms and conditions:

1. The use of all Town property and equipment shall be in conformance with the direction of the Commissioner of the Highway Department or his duly authorized representative;
2. The said organization shall comply with all ordinances of the Town of Oyster Bay, both in its use of Town property and equipment and in the conduct of the aforementioned activity;
3. The said organization shall file a Certificate of Insurance with the Office of the Town Clerk, indicating said organization maintains general liability insurance, in the amounts of \$1,000,000 with a general aggregate of \$2,000,000 and naming the Town as an additional insured, in connection with the aforementioned activities; and
4. The said organization shall not impede access to or egress from the residential driveways and garages on Audrey Avenue in Oyster Bay during the aforementioned event.

#

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

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

cc: Supervisor
Town Attorney
Comptroller
Public Works
Highway
Public Safety

Reviewed By
Office of Town Attorney

Elizabeth A. Faughner

25

TOWN OF OYSTER BAY

Inter-Departmental Memo

October 22, 2018

TO: MEMORANDUM DOCKET

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: NEW YORK AUTOFEST ANNUAL CHARITY CAR SHOW,
AUDREY AVENUE, OYSTER BAY
HARRY CHAPIN FOOD BANK EVENT – NUNC PRO TUNC -
NOVEMBER 11, 2018, RAIN DATE NOVEMBER 18, 2018

Enclosed please find a copy of the letter from Leo Cerruti, requesting our assistance on behalf of New York AutoFest in conducting a charity car show on November 11, 2018 to benefit the Harry Chapin Food Bank.

The Highway Department has no objection to the New York AutoFest closing Audrey Avenue from the gazebo down to the Oyster Bay railroad station on Sunday, November 11, 2018, from 7am – 7pm, with a rain date of November 18, 2018.

In addition, the Highway Department can readily supply six (6) complete barricades and six (6) sort pails for this event from November 9, 2018 through November 12, 2018.

Also enclosed are the Certificate of Insurance, Endorsement Sheet, and Hold Harmless Agreement to cover this event.

Therefore, Town Board approval is requested.




JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kaz
Attachments

C: Town Attorney (7) copies
Doug Robalino, General Foreman 002
Peter Brown, Foreman 003
Steve Kelly, Sign Bureau

Public Safety Division
Richard Lenz, Commissioner of DPW



October 2, 2018

Mr. John Bishop
Town of Oyster Bay Highway Dept.
150 Miller Place
Syosset, NY 11791

re: Audrey Ave. car show

Dear Mr. Bishop:

I would like to request a permit to use Audrey Avenue between the Gazebo and the Oyster Bay railroad station on Sunday November 11, 2018 between the hours of 7am and 7pm with a rain date of November 18 . We would like to hold our annual charity car show and food collection event for the benefit of the Harry Chapin Food Bank.

We would require the use of six TOB traffic barricades to help divert traffic as well as six recycling pails. We intend to close Audrey Avenue from the Gazebo to the train station but allow access to any private driveways or garages. See attached map. We will accept delivery of the barricades on November 9 and will have them available for pick up on November 12 (rain date drop off November 16, pickup November 19). Please have someone call me at 516-882-5022 before delivery so that we can meet the trailer and choose a safe place to leave them.

We carry a \$4 million policy which already includes the TOB as additional insured with endorsement.

Sincerely Yours,



Leo Cerruti

New York AutoFest - 35 Capitol Heights Rd., Oyster Bay, NY, 11771
516-882-5022 - info@nyautofest.com - www.nyautofest.com

Oyster Bay

Showcar exit

Show HQ

Sweet Tomato

Yellow area indicates
closed street for car show

Showcar exit

Spicazz



Special vehicle display

Showcar entrance

HSBC

Toby's
Burger House

Capital One

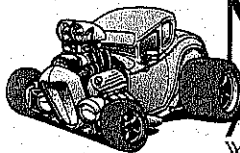
Spring St

Manwell Ave

Hamilton Ave

Aubrey Ave

W Main St



NEW YORK
AUTOFEST®
WWW.NYAUTOFEST.COM



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
10/18/2018

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

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

PRODUCER
Hagerty Insurance Agency LLC
141 River's Edge Drive
Traverse City MI 49684-3265

CONTACT

NAME:
PHONE (A/C, No. Ext): (800) 922-4050 FAX (A/C, No.):
E-MAIL:
ADDRESS:

INSURER(S) AFFORDING COVERAGE

NAIC#

INSURER A: Markal Insurance Company

38970

INSURER B:

INSURER C:

INSURER D:

INSURER E:

INSURER F:

INSURED
New York Autofest Car Club
35 Capitol Heights Rd.
Oyster Bay NY 11771

COVERAGES

CERTIFICATE NUMBER: Cert ID 3376

REVISION NUMBER:

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

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WAD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:		CVGL316-01	03/26/2018	03/26/2019	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 4,000,000 PRODUCTS - COMPOP AGG \$ 2,000,000
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY					COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	UMBRELLA LMB <input type="checkbox"/> OCCUR EXCESS LMB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$					EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input type="checkbox"/> N/A				PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Include as additional insured: Certificate Holder but only with respects to the named insured's actions and / or negligence with regards to the New York AutoFest Car Show to be held at Audrey Avenue, Oyster Bay, NY 11771 from November 9th - November 12th, 2018 with rain dates of November 16th - November 19th, 2018.

CERTIFICATE HOLDER

Town of Oyster Bay
54 Audrey Avenue
Oyster Bay NY 11771

CANCELLATION

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

AUTHORIZED REPRESENTATIVE

ACORD 25 (2016/03)

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Reviewed By
Office of Town Attorney

Page 1 of 1

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

**ADDITIONAL INSURED - DESIGNATED
PERSON OR ORGANIZATION**

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

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

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

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

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

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

However:

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

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

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

1. Required by the contract or agreement; or
 2. Available under the applicable Limits of Insurance shown in the Declarations;
- whichever is less.

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

Reviewed By
Office of Town Attorney

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

This Agreement is made this 12 day of October 2018, by New York AutoFest (Hereinafter "Organization"). Whereas, Organization desires to use Town of Oyster Bay property and/or equipment located at and/or described as Audrey Ave. Oyster Bay extending from both sides of the Gazebo north to the LIRR train station lot

For the event described as Oyster Bay Benefit Car Show and Food Drive 6 Barricades, 6 Sort Pairs. The property/equipment is need from November 11, 2018, 7am to 6pm. Barricades November 9 ready for pickup November 12 (If using rain date: November 13, 7am to 6pm. Barricades November 16 ready for pickup November 19).

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

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

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

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

Name of Organization:

New York AutoFest

Address of Organization:
35 Capitol Heights Rd.
Oyster Bay, NY 11771

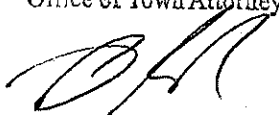
By: 

Authorized Representative

Title: President

Telephone Number: 516-882-5022

Reviewed By
Office of Town Attorney



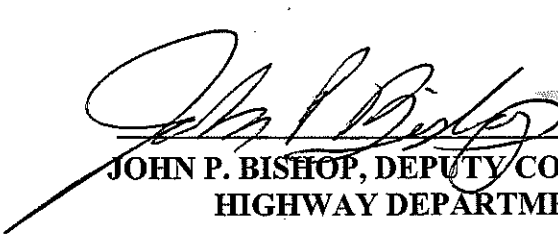
DATE: 10/19/18
TO: HIGHWAY OPERATIONS
SUBJECT: New York Autofest Car Show Harry Chapin Food Bank Event

PLEASE DELIVER TO:	DATE OF EVENT:	11/11/18
Audrey Avenue		
Oyster Bay		
R/D 11/18/2018	BARRICADES:	6
CONTACT: Leo Ceruti	CONES:	
516-882-5022	SORT PAILS:	6
	PORTABLE LIGHTS:	
	GENERATOR:	
	PACKER:	
	DELIVER ON:	11/09/18
	PICKUP ON:	11/12/18

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

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

JPB/taw


JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

CC: Doug Robalino, General Foreman 002
Peter Brown 003
Dan Kornfeld
Jeff VanNostrand
Public Safety Division

Dave Ryan Area Foreman 013

WHEREAS, this Town Board had heretofore authorized and directed the implementation of a Self-Insurance Program for the Town's general liability; and

WHEREAS, the Town Board of the Town of Oyster Bay must authorize and approve the settlement of any property damage claims brought against the Town, where the amount of the proposed settlement is in excess of \$10,000.00; and

WHEREAS, Joseph Nocella, Town Attorney, and Dennis P. Sheehan, Deputy Town Attorney, by memorandum dated October 23, 2018, have advised that claimant, Carlos J. Ortiz, alleges that he sustained property damage when his parked and unoccupied vehicle was struck by a vehicle owned by the Town of Oyster Bay in front of 21 Thorman Avenue in Hicksville, New York; and

WHEREAS, after extensive negotiations, the matter has settled with the Town for a total of \$10,343.94, in full resolution of all claims of Claimant, and the Office of the Town Attorney recommends settling this matter for \$10,343.94,

NOW, THEREFORE, BE IT RESOLVED, That upon the recommendation as set forth above, the Town Board finds that it is just, reasonable, and in the best interests of the Town to settle this matter for the sum of \$10,343.94, the payment of which sum is hereby authorized and approved by the Town Board of the Town of Oyster Bay, as full settlement to Claimant, Carlos J. Ortiz, with regard to Claim No. 2018-6500 and the Comptroller is hereby authorized and directed to make payment therefor, in accordance with the procedures established under the Town's Self-Insurance Program, by issuing a check made payable to "Carlos J. Ortiz" in the amount of \$10,343.94; and be it further

RESOLVED, That the funds for said payment are to be drawn from Account No. TWN AMS 1910 43020 602 0000 000.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller

7/25
Reviewed By
Office of Town Attorney

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Town of Oyster Bay Inter-Departmental Memo

719

TO : MEMORANDUM DOCKET
FROM : Office of the Town Attorney
DATE : October 23, 2018
SUBJECT: SETTLEMENT OF PROPERTY DAMAGE CLAIM
Claimant: Carlos J. Ortiz
Claim No.: 2018-6500

A resolution of the Town Board is required in order for the Town to settle claims, where the amount of the proposed settlement exceeds Ten Thousand (\$10,000.00) Dollars.

The above referenced claim arose as a result of a motor vehicle accident that occurred on January 4, 2018. Claimant, Carlos J. Ortiz, alleges that his parked and unoccupied vehicle at 21 Thorman Avenue, Hicksville, New York was struck by a vehicle owned by the Town of Oyster Bay causing extensive damage.

After extensive settlement negotiations, this matter was settled for a total of \$10,343.94. It is this Office's opinion that such settlement is just, reasonable, and in the best interests of the Town given the uncertainties associated with litigation.

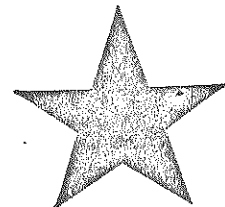
Accordingly, we have attached a resolution authorizing payment of \$10,343.94, together with a copy of the General Release executed by Claimant, Carlos J. Ortiz. The funds for said payment are to be drawn from Account No. TWN AMS 1910 43020 602 0000 000.

JOSEPH NOCELLA
TOWN ATTORNEY



Dennis P. Sheehan
Deputy Town Attorney

DPS:dps
Attachment
cc: Town Attorney (w/7 copies)



General Release

BE IT KNOWN, that

Carlos J. Ortiz

21 Thorman Avenue

Hicksville, New York 11801

as **RELEASOR(S)**

in consideration of the sum of

Ten Thousand, Three Hundred Forty Three and 94/100----- DOLLARS \$ 10,343.94

received from

THE TOWN OF OYSTER BAY

as **RELEASEE**,

the receipt of which is hereby acknowledged, releases and forever discharges

TOWN OF OYSTER BAY,

the RELEASEE, its officers, employees, agents, successors and assigns, of and from all manner of actions, causes of action, suits, debts, sums of money, accounts, reckonings, bonds, bills, specialties, covenants, contracts, controversies, agreements, promises, variances, trespasses, damages, judgments, executions, claims and demands whatsoever, in law or in equity, which the RELEASOR, its successors, assigns, heirs, executors, and administrators ever had, now have, or hereafter may have, against the RELEASEE, by reason of any matter, cause, or thing whatsoever, from the beginning of time to the date of this release.

It is further understood and agreed that this document contains the entire contents and terms of the settlement being entered into.

Carlos Ortiz

RELEASOR (print name)

Carlos Ortiz

Signature

9/7/18

Date

ACKNOWLEDGMENT

State of New York, County of Queens ss.:

On this 7 day of Sept., 2018, before me, the undersigned personally appeared Carlos S. Ortiz, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

[Signature]
(signature and office of individual taking acknowledgment)

GEORGE J MOUSOURIS
Notary Public - State of New York
NO. 01MO6027540
Qualified in Queens County
My Commission Expires July 6, 2019

WHEREAS, by Resolution No. 445-2018, adopted on July 10, 2018, the Town Board authorized the Department of Community and Youth Services to employ the services of performers for the 2018-2019 Distinguished Artists Concert Series at various Libraries throughout the Town; and

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Youth and Community Services, by memorandum dated October 25, 2018, requested Town Board authorization to amend Resolution No. 445-2018 to authorize a change of River of Dreams' December 9, 2018 performance to the Long Island Classic Jazz Ensemble, and to authorize the Comptroller to issue payment of \$350.00 to John M. Sherin, 356 Dawson Lane, Jericho, NY 11753; and

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned requests are hereby accepted and approved, and Resolution No. 445-2018 is hereby amended to authorize the performance and a payment of \$350.00 to John M. Sherin for the Long Island Jazz Ensemble's December 9, 2018 performance.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller

Reviewed By
Office of Town Attorney

5

TOWN OF OYSTER BAY
Inter-Departmental Memorandum

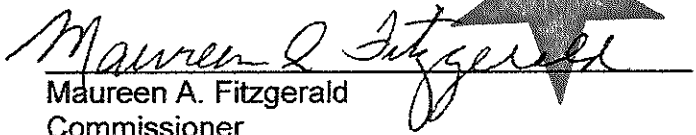
October 25, 2018

TO: Memorandum Docket
FROM: Maureen A. Fitzgerald, Commissioner
Department of Community and Youth Services
SUBJECT: Amend Town Board Resolution No. 445-2018

Town Board Resolution No. 445-2018, dated July 10, 2018, authorized the Department of Community & Youth Services to employ the services of performers for the *Distinguished Artists Concert Series* at various Libraries throughout the Town. A chart listing the performers, dates, time and location was attached to the memorandum. The Department is now requesting authorization to amend said Town Board Resolution so as to change a performer due to illness.

On Sunday, December 9, 2018 at 2:30pm, River of Dreams was scheduled to perform at the Farmingdale Public Library. Due to illness, John Cozolino has cancelled his performance. The Department is requesting permission to schedule a performance by the Long Island Classic Jazz Ensemble for that date, location and time.

Therefore it is respectfully requested that the Town Board amend Town Board Resolution No. 445-2018, to authorize a performance by the Long Island Classic Jazz Ensemble and authorize the Office of the Comptroller to issue a payment of \$350.00 to John M. Sherin, 356 Dawson Lane, Jericho, NY 11753. All other terms and conditions of Town Board Resolution No. 445-2018 remain the same.


Maureen A. Fitzgerald
Commissioner

MAF:iw
cc: Town Attorney (+7 copies)
Attachments

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated June 14, 2018, has requested Town Board approval to employ the services of the performers in the table attached to, and made a part of, said memorandum, for the 2018–2019 Distinguished Artists Concert Series, for the dates and at the various libraries indicated; and

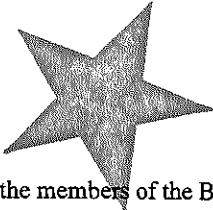
WHEREAS, the Town and the host library will each pay \$350 for each performance, for a total not to exceed \$3,150.00 for the 2018 portion of the Concert Series; and

WHEREAS, funds for these fees are available in Account CYS A 7020 47660 000 0000;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby approves the request as hereinabove set forth to employ the services of the performers, for the dates, locations and fees as stated in said memorandum and the attached list; and be it further

RESOLVED, that the Comptroller is hereby authorized and directed to make payment for each performer at a fee of \$350.00, upon presentation of a duly certified claim, after audit, with funds for said payment to be drawn from Account No. CYS A 7020 47660 000 0000.
-#-

Reviewed By
Office of Town Attorney
[Signature]



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

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

cc: Supervisor
Town Attorney
Comptroller
Community & Youth Services

WHEREAS, by Resolution No. 445-2018, adopted on July 10, 2018, the Town Board authorized the Department of Community and Youth Services to employ the services of performers for the 2018-2019 Distinguished Artists Concert Series at various Libraries throughout the Town; and

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Youth and Community Services, by memorandum dated September 13, 2018, requested Town Board authorization to amend Resolution No. 445-2018 to change The Guthrie Brothers to "*Guthrie Brothers, LLC*" and authorize the Comptroller to issue payment to *Guthrie Brothers, LLC*; and

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and Resolution No. 445-2018 is hereby amended to authorize a payment to *Guthrie Brothers, LLC* instead of The Guthrie Brothers.

-#-

Reviewed By
Office of Town Attorney

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

Supervisor Saladino	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Community & Youth Services

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated October 19, 2018, requested Town Board authorization to conduct the Town of Oyster Bay Men's Softball League at various Town of Oyster Bay facilities; and

WHEREAS, Commissioner Pinto requested authorization for the entry fee of \$700.00 per team for the Summer League and \$400.00 per team for the Fall League, to purchase championship prizes and supplies, with the dates, times and locations of the games to be established by the Commissioner; and

WHEREAS, the teams participating in the Town of Oyster Bay Men's Softball League will be required to provide the Town proof of general liability insurance in the amount of \$1,000,000 per occurrence, and \$2,000,000 general aggregate insurance, naming the Town as an additional insured, along with their roster of team players,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned requests are hereby accepted and approved, and the Department of Parks, is hereby authorized to conduct the Oyster Bay Men's Softball League hereinabove described for the fees as requested, with funds to be deposited into account titled "Parks Special Events-Softball", Account No. TWN TA 0000 00085 472 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 Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Parks

Reviewed By
Office of Town Attorney

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Town of Oyster Bay

Inter-Departmental Memo

To: Memorandum Docket

From: Joseph G. Pinto, Commissioner
Department of Parks

Date: October 19, 2018


Subject: Town of Oyster Bay Men's Softball League

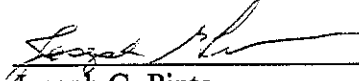
The Department of Parks, Division of Recreation, respectfully requests Town Board authorization to conduct the Town of Oyster Bay Men's Softball League. Permission to operate the league requires the adoption of an entry fee. The Town will be offering Summer and Fall Leagues. The entry fee for the Summer league will be seven hundred dollars (\$700.00), and the entry fee for the Fall League will be four hundred dollars (\$400.00). The entry fee provides the funds to purchase trophies, softballs and a grand prize for the league champions. The entry fee shall remain in effect until revised or amended by the Town Board after recommendation by the Commissioner of the Department of Parks.

Teams that request to participate in the Town of Oyster Bay Men's Softball League will be required to submit a copy of its general liability insurance, in the amount of one million dollars (\$1,000,000) per occurrence and two million dollars (\$2,000,000) general aggregate and an endorsement naming the Town as an additional insured.

The Commissioner of the Department of Parks will establish the length of the season, dates and times, as well as the location of the games to utilize the facilities to the greatest benefit of the league and the residents of the Town of Oyster Bay.

Funds collected will be deposited into account titled "Parks Special Events - Softball" account number TWN TA 0000 00085 472 0000."





Joseph G. Pinto
Commissioner

JGP/jd
cc: Office of the Town Attorney (with 7 copies)

MS
Reviewed By
Office of Town Attorney

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated October 25, 2018, requested Town Board authorization to establish the attached Fee Schedule for Harry Tappen and Theodore Roosevelt Marinas, Spring, Summer and Fall for the 2019 season,

NOW, THEREFORE, BE IT RESOLVED, That the Town Board hereby approves the attached 2019 Harry Tappen and Theodore Roosevelt Marinas, Spring, Summer and Fall Fee Schedule for the 2019 season, and authorizes the Department of Parks to establish and collect said fees.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Parks

1

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

To: Memorandum Docket

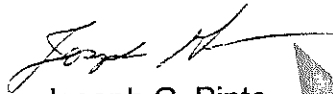
From: Joseph G. Pinto, Commissioner of Parks

Date: October 25, 2018

Subject: Harry Tappen/Theodore Roosevelt Marinas,
Spring, Summer, & Fall Fee Schedule – 2019

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 2019 season.

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


Joseph G. Pinto
Commissioner of Parks



JGP:gmv

cc: Town Attorney (+7 copies)
Gabrielle Pontillo, Parks Finance

Attachments

HARRY TAPPEN/THEODORE ROOSEVELT MARINAS
SPRING, SUMMER AND FALL FEE SCHEDULE - 2019

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 13, 2019, 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 13 through November 10. 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 10, 1959 are entitled to a discount of 10% on their marina fee.

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, 2019 until November 10, 2019. 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 transient fee will be applied from April 15, 2019 to November 10, 2019.

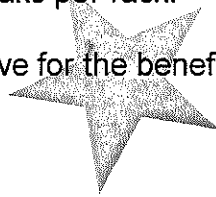
Seasonal rental of sailing dinghy/canoe/kayak racks:

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.



Reviewed By
Office of Town Attorney
[Signature]

WHEREAS, pursuant to a Request for Proposals ("RFP") issued on September 10, 2018, the Department of Parks sought proposals for the operation of a food and beverage concession service at the Harry Tappen Beach concession facility; and

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated October 16, 2018, advised that following the deadline for the receipt of proposals, one proposal was received and reviewed in accordance with the Town's Procurement Policy; and

WHEREAS, Joseph Nocella, Town Attorney, and Matthew M. Rozea, Deputy Town Attorney, by memorandum dated October 1, 2018, advised that the efforts of the Department of Parks to obtain at least three (3) responses to the RFP complied with the Town's Procurement Policy in view of the fact that the RFP was directly sent to fifteen (15) vendors and was also published on the Town of Oyster Bay website; and

WHEREAS, Commissioner Pinto, by memorandum dated October 1, 2018, advised that the proposal of J&T Beach Corp, doing business as Blue Iguana, met all of the requirements in the Department's RFP; and

WHEREAS, Commissioner Pinto requested that the Town Board authorize the Town Attorney to enter into negotiations with J&T Beach Corp. for the operation of a food and beverage concession service at the Harry Tappen Beach concession facility and that the Supervisor, or his designee, be authorized to execute the resulting agreement for a one (1) year term with the option for two (2) one-year extension options, upon mutual consent of the parties,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and the Town Attorney is authorized to enter into negotiations with J&T Beach Corp. for the operation of a food and beverage concession service at the Harry Tappen Beach concession facility and that the Supervisor, or his designee, be authorized to execute the resulting agreement for a one (1) year term with the option for two (2) one-year extension options, upon mutual consent of the parties.

-#-

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

Supervisor Saladino	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Nay
Councilwoman Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Parks

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TOWN OF OYSTER BAY

Inter-Departmental Memorandum

TO: Memorandum Docket

FROM: Joseph G. Pinto, Commissioner
Department of Parks

DATE: October 16, 2018

SUBJECT: Harry Tappen Beach Food and Beverage Concession

Pursuant to the Town of Oyster Bay Procurement Policy, the Department of Parks released a Request for Proposals (RFP) for Concession Services at Harry Tappen Beach Facility at Glenwood Landing, on September 10, 2018. The RFP was sent via direct e-mail and published on the Town website to fifteen (15) concession operators and vendors that had expressed interest in Town concession facilities. A copy of the RFP which included a proposed concession contract is attached.

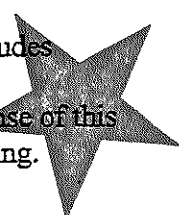
The Department of Parks received one (1) response from Mr. Joseph DiGirolomo and Mr. Roy Monaco of J&T Beach Corp. d/b/a Blu Iguana (attached). Following its review the Department of Parks has determined that this proposal meets the administrative and operating requirements stated in the RFP. The DiGirolomo and Monaco Group has proposed a fee payment of \$30,000.00 and an additional seven (7) percent of gross revenue for the 2019 contract year. In addition, to the annual fee payment this group has also, proposed the following capital improvements:

- An awning on both sides of the existing building to provide shade for patrons
- Air conditioning for the inside restaurant area of the building

The above improvements will be permanent additions to the existing Town concession building at the conclusion of the contract.

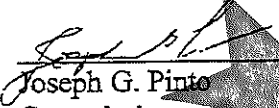
In accordance with Guideline 7 of the Town Procurement Policy, the Office of the Town Attorney, in a memo dated October 1, 2018, has determined that the Department of Parks has complied with the Procurement Policy with its efforts to obtain three (3) responses to this RFP (attached).

It is the determination of the Department of Parks that this proposal which includes \$30,000.00 and an additional seven (7) percent of gross revenue meets all RFP requirements. In addition, the capital construction, undertaken at the sole expense of this proposer, will provide permanent improvements to the Town concession building.

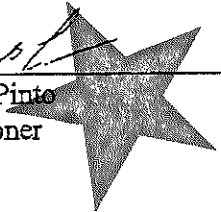


The Department of Parks recommends that the Town Board enter into a one (1) year contract with Mr. Joseph DiGirolomo and Mr. Roy Monaco of Blu Iguana, commencing January 1, 2019, through December 31, 2019, with the provision that the term of this agreement may be extended at the mutual consent of the parties for a maximum of two (2), one (1) year extensions as provided in the RFP.

Therefore, it is respectfully requested that the Town Board authorize the Town Attorney to enter into negotiations with Joseph DiGirolomo and Roy Monaco of Blu Iguana for the operation of the Tappen Beach Food Service Concession for the 2019 season and that the Supervisor, or his designee, be authorized to sign the resulting agreement.



Joseph G. Pinto
Commissioner

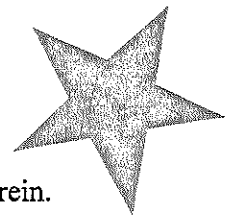


JGP:ld
cc: Office of Town Attorney (+ 7 copies)
Attachment

**TOWN OF OYSTER BAY
NASSAU COUNTY, NEW YORK**

REQUEST FOR PROPOSALS

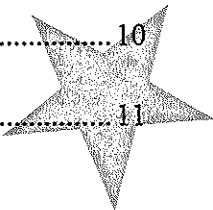
**CONCESSION SERVICES
HARRY TAPPEN BEACH CONCESSION FACILITY
GLENWOOD LANDING, NEW YORK**



Submission Deadline: September 28, 2018, no later than 4:45 p.m. as set forth herein.

REQUEST FOR PROPOSALS
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Use of Subcontractors and Other Subordinate Entities	5
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Appendix A (Form of License Agreement)	10
Appendix B (Disclosure Affidavits)	11



AUTHORIZED CONTACT PERSON

Prospective firms are advised that the authorized Town of Oyster Bay contact person for all matters concerning this RFP is:

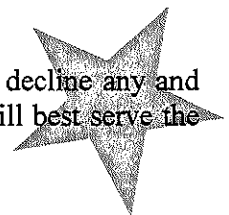
JOSEPH G. PINTO
Commissioner of the Department of Parks
Town Hall South
977 Hicksville Road
Massapequa, New York 11758
(516) 797-4142
jpinto@oysterbay-ny.gov

INTRODUCTION

Pursuant to General Municipal Law § 104-b and the written Procurement Policy presently in effect in the Town of Oyster Bay (the "Town"), the Town of Oyster Bay Department of Parks hereby solicits your proposal to provide the Food and Beverage Service Concession at the Town of Oyster Bay Harry Tappen Beach Concession Facility located on the north shore of Oyster Bay along the North Hempstead Harbor (the "Facility"). The term of the contemplated Concession License Agreement shall begin on January 1, 2019, and shall continue to and until December 31, 2019, unless extended in accordance with the terms of the License Agreement. However, although the term of the License Agreement is a full calendar year, access to the Facility will be granted for the period beginning April 1, 2019 through and until October 31, 2019. Consequently, the Town expects payment for those months that the concessionaire has access to the Facility.

The intent of this RFP is to obtain the most qualified concessionaire to provide food and beverage service at the Facility. The operation should emphasize informal family dining in a casual beach atmosphere. As set forth below, selection will be based upon consideration of the overall qualifications, experience, financial status, and benefit to the Town, the type, mode and features of proposed operations and management, and the proposer's recommendations for any capital additions or improvements to the Facility.

The Town reserves the right to negotiate with any and all proposers, to decline any and all proposals, and to select the proposer which, in the Town's sole judgment, will best serve the needs of the Town and its residents.



SITE DESCRIPTION

The Town of Oyster Bay Harry Tappen Beach is located on the north shore of Oyster Bay along North Hempstead Harbor. The Facility has a marina, swimming pool, picnic area and playgrounds. There is also a concession facility located on the Facility which is across from the main entrance, surrounded by a beach. The beach and pool is maintained and manned with lifeguards from the Town of Oyster Bay from Memorial Day to Labor Day. Marina Summer Seasonal dates are approximately mid-April through mid-November of each year. The concession facility is primarily operated from Memorial Day through the second week of October; hours of operation are approximately from 11:00 a.m. to 10:00 p.m. The concession facility has restrooms, Men and Women, which shall be cleaned and maintained by the Concessionaire.

No vending machines shall be permitted except upon the concession facility premises.

Please be advised that the occupancy of the concession facility is presently limited to 88 persons due to existing septic system limitations. The Town is currently engaged in the repair/replacement of the existing septic system, but it makes no representation regarding the work progress and anticipated completion. Please be advised that the Town may elect to extend the term of the License Agreement based upon the work's progress.

FORM OF LICENSE AGREEMENT

The successful proposer will be required to execute a license agreement with the Town in substantially the form annexed hereto as Appendix "A" (the "License Agreement"). Any objections to the terms and conditions of the proposed License Agreement must be set forth in the proposer's response to this RFP, as set forth below. However, it is the intention of the Town to adhere substantially to the form of license agreement annexed hereto, and the Town shall be under no obligation to modify any of the proposed terms and conditions of the form of License Agreement annexed hereto as Appendix "A."

FORM OF PROPOSAL

Proposers must submit ten (10) hard copies (one signed original and nine copies) and one (1) electronic copy of each proposal with additional relevant information. Proposals should be organized as described in Attachment No. 1 herein. The submission of extraneous or voluminous additional materials not expressly required pursuant to this Request for Proposals is not welcome and may be rejected and returned to the proposer.

SCHEDULE FOR PROPOSALS

A non-mandatory proposers conference and walkthrough of the Facility shall be held at the Facility on September 14, 2018 at 10:00 a.m.

The Town reserves the right, at its sole option, to conduct personal interviews of one or more of the proposers prior to selection. The dates and times for such personal interviews shall be scheduled for the mutual convenience of the Town and selected proposers.

Proposals must be submitted in hard copy to the attention of the Authorized Contact Person identified above by September 28, 2018, no later than 4:45 p.m. Email or facsimile responses will not be considered. In the interest of fairness to all participants, no extensions or exceptions will be permitted, unless issued as an Addendum to this RFP and applicable to all proposers.

QUESTIONS AND CLARIFICATIONS

Any questions or requests for clarification of this RFP must be submitted in writing on or before September 21, 2018, no later than 12:30 p.m. to the Authorized Contact Person identified above. Questions must be submitted by email. Responses will be issued by the Town in the form of an Addendum to this RFP prior to the submission deadline. As such, be aware that all questions (and answers) will be shared amongst all parties.

All communications during the RFP process must be directed solely to the Authorized Contact Person identified above. Communication, whether in writing or verbally, with any Town elected officials, employees or any member of the Town Evaluation Committee may be cause for disqualification from the RFP process.

QUALIFICATION BASED SELECTION PROCESS

The Town, after receipt and review of responses to this RFP, reserves the right to reject all proposals based upon the information provided by the proposers in their proposal, any other source of reliable information concerning the proposers, and based upon subsequent negotiations between the Town and proposer firms. The review process of the RFPs submitted are described under the section entitled: "CRITERIA FOR EVALUATION AND AWARD."

CRITERIA FOR EVALUATION AND AWARD

The process and criteria to be used by the Town in evaluating these proposals shall be the following:

- a. **Evaluation Committee:** A Town Evaluation Committee will make the final recommendation to the Town Board of the Concessionaire, based upon rating criteria described in paragraph b below. The Town reserves the right to make changes in the Town Evaluation Committee at any time in its sole discretion. The Town may invite proposers to make presentations to the Evaluation Committee to demonstrate their qualifications and approach to the project. The final selection shall be made by the Town Board.
- b. **Award Criteria:** The Award Criteria to be considered by the Town Evaluation Committee shall include all of the criteria required pursuant to Guideline No. 6 as set forth in the Town's Procurement Policies and Procedures adopted on March 27, 2018, by Resolution No. 209-2018, with particular emphasis on the following:

- i. **General Qualifications**

Proposer's experience and expertise in providing similar services, with emphasis on similar municipal concession and restaurant facilities on Long Island, and references reflecting similar work and related experiences.

ii. **Proposed Services/Products**

Responsiveness of proposed operating and management strategy, recognition of potential issues and problems, and effective, innovative and creative strategies for addressing same.

iii. **Financial Strength and Resources**

Proposer's demonstrated financial strength and resources and ability to fulfill the financial commitments and requirements of the RFP, including proposer's ability to finance and complete construction of any capital modifications or improvements to the Facility accepted by the Town.

iv. **Proposed Capital Improvements**

The attractiveness and potential benefits to the Town of the proposer's proposals for future capital modifications or improvements to the Facility, if any.

v. **Financial Proposal**

The financial benefit to the Town of the proposer's financial proposal over the term and duration of the License Agreement.

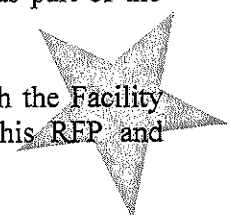
USE OF SUBCONTRACTORS AND OTHER SUBORDINATE ENTITIES

Prospective firms are advised that the Town will entertain proposals that include the use of subcontractors and/or other subordinate entities. In such event, the proposal must clearly state the extent and nature of the work proposed to be delegated to the proposed subcontractor or other subordinate entity. The same information required by this RFP to be provided by the proposer shall also be provided for each proposed subcontractor or other subordinate entity.

FAMILIARIZATION WITH CURRENT PROGRAMS, FACILITIES AND DOCUMENTS

The Town makes no representation or warranty concerning the current status or condition of the Facility or the accurateness or completeness of any information provided as part of the RFP process.

It is the sole responsibility of the proposers to familiarize themselves with the Facility and any other information which is necessary and relevant to the scope of this RFP and proposer's proposal hereunder.



ATTACHMENT NUMBER 1

FORMAT OF PROPOSAL

Proposals should be organized as shown below with tab dividers between sections and should include all the information indicated. Note that elaborate brochures or other presentations beyond those sufficient to present a complete and extensive response to this solicitation are not desired.

SECTION A. INTRODUCTORY STATEMENT

The Proposal should set forth an "executive summary" of the fundamental aspects of the proposal, including, without limitation, a description of the Proposer's vision for the Facility.

SECTION B. QUALIFICATIONS AND APPROPRIATENESS OF PROPOSED STAFF

Provide names and resumes of key personnel proposed for this project. The Proposal should also include an organizational chart for the operation of the food and beverage service.

SECTION C. APPROPRIATENESS AND QUALITY OF PROPOSER'S EXPERIENCE

1. Proposer's experience and expertise in providing similar food, beverage and concession services, with emphasis on similar municipal concession and food service facilities on Long Island.
2. Minimum of five (5) references with contact information, reflecting similar work and related experience.

SECTION D. PROPOSED MANAGEMENT AND OPERATING STRATEGY

Proposed operating, management and marketing and sales strategy, recognition of potential issues and problems, and effective, innovative and creative strategies for addressing same. The response in this section should emphasize any and all ways that the proposer intends to deliver services in a manner that is consistent with the family atmosphere at the Facility while, at the same time, maximizing the potential profit to the Town.

SECTION E. FINANCIAL AND OTHER INFORMATION

A complete statement detailing the current financial standing of the proposer and all principals holding an interest the proposer-corporation. Both the proposer and all principals will be required to maintain, and should clearly demonstrate, financial resources and capability to properly conduct and promote a Food and Beverage Service and to complete any future capital improvements proposed by proposer. These statements should be supported by detailed

documentation including, but not limited to, an audited financial statement of the proposer; bank, credit, and business references, corporate and personal tax returns, each of which will maintained confidential to the extent permitted by law, but at all times consistent with the New York State Public Officers Law.

Further, both the corporate proposer and all principals must submit a sworn statement:

1. that neither the corporation or its principals are the subject of any on-going investigations or enforcement proceedings by Federal and State law enforcement and taxing authorities;
2. that neither the corporation or its principals are the subject of any action or proceeding to collect a debt or to enforce any obligation relating to corporate affairs or, in the event of such an action or proceeding, disclosing the nature of same, together with any index or docket number and the venue of same;
3. that the corporation and its principals are in compliance with all applicable labor and wage statutes; and
4. disclosing any and all wage and hour lawsuits to which the corporation and its principals have been parties and the disposition of same.

The corporate proposer and all principals must also submit Town of Oyster Bay disclosure affidavits, samples of which are annexed hereto as Appendix B.

By submitting a proposal in response to this RFP, proposer consents to the conduct by the Town of such credit and background investigations as the Town in its sole discretion deems necessary and appropriate.

SECTION F. FINANCIAL PROPOSAL

Proposer shall provide a detailed financial proposal describing the form and amount of the proposed license fee and any other type of financial remuneration to be paid to the Town by the proposer in consideration of the award of the concession and operating rights to the proposer. Said proposal must include a statement of a proposed monthly concession license fee to be paid to the Town, subject to the escalations set forth in the annexed form of license agreement (Appendix "A."). Proposer may also, at its discretion, propose any other form of alternative, additional or supplemental consideration it would like the Town to consider.

SECTION G. CAPITAL IMPROVEMENTS

The Town invites proposers to include a detailed capital improvement plan as a part of its response to this RFP. In the event that the proposer elects to submit a capital improvement plan, the proposer shall include a complete description of any capital additions, modifications or improvements the proposer intends to propose for the Facility, including the estimated cost and schedule for completion of said additions or improvements. Said description shall be accompanied by such drawings, renderings and site plans as the proposer deems appropriate and necessary. The proposer shall describe in detail the justification for the proposed capital

additions or improvements, including any anticipated operational and/or financial benefits to the Town to be derived therefrom.

The Town's selection of a vendor under this RFP shall not, however, constitute permission to construct any capital improvements. Rather, any such capital improvement(s) shall be subject to review by the appropriate Town Departments, and must comply with all applicable laws, rules, and regulations as may be promulgated by the Town of Oyster Bay and any other Federal or State agencies that have jurisdiction over the Facility and/or the surrounding properties.

SECTION H. OBJECTIONS TO FORM OF LICENSE AGREEMENT

Proposer shall identify any objections to the proposed form of license agreement annexed hereto as Appendix "A." The failure to submit any objections shall be deemed to represent the proposers assent to the terms of the proposed license agreement.

Be advised that unless and until the Town Board accepts and approves a proposal, and authorizes the execution of a license agreement, the evaluation committee's recommendation does not form an enforceable agreement between the Town and the proposer. Under no circumstances shall the Town be held liable for any costs or damages incurred by the proposer as a part of this RFP process.

SECTION I. SUPPLEMENTAL INFORMATION

Proposer may provide any additional information relevant to the proposer's qualifications or proposal for this project at the proposer's sole option.



APPENDIX A

LICENSE AGREEMENT

DATED:

PARTIES: TOWN OF OYSTER BAY, a municipal corporation of the State of New York, having its principal office at Town Hall, 54 Audrey Avenue, Oyster Bay, New York 11771, and hereinafter referred to as the "TOWN," acting for and on behalf of the DEPARTMENT OF PARKS, and hereinafter referred to as the "DEPARTMENT;" and

[INSERT CONCESSIONAIRE NAME] having its principal place of business at [INSERT CONCESSIONAIRE PRINCIPAL BUSINESS ADDRESS], and hereinafter referred to as the "CONCESSIONAIRE."

WITNESSETH:

WHEREAS, it is the general intent and purpose of this License Agreement (the "License Agreement") to secure the efficient and beneficial operation of a Food and Beverage Concession Service on a temporary emergency basis at the Town of Oyster Bay Harry Tappen Beach Concession Facility (the "Tappen Beach Concession") located on the north shore of Oyster Bay along the North Hempstead Harbor, and to provide for such future repairs, improvements and modifications as shall be deemed acceptable to and in the best interests of the Town and its residents;

NOW, THEREFORE, it is mutually agreed by and between the parties hereto as follows:

USE

1. The CONCESSIONAIRE agrees to maintain and operate a food and beverage concession service at the Tappen Beach Concession for the term set forth herein. The CONCESSIONAIRE shall use the Facilities allocated to it in this License Agreement, as set

forth below, for no other purpose than the operation of a food and beverage concession service in strict conformance with the terms and conditions of this License Agreement.

FACILITIES

2. The CONCESSIONAIRE's operation shall consist of all those facilities at the Tappen Beach Concession premises designated by the Commissioner of the DEPARTMENT or his designee (hereinafter, the "COMMISSIONER") to be used by the CONCESSIONAIRE (the "FACILITIES"), including: the existing restaurant; outdoor patio; all offices; and any additional food and beverage dispensing facility, now or subsequently constructed or located at the premises, as designated and approved by the COMMISSIONER..

TENT AND OTHER ENCLOSURES

3. The use and location of any tent or other temporary enclosure to be used in connection with any event at the Tappen Beach Concession premises shall be subject to the advanced approval in writing of the COMMISSIONER.

HOURS OF OPERATION

4. The CONCESSIONAIRE shall, with the approval of the Commissioner of the DEPARTMENT, establish its hours of operation. The CONCESSIONAIRE shall have the right to close its facilities on any day that the Beach or the Marina is closed.

PERSONNEL

5. The CONCESSIONAIRE agrees to have a sufficient number of trained, qualified, uniformed attendants on duty for the proper operation of the facilities. The uniform, which shall be furnished by the CONCESSIONAIRE, shall be of a design subject to the approval of the COMMISSIONER. Said personnel will be employed by, and will be employees of, the CONCESSIONAIRE. The CONCESSIONAIRE agrees to maintain an efficient staff, which at all times shall be courteous to the public and reflect favorably upon the TOWN. The

CONCESSIONAIRE shall require its employees to observe a strict impartiality as to rates and service.

QUALIFICATIONS

6. The CONCESSIONAIRE warrants that it has substantial financial capacity and resources sufficient to provide for the operation and maintenance of the FACILITIES in strict compliance with the terms and conditions of this License Agreement and has extensive experience in the operation and management of a restaurant similar in nature to this operation.

GARBAGE REMOVAL

7. The CONCESSIONAIRE shall, at its own expense, arrange for a private refuse disposal service to dispose of rubbish, garbage, trash, and other waste matter, which shall be removed from the premises as frequently as is necessary to maintain the premises in good, clean, and sanitary condition.

MAINTENANCE AND CARE OF PREMISES

8. The CONCESSIONAIRE agrees that:

(a) The CONCESSIONAIRE shall keep the any room, space or area under its control or used in connection with its food and beverage service, including the bathrooms, in a clean and sanitary condition.

(b) The CONCESSIONAIRE shall be responsible for the maintenance, repair, or replacement of the FACILITIES' fixed equipment and furnishings, including, but not limited to, the HVAC system, and all other structures and equipment included within the FACILITIES licensed herein. All such structures and equipment shall be operated and maintained in strict accordance with all applicable federal, New York State, Nassau County and Town codes, regulations and requirements.

(c) The COMMISSIONER or his authorized representative shall have the right to enter upon and inspect the premises at any time during the term of this License Agreement. If, as a result of such inspection, the COMMISSIONER determines that any deficiencies exist in the condition of those areas within the CONCESSIONAIRE's area of responsibility, the COMMISSIONER shall provide notice to the CONCESSIONAIRE in writing. The CONCESSIONAIRE shall commence appropriate corrective work within five (5) business days of the date of such notice. If the CONCESSIONAIRE fails to complete the appropriate corrective work within a reasonable time of such notice, as determined by the COMMISSIONER in his sole discretion, the COMMISSIONER shall have the right to correct such deficiencies itself and to bill the CONCESSIONAIRE for the cost of such work. The CONCESSIONAIRE shall pay the bill for such work immediately upon presentation.

(d) The TOWN agrees to remove snow from the premises and to make the premises accessible to the public at the earliest possible opportunity.

(e) Upon termination of this License Agreement, the premises, including the FACILITIES, shall be returned to the TOWN broom clean and in as good order, condition and repair as they were in on the EFFECTIVE DATE, reasonable wear and tear excepted.

(f) The TOWN makes no representation or warranty concerning the present condition or state of maintenance, repair or code compliance of the FACILITIES. Notwithstanding any other requirement of this License Agreement, it shall be the sole responsibility of the CONCESSIONAIRE, within thirty (30) days of the EFFECTIVE DATE, to bring all areas of the FACILITIES under the CONCESSIONAIRE'S occupancy and use into full

compliance with all applicable federal, New York State, Nassau County and Town codes, regulations and requirements at its sole expense.

UTILITIES

9. The CONCESSIONAIRE shall be responsible for one-hundred (100%) percent of the utility costs of the FACILITIES as read on Electric Meter Number [insert meter number] (currently marked "CONCESSIONAIRE"), Gas Meter Number [insert meter number], charges for domestic water and sprinkler water service fees, and costs associated with the Simplex system or any other notification system installed at the licensed premises. The CONCESSIONAIRE agrees to be billed directly for these charges by the utility provider and to make appropriate arrangements for said direct billing of such utility services within thirty (30) days of the EFFECTIVE DATE. In the event that the CONCESSIONAIRE's failure to pay any utility bill results in a utility provider terminating any utility service and/or pursuing collection from the TOWN, the TOWN shall have the right to terminate the License Agreement and to require the CONCESSIONAIRE to immediately vacate the premises.

PRICING

10. The CONCESSIONAIRE agrees that prices charged for its food and services, shall be comparable to those charged by restaurants of similar quality and nature in Nassau County. The CONCESSIONAIRE shall be required at all times to post a menu and schedule of prices at all facilities being serviced under this License Agreement. It is agreed and understood that all income derived from the operation of this License Agreement shall belong to the CONCESSIONAIRE, except as provided for in Paragraph 43.

LICENSES AND PERMITS

11. The CONCESSIONAIRE shall procure, at its own cost and expense, all licenses or permits necessary for the lawful operation of the FACILITIES and its business. The

TOWN shall provide reasonable cooperation to the CONCESSIONAIRE to obtain such license or permits.

OCCUPANCY LIMITATION

12. The maximum occupancy of the Tappen Beach Concession shall not exceed 88 persons. The occupancy limit provided herein shall not be increased without the approval of the COMMISSIONER and shall also be conditioned upon the CONCESSIONAIRE's obtaining any and all required permits, licenses, and certificates, as the case might be to achieve such increase.

BOARD OF HEALTH REQUIREMENT

13. The CONCESSIONAIRE warrants and agrees that all food and beverage items that are offered for sale under this License Agreement shall be handled, served, and/or sold in a clean and sanitary manner and in accordance with the requirements of the Nassau County Department of Health and any and all other applicable rules and regulations.

ASSUMPTION OF RISK

14. The CONCESSIONAIRE assumes all risk in the operation of the FACILITIES and agrees to comply with all federal, state, and local regulations and all rules, regulations, and ordinances of the TOWN, as well as rules and regulations of the DEPARTMENT. The TOWN agrees to comply with any rule, regulation, or ordinance under which it has sole responsibility as the owner of the Beach Concession.

ADVERTISING

15. The CONCESSIONAIRE shall be permitted to advertise its products, provided it does so in a reasonable manner and in good taste. The COMMISSIONER shall make the final decision as to what constitutes advertising in a reasonable manner and in good taste. The CONCESSIONAIRE shall bear all costs for advertising.

Subject to the provisions of Paragraphs 38 and 39, the CONCESSIONAIRE may, from time to time, and with the prior written approval of the COMMISSIONER, change the trade name under which it does business.

The CONCESSIONAIRE shall be permitted to erect signs, as necessary for the operation of the business, on the perimeter of the Tappen Beach Concession. The signs shall be made of wood or similar material. The size, design, copy, and location of any signs shall be subject to the prior written approval of the COMMISSIONER. The CONCESSIONAIRE agrees that any signs are intended solely to inform the public of the location and identity of the restaurant in a tasteful and appropriate manner. The COMMISSIONER shall make the final decision as to what constitutes a tasteful and appropriate manner. The CONCESSIONAIRE shall bear the cost of any signs, including any utility and maintenance costs.

TELEPHONE

16. The CONCESSIONAIRE shall pay for its telephone usage in the conduct of its business.

EQUIPMENT

17. The CONCESSIONAIRE has the right to use any fixed equipment belonging to the TOWN on the premises as of the EFFECTIVE DATE and any fixed equipment installed by the TOWN thereafter. The CONCESSIONAIRE may, with prior approval of the COMMISSIONER, purchase additional fixed equipment required and necessary for the operation of the FACILITIES.

SUPPLIES

18. The CONCESSIONAIRE agrees to provide, at its own cost and expense, all furnishing, equipment, equipment, materials and supplies ordinarily incident to the operation of a food and beverage service.

REAL ESTATE TAXES

19. The CONCESSIONAIRE shall be responsible for paying real estate taxes or assessments, if any, on the real property subject to this concession.

SUPERVISION

20. The CONCESSIONAIRE shall at all times have a manager, assistant manager, or other designated person in charge on duty. The COMMISSIONER shall approve the CONCESSIONAIRE's senior manager. The CONCESSIONAIRE shall replace its senior manager if directed to do so by the COMMISSIONER. The COMMISSIONER may direct the replacement of the senior manager if the COMMISSIONER, in his or her sole discretion, reasonably determines that the CONCESSIONAIRE's senior manager has failed to perform his or her duties in a professional manner.

ACCESS

21. The CONCESSIONAIRE shall grant access to the premises at all reasonable times to the COMMISSIONER or Deputy Commissioner of the DEPARTMENT, the Town Attorney or his duly designated representative, the Town Comptroller or his duly designated representative, any member of the Town Board or their duly designated representative, and the Town Supervisor or his duly designated representative.

VENDING MACHINES

22. The CONCESSIONAIRE agrees that it will not install any amusement, jukebox, arcade or other vending machines except upon the restaurant premises and not without the prior written approval of the COMMISSIONER.

ALTERATIONS

23. Any proposed modifications, alterations, or repairs made by the CONCESSIONAIRE, except those required on an emergency basis, must be approved in

advance by the COMMISSIONER. The TOWN may, in its sole discretion, make any alterations, decorations, additions, or improvements to the premises at the TOWN's expense. Nothing herein shall be deemed to obligate or require the TOWN to make any such alterations, decorations, additions, or improvements.

RECORDS AND ACCOUNTS

24. The CONCESSIONAIRE shall keep books and records of account in accordance with Generally Accepted Accounting Procedures. On or before the first day of April of each calendar year of this License Agreement, the CONCESSIONAIRE shall provide the TOWN with a copy of a Statement of Income and Balance Sheet, in accordance with the Uniform System of Accounts or other previously established format, covering the CONCESSIONAIRE's operation under this Agreement for the previous calendar year. The CONCESSIONAIRE shall permit the TOWN or its duly authorized representative to inspect and audit appropriate books and records at any reasonable time during business hours after giving the CONCESSIONAIRE twenty-four (24) hours notice of the time and day of such inspection and audit.

EXCLUSIVITY

25. The TOWN shall not permit any person, entity, or corporation to sell or bring into the Tappen Beach Concession premises, for general sale to the public, any goods or services permitted to be sold by CONCESSIONAIRE under this License Agreement, with the exception of those persons, entities, or corporations that were authorized to conduct such sales prior to the execution of this License Agreement.

POURING RIGHTS

26. In the event that the TOWN enters into an exclusive agreement with a national soft drink company, the TOWN reserves the right to require the CONCESSIONAIRE to

serve only any soft drink products approved by the TOWN. The TOWN shall give the CONCESSIONAIRE at least thirty (30) days advance notice prior to the effective date of such agreement. During the term of this License Agreement, the CONCESSIONAIRE shall not enter into any exclusive agreement with a national soft drink company.

FIRE INSURANCE

27. The TOWN agrees to include the FACILITIES' buildings and TOWN-owned furnishings and equipment on the TOWN's property insurance policy. The CONCESSIONAIRE agrees to obtain fire insurance for any personal property owned by the CONCESSIONAIRE.

The TOWN will determine the cost of such fire coverage and will bill the CONCESSIONAIRE for the same. In the event of a loss, the TOWN will promptly make a claim against the policy, and reserve all proceeds received for necessary repairs or reconstruction. The CONCESSIONAIRE shall perform all necessary repairs or reconstruction in accordance with all applicable provisions contained in this License Agreement. CONCESSIONAIRE agrees to enter promptly upon the restoration and repair of the FACILITIES and to restore the FACILITIES to the same or substantially similar condition as existed before the loss. The CONCESSIONAIRE shall bear any expense incurred beyond the insurance proceeds. The CONCESSIONAIRE shall be responsible for any policy deductible. Such policy deductible is subject to change at any time based upon the TOWN's property policy.

POSSESSION

28. It is expressly understood and agreed that no building space or equipment is leased to the CONCESSIONAIRE, but that during the term of this License Agreement, the CONCESSIONAIRE shall have unrestricted use and possession of the designated premises, except as provided in this License Agreement. The CONCESSIONAIRE has the right to occupy

the spaces assigned to it, operate under the license hereby granted to it, and continue in possession of the premises subject to the terms of this License Agreement only so long as the CONCESSIONAIRE strictly and properly complies with every provision contained in this License Agreement. No interest in real property is conveyed by virtue of or under this License Agreement.

TITLE TO EQUIPMENT

29. Title to all non-fixed equipment provided by the CONCESSIONAIRE shall remain with the CONCESSIONAIRE, and such equipment shall be removed by the CONCESSIONAIRE at the termination of this License Agreement. If any property remains on the premises after the expiration or termination of this License Agreement, the TOWN shall notify the CONCESSIONAIRE, and if the CONCESSIONAIRE fails to remove such property within ten (10) days from the date of such notification, the TOWN may deal with such property as though it had been abandoned and charge all costs and expenses incurred in the removal thereof to the CONCESSIONAIRE.

The CONCESSIONAIRE may move non-fixed equipment between the Tappen Beach Concession and its other facilities as needed.

DAMAGE TO EQUIPMENT

30. The CONCESSIONAIRE agrees to be responsible to the TOWN for any damage or loss to TOWN equipment that occurs by reason of the CONCESSIONAIRE's negligence or other fault, or that of its patrons, employees, or suppliers.

BAILMENT

31. The CONCESSIONAIRE agrees to be responsible for loss or damage to property turned over to it by any patron of the FACILITIES. CONCESSIONAIRE may limit its ability for any such loss or damage as provided under applicable law.

WAIVER OF CLAIMS

32. The CONCESSIONAIRE waives any and all claims for compensation from the TOWN for any and all loss or damage sustained by reason of any defect, deficiency, or impairment of the structures, equipment, water supply systems, drainage systems, gas mains, electrical apparatuses, or wires furnished for the premises, or by reason of any loss of any gas supplies, water supplies, heat, or current, which may occur from time to time from any cause, or for any loss or damage resulting from fire, water, tornado, wind, or storm of any kind, civil commotion, or riot, and the CONCESSIONAIRE releases and discharges the TOWN and its agents from any and all demands, claims, actions, and causes of action arising from any of the causes aforesaid, unless caused by the negligence of the TOWN, its agents, or employees. The CONCESSIONAIRE further waives any and all claims for compensation or refund of any capital investment or investment in maintenance, repairs, furnishings or equipment, in the event this License Agreement is terminated by the TOWN for cause sooner than the fixed term pursuant to Paragraph 42.

Nothing herein should be construed as a waiver of the insurance claims described in Paragraph 27.

INSURANCE AND WORKERS' COMPENSATION

33. The CONCESSIONAIRE agrees to obtain, from an insurance company authorized to do business in the State of New York, and to keep in force during the term of this License Agreement, a policy of comprehensive general liability on which the CONCESSIONAIRE and the TOWN are each named insured, including, but not limited to, for the torts and negligence of the CONCESSIONAIRE's personnel, with a combined single limit of \$2,000,000 per occurrence for bodily injury and property damage.

The CONCESSIONAIRE shall comply with all provisions of New York Workers' Compensation Law and shall furnish a certificate showing evidence of current coverage.

All insurance coverage required by this Paragraph shall be subject to the approval of the Town Attorney.

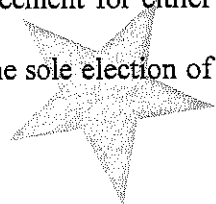
All policies shall be issued in the name of the CONCESSIONAIRE, and the TOWN shall be listed as a named insured. The insurance policies required by this Paragraph shall not be canceled without thirty (30) days prior written notice to the TOWN. If the CONCESSIONAIRE fails to maintain such insurance policies and to obtain such policies and furnish certificates evidencing such coverage within thirty (30) days of the receipt of notice by the TOWN regarding this deficiency, the TOWN shall have the right to terminate this License Agreement.

The CONCESSIONAIRE agrees to indemnify, defend and hold the Town harmless for and against any personal injury, wrongful death or property damage which occurs during any lapse in insurance coverage or as a result of any failure by the CONCESSIONAIRE to abide by any notice or other term or provision of the policy.

The indemnity and hold harmless provisions of Paragraph shall survive and be of full force and effect notwithstanding any lapse in the insurance coverage required under this Paragraph.

TERMINATION OF AGREEMENT

34. The TOWN has the right to terminate this License Agreement for either cause or at will. A termination at will may be for any reason or no reason at the sole election of the TOWN.



35. The TOWN shall be permitted to terminate for cause if any one of the following events ("Events of Default") occurs:

- (a) The COMMISSIONER reasonably determines that the CONCESSIONAIRE has failed to fulfill its material obligations with sufficient diligence to ensure proper services within the term of this License Agreement, including any authorized extension;
- (b) The CONCESSIONAIRE fails to pay its utility costs as described in Paragraph 10;
- (c) The CONCESSIONAIRE fails to maintain the insurance policies described in Paragraphs 27 and 33, or fails to furnish certificates and endorsement pages evidencing such policies within thirty (30) days of the receipt of notice from the TOWN sent in accordance with Paragraphs 27 and 33.
- (d) The CONCESSIONAIRE does not comply with all laws, ordinances, rules, or provisions governing this License Agreement, or is otherwise in violation of any provisions of the License Agreement;
- (e) The CONCESSIONAIRE engages in any illegal conduct or otherwise violates any law, rule, regulation, or judicial order applicable to the CONCESSIONAIRE, this License Agreement, or the CONCESSIONAIRE's operation of food and beverage services;

- (f) The CONCESSIONAIRE assigns, or otherwise transfers, all or any of its interest in the License Agreement or in the premises, or otherwise causes a change in control in the CONCESSIONAIRE's ownership, without the prior written consent of the TOWN as described in Paragraphs 38 and 39;
- (g) The CONCESSIONAIRE is in material default of any of the terms and conditions of this License Agreement;
- (h) The CONCESSIONAIRE does not timely make all payments to the TOWN required under this License Agreement, or under any other license or concession agreement then pending between the TOWN and CONCESSIONAIRE including, but not limited to, the monthly concession fee payments

Upon the occurrence of any of these Events of Default, the TOWN, without prejudice or waiver of any of its rights or interests under the License Agreement, shall give the CONCESSIONAIRE written notice of the Event of Default. The CONCESSIONAIRE shall have ten (10) days from the date of such notice to cure the Event of Default except if such default is not a payment default or otherwise susceptible to cure within ten (10) days so long as the CONCESSIONAIRE commences to cure the default within ten (10) days and thereafter diligently pursues the same to completion within a reasonable period of time (the "Cure Period"). If the CONCESSIONAIRE fails to cure the Event of Default within the Cure Period, the TOWN shall have the right to declare the CONCESSIONAIRE in default and to terminate the License Agreement and assume possession and control of all materials, equipment, and operations under the License Agreement. The Town may in addition thereupon, but shall not be required to,

undertake all necessary and appropriate measures to complete any uncompleted capital improvements at the sole cost of the CONCESSIONAIRE.

36. The TOWN shall be permitted to terminate at will by providing thirty (30) days written notice to the CONCESSIONAIRE. If the TOWN terminates at will, the TOWN shall pay to the CONCESSIONAIRE a sum equal to the actual cost of construction of capital improvements made to the FACILITIES after the commencement of this License Agreement, if any, as certified through the process described in Paragraph 44, less 10% for each year or part of a year elapsed since the completion of the improvement. In addition, the TOWN will pay the CONCESSIONAIRE for lost profits on catering events which were booked prior to receipt of a notice of termination for any reason other than a termination for cause, subject to any offset for any amounts due to the TOWN for any reason under the License Agreement. The amount of lost profits shall be certified by an independent public accountant selected by CONCESSIONAIRE and subject to the reasonable approval of the COMMISSIONER.

In the event of a termination of the License Agreement prior to the expiration the Term for any reason, CONCESSIONAIRE shall deliver to COMMISSIONER within two (2) business days a schedule of all future events for which a deposit has been paid to CONCESSIONAIRE, together with a copy of the contract and the amount of said deposit in cash or by certified check, which amounts shall be remitted to the TOWN and held in escrow by the TOWN pending either the satisfactory occurrence or cancellation of the event.

MODIFICATION

37. The express terms of the License Agreement control and supersede any course of performance or usage of the trade inconsistent with any of the terms hereof. The License Agreement may be modified only by a writing duly executed by the TOWN and the CONCESSIONAIRE, and no modification of the License Agreement shall be effective until the

modification has been agreed to in writing and duly executed by the Town Supervisor or his duly designated representative after approval by the Town Board of the TOWN.

TRANSFER OR ASSIGNMENT

38. The CONCESSIONAIRE may not assign, or otherwise transfer, all or any part of its interest in this License Agreement or in the premises or otherwise cause a change in control in the CONCESSIONAIRE's ownership without the prior written consent of the TOWN BOARD, which consent shall not be unreasonably withheld. The term "assign" shall mean the transfer or setting over of a right or interest. The term "change in control" shall mean any change in ownership equal to the percentage of votes or membership interests required to exercise decision-making authority.

39. In the event that the TOWN BOARD consents to the assignment or transfer of this License Agreement or the change in control in the CONCESSIONAIRE's ownership, the assignee, transferee, or new owner shall operate the food and beverage service and catering service in a fashion substantially similar to the CONCESSIONAIRE's operation and in strict conformance with the terms, conditions and requirements of this License Agreement.

FINANCING

40. Any collateralization or mortgage of this License Agreement in full or in part, or any of the CONCESSIONAIRE'S revenues, financial interests or rights hereunder, or any other financing agreement in connection with CONCESSIONAIRE's performance hereunder shall be limited solely to financing in connection with the operation and improvements of the FACILITIES, and shall be submitted to the Town Attorney for review and subject to the prior approval of the Town Board of the TOWN, which shall not be unreasonably withheld. Under no circumstances shall the TOWN be liable or responsible for any indebtedness incurred

by the CONCESSIONAIRE to any other party in connection with any financing obtained by the CONCESSIONAIRE for the operation and improvements of the FACILITIES.

INDEPENDENT CONTRACTOR STATUS

41. The CONCESSIONAIRE agrees that it is, and shall at all times be deemed to be, an independent contractor, and it shall not, in any manner whatsoever, by its actions or deeds, commit the TOWN to any obligation irrespective of the nature thereof, and it shall not, at any time or for any purpose, be deemed an employee of the TOWN. It is further understood and agreed that no agent, servant, or employee of the CONCESSIONAIRE shall, at any time or under any circumstances, be deemed to be an agent, servant, or employee of the TOWN.

TERM

42. The term of this License Agreement shall be for a period beginning January 1, 2019 and shall continue to and until December 31, 2019. The term of this License Agreement may be extended upon the mutual consent of the parties for a maximum of two, one-year extensions.

CONCESSION FEES

43. (a) The CONCESSIONAIRE shall pay the TOWN in accordance with the following schedule: \$_____ per month commencing on April 1, 2019 (the "EFFECTIVE DATE") until December 31, 2019 (the "ANNIVERSARY DATE").

(b) The CONCESSIONAIRE agrees to pay a late charge of five (5%) percent of the monthly concession payment due if the concession payment is received by the TOWN after the 20th day of any month. The TOWN further reserves the right to require concession fees to be paid by certified check. The TOWN shall exercise this option at its sole discretion by notifying the CONCESSIONAIRE by certified mail.

(c) The TOWN, at its sole option, shall have the right to convert the fees require pursuant to this Paragraph to be calculated as a percentage of annual gross receipts. If the TOWN exercises this option, CONCESSIONAIRE shall pay to the TOWN a yearly fee equal to 5% of the annual gross receipts. If the CONCESSIONAIRE's annual gross receipts exceed \$[PROPOSE AMOUNT], the annual fee paid to the TOWN shall be 6% of the annual gross receipts.

(d) Except as provided below, the term "gross receipts" as used in this License Agreement shall mean the total amount received by or accruing to the CONCESSIONAIRE by reason of the privileges granted under this License Agreement, including but not limited to from any sales or rentals, the provision of any food or beverage services, including catering services, and the provision of any other services authorized by this License Agreement.

The following shall be excluded or deducted from the gross receipts:

(i) Excise, sales, or other taxes that are imposed upon the sale or rental of goods or services that are collected by the CONCESSIONAIRE for the appropriate government or taxing authority, including any taxes or other levies of a different character imposed on the CONCESSIONAIRE subsequent to the date of this License Agreement that are intended as substitutes for or to complement any such taxes. This exclusion from the gross receipts is not intended to apply to any franchise, capital stock, income, or similar taxes that are based upon profits of the CONCESSIONAIRE.

(ii) Tips, gratuities, or other charges for merchandise or services that are included in the account or bill of a patron and for which the CONCESSIONAIRE makes actual payment to employees or others, provided, however, that any

portions of such charges retained by the CONCESSIONAIRE shall be included in the gross receipts.

No deductions from the gross receipts shall be made for consideration paid by the CONCESSIONAIRE to travel agencies, group tour operators or organizers, outside salesmen, or promotional or booking organizations or services; nor shall any exclusion from the gross receipts be made for uncollectible patron accounts. No deduction or exclusion from the gross receipts shall be made for fees paid to credit card companies, to collection agencies, or to other outside parties engaged to assist in the collection of accounts receivable.

Immediately upon the sale of goods or services subject to license fees, those license fees shall immediately vest in and become the property of the TOWN, for which the CONCESSIONAIRE shall be responsible until delivered to the TOWN as provided in this License Agreement.

FUTURE CAPITAL IMPROVEMENTS

44. The CONCESSIONAIRE may make additional capital improvements to the FACILITIES, at its own cost and expense, with no setoff from the concession fee payment to the TOWN, provided that all such capital improvements must be approved by the COMMISSIONER.

(a) Designs for all capital improvements shall be developed in accordance with the New York State Building and Fire Code and in compliance with the requirements of the Americans with Disabilities Act and other applicable codes, law, regulation, or ordinance. Designs shall be prepared and signed by architects and engineers licensed to practice in New York State. The CONCESSIONAIRE shall select all architectural and engineering consultants, including consultants selected for the development of the draft and final environmental impact statements, each of whom shall be licensed to practice in New York State

as needed, subject to the approval of the COMMISSIONER. Designs for all capital improvements shall be subject to the prior written approval of the COMMISSIONER before any advertising for or acceptance of bids or the award of contracts for construction. Bidders shall be required to pay wages at the prevailing rates set by the New York State Department of Labor. It shall be the CONCESSIONAIRE's responsibility to enforce these requirements.

(b) The COMMISSIONER's approval and acceptance of any capital improvement shall be conditioned upon the DEPARTMENT'S receipt of a report from an independent construction consulting firm selected and retained by the TOWN at the expense of the CONCESSIONAIRE confirming that the construction of such capital improvement has been completed and setting forth: (i) the actual cost of construction of the completed capital improvement; and (ii) the date on which the construction was completed. No at-will termination payment shall be made for any capital improvement until it is accepted and approved by the DEPARTMENT.

(c) The CONCESSIONAIRE shall be solely responsible for any expenses in excess of originally-estimated costs of the project proposed by the CONCESSIONAIRE and approved by the COMMISSIONER. The TOWN shall have no any liability whatsoever either to the CONCESSIONAIRE or the CONCESSIONAIRE's contractors, subcontractors, or suppliers for any additional expenses, except as provided by law.

(d) Title to all improvements shall vest in the TOWN brick-by-brick during and following the performance of any work.

(e) The CONCESSIONAIRE agrees to obtain, prior to the commencement of any construction projected to cost in excess of \$100,000, a performance bond

and a payment bond in the full amount of the cost of construction for any and all capital improvements.

(f) Without limiting any of the foregoing, the design, construction and occupancy of any capital improvements shall be subject to the ordinary requirements for review and approval of new construction by the TOWN Department of Planning and Development; provided further, however, that the TOWN waives all application and permit fees for said review and approval.

WAIVER OF CLAIMS

45. The CONCESSIONAIRE waives any and all claims for compensation from the TOWN for any and all loss or damage sustained by reason of any defect, deficiency, or impairment of the structures, equipment, water supply systems, drainage systems, gas mains, electrical apparatuses, or wires furnished for the premises, or by reason of any loss of any gas supplies, water supplies, heat, or current, which may occur from time to time from any cause, or for any loss or damage resulting from fire, water, tornado, wind, or storm of any kind, civil commotion, or riot, and the CONCESSIONAIRE releases and discharges the TOWN and its agents from any and all demands, claims, actions, and causes of action arising from any of the causes aforesaid, unless caused by the negligence of the TOWN, its agents, or employees or by virtue of the TOWN's failure to comply with the terms and conditions set forth in this Agreement.

NOTICES

46. Any notices hereunder shall be in writing and shall be given upon delivery by: (i) hand delivery, (ii) delivery by a reputable, recognized national overnight courier service, or (iii) the United States Postal Service when sent by Priority Mail Express, in each instance,

addressed to each party at its address set forth above. Any such notice, request or other communication shall be considered given or delivered, as the case may be, on the date of delivery or the date that delivery is refused as evidenced by the records of the courier or delivery service or the United States Postal Service, as applicable. Rejection or other refusal to accept or inability to deliver because of changed address of which no notice was given shall be deemed to be receipt of the notice, request or other communication. By giving at least five (5) business days prior notice thereof, any party may from time to time at any time change its mailing address hereunder.

MISCELLANEOUS

47. CONCESSIONAIRE shall comply with all applicable laws and regulations in operating the concession service under this Agreement at the Facilities. The TOWN shall comply with all applicable laws and regulations relating to ownership of the beach Concession property and the Facilities.

48. This Agreement is subject to the reasonable rules and regulation set by Commissioner of the DEPARTMENT and the TOWN.

49. If any term or provision of this Agreement or the application thereof to any party or circumstances shall to any extent be invalid or unenforceable, the remainder of this Agreement or the application of such term or provision to parties or circumstances other than those to which it is held invalid or unenforceable shall not be affected thereby, and each term and provision of this Agreement shall be valid and enforced to the fullest extent permitted by law.

50. One or more waivers by either party of the obligation of the other to perform any covenant or condition shall not be construed as a waiver of a subsequent breach of the same or any other covenant or condition. The failure of either party to seek redress for a

violation of or to insist upon the strict performance of any term, covenant or condition in this Agreement shall not prevent a similar act from constituting a default under this Agreement.

51. Wherever herein the singular number is used, the same shall include the plural and the masculine gender shall include the feminine and neuter genders.

52. The terms, covenants and conditions herein contained shall be binding upon and inure to the benefit of the respective parties and their successors and permitted assigns.

53. The article, section and marginal headings herein are intended for convenience in finding the subject matters, and are not to be used in determining the intent of the parties to this Agreement.

54. This Agreement contains the entire understanding and agreement by and between the parties, and all prior and contemporaneous understandings, agreements and negotiations are herein merged. This Agreement shall not be modified, terminated (except for a termination in accordance with the express provisions of this Agreement), nor any provision waived except in writing signed by the CONCESSIONAIRE and the TOWN.

55. The interpretation and validity of this Agreement shall be governed by the laws of the State of New York

56. This Agreement shall be executed on behalf of the TOWN by the Town of Oyster Bay Supervisor, or his designee, after receiving approval and authorization from the TOWN BOARD.

57. Each and every provision of law required to be inserted in this Agreement shall be and is inserted herein. Every such provision is to be deemed to be inserted herein, and if, through mistake or otherwise, any such provision is not inserted, or is not inserted in correct form, then this Agreement shall, forthwith upon the application of either party, be amended by

such insertion so as to comply strictly with the law and without prejudice to the rights of either party hereunder.

IN WITNESS WHEREOF, CONCESSIONAIRE and TOWN have respectively executed and delivered this Agreement as of the date first above written.

TOWN OF OYSTER BAY

By:

[INSERT NAME OF CONCESSIONAIRE]

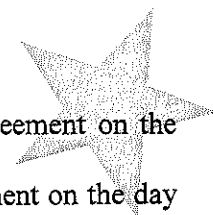
By:
Title:

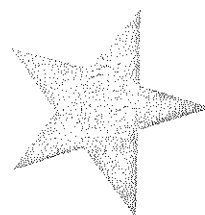
APPROVED AS TO FORM:

Commissioner of Parks

Deputy Town Attorney

IN WITNESS WHEREOF, [____], has executed this License Agreement on the ____ day of _____, 2018, and the Town of Oyster Bay has executed this Agreement on the day and year first written.





APPENDIX B

DISCLOSURE QUESTIONNAIRE

SECTION I: GENERAL INFORMATION

1. BUSINESS NAME (LEGAL INC. NAME): _____

2. FEDERAL EMPLOYER ID NO. (FEIN): _____

3. D/B/A – DOING BUSINESS AS (IF APPLICABLE): _____

COUNTY FILED: _____

4. WEBSITE ADDRESS (IF APPLICABLE): _____

5. BUSINESS E-MAIL ADDRESS: _____

6. PRINCIPAL PLACE OF BUSINESS ADDRESS: _____

7. TELEPHONE NUMBER: _____ 7. FAX NUMBER: _____

8. DOES THE BUSINESS USE, OR HAS IT USED IN THE PAST FIVE (5) YEARS, ANY OTHER BUSINESS NAME, FEIN, OR D/B/A OTHER THAN WHAT IS LISTED IN QUESTIONS 1-4 ABOVE?

☐ YES ☐ NO

If yes, provide the name(s), FEIN(s) and d/b/a(s) and the address for each such entity on a separate piece of paper and attach to this questionnaire.

9. AUTHORIZED CONTACT:

NAME: _____

TITLE: _____

TELEPHONE NUMBER: _____ FAX NUMBER: _____

E-MAIL: _____

10. HOW MANY YEARS HAS THIS BUSINESS BEEN IN BUSINESS? _____

11. TYPE OF BUSINESS (PLEASE CHECK APPROPRIATE BOX):

a) ☐ BUSINESS CORPORATION

- b) ☐ PUBLIC RESEARCH INSTITUTION
- c) ☐ ACADEMIC RESEARCH INSTITUTION
- d) ☐ NOT-FOR-PROFIT RESEARCH INSTITUTION
- e) ☐ NOT-FOR-PROFIT CORPORATION CREATED ON BEHALF OF
A PUBLIC, NOT-FOR-PROFIT PRIVATE OR ACADEMIC RESEARCH INSTITUTION
- f) ☐ NOT-FOR-PROFIT CORPORATION CHARITIES REGISTRATION NUMBER: _____
- g) ☐ LOCAL DEVELOPMENT CORPORATION OR INDUSTRIAL DEVELOPMENT
AGENCY
- h) ☐ MUNICIPALITY
- i) ☐ UNIVERSITY/EDUCATIONAL ORGANIZATION
- j) ☐ OTHER – SPECIFY

SECTION II: DUE DILIGENCE QUESTIONS

1. DOES THE BUSINESS POSSESS ALL CERTIFICATIONS, LICENSES, PERMITS, APPROVALS, OR OTHER AUTHORIZATIONS ISSUED BY ANY LOCAL, STATE, OR FEDERAL GOVERNMENTAL ENTITY IN CONNECTION WITH THE PROPOSAL/PROJECT, BUSINESS'S SERVICES, OPERATIONS, BUSINESS, OR ABILITY TO CONDUCT ITS ACTIVITIES? PLEASE NOTE THIS DOES NOT INCLUDE CONSTRUCTION RELATED ACTIVITIES SUCH AS BUILDING PERMITS AND CERTIFICATES OF OCCUPANCY.

☐ YES ☐ NO

IF THE ANSWER IS "NO", PLEASE SET FORTH ON A SEPARATE DOCUMENT ATTACHED HERETO THE CERTIFICATIONS, LICENSES, PERMITS, APPROVALS, OR OTHER AUTHORIZATIONS THAT ARE REQUIRED AND THE DATE(S) THAT SUCH CERTIFICATIONS, LICENSES, PERMITS, APPROVALS, OR OTHER AUTHORIZATION IS EXPECTED.

2. ON A **SEPARATE DOCUMENT ATTACHED HERETO**, LIST ALL CONTRACTS THE BUSINESS HAS ENTERED INTO WITH ANY MUNICIPALITY IN THE PAST FIVE (5) YEARS. PLEASE LIST THE NAME, ADDRESS AND CONTACT PERSON FOR THE CONTRACTING ENTITY, AS WELL AS THE CONTRACT EFFECTIVE DATES. ALSO PROVIDE CONTRACT IDENTIFICATION NUMBER, IF KNOWN.

☐ N/A

3. WITHIN THE PAST FIVE (5) YEARS, HAS THE BUSINESS, ANY PRINCIPAL, OWNER, DIRECTOR, OFFICER, MAJOR STOCKHOLDER (10% OR MORE OF THE VOTING SHARES FOR PUBLICLY TRADED COMPANIES, 25% OR MORE OF THE

SHARES FOR ALL OTHER COMPANIES), RELATED COMPANY OR AFFILIATE BEEN THE SUBJECT OF ANY OF THE FOLLOWING:

(a) A JUDGMENT OR CONVICTION FOR ANY BUSINESS RELATED CONDUCT CONSTITUTING A CRIME UNDER FEDERAL, STATE OR LOCAL GOVERNMENT LAW?

☐ YES ☐ NO

(b) BEEN SUSPENDED, DEBARRED OR TERMINATED BY A LOCAL, STATE OR FEDERAL AUTHORITY IN CONNECTION WITH A CONTRACT OR CONTRACTING PROCESS?

☐ YES ☐ NO

(c) BEEN DENIED AN AWARD OF A LOCAL, STATE OR FEDERAL GOVERNMENT CONTRACT, HAD A CONTRACT SUSPENDED OR HAD A CONTRACT TERMINATED FOR NON-RESPONSIBILITY?

☐ YES ☐ NO

(d) HAD A LOCAL, STATE, OR FEDERAL GOVERNMENT CONTRACT SUSPENDED OR TERMINATED FOR CAUSE PRIOR TO THE COMPLETION OF THE TERM OF THE CONTRACT?

☐ YES ☐ NO

(e) A CRIMINAL INVESTIGATION OR INDICTMENT FOR ANY BUSINESS RELATED CONDUCT CONSTITUTING A CRIME UNDER FEDERAL, STATE OR LOCAL GOVERNMENT?

☐ YES ☐ NO

(f) AN INVESTIGATION FOR A CIVIL VIOLATION FOR ANY BUSINESS RELATED CONDUCT BY ANY FEDERAL, STATE OR LOCAL AGENCY?

☐ YES ☐ NO

(g) AN UNSATISFIED JUDGMENT, INJUNCTION OR LIEN FOR ANY BUSINESS RELATED CONDUCT OBTAINED BY ANY FEDERAL STATE OR LOCAL GOVERNMENT AGENCY INCLUDING, BUT NOT LIMITED TO, JUDGMENTS BASED ON TAXES OWED AND FINES AND PENALTIES ASSESSED BY ANY FEDERAL, STATE OR LOCAL GOVERNMENT AGENCY?

☐ YES ☐ NO

(h) A GRANT OF IMMUNITY FOR ANY BUSINESS-RELATED CONDUCT CONSTITUTING A CRIME UNDER FEDERAL, STATE OR LOCAL LAW INCLUDING, BUT NOT LIMITED TO ANY CRIME RELATED TO TRUTHFULNESS AND/OR BUSINESS CONDUCT?

☐ YES ☐ NO

(i) AN ADMINISTRATIVE PROCEEDING OR CIVIL ACTION SEEKING SPECIFIC PERFORMANCE OR RESTITUTION IN CONNECTION WITH ANY FEDERAL, STATE OR LOCAL CONTRACT OR LEASE?

☐ YES ☐ NO

(j) A SUSPENSION OR REVOCATION OF ANY BUSINESS OR PROFESSIONAL LICENSE HELD BY THE BUSINESS, A CURRENT OR FORMER PRINCIPAL, DIRECTOR, OR OFFICER OF THE BUSINESS, OR ANY MEMBER OF THE ANY CURRENT OR FORMER STAFF OF THE BUSINESS?

☐ YES ☐ NO

(k) A SANCTION IMPOSED AS A RESULT OF JUDICIAL OR ADMINISTRATIVE PROCEEDINGS RELATIVE TO ANY BUSINESS OR PROFESSIONAL LICENSE?

☐ YES ☐ NO

(l) A CONSENT OR A FEDERAL, STATE OR LOCAL GOVERNMENT ENFORCEMENT DETERMINATION INVOLVING A VIOLATION OF FEDERAL, STATE OR LOCAL LAWS?

☐ YES ☐ NO

(m) A CITATION, NOTICE, VIOLATION ORDER, PENDING ADMINISTRATIVE HEARING OR PROCEEDING OR DETERMINATION FOR VIOLATIONS OF:

- FEDERAL, STATE OR LOCAL HEALTH LAWS, RULES OR REGULATIONS

☐ YES ☐ NO

- UNEMPLOYMENT INSURANCE OR WORKERS' COMPENSATION

☐ YES ☐ NO

- COVERAGE OR CLAIM REQUIREMENTS

☐ YES ☐ NO

- ERISA (EMPLOYEE RETIREMENT INCOME SECURITY ACT)

☐ YES ☐ NO

- FEDERAL, STATE OR LOCAL HUMAN RIGHTS LAWS

☐ YES ☐ NO

- FEDERAL IMMIGRATION AND ALIENAGE LAWS, SHERMAN ACT OR OTHER FEDERAL ANTI-TRUST LAWS

☐ YES ☐ NO

- A FEDERAL, STATE, OR LOCAL DETERMINATION OF A WILLFUL VIOLATION OF ANY PUBLIC WORKS OR LABOR LAW OR REGULATION?

☐ YES ☐ NO

- AN OCCUPATIONAL SAFETY AND HEALTH ACT CITATION AND NOTIFICATION OF PENALTY CONTAINING A VIOLATION CLASSIFIED AS SERIOUS OR WILLFUL?

☐ YES ☐ NO

FOR EACH YES ANSWER TO QUESTIONS 3 A-M, PROVIDE DETAILS ON ADDITIONAL SHEETS REGARDING THE FINDING, INCLUDING BUT NOT LIMITED TO CAUSE, CURRENT STATUS, RESOLUTION, ETC.

4. DURING THE PAST THREE (3) YEARS, HAS THE BUSINESS FAILED TO:

(a-1) FILE ANY RETURNS, INCLUDING, IF APPLICABLE, FEDERAL FORM 990, WITH ANY FEDERAL, STATE OR LOCAL GOVERNMENT ENTITY ?

☐ YES ☐ NO

IF YES, IDENTIFY THE RETURN THAT WAS NOT FILED, THE TYPE OF FORM, THE YEAR(S) IN WHICH THE REQUIRED RETURN WAS NOT FILED, AND THE REASON WHY THE RETURN WAS NOT FILED:

(a-2) PAY ANY APPLICABLE FEDERAL, STATE, OR LOCAL GOVERNMENT TAXES?

☐ YES ☐ NO

(b) FILE RETURNS OR PAY NEW YORK STATE UNEMPLOYMENT INSURANCE?

☐ YES ☐ NO

IF YES, INDICATE THE YEARS THE BUSINESS FAILED TO FILE/PAY THE INSURANCE AND THE CURRENT STATUS OF THE LIABILITY:

(c) FILE DOCUMENTATION REQUESTED BY ANY REGULATING ENTITY SET FORTH IN SECTION II, QUESTION 1 ABOVE, WITH THE ATTORNEY GENERAL OF THE STATE OF NEW YORK, OR WITH ANY OTHER LOCAL, STATE, OR FEDERAL ENTITY THAT HAS MADE A FORMAL REQUEST FOR INFORMATION?

☐ YES ☐ NO

IF YES, INDICATE THE YEARS THE BUSINESS FAILED TO FILE THE REQUESTED INFORMATION AND THE CURRENT STATUS OF THE MATTER:

5. HAVE ANY BANKRUPTCY PROCEEDINGS BEEN INITIATED BY OR AGAINST THE BUSINESS, RELATED ORGANIZATIONS, ENTITIES OR ITS AFFILIATES WITHIN THE PAST SEVEN (7) YEARS (WHETHER OR NOT CLOSED) OR IS ANY BANKRUPTCY PROCEEDING PENDING BY OR AGAINST THE BUSINESS, RELATED ORGANIZATIONS, ENTITIES OR ITS AFFILIATES, REGARDLESS OF THE DATE OF FILING?

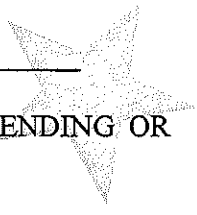
☐ YES ☐ NO

IF YES, INDICATE IF THIS IS APPLICABLE TO THE SUBMITTING BUSINESS OR ONE OF ITS AFFILIATES:

IF IT IS AN AFFILIATE, RELATED ORGANIZATION OR ENTITY, INCLUDE THE AFFILIATE'S NAME AND FEIN:

PROVIDE THE COURT NAME, ADDRESS AND DOCKET NUMBER:

INDICATE IF THE PROCEEDINGS HAVE BEEN INITIATED, REMAIN PENDING OR HAVE BEEN CLOSED:



IF CLOSED, PROVIDE THE DATE CLOSED:

6. DOES BUSINESS HAVE THE FINANCIAL RESOURCES TO FULFILL THE REQUIREMENTS OF THE PROPOSAL/PROJECT DESCRIBED?

☐ YES ☐ NO

CERTIFICATION

THE UNDERSIGNED RECOGNIZES THAT THIS QUESTIONNAIRE IS SUBMITTED FOR THE EXPRESS PURPOSE OF INDUCING THE TOWN OF OYSTER BAY AWARD A CONTRACT/AGREEMENT TO THE BUSINESS FOR SERVICES RENDERED BY THE UNDERSIGNED AND THAT THE TOWN OF OYSTER BAY MAY IN ITS DISCRETION, BY MEANS WHICH IT MAY CHOOSE, DETERMINE THE TRUTH AND ACCURACY OF ALL STATEMENTS MADE HEREIN. THE UNDERSIGNED FURTHER ACKNOWLEDGES THAT INTENTIONAL SUBMISSION OF FALSE OR MISLEADING INFORMATION MAY CONSTITUTE A CRIME; AND STATES THAT THE INFORMATION SUBMITTED IN THIS QUESTIONNAIRE AND ANY ATTACHED PAGES IS TRUE, ACCURATE AND COMPLETE.

THE UNDERSIGNED ALSO CERTIFIES THAT S/HE HAS NOT ALTERED THE CONTENT OF THE QUESTIONS IN THE QUESTIONNAIRE IN ANY MANNER; HAS READ AND UNDERSTANDS ALL OF THE ITEMS CONTAINED IN THE QUESTIONNAIRE AND ANY ATTACHED PAGES; HAS SUPPLIED FULL AND COMPLETE RESPONSES TO EACH ITEM THEREIN TO THE BEST OF HIS/HER KNOWLEDGE, INFORMATION AND BELIEF; IS KNOWLEDGEABLE ABOUT THE SUBMITTING BUSINESS'S BUSINESS AND OPERATIONS; UNDERSTANDS THAT THE TOWN OF OYSTER BAY WILL RELY ON THE INFORMATION SUPPLIED IN THIS QUESTIONNAIRE WHEN ENTERING INTO A CONTRACT WITH THE BUSINESS; AND IS UNDER DUTY TO NOTIFY THE TOWN OF OYSTER BAY OF ANY MATERIAL CHANGES TO THE BUSINESS'S RESPONSES HEREIN

Signature of Authorized Officer

Printed Name of Authorized Officer

Title of Authorized Officer

Sworn to before me this

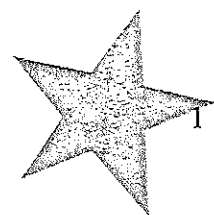


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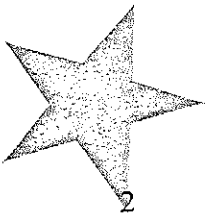
Page 8: Capital Improvements

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Dear, Mr. Joseph G. Pinto

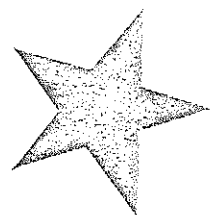
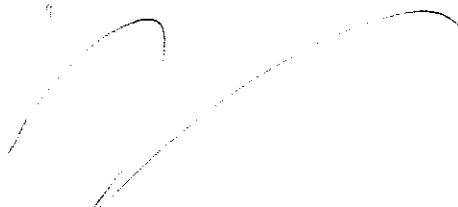
My idea for this beautiful piece of real estate on the beach, was to do two ideas in one. Give the people from the Town of Oyster Bay a great fun restaurant where they can enjoy Modern Mexican food and frozen margaritas at inexpensive prices. The other part of this building I will have my Ciao Baby brick oven pizza concession window (you can see where the window will be in the pictures enclosed.) We will serve from pizza to chicken fingers, French fries, and wonderful salad wraps.

The idea of the Modern Mexican food and frozen margaritas worked above and beyond my expectations. I thought the beach would have been busier than it was, so I will be making some improvements to the concession window.

Working closely with Donald Irwin a supervisor at the Nassau County Health Department, and doing all the engineering tests that he suggested we had no issues with the Health Department and the backup problem that they had here in the past.

Mr. Pinto my offer to the town for the 2019 summer season is 30,000 plus 7% revenue. I think that offer in 2018 was a little high due to losing around 26 days because of bad weather. When and if the septic system is complete and the occupancy is increased the offer will increase with it.

Thank You Very Much for the Opportunity ,
Joseph DiGirolomo and Roy Monaco



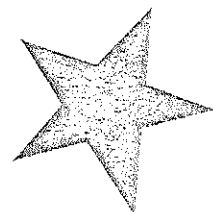


Dear Mr. Joseph G. Pinto

When receiving notice from the Town of Oyster about receiving a Citation from Town Supervisor Joseph Saladino. I realized that all the hard work that myself and my staff was being recognized by the town. I said from the beginning that I will create and bring the energy that I brought to all my restaurants, a place where "you come as a stranger and leave as family." This project developed the quality of the town and something the community was proud of. I think this citation summed up everything I was trying to do this season. This citation is hung in the middle of my restaurant and it is something I am really proud of.

Sincerely yours,

Joseph DiGirolomo and Roy Monaco



Joseph DiGirolomo
15 Bethal Lane
Commack, NY 11725
516-902-8150

Expertise:

High-energy background in a fast-paced culinary setting. Possess outstanding knowledge of the food industry, superior communication skills, and a passion for excellence in a customer-oriented environment. Tenacious and resourceful with deep knowledge of holding and maintaining customer loyalty in a food service environment. Major qualifications include:

- Focus on team building and staff training; make-certain that employees conform to food safety and general hygiene principles
- Oversee and promote customer satisfaction
- Extensive experience in developing customers through menu planning and strategically placed marketing activities to increase the restaurants presence in the industry
- Functional ability to manage and maintain restaurant finances including payroll, cash-in, and bank liaison
- Knowledge of culinary trends in the industry along with proven ability to stand up to competition
- Estimate food consumption and co-ordinate purchasing and inventory management; maintain compliance with state liquor regulations
- Oversee maintenance/cleaning of the kitchen, arrange for purchase, maintenance and repair of restaurant equipment and furniture

Experience:

O2 Nightclub and Catering, 1990-2015

Ciao Baby Commack, 1999-2015

Ciao Baby Massapequa, 2005-2015

Ciao Baby Carle Place, 2008-2012

Sugar Dining Den and Nightclub, 2011-2015

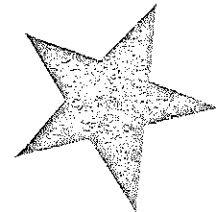
Ciao By the Beach Montauk, 2013-2016

Consulted on opening for Maliblu Point Lookout, 2012-2014

Held 5 liquor licenses, 1990-2015

Blu Iguana, 2018

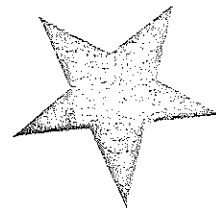
Education: New York Institute of Technology, Bachelor of Science, 1983



Our plan was simple:

- I will be onsite seven days a week to give personal attention to the families that frequent the venues
- Create a family-oriented space
- I will be adding a Ciao Baby Express to go window, not only Pizza but other quick items that people can pick up and bring to the beach. For example, Hamburger, French Fries, and Chicken Fingers are among some of the items that will be served at the Ciao Baby express window.
- Offer a price point at which a family can feel comfortable to afford a great meal. For example, slice brick oven pizza with a soda will be \$4.00
- Create a fun, safe atmosphere. There will be events 7 nights a week. For example, an oldies group combined with a car show affiliated with Hollywood Motors. Come with an antique car receive a free appetizer.
- Offer a venue where families can enjoy staying for breakfast, lunch, and dinner while enjoying an affordable slice of pizza or sitting down to be served a wonderful dinner
- I will also be offering a spectacular brunch on Sundays with our famous make your own Bloody Mary bar.
- I will staff our establishments from residents of the Town of Oyster Bay. I will be notifying all high schools in Town of Oyster Bay.
- I will employ student chefs from the various culinary schools of Long Island, such as Suffolk County Culinary School and A La Carte Cooking School
- Waitress service for our venue
- Entertainment 7 nights a week – the entertainment company and list of bands can be found in this packet.
- At our location we will have P.O.S Systems from Micros. The Town can receive reports of all sales weekly and monthly. We want full transparency.
- I will implement credit card system by Pivotal so the Town can have accessibility to our sales. The beach goers can now go to the beach without carrying cash.

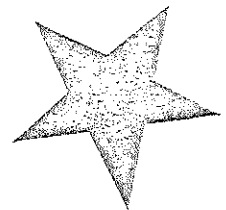
I believe that with this opportunity, I provided a personalized and quality service that will continue to grow the Town of Oyster Bay. Thank you for taking the time to consider my proposal. Please do not hesitate to call with any questions.



Staffing and Service Plan

Our goal at The Blu Iguana Modern Mexican at Tappen Beach was to serve our customers in a timely and courteous fashion, treating them as though they were part of our family. I know we achieved this goal because I myself was on premise daily going to every table making sure all customers were happy.

“Shop Local” and “Support Local” are trendy phrases you see plastered all over media, and with the rise of small businesses, this is a wonderful message to spread. This is why we will be going to all Town of Oyster Bay High Schools and informing the guidance counselors that we will be hiring students for all positions. After all, these people live among the very customers we are trying to reach.

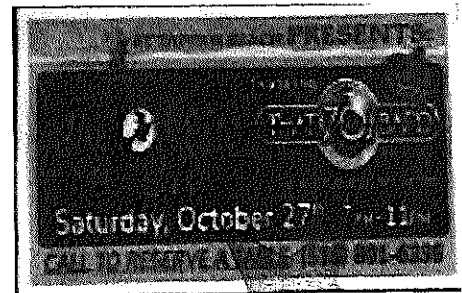
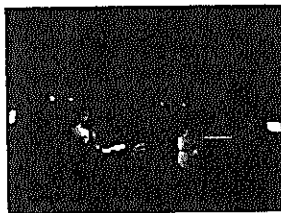
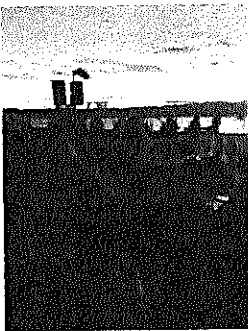


Capital Improvements

Ways to Increase revenue for the Blu Iguana and the Town of Oyster Bay.

The Blu Iguana at Tappen Beach

- On both sides of the restaurant we would like to install an awning that will extend from the side of the building to the sand. What this will accomplish believe it or not I found that with one year at the Blu Iguana people who come for lunch do not want to sit in the sun. People are very concerned with the issues of skin cancer. The awning being closed on both sides allows me to keep the restaurant open rain or shine. \$ 28,000
- I am going to install air conditioning for the inside of the building, allowing customers to eat comfortably inside the restaurant. I noticed this past season on extremely hot days in July and August business was down significantly. It was too hot to eat in place without air conditioning. \$18,000
- To increase revenue, we will be doing more live entertainment shows like the one we are doing on our closing night. We did one on Sunday of Labor Day weekend with the band call 45 RPM it was a huge success.



With these simple improvements it will raise revenue significantly.



Fun Modern Mexican

APPETIZERS

World Famous Iguana Rice Ball \$12
Risotto Rice Ball Filled With Ground Beef,
Topped With Pico De Gallo On a Bed of Guacamole

Nachos (Half or Whole) \$9 / \$15
Tortilla Chips Loaded with Queso Cheese,
Guacamole, Pico De Gallo, Fresh Jalapeños,
Sour Cream and Black Beans
Add Chicken or Ground Beef +\$4
Shredded Pork + \$5, Skirt Steak +\$8

Avocado Fries \$8
Crispy Avocado Wedges Served with
Chipotle Dipping Sauce

Locotto Wings (6 or 12) \$7 / \$11
Choice of Buffalo Sauce or
Spicy Avocado Dipping Sauce

Elotes \$7
A grilled ear of corn Smothered with
Chipotle Aioli, Cotija Cheese and Chili Powder

BLU Quesadilla \$15
Grilled Skirt Steak, Cheddar Cheese,
Jalapeños, Cilantro and Diced Red Onion

Guacamole Fresco \$12
Made with Fresh Avocados, Tomatoes,
Onions and Fresh Lime Juice Served with Chips

Crispy Mayan Shrimp (4) \$14
Lightly Fried, Chile-Dusted Shrimp
Served with a Spicy Serrano Pepper Dipping Sauce

Shrimp Cocktail (4) \$14
Served with Spicy Cocktail Sauce

SALADS

Tostada \$12
Crispy Tortilla, Mixed Greens, Roasted Corn,
Black Beans, Mango Salsa, Queso fresco,
Black olives and Mojito Vinaigrette

Mexican Caesar \$10
Romaine Tossed with Diced Tomato, Parmesan
Cheese, Tortilla Strips and Lime Caesar Dressing

Ensalada Mixta \$9
Assorted Greens, Cotija Cheese, Local Fresh
Vegetables, Spanish Sherry Vinaigrette

Mexican Cobb Salad \$14
Chopped Romaine, Cotija Cheese, Black Beans,
Charred Corn, Egg, Guacamole, Pico De Gallo,
Chipotle Lime Vinaigrette

Add a Protein to ANY Salad

Grilled Chicken, Shredded Pork, or Ground Beef +\$5
Grilled Skirt Steak, Seared Tuna, or Grilled Shrimp +\$8

STREET TACOS

Freshly Made Soft Corn Tortillas or Flour Tortillas.
Served with Taco Sauce Red Onions Pico de Gallo,
Cilantro, Cotija Cheese and Shredded Lettuce
(Guacamole +\$1)

Chicken	\$3.50	Skirt Steak	\$5.50
Shredded Pork	\$3.50	Shrimp	\$5.50
Ground Beef	\$4.00	Tuna	\$5.50

MAKE YOUR OWN BOWL OR BURRITO WRAP

Pick your BASE, your PROTEIN, and any TOPPINGS

BASE \$12	PROTEIN	TOPPINGS
Brown Rice	Chicken	\$15 Pico De Gallo
Mexican Rice	Skirt Steak	\$19 Corn
Shredded Lettuce	Shredded Pork	\$15 Fajitas
	Shrimp	\$19 Guacamole +\$2
	Fresh Tuna	\$19 Sour Cream
		Cheese
		Black Beans
		Pinto Beans

Have it in an Edible Tostada Bowl +\$5

BLU Burger 10 oz \$16
Crispy Tortillas, Guacamole, Salsa, Chihuahua Cheese,
Sour Cream, Lettuce, on a Handmade Roll, Fries

ESPECIALES DE LA CASA

(All Served with Mexican Rice and Black Beans)

Border Buster \$24
A Grand Sampler of 6 oz. Grilled Skirt Steak,
Chicken, Pork, Cotija, Green Chiles, and guacamole,
served with your choice of Flour or Corn Tortilla.

Tappen Grilled Fish \$7 MP
Local Fish Marinated in a Guajillo Chipotle Sauce
and topped with Mango Salsa and a Jalapeño

Chicken Poblano \$19
Chicken Breast simmered in a creamy Poblano Sauce
and Finished with crumbled Tortilla Chips

California Fish Tacos (3) \$23
3 Battered and Fried Fish Tacos with
Pineapple Cabbage Slaw and Avocado Ranch

Skirt Steak \$25
12 oz Skirt Steak Marinated in our
Special House Rub with Guacamole

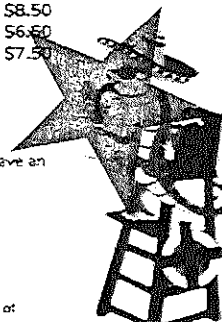
KIDS MENU (All Served with French Fries)

Hamburger	\$7.50
Captain Crunch Chicken Fingers	\$8.50
Hotdog	\$6.50
Mozzarella Sticks	\$7.50

We reserve the right for groups of 10 or more to have an
automatic gratuity of 18% added to the bill.

Don't see something you want on the Menu?
Ask your server if we have the ingredients, We Will Make It!

Consumer Advisory - Consuming raw or under cooked meats, eggs, poultry, seafood or shellfish increases your risk of
infection. A food item may contain allergens. If you have a known food allergy, please inform your server.





Fun Modern Mexican



COCKTAILS

All of our Cocktails are made
from Fresh Ingredients

Spicy Watermelon Iguana-Rita \$13
Jalapeño Infused Tequila, Cointreau,
Home Made Sour, Agave Nectar
and Watermelon Puree in a
Sugar Rimmed Glass

Mojito \$13
Create Your Own Bacardi Mojito
Blueberry, Mint, Raspberry,
or Pomegranate

Stoli Mule \$13
Stoli Cucumber, Stoli Ginger Beer
and Fresh Lime Juice

Blu Stoli Lemonade \$13
Stoli Blueberry Vodka,
Fresh Lemonade, and Blueberries

Sea Cliff Rocket Fuel \$13
Dark Rum, Amaretto, Pineapple Juice,
Coconut Cream, and a splash
of Milk, Frozen

Skinny Margarita \$12
Fresh Lime Juice, Orange Juice,
Agave Nectar, Tequila

Frozen Frose \$12
Mix of Three Olives, Rose and
Strawberry Vodka with Fresh
Strawberry Puree

Sangria \$10
Homemade with Fresh Fruit,
Your Choice of Red or White Wine

**BUILD YOUR OWN
FROZEN MARGARITA** \$12
Ask Your Server for Todays
Available Flavors!
Each Additional Flavor +\$1

WINE OF THE MONTH \$40 per bottle
Chateau d'Esclans Whispering Angel Rose

SUNDAY BRUNCH

BRUNCH COCKTAILS

Unlimited Bloody Marys \$14
(with purchase of Brunch Entrée)

Unlimited Mimosas \$14
(with purchase of Brunch Entrée)

BRUNCH ENTREES

Steak and Eggs \$17.50
Marinated Grilled Steak, Sunny
Side Up Eggs, Breakfast Potatoes
with Tomato

Avocado Toast \$14
Bacon, Fresh Roll, Avocado, Sunny
Side Up Eggs, Tomatoes, Cilantro,
Evoo, Sea Salt, served with
seasonal Melon

Wake-Up Burrito \$14.50
Scrambled Eggs, Bacon, Potatoes,
Cheese, Guacamole, Pico De Gallo,
and Sour Cream

A.M. Tacos (3) \$16.50
Scrambled Eggs, Bacon, Cotija
Cheese, Cilantro, and Guacamole
(# when served with corn Tortillas)

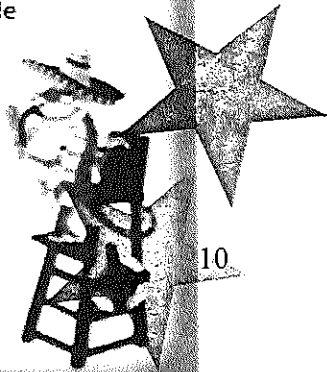
Hangover Brunch Burger \$16
Fresh Homemade Roll, Avocado,
Fried Egg, Salsa, Lettuce, and Cilantro
with Cheese

Huevos Rancheros \$15.50
Sunny Side Up Egg, Re-Fried Beans,
Salsa, Lettuce, Cotija Cheese,
Sour Cream and Guacamole

"Come In As a Stranger and
Leave As a Friend"

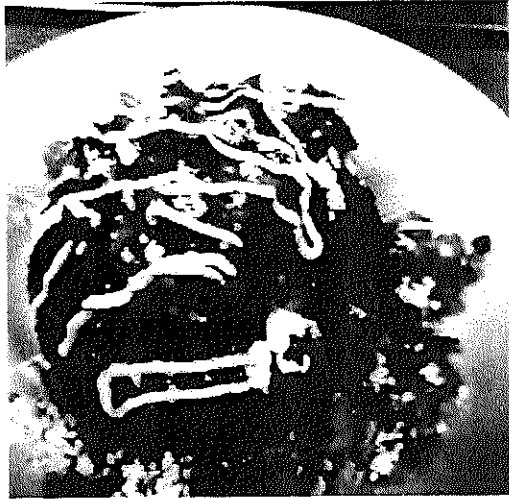
Open 7 Days a Week
11 AM - 11PM

494 Prospect Ave.
Sea Cliff, NY 11579
(516) 801-6336

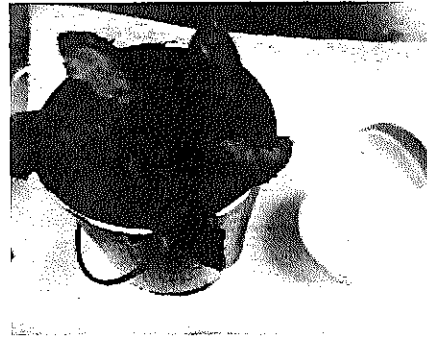


Consumers Advised: Consuming raw or under cooked meats, eggs, poultry, seafood or shellfish increases your risk of contracting a food born illness, especially if you have certain medical conditions or a weakened immune system.

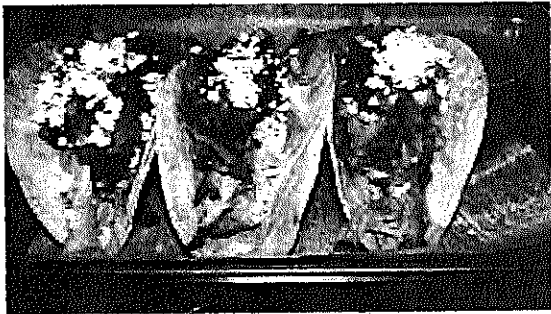
ITEMS MARK WITH @ ARE GLUTEN FREE



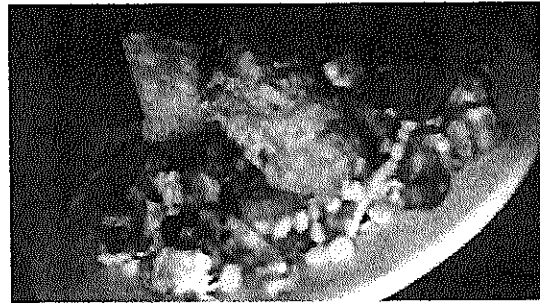
Mexican Rice Ball



Avocado Fries



Chicken Tacos



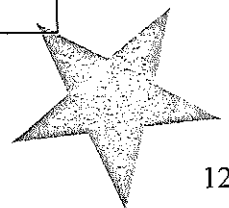
Chicken and Shrimp Burrito Bowl

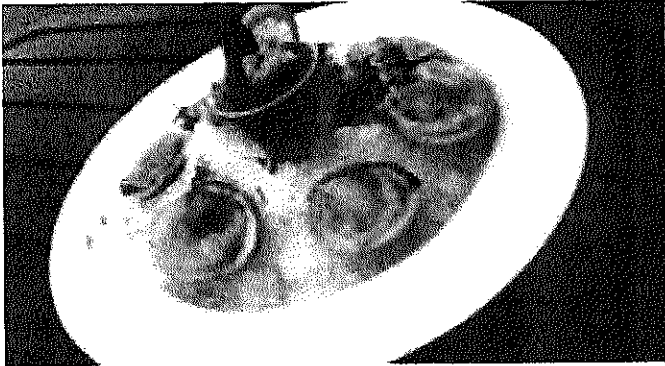


Blu Burger

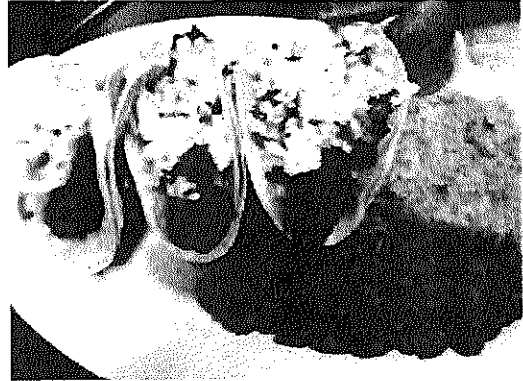


Mussels





Clam Cocktail



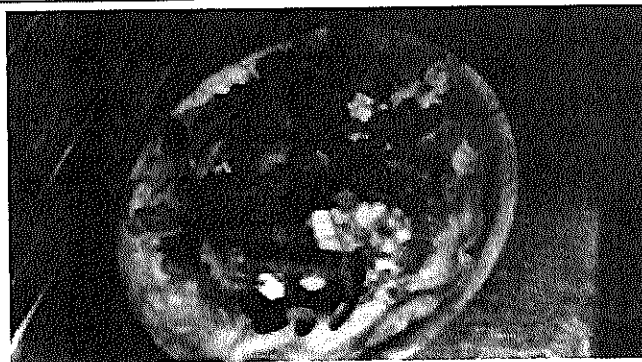
Cali Fish Tacos



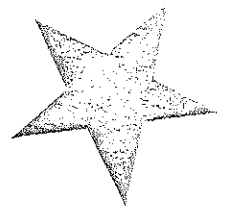
Shrimp Scampi Risotto

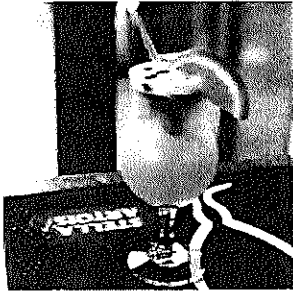


Baked Clams

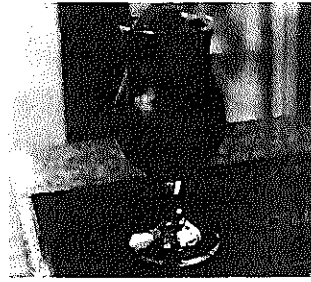


Steak Tostada Salad





White Sangria



Red Sangria



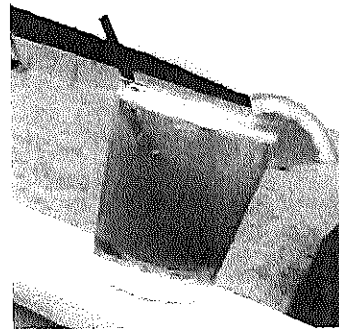
Coconut Margarita



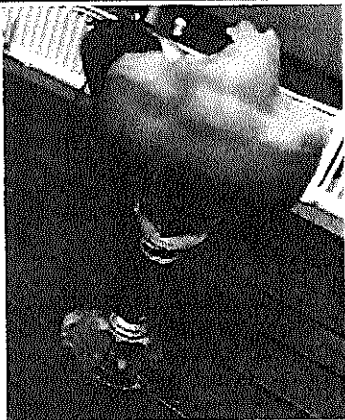
The Blu Iguana



Spicy Watermelon Iguana-Rita



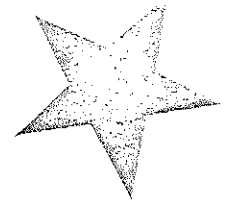
Blue Hawaiian



Mango Margarita



Corona-Rita



WHEREAS, Resolution No. 361-02, adopted by the Town Board on May 14, 2002, authorized the Supervisor to enter into a Contract Agreement with Nassau County relative to the Community Development Block Grant Program, and Resolution No. 558-02, adopted on August 27, 2002, amended our Cooperation Agreement to be effective until the Town states in writing to Nassau County Office of Community Development, the Town's desire not to participate in this Grant; and

WHEREAS, Frank V. Sammartano, Commissioner, Department of Intergovernmental Affairs, by memorandum dated October 19, 2018, requested that the Town Board authorize the Supervisor to enter into a Contract Agreement for the Forty-Fourth Program year, from December 31, 2018 through December 31, 2019, with Nassau County, subject to review by the Town Attorney's Office;

NOW, THEREFORE, BE IT RESOLVED, that the recommendation as hereinabove set forth is hereby accepted and approved, and the Supervisor or his designee is authorized to execute the Community Development Block Grant Program Contract Agreement with Nassau County, for the Forty-Fourth Program Year, from December 31, 2018 through December 31, 2019, subject to review by the Town Attorney's Office.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Intergovernmental Affairs

Reviewed By
Office of Town Attorney
Elizabeth A. Laughman

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

14

TO: Memorandum Docket

FROM: Frank V. Sammartano, Commissioner
Intergovernmental Affairs

DATE: October 19, 2018

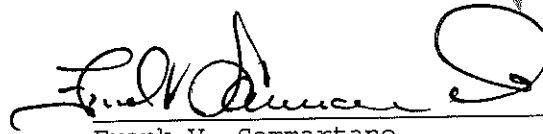
SUBJECT: Community Development
Contract Agreement
44th Program Year

Resolution 361-02 authorizes the Supervisor to enter into a Contract Agreement with Nassau County relative to the Community Development Block Grant Program. Resolution 558-02 amended our Cooperation Agreement to be effective until the Town states in writing to Nassau County Office of Community Development indicating the Town's desire not to participate in this grant.

The Town of Oyster Bay's Community Development Block Grant Funds for fiscal year 2018-2019 44th Program Year is for the amount of \$1,000,000.00 and is allocated as follows:

Administration	\$ 137,000.00
Residential Rehabilitation	\$ 475,000.00
Public Housing Modernization	\$ 100,000.00
PF&I-Street Improvements-Hicksville	\$ 200,000.00
Grenville Baker Boys & Girls Club	\$ 8,200.00
Doubleday Babcock Senior Center	\$ 13,000.00
Boys & Girls Club of Oyster Bay/E. Norwich	\$ 12,000.00
Centro Cultural Hispano de Oyster Bay, E. Norwich	\$ 5,000.00
Hicksville Teenage Council Boys & Girls Club	\$ 13,250.00
VFW William M. Gouse, Jr., Post #3211	\$ 4,000.00
Greater Long Island Running Club	\$ 5,000.00
Plainedge Senior Citizens	\$ 4,000.00
YES Community Counseling Center	\$ 23,550.00

It is, therefore, respectfully requested that the Town Board authorize the Supervisor to enter into a Contract Agreement for the Forty Fourth Program Year (2018-2019) with Nassau County. Said Agreement has been forwarded to the Town Attorney's Office for review.



Frank V. Sammartano
Commissioner

FVS/PA
cc: Town Attorney W/7 copies

LAURA CURRAN
NASSAU COUNTY EXECUTIVE



Collen 12

OFFICE OF THE COUNTY EXECUTIVE
THEODORE ROOSEVELT EXECUTIVE & LEGISLATIVE BUILDING

VIA REGULAR AND ELECTRONIC MAIL

August 22, 2018

Supervisor Joseph Saladino
Town of Oyster Bay
54 Audrey Avenue
Oyster Bay, N.Y. 11771

RECEIVED
SUPERVISOR'S OFFICE
2018 AUG 31 A 9:53
TOWN OF OYSTER BAY

Dear Supervisor Saladino:

Congratulations! I am pleased to inform you that in response to your application to the Nassau County Office of Housing and Community Development, the Town of Oyster Bay has been awarded Community Development Block Grant (CDBG) Program funds totaling \$1,000,000 for FFY2018 (44th Year). The details of your award are below:

Oyster Bay Town	Administration	\$137,000.00
Oyster Bay Town	Residential Rehabilitation	\$475,000.00
Oyster Bay Town	Public Housing Modernization	\$100,000.00
Oyster Bay Town	PF&I – Street Improvements- Hicksville	\$200,000.00
Oyster Bay Town	PS – Grenville Baker Boys and Girls Club "Homework Help Program"	\$8,200.00
Oyster Bay Town	PS – Doubleday Babcock Senior Center, Inc. - "The Life Enrichment Center"	\$13,000.00
Oyster Bay Town	PS – Boys & Girls Club of Oyster Bay / East Norwich	\$12,000.00
Oyster Bay Town	PS – Centro Cultural Hispano de Oyster Bay, East Norwich y Vecinidades	\$5,000.00
Oyster Bay Town	PS – Hicksville Teenage Council, Hicksville Boys & Girls Club Inc.	\$13,250.00

Oyster Bay Town	PS - VFW - William M. Gouse, JR. Post #3211	\$4,000.00
Oyster Bay Town	PS - Greater Long Island Running Club	\$5,000.00
Oyster Bay Town	Plain edge Senior Citizens Club	\$4,000.00
Oyster Bay Town	PS - YES Community Counseling Center Inc. - "Youth Environmental Service"	\$23,550.00
OB Total		\$1,000,000.00

As you know, this award is subject to the approval of the U.S. Department of Housing and Urban Development (HUD). Following receipt of official approval from HUD a contract will be issued to your municipality listing the approved activities and itemized funding allocations. It is expected that HUD approval will be received in mid-October.

My administration is committed to working with our community partners to improve housing and economic development opportunities throughout the County including ensuring that affordable housing options are available to everyone.

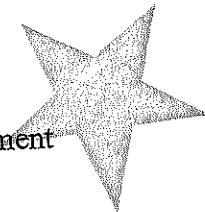
Should you have any questions, please do not hesitate to contact Donald Crosley, your Community Development Representative at (516) 572-1919.

Very truly yours,

Laura Curran

Laura Curran
County Executive

cc: Frank V. Sammartano, Commissioner
Peter Aiello, Community Development Coordinator
Evelyn Tsimis, Deputy County Executive for Economic Development
Kevin J. Crean, OHCD Director of Community Development



1550 FRANKLIN AVENUE - MINEOLA, NEW YORK 11501 - 516-571-3131
lcurran@nassaucountyny.gov

WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated October 26, 2018, recommended that the Town Board authorize payment of a refund in the amount of \$171.00 to Mr. Wayne Docke, 20 Second Avenue, Massapequa Park, NY 11762, for Building Permit Number R18003284, as the property is located in the Incorporated Village of Massapequa Park and therefore it is not under the jurisdiction of the Town of Oyster Bay,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted and approved, and the Town Board authorizes payment of a refund to Mr. Wayne Docke, in the amount of \$171.00, and payment of said refund is to be made upon presentation of a duly certified claim, after audit by the Office of the Comptroller; and be it further

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

-#-

Reviewed By
Office of Town Attorney

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

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

cc: Supervisor
Town Attorney
Comptroller
Planning & Development


15


TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

DATE: October 26, 2018
TO: MEMORANDUM DOCKET
FROM: OFFICE OF THE COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
SUBJECT: RESIDENT REFUND – WAYNE DOCKE

Pursuant to the Code of the Town of Oyster Bay, this department granted a Building Permit Number R18003284, issued July 9, 2018, receipt #03000002174, in the amount of \$171.00. This permit was processed and the property is located in the Incorporated Village of Massapequa Park and therefore, it is not under the Town of Oyster Bay's jurisdiction.

In light of the aforementioned facts, a one hundred seventy-one dollar (\$171.00) refund for the Building Permit fee associated with this permit should be refunded to the property owner, Wayne Docke, 20 Second Avenue, Massapequa Park, New York 11762 under account number PAD-B-0001-02555-000-0000.


ELIZABETH L. MACCARONE
COMMISSIONER



Cc: Town Attorney's office with 7 copies



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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

September 26, 2018

Mr. Wayne Docke
20 Second Avenue
Massapequa Park, New York 11762

Re: Building Permit Number R18003284
Section 53, Block 64, Lot 58

Dear Mr. Docke:

The Town of Oyster Bay issued the above referenced permit in error since your property is located in the Village of Massapequa Park and therefore, it is not under the jurisdiction of the Town of Oyster Bay.

The Town is attaching a claim form for your signature, social security number and a copy of the check both front and back. Once this is received the Town can process your claim form and a check in the amount of \$171.00 will be forward to your attention.

If you have any questions regarding the above, please feel free to contact the undersigned at (516) 624-6267.

Very truly yours,

ELIZABETH L. MACCARONE
COMMISSIONER

Timothy R. Zike

Timothy R. Zike
Deputy Commissioner


ELM:TRZ:ds

TOWN OF OYSTER BAY

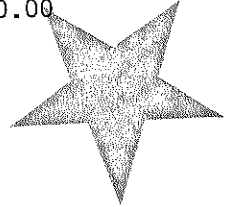
2 ITEMS OF 2

PERMIT RECEIPT

OPERATOR: sgerber
COPY # : 1Sec:53 Twp:Oyster B Rng: Sub: Blk:64 Lot:58
SBL 53-64-58DATE ISSUED..... 07/09/2018
RECEIPT #..... 03000002174
REFERENCE ID # 18070097Permit Num R18003284
SITE ADDRESS 20 2 AVE
SUBDIVISION
CITY MASSAPEQUA PARK
IMPACT AREAOWNER WAYNE DOCKE
ADDRESS 20 SECOND AVE
CITY/STATE/ZIP MASSAPEQUA PARK NY, NY 11762RECEIVED FROM RECEIPT INTERFACE
CONTRACTOR AMENDOLAS FENCE CO DIV OF LIC # C14265
COMPANY AMENDOLA'S FENCE COMPANY
ADDRESS 1084 SUNRISE HIGHWAY
CITY/STATE/ZIP AMITYVILLE, NY 11701
TELEPHONE (631) 842-7800

FEE ID	UNIT	QUANTITY	AMOUNT	PD-TO-DT	THIS REC	NEW BAL
B-BLDG FEE VALUATION		3,772.00	136.00	0.00	136.00	0.00
B-CC		1.00	35.00	0.00	35.00	0.00
TOTAL PERMIT :			171.00	0.00	171.00	0.00

METHOD OF PAYMENT	AMOUNT	REFERENCE NUMBER
CHECK	171.00	787
TOTAL RECEIPT :		171.00



WAYNE DOCKE OR TANIA DOCKE 20 2ND AVE MASSAPEQUA PARK, NY 11782		10-04 TDS	787 50-791/214
Date <u>7/9/2018</u>		<input checked="" type="checkbox"/> CHECK RENSE	
Pay to the Order of <u>TOWN OF OYSTER BAY</u>		\$ <u>171</u> ⁰⁰	
<u>One hundred Seventy One</u> Dollars		<input checked="" type="checkbox"/> Photo Safe Deposit Card on back	
Capital One Capital One, N.A. For _____		<u>Wayne Docke</u>	

Capital One, N.A. Richmond VA 065000090 463720LL8760820180710000072318352 Capital One, N.A. Richmond VA 065000090 463720B05970120180709000078108370		<input checked="" type="checkbox"/> CHECK 080000 2174 1081	PAY TO THE ORDER OF CAPITAL ONE BANK 021407912 FOR DEPOSIT ONLY TOWN OF OYSTER BAY 6824008764
>065000090< CAPITAL ONE, NA 0035836256 - 07102018 RICHMOND, VA 066 0 Deposit 6824008764		DEPOSIT	

Building Permit

R18003284

Town of Oyster Bay
Department of Planning and Development
Phone 516-624-6200



74 Audrey Avenue
Town Hall, Oyster Bay, NY 11771
Fax 516-624-6240

School District	Section/Block/Lot	Zone	Application No.	ZBA Number	ZBA Date	Receipt No.
Massapequa	53-64-58		18070097			03000002174

Permittee	DON CHABUS 2684 CHESHIRE DR BALDWIN NY 11510 (516) 543-2255	Contractor	AMENDOLA'S FENCE COMPANY 1084 SUNRISE HIGHWAY AMITYVILLE, NY 11701 (631) 842-7800
Property Owner	WAYNE DOCKE 20 SECOND AVE MASSAPEQUA PARK NY, NY 11762 (516) 795-1893	Plumber	
		Electrician	

Address of Actual Construction

20 2 AVE MASSAPEQUA PARK, NY 11590	Tenant
Permission Granted for the	INSTALLATION OF
	Estimated Cost of Construction \$3772

INSTALLATION OF 164 LINEAR FT. OF 6FT. IN HEIGHT P.V.C FENCE AS PER CODE.
ALL WORK TO BE DONE AS SHOWN ON T.O.B APPROVED PLANS DATED 7/9/2018.

ANY FENCE OVER 4FT. IN HEIGHT REQUIRES A PERMIT.

ALL FENCING MUST BE LOCATED AND POSTED ON SUBJECT PROPERTY.

FENCING OVER 4FT. IN HEIGHT NOT PERMITTED PAST LINE OF DWELLING INTO FRONT YARD.

This Permit has been issued specifically for the construction or maintenance of the improvement listed hereon. The issuance of this Permit shall not be deemed to be an acknowledgement by the Town of Oyster Bay as to the legality of any other improvements to the subject premises. It is specifically understood that the issuance of a Certificate of Occupancy by the Town of Oyster Bay for the improvement listed hereon shall be conditioned upon the issuance of a Building Permit and Certificate of Occupancy for any and all other improvements to the subject premises.

A certificate from an approved Electrical Inspection Co. is to be placed on file prior to issuance of a Certificate of Occupancy/Approval/Completion

Located On.	Side Of	Feet	Of	Post Office
				MASSAPEQUA PARK
DESCRIPTION	FEE	PAID	BALANCE	
BLDG	136.00	136.00	0.00	
CC	35.00	35.00	0.00	
*** FEE TOTALS ***	171.00	171.00	0.00	
TOTAL PAID AFTER APPLICATION FEE APPLIED: \$171.00				
Occupancy of this new building or addition or alteration prior to the issuance of a Certificate of Occupancy will be considered a violation of the Code of the Town of Oyster Bay. Prompt notification by the various contractors for inspection of their various parts of the work will avoid delay in the issuance of the Certificate of Occupancy. Permit and approved plans must be posted on the job site, visible to public inspection, until completion of the work and inspections.		Changes regardless of size from the stamped approval plans must be submitted to the Department of Planning and Development and approved before changes are made. Approved plans must be retained on the job and available to inspection at all times.		

INSPECTIONS

There are numerous inspection requirements that vary according to the type of structure built or maintained. Some but not all of the required inspections follow:

BUILDING INSPECTIONS:

- *Demolition Inspections - Check with Building Division.
- *Concrete Certifications.
- *Soil Conditions - before footings and foundations are poured.
- *Forms for footings, keyways and foundations including rebar.
- *Waterproofing, membrane and insulating
- *Foundations and/or slabs.
- *Framing - wood or steel before mechanicals.
- *Framing after mechanicals and before insulating.
- *Insulation inspection - before closing.
- *Rough enclosed.
- *Final inspection(s).

PLUMBING INSPECTIONS

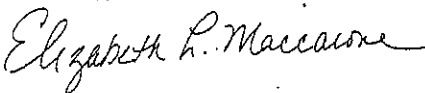
- *Underground plumbing - before backfilling.
- *Rough plumbing - before closed up and ready for test.
- *Final inspection when all fixtures are set.
- *Sewer connection - spur tie-in.
- *Sanitary systems. (Excavation/Construction).
- *Installation or replacement of burners. (oil, gas, electric).
- *All Tanks - inground or above. (Check with Building Division for required testing and in Testing and inspections).
- *Pressure tests are required for any natural or propane gas installation, Alteration or replacement
- *Hydrostatic pressure testing must be witnessed by a plumbing inspector
- For all fire sprinkler systems.

DRAINAGE, SITE WORK, & RETAINING WALLS:

Contact Planning and Development site engineer.

ALL PERMITS ISSUED IN CONJUNCTION WITH SITE PLAN REVIEW

Please be advised that a Certificate of Occupancy will not be issued for this project until all of the required landscaping has been installed and inspected, or a performance bond in the amount of \$_____ has been posted with the Town of Oyster Bay

Date Issued:	07/09/2018	Work Must Start By:	1/9/2018
CO must be issued by 07/10/2019 or permit will expire unless renewed prior to expiration.			
Permittee's copy of approved plans must be available at the site for all inspections			
			
Commissioner, Department of Planning and Development			

Reviewed By
Office of Town Attorney
JMS
[Signature]

WHEREAS, on August 14, 2018, the Town Board adopted Resolution No. 529-2018, which authorized the Town to enter into a contract with Jan Hird Pokorny Associates, Inc. ("JHPA") relating to Technical Assistance with the Town's historical landmarks for the Town of Oyster Bay Landmarks Commission for the period from August 15, 2018 through December 31, 2018, with the option for two (2) one (1) year extensions; and

WHEREAS, pursuant to Resolution No. 529-2018, JHPA was authorized to retain Old Structures Engineering, PC ("OSE") as a sub-consultant to provide services related to the structural assessment of buildings; and

WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated October 25, 2018, recommended that the Town Board extend the Contract for the first one-year extension period, from January 1, 2019 through December 31, 2019, and that JHPA be authorized to continue to utilize OSE as a sub-consultant during that period; and

WHEREAS, services of the consultant JHPA are to be provided as needed in a total amount not to exceed \$10,000.00, with funds available for the aforesaid services in Account No. PAD B 8020 44800 000 0000; and

NOW, THEREFORE, BE IT RESOLVED, that the recommendations as hereinabove set forth are accepted, and the Supervisor and/or his designee is authorized to execute an extension of the Town's agreement with Jan Hird Pokorny Associates, Inc. to provide Technical Assistance with the Town's historical landmarks for the Town of Oyster Bay Landmarks Commission for the period from January 1, 2019 through December 31, 2019, and JHPA is hereby authorized to utilize OSE as a sub-consultant during said period for an amount not to exceed \$10,000.00; and be it further

RESOLVED, that the Office of the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$10,000.00, and to pay Jan Hird Pokorny Associates, Inc. for services rendered as aforesaid, upon presentation of a duly certified claim, after audit, with funds to be drawn from Account No. PAD B 8020 44800 000 0000.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Planning & Development

17

Town of Oyster Bay
Inter-Departmental Memo

October 25, 2018

TO: MEMORANDUM DOCKET
FROM: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
SUBJECT: TECHNICAL ASSISTANCE WITH THE
TOWN'S HISTORICAL LANDMARKS FOR THE
TOWN OF OYSTER BAY HISTORICAL LANDMARKS COMMISSION
CONTRACT EXTENSION
JAN HIRD POKORNY ASSOCIATES, INC. (JHPA)

On August 14, 2018, the Town Board adopted Resolution No. 529-2018 authorizing the Town to enter into an agreement with Jan Hird Pokorny Associates, Inc. (JHPA), to provide Technical Assistance with the Town's Historical Landmarks for the Town of Oyster Bay Landmarks Commission for a period from August 15, 2018 through December 31, 2018, with two (2) one (1) year extension options and that JHPA be authorized to retain Old Structures Engineering, PC (OSE) as a sub consultant.

In view of the above we hereby respectfully request that the contract with Jan Hird Pokorny Associates, Inc. (JHPA) in regards to Technical Assistance with the Town's Historical Landmarks for the Town of Oyster Bay Landmarks Commission be continued for the 1st one (1) year extension for the period January 1, 2019 through December 31, 2019, and that JHPA be authorized to utilize OSE as a sub consultant

Services of the Consultant will be provided as needed in a total not to exceed \$10,000.00. Funds are available to satisfy these planning services in Account No. PAD B 8020 44800 000 0000.




ELIZABETH L. MACCARONE
COMMISSIONER

ELM:dm

cc: Legislative Affairs +7

Reviewed By
Office of Town Attorney
[Signature]

WHEREAS, a Request for Proposals was issued by the Department of Planning & Development and responses were received for a Contract relating to Technical Assistance with the Town's Historical Landmarks for the Town of Oyster Bay Landmarks Commission; and

WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memoranda dated July 30, 2018 and August 3, 2018, informed the Board that five responses were received, and that following a review and evaluation of the five responses, and in compliance with Guidelines 6 and 9 of the Town's Procurement Policy, recommended that the contract be awarded to Jan Hird Pokorny Associates, Inc. ("JHPA"); and

WHEREAS, services of the consultant JHPA are to be provided as needed in a total amount not to exceed \$20,000.00. Funds are available for the aforesaid services in Account No. PAD B 8020 44800 000 0000; and

WHEREAS, JHPA requests to retain Old Structures Engineering, PC ("OSE") as a subconsultant to provide services related to the structural assessment of buildings; and

WHEREAS, Commissioner Maccarone recommended that the JHPA bid as hereinabove set forth be accepted, and that the Town be authorized to enter into an contract with JHPA for the period from August 15, 2018 through December 31, 2018, with the option for two (2) one (1) year extensions upon the mutual consent of the Town and JHPA, and that JHPA be authorized to retain OSE as a subconsultant; and

NOW, THEREFORE, BE IT RESOLVED, that the recommendations as hereinabove set forth are accepted, and the Supervisor and/or his designee is authorized to execute the aforesaid agreement with Jan Hird Pokorny Associates, Inc. to provide Technical Assistance with the Town's Historical Landmarks for the Town of Oyster Bay Landmarks Commission for the period from August 15, 2018 through December 31, 2018, with the option for two (2) one (1) year extensions upon the mutual consent of the Town and JHPA, and JHPA is hereby authorized to utilize OSE as a subconsultant; and be it further

RESOLVED, that the Office of the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$20,000.00, and to pay Jan Hird Pokorny Associates, Inc. for services rendered as aforesaid, upon presentation of a duly certified claim, after audit, with funds to be drawn from Account No. PAD B 8020 44800 000 0000.

-#-

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

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

WHEREAS, by Resolution No. 80-2018, adopted on February 6, 2018, the Town Board authorized the Supervisor to enter into a contract with Nelson, Pope & Voorhis, LLC to assist the Department of Planning and Development in reviewing site plans submitted by applicants pursuant to Chapter 246 of the Town Code of the Town of Oyster Bay, for a period from February 6, 2018 through December 31, 2018, with options for two (2), one (1) year extensions; and

WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated October 25, 2018, requested the Town Board to authorize the Supervisor to exercise the first extension option of said contract, for the period January 1, 2019 through December 31, 2019,

NOW, THEREFORE BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and the Supervisor or his designee is hereby authorized to exercise the first extension option of the contract with Nelson, Pope & Voorhis, LLC to assist the Department of Planning and Development in reviewing site plans submitted by applicants pursuant to Chapter 246 of the Town Code of the Town of Oyster Bay, for the period January 1, 2019 through December 31, 2019, and be it further

RESOLVED, That the services of Nelson, Pope & Voorhis rendered under said contract be paid from an escrow account held by the Town with monies deposited by the applicants, and the Comptroller is hereby authorized and directed to pay Nelson, Pope & Voorhis, LLC for fees, costs and disbursements, upon the submission of a duly certified claim, after approval by the Commissioner of the Department of Planning and Development, and 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 Alesia	Absent
Councilwoman Johnson	Recused
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Planning & Development

Reviewed By
Office of Town Attorney

18

Town of Oyster Bay
Inter-Departmental Memo

October 25, 2018

TO: MEMORANDUM DOCKET
FROM: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
SUBJECT: PLANNING CONSULTANT SERVICES
CONTRACT EXTENSION
NELSON, POPE & VOORHIS, LLC.

On February 6, 2018, the Town Board adopted Resolution No. 80-2018 authorizing the Town to enter into an agreement with Nelson, Pope & Voorhis, LLC, to assist the Department of Planning and Development in reviewing site plans submitted by applicants pursuant to Chapter 246 of the Town Code of the Town of Oyster Bay for a period from February 6, 2018 through December 31, 2018, with two (2) one (1) year extension options.

In view of the above we hereby respectfully request that the contract with Nelson, Pope & Voorhis, LLC in regards to Planning Consultant Services be continued for the 1st one (1) year extension for the period January 1, 2019 through December 31, 2019.

Services of the Consultant will be paid from an escrow account held by the town with monies deposited by applicants. Payments will be paid by the Town Comptroller's Office after review and approval by the Department of Planning and Development and audit by the Comptroller's Office of the claim form submitted by the consultant.




ELIZABETH L. MACCARONE
COMMISSIONER

ELM:dm

cc: Legislative Affairs +7

Meeting of February 6, 2018

Resolution No. 80 -2018

WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memoranda dated January 19, 2018 and January 26, 2018, advised that a request for proposals was issued which sought to procure a firm to provide planning consulting services in connection with site plan review; and

WHEREAS, following a review of the responses in accordance with the Town's Procurement Policy, Commissioner Maccarone requested and recommended that the Town Board authorize Nelson, Pope & Voorhis, LLC, 572 Walt Whitman Road, Melville, New York 11747 to provide planning consulting services, commencing on February 6, 2018 through and including December 31, 2018, with an option for two (2), one-year extensions; and

WHEREAS, payment for said planning consulting services will be made from funds deposited by project applicants into a Town trust account,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth is accepted and approved, and the Supervisor, or his designee, is hereby authorized to execute an agreement with Nelson, Pope & Voorhis, LLC for planning consulting services for the period commencing February 6, 2018 through and including December 31, 2018, with an option for two (2), one-year extensions, 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. TWN TA 40 00085 462 0000.

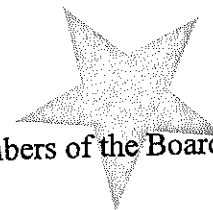
-#-

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 Alesia	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Planning & Development

7/18/8
Reviewed by
Office of Town Attorney
M. Maccarone



Meeting of November 20, 2018

Resolution No.728-2018

WHEREAS, by Resolution No. 329-2018, adopted on May 8, 2018, the Town Board authorized the Supervisor to enter into a contract with Cashin, Spinelli & Ferretti, LLC to assist the Department of Planning and Development in evaluating the structural assessment of abandoned and damaged buildings, for a period from May 9, 2018 through December 31, 2018, with options for two (2), one (1) year extensions; and

WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated October 25, 2018, requested the Town Board to authorize the Supervisor to exercise the first extension option of said Contract, for the period January 1, 2019 through December 31, 2019,

NOW, THEREFORE BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and the Supervisor or his designee is hereby authorized to exercise the first extension option of the Contract with Cashin, Spinelli & Ferretti, LLC, to provide technical assistance with engineering and architectural services, from January 1, 2019 through December 31, 2019, and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to pay Cashin, Spinelli & Ferretti, LLC for fees, costs and disbursements, in an amount not to exceed \$15,000.00, upon the submission of a duly certified claim, after audit, with funds to be drawn from Account No. PAD B 3620 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 Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Planning & Development

Reviewed By
Office of Town Attorney

19

Town of Oyster Bay
Inter-Departmental Memo

October 25, 2018

TO: MEMORANDUM DOCKET
FROM: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
SUBJECT: TECHNICAL ASSISTANCE WITH
ENGINEERING & ARCHITECTURAL SERVICES
CONTRACT EXTENSION
CASHIN SPINELLI & FERRETTI, LLC.

On May 8, 2018, the Town Board adopted Resolution No. 329-2018 authorizing the Town to enter into an agreement with Cashin, Spinelli & Ferretti, LLC. to assist the Department of Planning and Development in evaluating the structural assessment of abandoned and damaged buildings for a period from May 9, 2018 through December 31, 2018, with two (2) one (1) year extension options.

In view of the above we hereby respectfully request that the contract with Cashin, Spinelli & Ferretti, LLC in regards to Technical Assistance with Engineering and Architectural Services be continued for the 1st one (1) year extension for the period January 1, 2019 through December 31, 2019.

Services of the Consultant are to be provided as needed in a total amount not to exceed \$15,000.00 and these funds will be available in Account No. PAD B 3620 44800 000 0000.


ELIZABETH L. MACCARONE
COMMISSIONER

ELM:dm

cc: Legislative Affairs +7

Meeting of May 8, 2018

Resolution No. 329 -2018

WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memoranda dated April 20, 2018 and April 30, 2018, advised that a request for proposals was issued which sought to procure Consultant Services for Technical Assistance with Engineering and Architectural Services in connection with assisting the Department of Planning and Development in evaluating the structural assessment of abandoned and damaged buildings; and

WHEREAS, following a review of the responses in accordance with the Town's Procurement Policy, Commissioner Maccarone requested and recommended that the Town Board authorize Cashin, Spinelli & Ferretti, LLC ("Consultant"), 801 Motor Parkway, Hauppauge, New York 11788 to provide consulting services, commencing on May 9, 2018 through and including December 31, 2018, with an option for two (2), one (1) year extensions; and

WHEREAS, the evaluation and selection process was performed in compliance with the requirements of Guidelines 6 and 9 of the Town's procurement policy; and

WHEREAS, services are to be provided by the Consultant as needed in a total amount not to exceed \$15,000.00 annually. Funds for said payment are available from Account No. PAD B 3620 44800 000 0000,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth is accepted and approved, and the Supervisor, or his designee, is hereby authorized to execute an agreement with Cashin, Spinelli & Ferretti, LLC, for consulting services for the period commencing May 9, 2018 through and including December 31, 2018, with an option for two (2), one (1) year extensions, 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. PAD B 3620 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	Abstain
Councilman Macagnone	Absent
Councilwoman Alesia	Nay
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Planning & Development

Reviewed By
Office of Town Attorney

At a regular meeting of the Town Board of the Town of Oyster Bay, Nassau, New York, held at the Town Hall, Audrey Avenue, in Oyster Bay, New York, in said Town, on November 20, 2018, at 7:00 o'clock PM., Prevailing Time.

The meeting was called to order by Supervisor Saladino, and upon roll being called, the following were

PRESENT: Supervisor Saladino
Councilman Muscarella
Councilman Macagnone
Councilwoman Johnson
Councilman Imbroto
Councilman Hand

ABSENT: Councilwoman Alesia

Reviewed By
Office of Town Attorney
Tom M. Motta

The following resolution was offered by Councilmember Muscarella, who moved its adoption, seconded by Councilmember Macagnone, to-wit:

TAX ANTICIPATION NOTE RESOLUTION DATED NOVEMBER 20, 2018.

A RESOLUTION DELEGATING TO THE SUPERVISOR OF THE TOWN OF OYSTER BAY, NASSAU COUNTY, NEW YORK, THE POWER TO AUTHORIZE THE ISSUANCE OF AND TO SELL UP TO \$10,000,000 TAX ANTICIPATION NOTES OF SAID TOWN AND RENEWALS THEREOF IN ANTICIPATION OF THE RECEIPT OF TAXES OR ASSESSMENTS LEVIED FOR THE FISCAL YEAR OF SAID TOWN ENDING DECEMBER 31, 2019.

BE IT RESOLVED, by the Town Board of the Town of Oyster Bay, Nassau, New York, as follows:

Section 1. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell up to \$10,000,000 tax anticipation notes of the Town of Oyster Bay, Nassau County, New York, and renewals thereof, in anticipation of the receipt of taxes or assessments levied for the fiscal year of said Town ending December 31, 2019, is hereby delegated to the Supervisor of the Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner as may be determined by said Supervisor of the Town, pursuant to the provisions of the Local Finance Law.

Section 2. This resolution shall take effect immediately.

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

<u>Supervisor Saladino</u>	VOTING	<u>AYE</u>
<u>Councilman Muscarella</u>	VOTING	<u>AYE</u>
<u>Councilman Macagnone</u>	VOTING	<u>AYE</u>
<u>Councilwoman Alesia</u>	VOTING	<u>ABSENT</u>
<u>Councilwoman Johnson</u>	VOTING	<u>AYE</u>
<u>Councilman Imbroto</u>	VOTING	<u>AYE</u>
<u>Councilman Hand</u>	VOTING	<u>AYE</u>

The resolution was thereupon declared duly adopted.

* * * * *

cc: Supervisor
Comptroller
Town Attorney
Finance

20

729

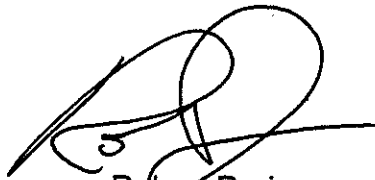
**Town of Oyster Bay
Inter-Departmental Memo**

October 25, 2018

To: Memorandum Docket
From: Robert Darienzo, Director of Finance
Subject: Tax Anticipation Note Resolution - \$10,000,000

Town Board action is required to authorize the Supervisor to issue up to \$10,000,000.00 in Tax Anticipation Notes in December 2018 against tax receipts due to be received in 2019. Bond Counsel will prepare authorizing resolution and forward same to the Office of the Town Attorney.

Thank you.



Robert Darienzo
Director of Finance

RD/rd
cc: Town Attorney (with 7 copies)
Word/Documents/Docket 2018 TAN reso

Reviewed By
Office of Town Attorney

WHEREAS, by Resolution No.854-2014, adopted on December 16, 2014, the Town Board authorized the Town to enter into an Agreement with Fiscal Advisors and Marketing, Inc., 120 Walton Street, Suite 600, Syracuse, New York 13202, to provide financial advisor services to the Town for a two (2) year period from January 1, 2015 to December 31, 2016, with the option of two (2) additional two (2) year extensions; and

WHEREAS, on April 4, 2017, by Resolution 176-2017, the Town Board approved and directed that the Town exercise the first option to renew the Agreement, for the two year period from January 1, 2017 through December 31, 2018; and

WHEREAS, Robert Darienzo, Director of Finance, by memorandum dated October 25, 2018, recommended that the Town Board again extend the Agreement with Fiscal Advisors & Marketing, Inc. pursuant to the second contract option, for a second two (2) year period, from January 1, 2019 through December 31, 2020,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation hereinabove set forth is accepted and approved, and the second two (2) year renewal option for the Agreement with Fiscal Advisors & Marketing, Inc. is hereby exercised, for the period from January 1, 2019 through December 31, 2020, and be it further

RESOLVED, That the Supervisor, or his designee, is hereby authorized to execute any and all documents in connection with the recommendation hereinabove set forth; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment, with funds to be drawn from a main account number of .29999, upon submission of a duly certified claim, after audit.

- # -

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

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

cc: Supervisor
Town Attorney
Comptroller
Finance

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Town of Oyster Bay Inter-Departmental Memo

October 25, 2018

To: Memorandum Docket
From: Robert Darienzo, Director of Finance
Subject: Extension of Financial Advisor Agreement

As per resolution 854-2014 dated December 16, 2014, the Supervisor was authorized to enter into an agreement with Fiscal Advisors & Marketing, Inc. to provide financial advisor services for a two year period with the option for two additional two year extensions.

The initial two year period ended on December 31, 2016. Resolution 19-2017, dated January 10, 2017, extended the agreement for three months while another Request for Proposal was sent out. Six proposals were received by the March 17 due date. A committee consisting of Commissioner Joe Pinto, Deputy Comptroller Christine Wiss and I independently evaluated and rated the firms and then held a meeting to discuss our findings.

The unanimous choice of the committee was Fiscal Advisors and Marketing, Inc., followed by Capital Market Advisors and Munistat. With that being said, the proposals that the Town received all projected higher costs than our existing contract so Resolution 176-2017, dated April 4, 2017, was adopted to extend our original agreement for the remaining 21 months of the first extension. That first extension expires on December 31, 2018.

It is recommended that the agreement with Fiscal Advisors & Marketing, Inc. be extended for a final two-year period commencing January 1, 2019 through December 31, 2020.

The value of Financial Advisor services would be contingent upon the type and amount of debt issued. Funds for this purpose are available in various capital funds object .29999 or other appropriate accounts.

Thank you.



Robert Darienzo
Director of Finance

RD/rd
cc: Town Attorney (with 7 copies)
Word/Documents/Docket/fiscal extension 2019-2020

Meeting of November 20, 2018

Resolution No.731-2018

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

WHEREAS, Michele Johnson, Town Councilwoman, by memorandum dated October 23, 2018, has requested that the Town Board appoint her, to serve as a marriage officer, in order to perform a wedding ceremony without fee, on Saturday, November 24, 2018,

NOW, THEREFORE, BE IT RESOLVED, That pursuant to New York State Domestic Relations Law Section 11-C, the Town Board hereby appoints Michele Johnson, Town Councilwoman, to serve as a marriage officer of the Town of Oyster Bay on Saturday, November 24, 2018.

-#-

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

Supervisor Saladino	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilwoman Alesia	Absent
Councilwoman Johnson	Recused
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Town Board

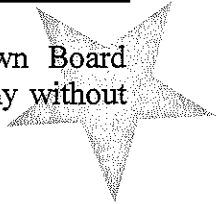
Reviewed By
Office of Town Attorney

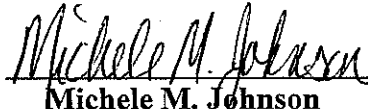
22

Town of Oyster Bay Inter-Departmental Memorandum

TO : Memorandum Docket
FROM : Michele M. Johnson, Councilwoman
DATE : October 23, 2018
SUBJECT: Marriage Officer

I, Michele Johnson Town Councilwoman, am seeking Town Board approval to act as marriage officer so that I may perform a wedding ceremony without fee, on Saturday, November 24, 2018.




Michele M. Johnson
Councilwoman

TMS/ss

cc: Town Attorney (w/ 7 copies)

WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated November 1, 2018, advised that by Resolution No. 731-2017, adopted on November 4, 2017, the Town Board authorized a one-year agreement with On-Time Reporting, Inc., to provide stenographic services for the Zoning Board of Appeals, with options for two, one-year extensions; and

WHEREAS, the Department of Planning and Development is requesting that the Town Board exercise the first, one-year extension option, with On-Time Reporting, Inc., from January 1, 2019 through December 31, 2019, authorization for calendar year 2019 will be for a total of \$20,000.00 and these funds will be available in Account No. PAD B 8010 44120 000 0000,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is hereby accepted and approved and On-Time Reporting, Inc. is authorized to provide stenographic services to the Zoning Board of Appeals from January 1, 2019, through December 31, 2019, in an amount not to exceed \$20,000.00; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment, with funds to be drawn from Account No. PAD B 8010 44120 000 0000, upon submission of a duly certified claim, after audit.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Planning & Development

Reviewed By
Office of Town Attorney

16

732

TOWN OF OYSTER BAY

Inter-Departmental Memo

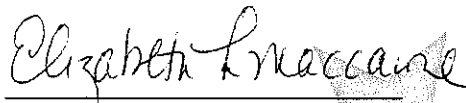
October 29, 2018

TO: MEMORANDUM DOCKET

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

SUBJECT: STENOGRAPHER SERVICES FOR THE
ZONING BOARD OF APPEALS
CONTRACT EXTENSION
ON-TIME REPORTING INC.
SUPPLEMENTAL MEMO TO FOLLOW

Additional information will be provided in a Supplemental Docket Memorandum at the next docket meeting. I therefore recommend and request that a space be reserved at the next Town Board meeting on November 20, 2018.


ELIZABETH L. MACCARONE
COMMISSIONER



ELM /dm

cc: Legislative Affairs (w/ 7 copies)

15

732

Town of Oyster Bay
Inter-Departmental Memo


November 1, 2018

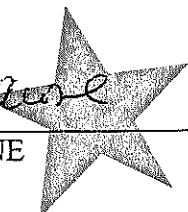
TO: MEMORANDUM DOCKET
FROM: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
SUBJECT: SUPPLEMENTAL MEMO TO DOCKET ITEM NO. 16
DOCKET OF OCTOBER 30, 2018
STENOGRAPHER SERVICES FOR THE ZONING BOARD OF APPEALS
CONTRACT EXTENSION
ON-TIME REPORTING INC.

On November 14, 2017, the Town Board adopted Resolution No. 731-2017 authorizing the Town to enter into an agreement with On-Time Reporting, Inc. to perform stenographic services for the Zoning Board of Appeals for a one (1) year period, with two (2) one (1) year extension options.

In view of the above we hereby respectfully request that the contract with On-Time Reporting, Inc. for Stenographic Services be continued for the 1st one (1) year extension for the period January 1, 2019 through December 31, 2019.

Authorization for calendar year 2019 will be for a total of \$20,000.00 and these funds will be available in Account No. PAD B 8010 44120 000 0000.


ELIZABETH L. MACCARONE
COMMISSIONER



ELM:dm

cc: Legislative Affairs +7

WHEREAS, Elizabeth L. Maccarone, Commissioner of the Department of Planning and Development, by memorandum dated November 3, 2017, advised that in accordance with the Request for Proposal process, the Department of Planning and Development solicited proposals seeking stenographic services for the Zoning Board of Appeals for the calendar year 2018, with an option for two (2) one (1) year extensions, and having received two (2) responses that were reviewed and evaluated by an internal Department committee based upon the merits of the responses and after review of the committee's preliminary recommendation based upon Guideline 6 and Guideline 9 of the Town's Procurement Policy, recommended Town Board authorization to enter into agreement with On-Time Reporting, Inc., Mineola, New York for the calendar year 2018, commencing January 1, 2018 through December 31, 2018, with an option for two (2) one (1) year extensions;

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is hereby accepted and approved and On-Time Reporting, Inc. is authorized to provide stenographic services to the Zoning Board of Appeals for the period commencing January 1, 2018 through December 31, 2018, in an amount not to exceed \$25,000.00, with two one (1) year extensions; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment, with funds to be drawn from Account No. PAD B 8010 44120 000 0000, upon submission of a duly certified claim, after audit.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller (2)
Planning & Development

7/1/2
Reviewed By
Office of Town Attorney

Meeting of November 20, 2018

Resolution No.733-2018

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated November 1, 2018, requested authorization to renew a licensing agreement between the Town of Oyster Bay and the Society of European Stage Authors & Composers, Incorporated, in order to fulfill the requirement that all of the Town's music programs be licensed, at a cost not to exceed \$3,900.00, from January 1, 2019 through December 31, 2019,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted, and the Town of Oyster Bay hereby renews its licensing agreement with the Society of European Stage Authors & Composers, Incorporated from January 1, 2019 through December 31, 2019, in order to fulfill the requirement that all of the Town's music programs be licensed, said agreement to be at a cost of \$3,900.00, and the Comptroller is hereby authorized and directed to make payment for same upon presentation of a duly certified claim, after audit; and be it further

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

cc: Supervisor
Town Attorney
Comptroller
Community & Youth Services

Reviewed By
Office of Town Attorney

4

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

November 1, 2018

TO: Memorandum Docket

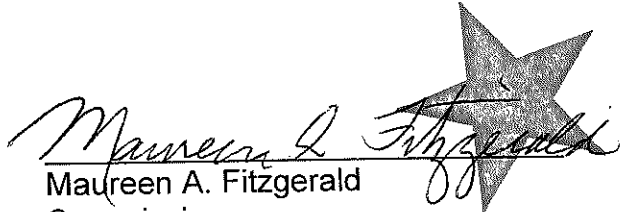
FROM: Maureen A. Fitzgerald, Commissioner
Department of Community and Youth Services

SUBJECT: Renewal of Performance License with SESAC, Inc.

The Department of Community & Youth Services requests authorization to renew a performance license with Society of European Stage Authors & Composers, Incorporated (SESAC). The license was authorized for the period beginning January 1, 2018 through December 31, 2018 by Town Board Resolution No. 717-2017, dated November 14, 2017.

SESAC is a music performance licensing company. All music performed through the Town's programs must be licensed. This license is one of three licenses that the Department renews each year to cover all Town sponsored performances and events

The performance licensing fee will be based on the Town's current population and the invoice will be sent out near the end of December. The license will be ratified and continued from January 1, 2019 through December 31, 2019. The cost of renewing the performance license shall not exceed \$3,900.00 but will be paid based on the actual invoice amount. Funds for the licensing fee will be available in Account No. CYS A 7020 47660 000 0000, *Special Events*.


Maureen A. Fitzgerald
Commissioner

MAF:iw
Attachment
cc: Town Attorney (+7 copies)

7/1/17
Reviewed By
Office of Town Attorney

WHEREAS, Maureen A. Fitzgerald, Commissioner of the Department of Community and Youth Services, by memorandum dated October 26, 2017, requested authorization to renew a licensing agreement between the Town of Oyster Bay and the Society of European Stage Authors & Composers, Incorporated, in order to fulfill the requirement that all of the Town's music programs be licensed, at a cost not to exceed \$3,800.00, from January 1, 2018 through December 31, 2018,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted, and the Town of Oyster Bay hereby renews its licensing agreement with the Society of European Stage Authors & Composers, Incorporated from January 1, 2018 through December 31, 2018, in order to fulfill the requirement that all of the Town's music programs be licensed, said agreement to be at a cost of \$3,800.00, and the Comptroller is hereby authorized and directed to make payment for same upon presentation of a duly certified claim, after audit; and be it further

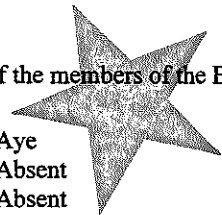
RESOLVED, That the funds for said payment are to be drawn from Account No. CYS A 7020 47660 000 0000.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller (2)
Community & Youth Services



WHEREAS, by Resolution No. 65-2017, adopted on February 14, 2017, the Town of Oyster Bay's Department of Community and Youth Services was authorized to pay an annual licensing fee to the American Society of Composers, Authors and Publishers ("ASCAP"); and

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated November 1, 2018, advised the Town Board that all music performed through the Town's programs must be licensed through ASCAP, and requested Town Board approval, to pay the 2019 licensing fee to ASCAP for the period covering January 1, 2019 through December 31, 2019, in the amount to be determined by ASCAP and invoiced to the Town in late December 2018, but not to exceed \$3,500.00; and

WHEREAS, funds for the ASCAP renewal fee are available in Account CYS A 7020 47660 000 0000,

NOW, THEREFORE, BE IT RESOLVED, that the request as hereinabove set forth is approved, and the Town Board hereby authorizes the payment of the 2019 licensing fee to ASCAP, from January 1, 2019 through December 31, 2019, in the amount determined by ASCAP and invoiced to the Town in late December 2018, but not to exceed \$3,500.00; 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, with funds for said payment 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
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilwoman Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Community & Youth Services

Reviewed By
Office of Town Attorney

5

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

November 1, 2018

TO: Memorandum Docket

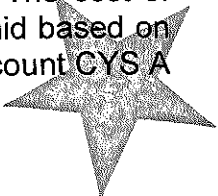
THROUGH: Maureen A. Fitzgerald, Commissioner
Department of Community and Youth Services


SUBJECT: Renewal of Performance License with ASCAP

The Department of Community & Youth Services requests authorization to renew a performance license with the American Society of Composers, Authors and Publishers (ASCAP). This year, the performance license was authorized by Town Board Resolution No. 718-2017, dated November 14, 2017.

All music performed through the Town's various programs must be licensed through ASCAP. This license is one of three that the Department renews each year which covers all Town sponsored performances and events.

The performance licensing fee will be based on the Town's current population and the invoice will be sent out near the end of December. The agreement will be ratified and continued from January 1, 2019 through December 31, 2019. The cost of renewing the performance license shall not exceed \$3,500.00 but will be paid based on the actual invoice amount. Funds for the renewal fee will be available in Account CYS A 7020 47660 000 0000, *Special Events*.




Maureen A. Fitzgerald
Commissioner

MAF:iw
Attachment
cc: Town Attorney (+7 copies)

Reviewed By
Office of Town Attorney

WHEREAS, by Town Board Resolution No. 65-2017, adopted on February 14, 2017, the Town of Oyster Bay's Department of Community and Youth Services was authorized to pay an annual licensing fee to the American Society of Composers, Authors and Publishers ("ASCAP"); and

WHEREAS, Maureen A. Fitzgerald, Commissioner of the Department of Community and Youth Services, by memorandum dated October 28, 2017, advised the Town Board that all music performed through the Town's programs must be licensed through ASCAP, and requested Town Board approval, to pay the 2018 licensing fee to ASCAP for the period covering January 1, 2018 through December 31, 2018, in the amount to be determined by ASCAP and invoiced to the Town in late December 2017, but not to exceed \$3,500.00; and

WHEREAS, funds for the ASCAP renewal fee are available in Account CYS A 7020 47660 000 0000;

NOW, THEREFORE, BE IT RESOLVED, that the request as hereinabove set forth is granted, and the Town Board hereby authorizes the payment of the 2018 licensing fee to ASCAP, from January 1, 2018 through December 31, 2018, in the amount determined by ASCAP and invoiced to the Town in late December 2017, but not to exceed \$3,500.00; 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, with funds for said payment 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
Councilman Muscarella	Absent
Councilman Macagnone	Absent
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller (2)
Community & Youth Services

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated November 1, 2018, requested Town Board authorization to obtain videotaping and editing services for the Department's special events, and the Commissioner also requested approval to purchase the DVDs, of said tapings, for the period covering January 1, 2019 through December 31, 2019, all of which are to be provided by EKO Productions, Incorporated, 360-C Commack Road, Deer Park, NY 11729; and

WHEREAS, the Department has conformed to Guideline 6 of the Town's Procurement Policy and services will not exceed \$3,100.00,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and the Town Board hereby authorizes the Supervisor or his designee to execute an agreement, with EKO Productions, Inc., 360-C Commack Road, Deer Park, NY 11729, for the taping, editing and purchase of DVDs of special events for the Department of Community and Youth Services, for the period January 1, 2019 through December 31, 2019, at a cost not to exceed \$3,100.00; and be it further

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

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Community & Youth Services

Reviewed By
Office of Town Attorney

6

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

November 1, 2018

TO: Memorandum Docket

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

SUBJECT: Video Taping, Editing, and DVD Purchasing Services

The Department of Community and Youth Services is requesting Town Board authorization for videotaping and editing services for the Department's special events. The Department is also requesting approval to purchase the DVD's, of said tapings. Town Board Resolution No. 712-2017, dated November 14, 2017, authorized the services for the period beginning January 1, 2018 through December 31, 2018.

All services would be provided by EKO Productions, Incorporated, 360-C Commack Road, Deer Park, NY for the period covering January 1, 2019 through December 31, 2019. The cost of these services will not exceed \$3,100.00. Funds for these services are available in Account CYS A 7020 47660 000 0000, *Special Events*.

Therefore it is respectfully requested that the Town Board authorize the taping, editing and purchase of DVD's for the Department's special events as provided by EKO Productions, Incorporated.




Maureen A. Fitzgerald
Commissioner

MAF:iw
Attachment
cc: Town Attorney (+7 copies)

Reviewed By
Office of Town Attorney

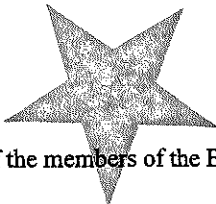
WHEREAS, Maureen A. Fitzgerald, Commissioner of the Department of Community and Youth Services, by memorandum dated October 19, 2017, requested Town Board authorization to obtain videotaping and editing services for the Department's special events, and the Commissioner also requested approval to purchase the DVDs, of said tapings, for the period covering January 1, 2018 through December 31, 2018, all of which are to be provided by EKO Productions, Incorporated, 360-C Commack Road, Deer Park, NY 11729; and

WHEREAS, the Department has conformed to Guideline 6 of the Town's Procurement Policy, and estimates the value of the aforementioned services will not exceed \$3,100.00,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and the Town Board hereby authorizes the Supervisor to enter into an agreement, with EKO Productions, Inc., 360-C Commack Road, Deer Park, NY 11729, for the taping, editing and purchase of DVDs of special events for the Department of Community and Youth Services, for the period January 1, 2018 through December 31, 2018, at a cost not to exceed \$3,100.00; and be it further

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

-#-



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

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

cc: Supervisor
Town Attorney
Comptroller (2)
Community & Youth Services

WHEREAS, by Resolution No. 73-2017, adopted February 14, 2017, the Town Board authorized and directed EKO Productions, Incorporated, 360-C Commack Road, Deer Park, New York 11729, to provide professional sound equipment to be used during the Music Under the Stars concerts and various other special events, pursuant to an Agreement for an amount not to exceed \$140,000.00 for the period beginning February 15, 2017 through December 31, 2017, with an option for three (3) one (1) year extensions; and

WHEREAS, by Resolution No. 714-2017, adopted November 14, 2017, the Town Board authorized the Department of Community and Youth Services to enter into the first of three one-year extensions, for the period January 1, 2018 through December 31, 2018; and

WHEREAS, Maureen A. Fitzgerald, Commissioner of the Department of Community and Youth Services, by memorandum dated November 1, 2018, requested Town Board authorization to exercise the second option to extend the Agreement for one year, from January 1, 2019 through December 31, 2019, in an amount not to exceed \$140,000.00; and

WHEREAS, funds for the Agreement are available in Account CYS A 7020 47660 000 0000 Special Events;

NOW, THEREFORE, BE IT RESOLVED, that the recommendation as hereinabove set forth is hereby accepted and approved, and the Department of Community and Youth Services is hereby authorized on behalf of the Town to exercise the second one year extension of the Agreement with EKO Productions, Incorporated to provide professional sound equipment to be used during the Music Under the Stars concerts and other special events for the period from January 1, 2019 through December 31, 2019, in an amount not to exceed \$140,000; and be it further

RESOLVED, that the Supervisor, or his designee, shall be authorized to execute said extension; and be it 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; and be it further

RESOLVED, that the funds for said payment are to be drawn from Account No. CYS A 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
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilwoman Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Community & Youth Services

Reviewed By
Office of Town Attorney

1

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

November 1, 2018

TO: Memorandum Docket

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


SUBJECT: Agreement with EKO Productions, Incorporated


The Department of Community and Youth Services is requesting Town Board authorization to enter into an Agreement with EKO Productions, Incorporated, for professional sound equipment and services used during the Music Under the Stars concerts and various other special events. Town Board Resolution No. 73-2017, dated February 14, 2017, authorized the Agreement for the period beginning February 15, 2017 through December 31, 2017 with an option to extend for three (3) additional years. Town Board Resolution No. 714-2017, dated November 14, 2017, provided authorization for the period beginning January 1, 2018 through December 31, 2018.

If approved, the Agreement will be in an amount not to exceed \$140,000.00 for the period beginning January 1, 2019 through December 31, 2019. This will be the second year of the optional three (3) one-year extensions.

The Department is in full compliance with Guideline 9 of the Town's Procurement Policy. A copy of the Agreement and Disclosure Questionnaire will be forwarded to the Town Attorney for approval as to form. Funds for the Agreement will be available in Account CYS A 7020 47660 000 0000, *Special Events*.

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




Maureen A. Fitzgerald
Commissioner

MAF:iw
Attachments
cc: Town Attorney (+7 copies)

WHEREAS, Maureen A. Fitzgerald, Commissioner of the Department of Community and Youth Services, by memorandum dated January 19, 2017, requested Town Board authorization to enter into an agreement with EKO Productions, Incorporated, for professional sound equipment and services used during the Music Under the Stars concerts and various other special events. The Agreement would be for the amount of \$140,000 for the period beginning February 15, 2017 through December 31, 2017 with three (3) one (1) year extension options; and

WHEREAS, a Request for Proposals was sent out on November 21, 2016 to six (6) companies that provide these services. One timely response was received from EKO Productions, Incorporated, 360-C Commack Road, Deer Park, New York 11729; and

WHEREAS, in accordance with both the Procurement Policy and the criteria set forth in the Request for Proposals, the Department of Community and Youth Services selected EKO Productions, Incorporated,

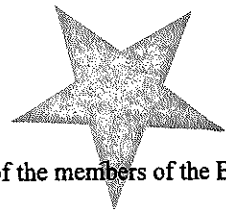
NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is hereby accepted and approved, and the Department of Community and Youth Services, is hereby authorized to enter into an agreement on behalf of the Town with EKO Productions, Incorporated, in an amount not to exceed \$140,000 for the period beginning February 15, 2017 through December 31, 2017 with three (3) one (1) year extension options; and be it further

RESOLVED, that Maureen A. Fitzgerald, Commissioner of the Department of Community and Youth Services be authorized to execute said Agreement; and be it 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; 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
Councilman Muscarella	Aye
Councilman Macagnone	Nay
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor
Town Attorney
Comptroller (2)
Community & Youth Services

Reviewed By
Office of Town Attorney

Reviewed By
Office of Town Attorney

WHEREAS, by Resolution 73-2017, adopted February 14, 2017, the Town Board authorized and directed EKO Productions, Incorporated, 360-C Commack Road, Deer Park, New York 11729, to provide professional sound equipment to be used during the Music Under the Stars concerts and various other special events, pursuant to an Agreement for an amount not to exceed \$140,000.00 for the period beginning February 15, 2017 through December 31, 2017 with an option for three (3) one (1) year extensions; and

WHEREAS, Maureen A. Fitzgerald, Commissioner of the Department of Community and Youth Services, by memorandum dated October 19, 2017, requested Town Board authorization to exercise the option to extend the Agreement for one year, from January 1, 2018 through December 31, 2018, in an amount not to exceed \$140,000.00; and

WHEREAS, funds for the Agreement are available in Account CYS A 7020 47660 000 0000;

NOW, THEREFORE, BE IT RESOLVED, that the recommendation as hereinabove set forth is hereby accepted and approved, and the Department of Community and Youth Services is hereby authorized on behalf of the Town to enter into a one year extension of the Agreement with EKO Productions, Incorporated to provide professional sound equipment to be used during the Music Under the Stars concerts and other special events for the period from January 1, 2018 through December 31, 2018, in an amount not to exceed \$140,000; and be it further

RESOLVED, that the Supervisor, or his designee, shall be authorized to execute said extension; and be it 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; and be it further

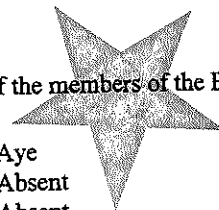
RESOLVED, that the funds for said payment are to be drawn from Account No. CYS A 7020 47660 000 0000.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller (2)
Community & Youth Services



AGREEMENT

This Agreement, made the 1st day of January, 2019 by and between the Town of Oyster Bay, by and through its Department of Community & Youth Services, having its principal office at 977 Hicksville Road, Massapequa, New York 11758 (hereinafter referred to as "TOWN") and EKO Productions, Incorporated having its principal office at 360-C Commack Rd, Deer Park, New York, 11729, is to provide the required sound equipment and services for the Town of Oyster Bay's "Music Under the Stars" concert series, 9/11 Memorial Ceremony and the Holiday concert series.

Terms of Agreement

This Agreement is for the period beginning January 1, 2019 and ending December 31, 2019. EKO Productions, Incorporated agrees to provide services in accordance with the rates stipulated in Appendix I, which is attached hereto and in all respects made a part hereof by reference. The cost of these services shall not exceed \$140,000.00.

Claims and Invoices

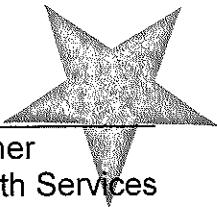
EKO Productions, Incorporated shall submit an individual invoice and a "Town of Oyster Bay Claim" form with, an original signature, for each performance itemizing the package cost and any extras.

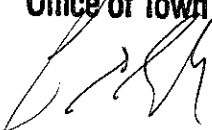
Date: _____

Steven Porcelli
EKO Productions, Inc.

Date: _____

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



Reviewed By
Office of Town Attorney


Appendix I
EKO Price List

Concert Sound System 40 Channel Console	\$ 1,875.00
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Basic Sound System Package	\$ 850.00
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- 24 Channel Soundcraft 500 Console
- 1/3 Octave Equalizer
- Comp. Limiters, Gates
- 4-Way Crossover
- Stereo 2/3 Octave Equalizer on Monitors
- 2 Spks 90 Units & CD Player
- Full 3-Way Sound System
- 2 EK3 Speakers
- 2 EK3 Speaker Subs
- 4 Floor Wedges
- All Crown Power
- 4000 Watts of Power
- Mic's, Stands, Cables
- 1 Engineer
- Truck/SetUp/Break Down
- 2-Man Crew

Small Monitor System Package	\$ 675.00
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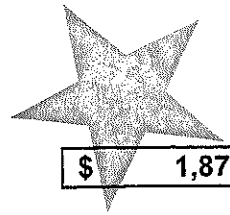
- 24 Channel 2408 Console
- 4 JBL Monitors
- 4-Way Mix
- 4 2/3 Octave Equalizer's
- 2 Crown Amps
- Splitter Snake
- 1 Extra Engineer
- Overtime Included

Large Monitor System	\$ 1,350.00
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- 40X12 Channel M2 Soundcraft Console
- 8 Bi-Amp Monitors
- 8-Way Mix
- 8 1/3 Octave Equalizer's
- 8 Comp. Limiters
- 8 Crown Power Amps
- Splitter Snake
- 1 Extra Engineer
- Overtime Included

Large Monitor System (plus)	\$ 1,875.00
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- Large Monitor System plus Side Fills, 12 Wedges, and 1 Drum Monitor



Appendix I....continued
Extra Equipment

Front Of House (FOH) Concert System

\$ 1,875.00

- 40 Channel Soundcraft Series 11 Console
- 2 Klark Teknik 31 Band EQ
- 2 DBX 160 XT Limiters
- 12 Patchable Comps DBX
- 8 Noise Gates
- 6 Digital EFX
- All Crown Power
- Microphones, Stands, & Cables
- 12 EAW KF850 Speakers
- DBX 260 Drive Racks
- CD Player
- Splitter Snake
- 3 Phase PD Panel
- 1 Engineer, 2 Man Crew
- Setup/Breakdown

Front Of House (FOH) Large Concert System

\$ 2,475.00

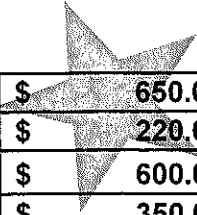
- Avid Venue SC 48
- 2 Klark Teknik 31 Band EQ
- 2 DBX 160 XT Limiters
- All Crown Power
- Microphones, Stands, & Cables
- 12 EAW KF850 Speakers
- DBX 260 Drive Racks
- CD Player
- Splitter Snake
- 3 Phase PD Panel
- 1 Engineer, 2 Man Crew
- Setup/Breakdown

Early Load-In per Hour

\$ 50.00

Sound System Gear

- Large Delay Tower System
- Small Delay Tower System
- 56 Channel Yamaha PM 5D Console
- 40X12 Soundcraft M 11 Console
- 40X8 Soundcraft Series 11 Console
- 24X8 Yamaha Monitor Console



\$	650.00
\$	220.00
\$	600.00
\$	350.00
\$	350.00
\$	250.00

Appendix I....continued Extra Equipment

Sound System Gear...continued

24 Channel Soundcraft Console	\$ 225.00
12 Channel 1202 Mackie Mixer	\$ 75.00
3-Way Amp Rack	\$ 250.00
Amp/Equalizer Rack	\$ 150.00
Crown Amp	\$ 75.00
DBX 160 XT Limiter	\$ 25.00
DBX 260 Drive Rack	\$ 35.00
1/3 Octive Equalizer	\$ 30.00
Klark Teknik 31 Band Equalizer	\$ 30.00
DBX Patchable Comp	\$ 25.00
Patchable EFX	\$ 35.00
PD Panel	\$ 150.00
EAW KF850 Speaker	\$ 100.00
4 Nearfield Speakers	\$ 200.00
Side Fill Speaker	\$ 100.00
Tri Amp Side Fill Speakers	\$ 650.00
JBL Wedge	\$ 25.00
Bi-Amp 15 x 2 Wedge	\$ 60.00
Drum Monitor	\$ 100.00
Splitter Snake	\$ 200.00
100 Ft. Snake	\$ 50.00
Cassette Deck	\$ 20.00
CD Recorder	\$ 60.00

Microphones

Beta 87 U1 Wireless	\$ 75.00
Clip On Horn Mics	\$ 20.00
Shure Beta-98	\$ 25.00
Shure PS700/In-Ear Mic	\$ 125.00
Shure U2/Beta 58A Hand Held Transmitter	\$ 75.00
Shure UHF U4D Wireless Receiver	\$ 75.00
Shure Wireless w/Batteries for Summer	\$ 350.00
Shure A98KCS Horn Clamp	\$ 5.00
Clear Com	\$ 40.00

Drums

5 Pcs DW Kit w/all DW Hardware/Stool	\$ 350.00
5 Pcs Yamaha Drum Kit w/all Hardware/Stool	\$ 350.00
Adjustable Throne	\$ 10.00
Cymbal w/Stand	\$ 15.00
Drum Carpet w/Drums	No Charge
Drum Carpet without	\$ 10.00
Plex Glass for Drums	\$ 100.00
Snare w/Stand	\$ 60.00

Appendix I....continued Extra Equipment

Percussion

2 LP Congas/w Stand	\$ 120.00
2 Timbales/w Stand	\$ 90.00
2 Timbaletoes/w Stand	\$ 135.00
2 LP Bongos/w Stand	\$ 40.00
LP Everything Rack	\$ 25.00
LP Table	\$ 10.00
Percussion Table/Stand	\$ 50.00
Cowbell	\$ 5.00
Cowbell Pedal	\$ 25.00
Medium Triangle	\$ 5.00
Orchestra Bells/Mallets (Glock)	\$ 100.00
Shakers or Jam Block (each)	\$ 5.00
Tambourine	\$ 5.00
Tube Bells	\$ 200.00
Wind Chimes	\$ 20.00
Medium or Large Timpani (each)	\$ 135.00
Claves	\$ 5.00
1 Pair of Maracas or Castanets	\$ 5.00
1 Guiro	\$ 5.00
Grand Cassa	\$ 125.00
Vibraphone	\$ 350.00
3 Ft. Percussion Table	\$ 20.00

Risers

4X4 Riser	\$ 50.00
4X8 Riser	\$ 100.00
8X8 Riser	\$ 200.00

Additional Staff

Extra Engineer	\$ 350.00
Drum Technician	\$ 250.00
Helper	\$ 150.00

Keyboards & Accessories

Grand Piano/Tuned	\$ 1,100.00
Hammond B-3 w/Pedal Board & Bench	\$ 550.00
Leslie 122 Speaker Cabinet	\$ 100.00
Trek 11 Pedal	\$ 60.00
Kurtzweil PC 88 Keyboard w/Pedal	\$ 250.00
Kurtzweil K2600XS Keyboard w/Pedal	\$ 275.00
Korg SG1-D Keyboard	\$ 125.00
Korg M 1	\$ 125.00
Korg Triton 64 Keys	\$ 150.00
Korg Triton Pro 74 Keys	\$ 175.00

Appendix I....continued Extra Equipment

Keyboards & Accessories.....Continued

Korg Trinity Plus Synthesizer
 Korg Triton 88 Keys Keyboard/Pedal/Stool
 Korg Triton Extreme
 Roland Keyboard Amp
 Roland RD 700 Keyboard
 Roland XP-80 Keyboard
 Roland VK8 Keyboard
 Roland Expansion Board
 Keyboard Mixer
 Yamaha Motif-6 Keyboard
 Yamaha Motif XS7 Keyboard
 Yamaha Motif 8XS Keyboard
 Yamaha P80 Keyboard
 Quick Lock Single Tier Keyboard Stand
 2 Tier Keyboard Stands
 Apex Keyboard Stand
 Yamaha EV5 Expression Pedal
 Boss FV 300 Vol Pedal
 Piano Bench
 Piano Tuner
 Nord Electro Keyboard

\$	225.00
\$	250.00
\$	225.00
\$	75.00
\$	225.00
\$	130.00
\$	250.00
\$	20.00
\$	75.00
\$	200.00
\$	225.00
\$	250.00
\$	100.00
\$	20.00
\$	30.00
\$	15.00
\$	25.00
\$	15.00
\$	10.00
\$	150.00
\$	150.00

Accessories

9 Volt, AA, AAA, Batteries
 Bar Stools/Box Fan/GTR Stands
 BNC Cables
 Guitar Stand Boat (Holds 7 Gtr's)
 Guitar Cables
 K & M Sax Stands
 Midi Cables
 Music Stands
 Music Stand Lights
 1 Pioneer DJM 800 Mixer
 1 Pioneer CDJ 100 MK2 Turntable
 1 DJ Monitor

No Charge
No Charge
No Charge
\$ 15.00
No Charge
No Charge
No Charge
\$ 5.00
No Charge
\$ 125.00
\$ 105.00
\$ 50.00

Guitars & Guitar Amps

4 x 12 Marshall Speaker Bottom
 Marshall JCM 2000 Guitar Amp
 Marshall JCM 800 Guitar Amp
 Marshall 1/2 Stack Amp
 Marshall Valve State 2X12 Combo Amp
 Line 6 Flextone 120 Amp
 Line 6 Pedal Board
 Fender Blues Deville Guitar Amp

\$ 50.00
\$ 75.00
\$ 75.00
\$ 125.00
\$ 75.00
\$ 85.00
\$ 35.00
\$ 75.00

Appendix I....continued
Extra Equipment

Guitars & Guitar Amps	
Fender Deville Guitar Amp	
Fender Deluxe Guitar Amp	
Fender Super Champ Guitar Amp	
Fender Twin Reissue 1965 w/Pedal	
Mesa Boogie Mark IV Combo w/Pedal Board	
Roland JC 120 Guitar Amp	
Vox AC 30 Guitar Amp	
Gibson Les Paul Guitar	
Fender Acoustic Guitar	
Fender Stratocaster Guitar	
Takamine Acoustic/Electric Guitar	
Guild Acoustic/Electric Guitar	
12 String RIC Guitar	
Korg DTR/Rack Mount Tuner	
Shure UHF Wireless Guitar System	
Bass Guitar & Amps	
GK 700/1001 RB Bass Amp	
Hartke 4X10 XL Cabinet	
Hartke 1X15 XL Cabinet	
GK 700 RB Full Bass Rig	
Ampeg SVT Amp	
Ampeg 8 x 10 Cabinet	
Ampeg SVT Bass Rig	
SWR 900 Bass Amp	
SWR Mega Goliath 810 Cabinet	
Fender Bass Guitar	
Fender 5 String Guitar	
Korg DTR/Rack Mount Tuner	
Shure UHF Wireless Guitar System	

\$	75.00
\$	75.00
\$	65.00
\$	75.00
\$	75.00
\$	70.00
\$	75.00
\$	75.00
\$	75.00
\$	75.00
\$	85.00
\$	85.00
\$	85.00
\$	20.00
\$	100.00

\$	75.00
\$	70.00
\$	60.00
\$	180.00
\$	100.00
\$	100.00
\$	200.00
\$	75.00
\$	75.00
\$	75.00
\$	85.00
\$	20.00
\$	100.00

WHEREAS, by Resolution No. 15-2017, adopted January 10, 2017, the Town Board authorized and directed Gregory T. Lettiere, 210 Jerusalem Avenue, Massapequa Park, New York, 11762, to provide on-call Registered Nursing services pursuant to Contract No. 34-2017, On-Call Registered Nurse, pursuant to an Agreement for the amount not to exceed \$30,000 for the period from January 11, 2017 through December 31, 2017 with two (2) one (1) year extension options; and

WHEREAS, by Resolution No. 715-2017, adopted November 14, 2017, the Town Board authorized the Department of Intergovernmental Affairs to enter into the first of two (2) one-year extensions, for the period January 1, 2018 through December 31, 2018; and

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated November 1, 2018, requested Town Board authorization to exercise the second option to extend Contract No. 34-2017 for one year, from January 1, 2019 through December 31, 2019, in an amount not to exceed \$30,000.00; and

WHEREAS, funds for payments regarding Contract No. 34-2017 are available in Account CYS A 7020 44800 000 0000 Professional Services;

NOW, THEREFORE, BE IT RESOLVED, that the recommendation as hereinabove set forth is hereby accepted and approved, and the Department of Community and Youth Services is hereby authorized on behalf of the Town to exercise the second one year extension of Contract No. 34-2017 with Gregory T. Lettiere to provide on-call Registered Nursing services for the period from January 1, 2019 through December 31, 2019, in an amount not to exceed \$30,000; and be it further

RESOLVED, That the Supervisor, or his designee, shall be authorized to execute said extension; and be it 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; and be it further

RESOLVED, that the funds for said payment are to be drawn from Account No. CYS A 7020 44800 000 0000 Professional Services.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Community & Youth Services

Reviewed By
Office of Town Attorney

8

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

November 1, 2018

TO: Memorandum Docket

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

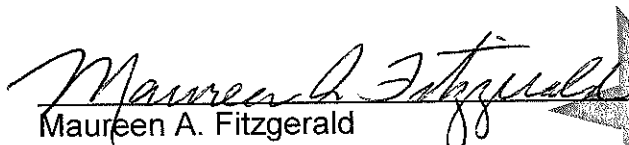
SUBJECT: Professional Registered Nursing Services

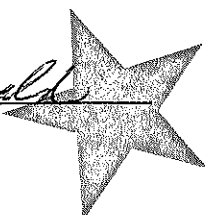
The Department of Community and Youth Services is requesting Town Board authorization to enter into an Agreement with Gregory T. Lettiere for "On-Call" Registered Nursing services. Town Board Resolution No. 15-2017, dated January 10, 2017, authorized the Agreement for the period beginning January 11, 2017 through December 31, 2017 with an option to extend for two (2) additional years. Town Board Resolution No. 715-2017, dated November 14, 2017, provided authorization for the period beginning January 1, 2018 through December 31, 2018.

If approved, the Agreement would be at a rate of \$35.00 per hour for an amount not to exceed \$30,000.00 for the year. The agreement would begin January 1, 2019 and end December 31, 2019. This will be the second year of the optional two (2) one-year extensions.

The Department is in full compliance with Guideline 9 of the Town's Procurement Policy. The Agreement and Disclosure Questionnaire will be forwarded to the Office of the Town Attorney for approval as to form. Funds for this Agreement will be available in account CYS A 7020 44800 000 0000, *Professional Services*.

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


Maureen A. Fitzgerald
Commissioner



MAF:iw
Attachments
cc: Town Attorney (+7 copies)

WHEREAS, pursuant to public notice, bids were duly and regularly received for an "On-Call Registered Nurse" for the Department of Community & Youth Services, in the Town of Oyster Bay, Nassau County, New York, in accordance with the specifications contained in Contract No. 34-2017; and

WHEREAS, the lowest acceptable bid submitted was that of Gregory T. Lettiere, 210 Jerusalem Avenue, Massapequa Park, NY, 11762, with a bid in the amount of \$35.00 per hour, in an amount not to exceed \$30,000.00 for the period from January 11, 2017 to December 31, 2017, with two (2) one year extension options; and

WHEREAS, Maureen A. Fitzgerald, Commissioner of the Department of Community & Youth Services, by memorandum dated December 22, 2016, recommended that the bid as hereinabove set forth be accepted,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted and approved, the Supervisor is hereby authorized to enter into Contract No. 34-2017 with Gregory T. Lettiere, in the amount of \$35.00 per hour, in an amount not to exceed \$30,000.00 for the period from January 11, 2017 to December 31, 2017, with two (2) one year extension options in accordance with the provisions thereunder; and be it further

RESOLVED, that funds are available in Account No. CYS A 7020 44800 000 0000, Professional Services.

-#-

Reviewed By
Office of Town Attorney

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

	Acting Supervisor Muscarella	Aye
	Councilman Macagnone	Aye
10 AM OF	Councilman Coschignano	Aye
	Councilman Pinto	Aye
5011 7th	Councilwoman Alesia	Aye
	Councilwoman Johnson	Aye
cc:	Supervisor	
	Town Attorney	
	Comptroller (2)	
	Community & Youth Services	



Reviewed By
Office of Town Attorney

WHEREAS, by Resolution 15-2017, adopted January 10, 2017, the Town Board authorized and directed Gregory T. Lettiere, 210 Jerusalem Avenue, Massapequa Park, New York, 11762, to provide on-call Registered Nursing services pursuant to Contract No. 34-2017, On-Call Registered Nurse, pursuant to an Agreement for the amount not to exceed \$30,000 for the period from January 11, 2017 through December 31, 2017 with two (2) one (1) year extension options; and

WHEREAS, Maureen A. Fitzgerald, Commissioner of the Department of Community and Youth Services, by memorandum dated October 19, 2017, requested Town Board authorization to exercise the option to extend Contract No. 34-2017 for one year, from January 1, 2018 through December 31, 2018, in an amount not to exceed \$30,000.00; and

WHEREAS, funds for payments regarding Contract 34-2017 are available in Account CYS A 7020 44800 000 0000;

NOW, THEREFORE, BE IT RESOLVED, that the recommendation as hereinabove set forth is hereby accepted and approved, and the Department of Community and Youth Services is hereby authorized on behalf of the Town to enter into a one year extension of Contract 34-2017 with Gregory T. Lettiere to provide on-call Registered Nursing services for the period from January 1, 2018 through December 31, 2018, in an amount not to exceed \$30,000; and be it further

RESOLVED, That the Supervisor, or his designee, shall be authorized to execute said extension; and be it 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; and be it further

RESOLVED, that the funds for said payment are to be drawn from Account No. CYS A 7020 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	Absent
Councilman Macagnone	Absent
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller (2)
Community & Youth Services

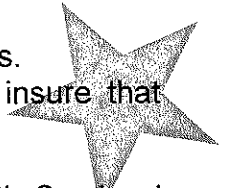
Agreement

This Agreement, made the 1st day of January, 2019, by and between the Town of Oyster Bay, by and through its Department of Community & Youth Services, having its principal offices at Town Hall, Audrey Avenue, Oyster Bay, New York 11771 (hereinafter referred to as TOWN) and Gregory T. Lettiere, having his principal office at 210 Jerusalem Avenue, Massapequa Park, NY, 11762, (hereinafter referred to as CONTRACTOR) will be in accordance with the following mutually agreed upon terms and conditions:

Scope of Services:

The nursing services to be rendered under the terms of this contract are, but not limited to, the following:

1. Traveling Town Hall Blood Pressure Testing Program
 - a. Must provide his/her own blood pressure testing equipment
 - b. Must have flexible schedule to be able to attend all planned events
 - c. Must be able to work weekends and evenings
 - d. Complete all necessary and appropriate paperwork
 - e. Must be trained in infection control and blood-borne pathogen training
2. Senior Citizen Clubs
 - a. Must provide blood pressure program for up to fifteen (15) different clubs, which are operated by the TOWN.
 - b. Must provide blood pressure program for the TOWN Golden Age Housing complexes
 - c. Provide informational sessions which include time for "question and answers" on Senior Citizen health issues.
 - d. Provide brochures on Senior Citizen health issues
3. Group Activities Program (GAP) for the Handicapped Summer Camp
 - a. Coordinate Nursing Programs for both parks
 - b. Update standards as required by the Nassau County Health Department
 - c. Conduct *Bloodborne Pathogens* classes
 - d. Monitors GAP Program participants and administers their medication
 - e. Provides first aid to GAP Program participants in the event of an accident or injury
 - f. Prepares injury related reports which are then distributed to parents.
 - g. Works side-by-side with Nassau County Health Department to insure that State mandated standards are met and followed.
4. Establish First Aid Stations in the Department of Community & Youth Services' community centers.



5. Conduct *Bloodborne Pathogens* classes for the Staff of two Pre-Schools
6. Provide immediate first aid to residents at special events such as but not limited to: the *Spring Festivals*, the *Music Under the Stars* concert program, the *Fall & Halloween Festivals*, and the *Holiday Concerts*.

Fee Structure:

CONTRACTOR will bill TOWN on an hourly basis, at a rate of \$35.00 per hour in an amount not to exceed \$30,000.00.

Term of Service:

CONTRACTOR will provide nursing services for the TOWN for the period which commences January 1, 2019 and ends December 31, 2019 with one (1) additional one-year extension option.

GREGORY LETTIERE

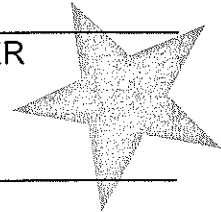
SIGNATURE OF CONTRACTOR

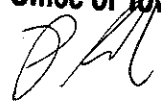
DATE: _____

TOWN OF OYSTER BAY

SIGNATURE OF COMMISSIONER

DATE: _____



Reviewed By
Office of Town Attorney


WHEREAS, Resolution No. 570-2017, adopted by the Town Board on September 12, 2017, authorized certain fees for the Town of Oyster Bay sponsored Youth Ice Hockey programs at the Town of Oyster Bay Ice Skating center at Bethpage, Marjorie Post Park and Syosset/Woodbury Park ice rinks and provided that funds would be available for the Town's hockey program in Account No. TWN-TA-0000-00085-444-0000, an account established for Summer Recreation and Youth Hockey; and

WHEREAS, Resolution No. 272-2018, adopted by the Town Board on April 24, 2018, amended Resolution No. 570-2017 referenced above, to reflect the then-newly established account solely for the Town's youth hockey program: Account TWN-TA-0000-00085-439-0000; and

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated November 15, 2018, requested authorization to add youth hockey tournaments at Marjorie R. Post Community Park, Syosset/Woodbury Community Park and Bethpage Community Park, structured as follows: fees not to exceed \$750.00 per team per tournament, Each team shall play a minimum of three (3) games per tournament; tournaments shall be offered to the 6U, 8U, 10U and 12U divisions; and dates and times of tournaments to be scheduled by the Department of Parks, and each player and/or team shall provide proof of insurance through USA Hockey or other like carriers; and

WHEREAS, Commissioner Pinto requested that fees be paid by check payable to the Town of Oyster Bay, collected by the Department of Parks and deposited in the revenue account: PKS A 0001 02001 510 0000, and that a portion of the funds collected from said revenue to be credited to account: TWN TA 0000 00085 439 0000, said portion not to exceed \$6,000.00 per tournament; and

WHEREAS, Commissioner Pinto recommended that that two (2) on-ice referees be assigned through the Long Island Hockey Officials Association to officiate at each game at a cost not to exceed \$95.00 per referee per game, with said cost to be paid though a portion of the fees collected,

NOW, THEREFORE, BE IT RESOLVED, That the recommendations as hereinabove set forth are accepted, and Joseph G. Pinto, Commissioner, Department of Parks, is hereby authorized to implement the above outlined youth hockey tournaments as set forth herein, and that fees be deposited in the revenue account: PKS A 0001 02001 510 0000, and that a portion of the funds collected from said revenue be credited to account: TWN TA 0000 00085 439 0000, said portion not to exceed \$6,000.00 per tournament.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Parks

Reviewed By
Office of Town Attorney

Elizabeth A. Faughnan

9

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

TO: Memorandum Docket

FROM: Joseph G. Pinto, Commissioner
Department of Parks

DATE: November 15, 2018

SUBJECT: Youth Hockey Tournaments

The Town of Oyster Bay Department of Parks is seeking Town Board approval to amend the Youth Ice Hockey Program, Resolution No. 570-2017, to allow for the addition of youth hockey tournaments.

The tournaments shall take place at the ice rinks at Marjorie R. Post Community Park, Syosset-Woodbury Community Park and Bethpage Community Park. Tournaments fees shall be structured as follows:

- Fees shall not exceed \$750.00 per team, per tournament
- Each team shall play a minimum of 3 games per tournament
- Tournaments shall be offered to the 6U, 8U, 10U, and 12U divisions

Fees shall be payable by check and made out to the Town of Oyster Bay, collected by this department and deposited in the revenue account: PKS-A-0001-02001-510-0000. Dates and times for tournaments will be determined by this department. Each player and/or team shall provide proof of insurance through USA Hockey or other like carriers.

Two (2) on ice referees will be assigned through the Long Island Hockey Officials Association to officiate each game at a cost not to exceed \$95.00 per referee, per game. A portion of the fees collected will be used to pay for referees. A portion of the funds collected from the revenue will be credited to account: TWN-TA-0000-00085-439-0000, this amount shall not exceed \$6,000.00 per tournament.

The Department of Parks recommends Town Board approval.


Joseph G. Pinto
Commissioner



JGP:ASR:ew
cc: Town Attorney (+ 7 copies)

Meeting of November 20, 2018

Resolution No.739-2018

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated October 26, 2018, recommended that the Town Board authorize refunds be paid to the following individuals in the amounts set forth opposite their names, to be paid from the account numbers stated:

<u>Payee</u>	<u>Fee Being Refunded</u>	<u>Amount</u>	<u>Account No.</u>
Jessie Ka Ling Lau	Resident zumba registration	\$ 60.00	PKS A 0001 02001 510 0000
Vishal Shah	Resident badminton registration	\$ 75.00	PKS A 0001 02001 510 0000
Deljo George	2 Resident badminton registration	\$150.00	PKS A 0001 02001 510 0000
William Schnell	2 Resident seasonal parking	\$120.00	PKS A 0001 02025 523 0000

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 the refunds as set forth above from the respective accounts and payment of said refunds are to be made upon presentation of duly certified claims, after audit by the Comptroller.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Parks

Reviewed By
Office of Town Attorney

10

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

TO: Memorandum Docket

FROM: Joseph G. Pinto, Commissioner
Department of Parks

DATE: October 26, 2018

SUBJECT: Resident Refunds

The Department of Parks has received correspondence from several Town of Oyster Bay residents requesting refunds. After reviewing pertinent information, the Department believes refunds are in order.

The Department of Parks requests the Town Board authorize a refund to each resident listed below.

Mr. Jessie Ka Ling Lau, 21 Jean Place, Syosset, NY 11791

One Resident Zumba Registration
Total Refund \$60.00
Kindly debit account PKS A-0001-02001-510-0000

Mr. Vishal Shah, 29 Main Parkway, Plainview, NY 11803


One Resident Badminton Registration
Total Refund \$75.00
Kindly debit account PKS -A -0001-02001-510-0000

Mr. Deljo George, 76 Moeller Street, Hicksville, NY 11801

Two Resident Badminton Registrations
Total Refund \$150.00
Kindly debit account PKS -A-0001-02001-510-0000

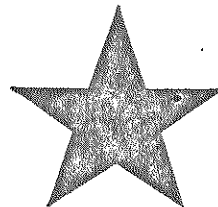
Mr. William Schnell, 24 Cumberland Road, Jericho, NY 11753

Two Resident Seasonal Parking Permits
Total Refund \$120.00
Kindly debit account PKS-A-0001-02025-523-0000



Joseph G. Pinto, Commissioner
Department of Parks

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



WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated November 1, 2018, requested Town Board approval to employ the services of the following musicians for the date, location and fee below noted:

The American Bombshells
c/o American Patriotic Services, Inc.
265 Sunrise Highway, Suite 202
Rockville Centre, New York 11570
One (1) performance at Syosset-Woodbury Park
7800 Jericho Turnpike
Syosset, New York 11797
Veteran's Salute
Friday, May 17, 2019
11:00 a.m. to 3:00 p.m.
Sound Check: 10:00 a.m.
Fee: \$1,500.00

NOW, THEREFORE, BE IT RESOLVED, that the request as hereinabove set forth is accepted and approved, for the musicians, date, location and fee as noted; and be it further

RESOLVED, that the funds for said payment shall be drawn from Account No. PKS A 7110 47670 000 0000; and be it further

RESOLVED, that the Town Board hereby authorizes and directs the Town Comptroller to make payment for same, 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	Abstain
Councilwoman Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Parks

Reviewed By
Office of Town Attorney

November 1, 2018

SECRET
100-441107
1 - AGO 9102
100-441107
100-441107



American Patriotic Services

265 Sunrise Highway, Suite 202, Rockville Centre NY 11570
347-703-1451

info@americanbombshells.com
501(C)(3) EIN # 11-3618839

AMERICAN BOMBSHELLS® BOOKING AGREEMENT (Purchaser to fill in all sections.)

THIS CONTRACT for the services of the music and/or entertainment of American Patriotic Services, Inc., made this _____ between _____, the undersigned Purchaser/Venue of music and/or entertainment (herein after called "Purchaser") and American Bombshells Patriotic Services, Inc., an independent contractor (herein called "Talent") as described below.

Purchaser hereby engages Talent and Talent agrees to perform the engagement herein after provided with all of the terms and conditions herein set forth.

Event Information:

1. Name of Talent: The American Bombshells®
2. Number of Performers: 3
3. Place of Engagement: Town of Oyster Bay Syosset-Woodbury Park
4. Type of Engagement: Veteran's Salute
5. Audience Type: Veteran's and families
6. Address of Engagement: 7800 Jericho Turnpike, Syosset, NY 11797
7. Date of Engagement: Friday May 17, 2019
8. Hours of Engagement: 11:00am - 3:00pm
9. Sound Check Time: 10:00 am

10. Sound Provided By: ☒ Purchaser will provide sound and meet all requirements listed below.

☐ Talent

Audio provided by talent is only available in the Tri-State area and select preapproved locations.

Audio provided by Talent will incur an additional fee of \$450.00

Audio available by Talent is only available for audiences up to 200 persons.

☐ Microphones Only

3 wireless microphones are to be provided by Talent. Microphones are wireless with an XLR connection. Talent microphones are only to be used by Talent.

Microphones provided by Talent will incur an additional fee \$150.00.

11. Sound Requirements:

- Three Wireless Microphones
- Speakers to accommodate venue
- Mixboard or PA system
- Ipad adapter cable
- Sound monitor preferred; required for audiences over 175 guests

Duties of Talent:

1. Talent shall provide their services in a competent manner, arrive and perform in a competent manner, abide by all reasonable rules and requirements that Purchaser shall make. As long as Purchaser performs its obligations hereunder, Talent will render services during the term of this agreement.
2. Show Information: Musical performances can be set into custom time frames and musical genres. Please check off the boxes that specify your needs and include any special requests in the comment section.

- | | |
|--|--|
| <input checked="" type="checkbox"/> National Anthem | <input type="checkbox"/> Military Service Salute Songs |
| <input type="checkbox"/> 1940's classics | <input type="checkbox"/> 1950's-1960's favorites |
| <input type="checkbox"/> 1920's Speakeasy Soiree | <input type="checkbox"/> Christmas/Holiday Show |
| <input type="checkbox"/> Patriotic music through the decades (all of the above excluding holiday!) | |

*American Bombshells will be at event for a maximum of 1.5 hours. This includes musical performance and photo opportunities with guests.

3. A complete event itinerary is required a minimum of two weeks before the event. Purchaser Initial:
4. Costume: ☒ Military Greens ☐ Nautical Navy ☐ Red White & Blue Formals



☐ Retro Modern Glam

☐ Christmas Glitz

☐ 1920's Speakeasy Soiree



*Please note costume selection does not indicate performer selection.

5. Meet & Greet: Please specify any meet & greet requests, any VIP areas, step & repeat duties:

Meet and Greet with Veteran's Groups and families

Duties of Purchaser:

1. Marketing Materials: Purchaser shall use only preapproved marketing materials (images and write ups) provided by Talent representative. Purchaser Initial: asr
2. Photos/Videos: Purchaser shall render copies of photos/videos to American Bombshells Patriotic Services. Purchaser Initial: asr
3. Hotel: ~~If engagement requires talent to stay overnight, three hotels are the responsibility of the Purchaser. Adjoining rooms are preferred if available.~~ Purchaser Initial: asr
4. ~~Travel Expenses: Travel to and from all airports, car rentals, train tickets, flights, and baggage fees, if needed, are the financial responsibility of Purchaser.~~ Purchaser Initial: asr
5. Venue: Purchaser must provide access to the venue a minimum of 30 minutes prior to engagement. Purchaser must also provide secured dressing room with outlets, mirrors, and water. Purchaser Initial: asr
6. Meals: Meals are to be provided for Talent at the event by Purchaser. Purchaser Initial: asr
7. Souvenirs: Purchaser is to provide a six foot table for Talent merchandise and promotional materials. Purchaser Initial: asr
8. Parking: If Talent is traveling by vehicle parking must be provided. Purchaser Initial: asr

Client Billing Information:

1. Company Name: Town of Oyster Bay
2. Name: Andrew Rothstein
3. Title/Rank: Director of Operations
4. Billing Address: 977 Hicksville Road
5. Phone (1): (516) 624-6368
6. Phone (2): (516) 650-1423
7. Email: arothstein@oysterbay-ny.gov
8. Day of Event POC Andrew Rothstein
9. Day of Event POC Phone: (516) 650-1423

Form of Payment: ☒ Check (Made out to American Bombshells Patriotic Services, Inc.)

☐ Credit Card (If paying by credit card a 3.5% processing fee will incur.)

Card Number: _____

Cardholder Name: _____

Card Type: _____

Expiration Date: _____

Security Code: _____

Billing Zip Code: _____

Talent Fees:

1. Show Fee: \$1,500.00
2. Travel Expenses: N/A
3. Sound System Rental:

Total Due: \$1,500.00

Agreement:

In consideration of Talent services, Purchaser agrees to pay Talent the sum of \$1,500.00 before the event commences. A nonrefundable deposit fee of \$500.00 to hold the date of May 17, 2019 is due upon booking. ~~Flight, hotel arrangements, and outside of New York City travel are the booking and financial responsibility of Purchaser. For any balance of travel expenses, an invoice will be provided by Talent immediately following event. Any balance of travel expenses are due from Purchaser within 10 days following event.~~ Cancellation made by Purchaser within two weeks of said engagement will result in a cancellation fee of 65% of total fees due. Cancellation by Purchaser within 72 hours of said scheduled event will result in 100% of the total fees due. Payment must be made at time of cancellation. This contract constitutes the sole, complete, and binding agreement between Purchaser and Talent in the State of New York.

X

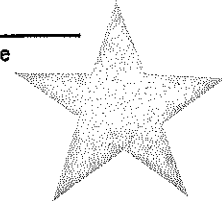
Purchaser Signature

Date

X

Talent Signature

Date



Reviewed By
Office of Town Attorney

A handwritten signature in dark ink, appearing to be 'B.M.', written over the printed text of the Office of Town Attorney.

WHEREAS, by Resolution 767-2017, adopted November 28, the Town Board authorized and directed the Department of Intergovernmental Affairs to enter into an Agreement with DM Cordes Consulting Inc. for the provision of Computerized Accounting and One Stop Support Services under the Workforce Innovation and Opportunity Act (WIOA) for the period January 1, 2018 through December 31, 2018, with an option for three (3) one (1) year extensions; and

WHEREAS, Frank V. Sammartano, Commissioner, Department of Intergovernmental Affairs, by memorandum dated November 1, 2018, requested Town Board authorization to exercise the first option to extend the Agreement for one year, from January 1, 2019 through December 31, 2019, in an amount not to exceed \$39,995.00; and

WHEREAS, Commissioner Sammartano further recommended to the Town Board that the proposed modification to Support Services Agreement, effective January 1, 2019, be accepted; and

WHEREAS, These services are funded by WIOA at no cost to the Town. Funds are available in Account No. IGA CD 6293 48080 000 CW17;

NOW, THEREFORE, BE IT RESOLVED, That the recommendations as hereinabove set forth are accepted and approved, the Supervisor, or his designee, is hereby authorized to enter into the first extension to the Agreement with D. M. Cordes Consulting, Inc. for Computerized Accounting and One Stop Support Services under the Workforce Innovation and Opportunity Act (WIOA), as modified, for the period January 1, 2019 through December 31, 2019, 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; and it is further

RESOLVED, that the funds for said payment are to be drawn from Account No. IGA CD 6293 48080 000 CW17.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Intergovernmental Affairs

Reviewed By
Office of Town Attorney

12

TOWN OF OYSTER BAY
Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: FRANK V. SAMMARTANO, COMMISSIONER
INTERGOVERNMENTAL AFFAIRS

DATE: NOVEMBER 1, 2018

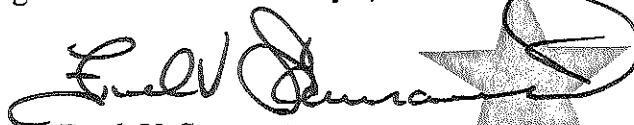
SUBJECT: AUTHORIZATION FOR THE EXTENSION OF AND MODIFICATION TO THE
PROFESSIONAL SERVICES CONTRACT WITH DM CORDES CONSULTING
INC.

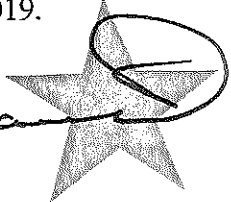
Town Board Resolution No. 767-2017, dated November 28, 2017 authorized the Department of Intergovernmental Affairs to enter into an Agreement with DM Cordes Consulting Inc. for the provision of Computerized Accounting and One Stop System Support Services for the period January 1, 2018 through December 31, 2018 with a maximum of three (3) one year contract modifications and extensions.

The Division of Employment and Training is now seeking authorization to extend and modify the contract for the first year based on successful program performance and the availability of funds.

The total amount of the required services is not to exceed \$39,995.00 for the period January 1, 2019 through December 31, 2019. Services will be funded by the Workforce Innovation and Opportunity Act at no cost to the Town of Oyster Bay. Funds are available in account IGA CD 6293 48080 000 CW18. The Extension of and Modification to the Computer Support Services Agreement has been forwarded under separate cover to the Town Attorney for review.

Therefore, it is respectfully requested that the Town Board authorize the Supervisor to sign the Extension of and Modification to the subject agreement effective January 1, 2019.


Frank V. Sammartano
Commissioner



FVS:ls
Attachment
cc: Town Attorney (w/7 copies)

EXTENSION OF AND MODIFICATION TO
COMPUTER SUPPORT SERVICES AGREEMENT

THE TOWN OF OYSTER BAY, by and through its Department of Intergovernmental Affairs' Division of Employment and Training, having its principal office at Town Hall South, 977 Hicksville Road, Massapequa, New York 11758 and DM Cordes Consulting Inc., having its principal place of business at 81 Grandview Street, Huntington, New York (hereinafter referred to as "Contractor").

WHEREAS, both parties wish to extend and modify the agreement dated January 1, 2018 pursuant to Page 5, section 10, Paragraph (A) which requires the mutual agreement of both parties to any modification or amendment in written form, the parties hereby consent to the following, effective January 1, 2018:

The term of the contract will be extended for the period January 1, 2019 through December 31, 2019. The total amount of the contract for this period will be equal to no more than \$39,995.00. Appendix 1A is attached hereto and made part of this agreement, extending and modifying the original agreement.

IN WITNESS WHEREOF, the parties have executed this extension and modification to agreement on the _____ day of _____, 20_____.

TOWN OF OYSTER BAY

By: _____

Title: _____

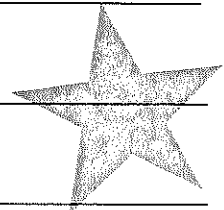
Date: _____

DM CORDES CONSULTING INC.

By: _____

Title: _____

Date: _____



Reviewed By
Office of Town Attorney

APPENDIX IA
MAXIMUM COSTS
FOR PROFESSIONAL SERVICES CONTRACT

DM Cordes Consulting, Inc.
81 Grandview Street
Huntington, New York 11743

CONTACT: David M. Cordes, President
(631) 897-8056

CONTRACT DATES: January 1, 2019 through December 31, 2019

SERVICES

Services will be provided to enable the Division to meet mandated State and Federal fiscal record keeping requirements, including but not limited to, tracking of funds and cost allocation by cost category for each funding source.


The following services are to be provided at a total cost not to exceed \$39,995.00. The cost per hour for all services is \$95.00.

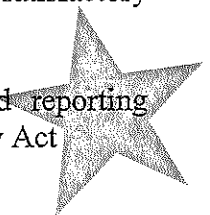
Computerized Accounting Support Services

- Proposers assist with the migration of per category expenditure data relative to WIOA Programs, from the MIP Fund Accounting System to Microsoft Dynamics AX. Provide technical assistance and support for the operation of both systems on a concurrent basis as needed.
- Proposals must include a detailed list of tasks needed to maintain and support the Microsoft Dynamics AX System concurrently with the MIP Fund Accounting System on a weekly/monthly basis. Describe the process of accessing information from the OSOS system for the purpose of determining fiscal expenditures.
- Proposals should include a list of additional computer software of which proposer possesses advanced knowledge.

One-Stop Operating System Support

- Assist and train staff in the responsibilities involved in entering information into the OSOS system, and in querying management reports to ensure satisfactory program performance.
- Applicants are required to possess knowledge of regulations and reporting requirements under the Federal Workforce Innovation and Opportunity Act

- Reviewed By
Office of Town Attorney




12

Meeting of November 28, 2017

Resolution No. 767-2017

Reviewed By
Office of Town Attorney
[Signature]

WHEREAS, pursuant to Town Board Resolution 572-2017, dated September 12, 2017, and public notice, bids were duly and regularly received for Computerized Accounting and One Stop Support Services under the Workforce Innovation and Opportunity Act (WIOA) for the period January 1, 2018 through December 31, 2018, with an option for three one-year extensions; and

WHEREAS, Frank V. Sammartano, Commissioner, Department of Intergovernmental Affairs, by memorandum dated November 2, 2017, has advised the Town Board that the Department of Intergovernmental Affairs received one (1) response, from D. M. Cordes Consulting, Inc., which was evaluated according to the criteria set forth in the Town's Procurement Policy; and

WHEREAS, although the Town's Procurement Policy requires at least three (3) qualified proposals, the Office of the Town Attorney, by memorandum dated October 31, 2017, has determined, in accordance with Guideline 7 of the Procurement Policy, that the Department of Intergovernmental Affairs has complied with the Procurement Policy; and

WHEREAS, Commissioner Sammartano informed the Town Board that the cost of the required support services to be provided by D. M. Cordes Consulting, Inc. is \$39,995.00 for the period January 1, 2018 through December 31, 2018 and that budget amounts for subsequent years, should the renewal options be exercised, will be adjusted based upon program needs and negotiated increases. These services are funded by WIOA at no cost to the Town. Funds are available in Account No. IGA CD 6293 48080 000 CW17; and

WHEREAS, Commissioner Sammartano recommended that the proposal of D.M. Cordes Consulting, Inc., as hereinabove set forth be accepted,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted and approved, the Supervisor is hereby authorized to enter into an Agreement with D. M. Cordes Consulting, Inc. for Computerized Accounting and One Stop Support Services under the Workforce Innovation and Opportunity Act (WIOA) for the period January 1, 2018 through December 31, 2018, at a cost of \$39,995.00 with an option for three one-year extensions; and it is further

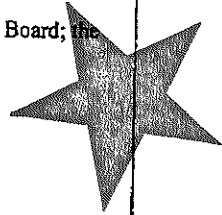
RESOLVED, that funds are available in Account No. IGA CD 6293 48080 000 CW17.

-#-

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

Supervisor Saladino	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor (2)
Town Attorney
Comptroller
Intergovernmental Affairs ✓



Meeting of November 20, 2018

Resolution No.742-2018

WHEREAS, James J. Stefanich, Receiver of Taxes, by memorandum dated November 1, 2018, requested Town Board authorization to publish "Notice to Taxpayers Re: 2019 General Tax" in Newsday,

NOW, THEREFORE, BE IT RESOLVED, that the request as hereinabove set forth is accepted and approved, and James J. Stefanich, Receiver of Taxes, is hereby authorized to publish "Notice to Taxpayers Re: 2019 General Tax" in Newsday, and the Comptroller is hereby authorized and directed to make payment for same, upon submission 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. ROT A 1330 44100 000 0000.

-#-

Reviewed By
Office of Town Attorney
Ralph P. Deady

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

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

cc: Supervisor
Town Attorney
Comptroller
Receiver of Taxes



TOWN OF OYSTER BAY

Office of the Receiver of Taxes

INTER-DEPARTMENTAL MEMO

TO: MEMORANDUM DOCKET

FROM: JAMES J. STEFANICH, RECEIVER OF TAXES


RE: LEGAL NOTICE OF 2019 GENERAL TAX

DATE: November 1, 2018

Authorization is hereby requested to print the attached legal notice pertaining to the 2019 General Tax in Newsday.

Expense will be charged to account ROT A 1330 44100 000 0000 LEGAL NOTICES

Reference is made to Guideline 5 f. of the procurement policy pertaining to the exception of quotations pertaining to public notices.



James J. Stefanich, Receiver of Taxes

Town Attorney (Original +7 copies)

NOTICE TO TAXPAYERS

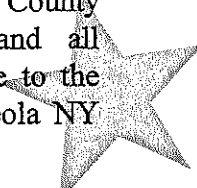
RE: 2019 GENERAL TAX

TAKE NOTICE that the undersigned Receiver of Taxes for the Town of Oyster Bay, County of Nassau, State of New York, has received the General Tax Roll and Warrant for the collection of taxes within the Town of Oyster Bay, and that the staff will be in attendance to receive taxes at: TOWN HALL, 74 Audrey Ave., Oyster Bay, NY 11771-1539 on January 2, 2019 and each day thereafter from 9:00 AM to 4:45 PM (Saturdays, Sundays and Holidays excepted).

The following penalties for neglect to pay General taxes after they become due and payable: If the first half is not paid on or before February 11, 2019, a penalty will be added at the rate of one percent per month from January 1, 2019 calculated to the end of the month during which payment is made. If the second half is not paid on or before August 12, 2019, a penalty will be added at the rate of one percent per month from July 1, 2019 calculated to the end of the month during which payment is made. If the full year's tax is paid (both halves at the same time) on or before February 11, 2019 a discount will be allowed on the second half tax at the rate of one percent of the second half. No discount is allowed on payments made after February 11, 2019. Taxes are payable by cash, checks or money orders. NO CASH payments will be accepted at Massapequa Annex. Acceptance of credit card and ACH electronic check payment of taxes may only be made using our internet online payment system (convenience fee applies).

Under law the tax roll of the Town of Oyster Bay will be returned to Nassau County Treasurer on September 3, 2019, and all payments after that date must be made to the County Treasurer, 1 West Street, Mineola NY 11501.

Dated: January 1, 2019
Oyster Bay, NY 11771-1539
JAMES J. STEFANICH
RECEIVER OF TAXES



WHEREAS, Resolution No. 888-2017, adopted on December 12, 2017, authorized the Department of Human Resources to enter into an agreement with Cigna to provide dental insurance coverage for the employees and retirees of the Town for the period commencing January 1, 2018 through December 31, 2018 with two (2) one (1) year extension options, and

WHEREAS, John Canning, Commissioner, Department of Human Resources by memorandum dated October 30, 2018, recommended that the Town Board authorize and exercise the first one (1) year extension with Cigna, at a cost not to exceed \$2,168,899.00, with the rates for Calendar Year 2019 as follows:

Year 2 (PPO) - January 1, 2019 through December 31, 2019

Employee Only:	\$47.74
Employee Plus Family:	\$133.94

Year 2 (DHMO) - January 1, 2019 through December 31, 2019

Employee Only:	\$31.94
Employee Plus Family:	\$81.00

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned recommendation is hereby accepted and approved, and the Supervisor, or his designee, is hereby authorized to execute any and all documents necessary to exercise the first one (1) year extension option with Cigna for the period commencing January 1, 2019 through December 31, 2019, at a cost not to exceed \$2,168,899.00; and be it further

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

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Human Resources

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

16

Town of Oyster Bay
Inter-Departmental Memorandum

October 30, 2018

TO: Memorandum Docket

FROM: John Canning, Commissioner
Department of Human Resources

SUBJECT: TOWN OF OYSTER BAY DENTAL PLAN-2019

Resolution number 888-2017 authorized the Town Supervisor to execute a Dental Plan agreement with CIGNA/CGLIC for the period January 1, 2018 through December 31, 2018, with two (2) one year renewal options at a 5.5% rate cap for the first year and a 6% cap for the second year.

Therefore, it is hereby recommended that the Honorable Town Board approve the renewal of the Town of Oyster Bay Dental Plan agreement between CIGNA/CGLIC and the Town of Oyster Bay, for the period January 1, 2019 through December 31, 2019, under the same terms and conditions, except as modified as to the rate for the renewal option.

In view of the comparison of the proposals received as a result of the Dental Committee's prior Request for Proposals previously conducted by Kurz Planning, Inc., it was determined that CIGNA's Network Access and renewal action, continues to provide the Town of Oyster Bay with our current excellent level of benefits and network providers. The 2019 DHMO renewal rate has a 0% increase from 2018. CIGNA/CGLIC's renewal rate at 5.5% for the PPO is as follows (*please see attached*):

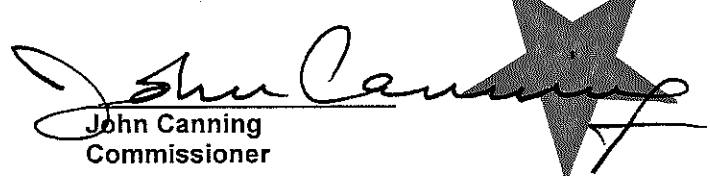
Year 2 (PPO) – January 1, 2019 through December 31, 2019:

<i>SINGLE</i>	<i>\$ 47.74</i>
<i>FAMILY</i>	<i>\$133.94</i>

Year 2 (DHMO) – January 1, 2019 through December 31, 2019:

<i>SINGLE</i>	<i>\$ 31.94</i>
<i>FAMILY</i>	<i>\$ 81.00</i>

Upon the approval of the continuation of the agreement between CIGNA/CGLIC and the Town of Oyster Bay, it is further requested that the Honorable Town Board authorize the Town Comptroller to pay CIGNA/CGLIC from Account No.TWN AMM 9060 80000 000 0000 000 or any other appropriate account, effective January 1, 2019 through December 31, 2019, at a cost not to exceed \$2,168,899.00, allowing for an approximate 6% increase in the number of enrollees next year.


John Canning
Commissioner

JC:DOR
Attach
Town Attorney (Original w/7 copies)

Reviewed By
Office of Town Attorney

WHEREAS, Resolution No. 682-2017, adopted on October 17, 2017, authorized the Department of Human Resources to prepare and publish a Request for Proposal for dental insurance coverage for the employees and retirees of the Town for a three-year period commencing January 1, 2018 through December 31, 2020, and

WHEREAS, John Canning, Commissioner, Department of Human Resources by memoranda dated November 27, 2017 and December 7, 2017, has advised that one Proposal was received pursuant to the Request for Proposal from Kurz Planning, Inc., which sent out rates to eleven (11) dental insurance carriers and received quotes from nine (9) different insurance carriers, resulting in Kurz Planning, Inc.'s recommendation that the Town continue procurement of coverage through Cigna as its dental insurance carrier for the Town's employees and retirees for one (1) year commencing January 1, 2018 through December 31, 2018, with two (2) one year extensions, at a cost for year one not to exceed \$2,116,657.00, with the rates for year one as follows:

Year 1 (PPO) - January 1, 2018 through December 31, 2018

Employee Only:	\$45.25
Employee Plus Family:	\$126.96

Year 1 (DHMO) - January 1, 2018 through December 31, 2018

Employee Only:	\$31.94
Employee Plus Family:	\$81.00

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned recommendation is hereby accepted and approved, and the Department of Human Resources is hereby authorized to enter into an agreement with CIGNA to provide dental coverage for Town employees and qualified retirees for one (1) year with two (2) one (1) year extensions, with the first year commencing January 1, 2018 through December 31, 2018, with a cost for year one not to exceed \$2,116,657.00; and be it further

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

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller (2)
Human Resources



Town of Oyster Bay
Guaranteed Cost Funding
Non-Participating
January 01, 2019 - December 31, 2019

Tier	Expected Lives	Current Rates	Needed Renewal Rates*	Rate Cap of 5.5% Rates*
Dental PPO - DPP0 Plan				
Employee Only	495	\$45.25	\$52.03	\$47.74
Employee + Family	1,050	\$126.96	\$145.98	\$133.94
Annual Cost	1,545	\$1,868,481	\$2,148,406	\$1,971,247
Percent Change (Current vs Renewal)				
*The above quoted rates include 0.00% Health Insurance Assessment fees (PPACA).				
*The above quoted rates include 14.0% commissions.				
Total	1,545	\$1,868,481	\$2,148,406	\$1,971,247
Percent Change (Renewal vs Current)				
The above quoted rates include a rate cap of 6.0% on the 1/1/20 renewal increase. This rate cap does not include the cost of the Health Insurance Assessment fee (PPACA).				

14.98%

5.50%

DHMO Renewal Memo

Subject: Renewal for TOWN OF OYSTER BAY
Client Number - 10150880

Date: August 27, 2018



Below are the CDO managed dental renewal rates for TOWN OF OYSTER BAY effective January 1, 2019. These rates reflect a 0.0% increase from current rates on the P1-00 Patient Charge Schedule. These rates contain 13% commission. These rates are based on the DentalCareAccess.

Renewal Date January 1, 2019				Enrolled as of August 2018
Patient Charge Schedule		Current P1-00	Renewal P1-00	
Rates	EE	\$31.94	\$31.94	21
	EE + Family	\$81.00	\$81.00	41
				62

This renewal information is being communicated in order to meet contractual requirements of changes to the rates/benefit schedules at least 60 days in advance of the change.

This Cigna Dental Care ("DHMO") proposal assumes that covered services will be provided by the Cigna Dental Care Access network of contracted general and specialty dentists.

The term "DHMO" is used to refer to product designs that may differ by state of residence of enrollee, including but not limited to, prepaid plans, managed care plans, and plans with open access features. The Cigna DHMO is not available in the following states: AK, HI, ID, ME, MT, NH, NM, ND, PR, RI, SD, VI, VT, WV, and WY.

The dental insurance coverage shall be provided under a standalone group insurance policy and is an "excepted benefit" as defined in Public Health Service Act Section 2721(c) and (d) and not subject to the requirement of the Patient Protection and Affordable Care Act.

Cigna HealthCare sponsors programs to inform benefit advisors about Cigna HealthCare's plan coverage and services (including producer advisory councils). The cost of these events is funded through Cigna HealthCare's general overhead.

Cigna HealthCare may have an agreement with your benefit advisor, under which the benefit advisor may be paid for providing marketplace intelligence or for the performance of administrative services. The qualification for and amount of this payment may be based upon overall business growth and/or retention levels. Any such payment is funded through Cigna HealthCare's general overhead.

The benefit advisor may qualify for incentive payment (monetary or non-monetary) from Cigna HealthCare. For example, the benefit advisor may receive payment based upon new sales, new customer growth or retention. This incentive payment is funded from Cigna HealthCare's general overhead.

This quote assumes that Cigna HealthCare's standard insurance policy form approved for use in the applicable state by the state insurance regulator will be issued. Because the insurance policy and certificate terms require regulatory approval, there is very little flexibility to change the provisions. The provisions of the insurance policy and certificate will supersede the Proposal in the event of a conflict.

The information contained in this Proposal by Cigna HealthCare is proprietary and highly confidential. It is being provided with the understanding that it will not be used by the employer, its representatives or consultants for any purpose other than the evaluation of the Proposal. Under no circumstances is any of the information contained herein (including excerpts, summaries, extracts, and evaluations thereof) to be used, disseminated, disclosed or otherwise communicated to any person or entity other than the employer, its representatives and consultants, and their respective employees who are directly involved in the evaluation process.

WHEREAS, by Resolution No. 627-2016, adopted on November 15, 2018, the Town Board authorized the Town to enter into an agreement with Sound Actuarial Consulting, LLC of Port Jefferson Village, New York, to provide Workers' Compensation valuation services to the Town for the one (1) year period from January 1, 2017 to December 31, 2017, with an option to extend the services for two (2) additional one (1) year periods; and

WHEREAS, by Resolution No. 733-2017, adopted on November 14, 2017, the Town Board authorized the Town to exercise the first one (1) year extension option, to extend the Agreement with Sound Actuarial Consulting, LLC from January 1, 2018 to December 31, 2018; and

WHEREAS, Steven C. Ballas, Comptroller, by memorandum dated November 2, 2018, recommended that the Town Board authorize the Town to exercise the second and final one (1) year extension option, to extend the Agreement with Sound Actuarial Consulting, LLC from January 1, 2019 to December 31, 2019.

NOW, THEREFORE, BE IT RESOLVED, That the recommendation hereinabove set forth is accepted and approved, and the second one (1) year renewal option of the Agreement with Sound Actuarial Consulting, LLC. to provide a Workers' Compensation valuation to the Town is hereby exercised, for the period from January 1, 2019 through December 31, 2019, and be it further

RESOLVED, That the Supervisor, or his designee, is hereby authorized to execute any and all documents in connection with the recommendation hereinabove set forth; and be it further

RESOLVED, That the value of the Actuarial Consulting Services for the one (1) year extension is \$6,500.00, and the Comptroller is hereby authorized and directed to make payment, upon submission of a duly certified claim, subject to the availability of funds in the 2019 annual Town budget 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 Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller

17
TOWN OF OYSTER BAY

Inter-Departmental Memo

November 2, 2018

To: MEMORANDUM DOCKET

From: STEVEN C. BALLAS, COMPTROLLER

Subject: RE-APPOINTMENT OF ACTUARIAL CONSULTING SERVICES -
WORKERS' COMPENSATION

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 a Workers' Compensation valuation to the Town.

Sound Actuarial Consulting, LLC, of Port Jefferson Village, 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 627 -2016, expired on December 31, 2017. The second year, which was authorized by Town Board Resolution 733-2017, expires on November 30, 2018.

In light of the above, it is respectfully requested that the Town Board authorize the second (1) one year extension with the firm Sound Actuarial Consulting, LLC, of Port Jefferson Village, New York for the purpose of providing a Workers' Compensation valuation to the Town for the 2018 financial period. This extension will take effect on January 1, 2019.

The value of the Workers' Compensation valuation for the one (1) year financial period agreement is to be \$6,500.00. Fund will be available in account CMP A 1315 44800 000 0000 as approved in the 2019 budget.


STEVEN C. BALLAS
COMPTROLLER

SCB:rpp

cc: Town Attorney (original + 7 copies)
Internal Audit Division (RFP File)
Reading File

WHEREAS, Steven C. Ballas, Comptroller, by memorandum dated October 26, 2017, advised that in accordance with a Request for Proposal process as set forth by Town Board Resolution, the Comptroller's Office solicited proposals from firms interested in providing a Workers' Compensation valuation to the Town, and that Sound Actuarial Consulting, LLC of Port Jefferson Village, New York was the highest ranked firm, submitting a proposal for a one (1) year financial period, with an option for extending the services for a second and third reporting period; and

WHEREAS, pursuant to Town Board Resolution 627-2016, the Town Board authorized Sound Actuarial Consulting, LLC to provide a Workers' Compensation valuation to the Town for a one (1) year period expiring on December 31, 2017; and

WHEREAS, Steven C. Ballas, Comptroller, by memorandum dated October 28, 2017, requested authorization for a one (1) year extension of the Agreement with Sound Actuarial Consulting, LLC for the purpose of providing a Workers' Compensation valuation to the Town for the 2017 financial period, with the extension taking effect on January 1, 2018 and expiring December 31, 2018, and to be forwarded to the Town Attorneys' Office for review; and

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and the Comptroller is hereby authorized to use the services of Sound Actuarial Consulting, LLC for a one (1) year extension commencing on January 1, 2018, so to provide a Workers' Compensation valuation to the Town; and be it further

RESOLVED, That the value of the Actuarial Consulting Services for the one (1) year extension is \$6,500.00, and the Comptroller is hereby authorized and directed to make payment, upon submission of a duly certified claim, subject to the availability of funds in the 2018 annual Town budget 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	Absent
Councilman Macagnone	Absent
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor (2)
Town Attorney
Comptroller

7ms
Reviewed By
Office of Town Attorney

WHEREAS, Christine M. Wiss, Deputy Comptroller, by memorandum dated October 31, 2016, advises that pursuant to the Town of Oyster Bay Procurement Policy the Office of the Comptroller requested proposals from six (6) firms interested in providing a Workers' Compensation valuation to the Town for a one-year period, with the provision of two (2) one-year extension options; and

WHEREAS, Christine M. Wiss, Deputy Comptroller, by memorandum dated October 31, 2016, further advises, that in response to the Request for Proposals, only one firm responded by the response date of September 30, 2016; and

WHEREAS, Leonard Genova, Town Attorney and Dennis Sheehan, Assistant Town Attorney, by memorandum to the Office of the Comptroller, dated October 28, 2016, advises that the Office has complied with the Procurement Policy of the Town, pursuant to Guideline 7 and Guideline 9 of the policy; and

WHEREAS, Christine M. Wiss, Deputy Comptroller, by memorandum dated October 31, 2016, requests authorization for the Supervisor to enter into a one (1) year financial period agreement, with options for two (2) one-year extension, with the firm of Sound Actuarial Consulting, LLC, of Port Jefferson Village, New York for the purpose of providing a Workers' Compensation valuation from January 1, 2017 through December 31, 2017, at a maximum cost of \$6,500.00; and

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and the Supervisor is hereby authorized enter into a one (1) year financial period agreement, with options for two (2) one-year extension, with the firm of Sound Actuarial Consulting, LLC, of Port Jefferson Village, New York for the purpose of providing a Workers' Compensation valuation from January 1, 2017 through December 31, 2017, at a maximum cost of \$6,500.00; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment, with funds to be drawn from Account No. CMP A 1315 44800 000 0000, upon submission of a duly certified claim, approved by the Town Attorney, after audit.

#

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

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor
Town Attorney
Comptroller (2)

Reviewed By
Office of Town Attorney

WHEREAS, pursuant to Town Board Resolution No. 628-2016, the Town Board authorized Cullen and Danowski, LLP to provide On-Call Auditing Services to the Town for a one (1) year period expiring on November 30, 2017, with two (2) one (1) year extension options; and

WHEREAS, Steven C. Ballas, Comptroller, by memorandum dated November 7, 2018, requested authorization for the Town to exercise the second one (1) year extension with Cullen and Danowski, LLP for the purpose of providing On-Call Auditing Services to the Town for the 2018 financial period, with the extension commencing on December 1, 2018 through November 30, 2019, in an amount not to exceed \$123,000.00,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and Cullen and Danowski, LLP is hereby authorized to provide On-Call Auditing Services to the Town for the 2018 financial period, with the second one (1) year extension option commencing on December 1, 2018 through November 30, 2019, and be it further

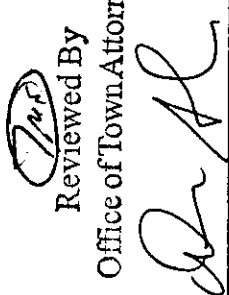
RESOLVED, That the Comptroller is hereby authorized and directed to make payment, upon submission of a duly certified claim and after audit, in an amount not to exceed \$123,000.00, with funds to be drawn from Account No. TWN A 1989 44810 000 0000.

-#-

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 Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller

Reviewed By
Office of Town Attorney


18
TOWN OF OYSTER BAY

Inter-Departmental Memo

November 7, 2018

To: MEMORANDUM DOCKET

From: STEVEN C. BALLAS, COMPTROLLER


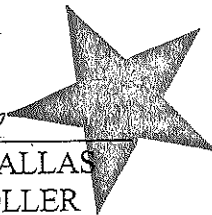
Subject: RE-APPOINTMENT OF ON-CALL PROFESSIONAL AUDITING SERVICES
PWC 036 - 16

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 628-2016, expired on November 30, 2017. The second year, which was authorized by Town Board Resolution 732-2017, expires on November 30, 2018.

In light of the above, it is respectfully requested that the Town Board authorize the second (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 2018 financial period. This extension will take effect on December 1, 2018.

The value of the professional auditing services for the one (1) year financial period agreement is to be \$123,000.00. Funds will be available in account TWN A 1989 44810 000 0000 as approved in the 2019 budget.


STEVEN C. BALLAS
COMPTROLLER 

SCB:rpp

cc: Town Attorney (original + 7 copies)
Internal Audit Division (RFP File)
Reading File

WHEREAS, Steven C. Ballas, Comptroller, by memorandum dated October 26, 2017, advised that in accordance with a Request for Proposal process as set forth by Town Board Resolution, the Office of the Comptroller solicited proposals from firms interested in providing Professional On-Call Auditing Services to the Town, and that Cullen and Danowski, LLP of Port Jefferson Station, New York was the highest ranked firm, submitting a proposal for a one (1) year financial period, with an option for extending the services for a second and third reporting period; and

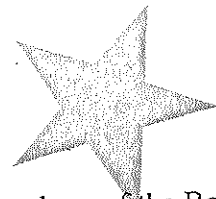
WHEREAS, pursuant to Town Board Resolution 628-2016, the Town Board authorized Cullen and Danowski, LLP to provide Professional On-Call Auditing Services to the Town for a one (1) year period expiring on November 30, 2017; and

WHEREAS, Steven C. Ballas, Comptroller, by memorandum dated October 26, 2017, requested authorization for a one (1) year extension of the Agreement with Cullen and Danowski, LLP for the purpose of providing Professional On-Call Auditing Services to the Town for the 2017 financial period, with the extension taking effect on December 1, 2017 and expiring on November 30, 2018, and to be forwarded to the Town Attorneys' Office for review; and

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and the Comptroller is authorized to extend the Agreement with Cullen and Danowski, LLP for a one (1) year period commencing on December 1, 2017, so to provide Professional On-Call Auditing Services to the Town for the 2017 financial period; and be it further

RESOLVED, That the value of the Professional On-Call Auditing Services for the one (1) year extension is \$121,000.00, and the Comptroller is hereby authorized and directed to make payment, upon submission of a duly certified claim, subject to the availability of funds in the 2018 annual Town budget Account No. TWN A 1989 44810 000 0000.

-#-



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

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

cc: Supervisor (2)
Town Attorney
Comptroller

7/11/17
Reviewed By
Office of Town Attorney

WHEREAS, Christine M. Wiss, Deputy Comptroller, by memorandum dated October 31, 2016, advised that the Office of the Comptroller issued a Request for Proposals for On-Call Professional Auditing Services for Contract No. PWC 036-16; and

WHEREAS, in response to that Request for Proposals, two (2) responses were timely received by the Office of the Comptroller; and

WHEREAS, after review of all of the responses that were received by the Office of the Comptroller, in accordance with both the Procurement Policy and the criteria set forth in the Request for Proposals, the office of the Comptroller recommends and requests that the Town Board authorize the Supervisor to enter into an agreement with Cullen and Danowski, LLP, of Port Jefferson Station, New York, to provide On-Call Professional Auditing Services, for the period commencing on December 1, 2016 and terminating on November 30, 2017, in an amount not to exceed \$119,000, 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 is hereby authorized to execute any and all documents necessary to enter into an agreement with Cullen and Danowski, LLP, Port Jefferson, New York for On-Call Professional Auditing Services for Contract No. PWC 036-16, for the period commencing December 1, 2016 and terminating on November 30, 2017, in an amount not to exceed \$119,000, with two (2) annual extension options.

-#-

Reviewed By
Office of Town Attorney

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

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor
Town Attorney
Comptroller (2)

WHEREAS, pursuant to Town Board Resolution No. 734-2017, the Town Board authorized Albrecht, Viggiano, Zureck & Company, P.C. and Rynkar, Vail & Barrett, LLP to provide On-Call Accounting Services to the Town for a one (1) year period expiring on November 30, 2017, with two (2) one (1) year extension options; and

WHEREAS, Steven C. Ballas, Comptroller, by memorandum dated November 2, 2018, requested authorization for the Town to exercise the second one (1) year extension 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 2018 financial period, with the extension commencing on December 1, 2018 through November 30, 2019, in an amount not to exceed \$885,500.00,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and 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 2018 financial period, with the second one (1) year extension option commencing on December 1, 2018 through November 30, 2018, and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment, upon submission of a duly certified claim and after audit, in an amount not to exceed \$885,500.00, with funds 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 Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller

Reviewed By
Office of Town Attorney
[Signature]

19
TOWN OF OYSTER BAY

Inter-Departmental Memo

November 2, 2018

To: MEMORANDUM DOCKET

From: STEVEN C. BALLAS, COMPTROLLER

Subject: RE-APPOINTMENT OF ON-CALL ACCOUNTING SERVICES PWC 035-16

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 626-2016, expired on November 30, 2017. The second year, which was authorized by Town Board Resolution 734-2017, expires on November 30, 2018.

In light of the above, it is respectfully requested that the Town Board authorize the second (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 2018 financial period. The extensions will take effect on December 1, 2018.

The value of the accounting services for the one (1) year financial period agreement is to be \$885,500.00. Funds will be available account CMP A 1315 44800 000 0000 as approved in the 2019 budget.


STEVEN C. BALLAS
COMPTROLLER

SCB:rpp

cc: Town Attorney (original + 7 copies)
Internal Audit Division (RFP File)
Reading File

WHEREAS, pursuant to Town Board Resolution 626-2016, the Town Board authorized Albrecht, Viggiano, Zureck & Company, P.C. and Rynkar, Vail & Barrett, LLP to provide On-Call Accounting Services to the Town for a one (1) year period expiring on November 30, 2017; and

WHEREAS, Steven C. Ballas, Comptroller, by memorandum dated October 26, 2017, requested authorization for a one (1) year extension 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 2017 financial period, with the extension taking effect on December 1, 2017 to expire November 30, 2018, and to be forwarded to the Town Attorneys' Office for review; and

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and the Comptroller is authorized to extend the Agreement with Albrecht, Viggiano, Zureck & Company, P.C. and Rynkar, Vail & Barrett, LLP is hereby authorized for a one (1) year extension commencing on December 1, 2017 to expire November 30, 2018, so to provide On-Call Accounting Services to the Town for the 2017 financial period.

RESOLVED, That the value of the On-Call Accounting Services for one (1) financial period agreement is to be \$480,000.00, and Comptroller is hereby authorized and directed to make payment, upon submission of a duly certified claim, subject to the availability of funds in the 2018 Annual Town Budget 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	Absent
Councilman Macagnone	Absent
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor (2)
Town Attorney
Comptroller

Reviewed By
Office of Town Attorney

WHEREAS, Christine M. Wiss, Deputy Comptroller, by memorandum dated October 31, 2016, advised that the Office of the Comptroller issued a Request for Proposals for On-Call Accounting Services for Contract No. PWC 035-16; and

WHEREAS, in response to that Request for Proposals, two (2) responses were timely received by the Office of the Comptroller; and

WHEREAS, after review of all of the responses that were received by the Office of the Comptroller, in accordance with both the Procurement Policy and the criteria set forth in the Request for Proposals, the office of the Comptroller recommends and requests that the Town Board authorize the Supervisor to enter into an agreement with Albrecht, Viggiano, Zureck & Company, P.C., Hauppauge, New York and Rynkar, Vail & Barrett, LLP, Mineola, New York, to provide on-call accounting services for the period commencing on December 1, 2016 and terminating on November 30, 2017, in an initial amount not to exceed \$500,000, 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,

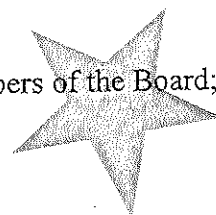
RESOLVED, That the request as hereinabove set forth is hereby approved, and the Supervisor is hereby authorized to execute any and all documents necessary to enter into an agreements with Albrecht, Viggiano, Zureck & Company, P.C., and Rynkar, Vail & Barrett, LLP, Mineola, New York for On-Call Accounting Services for Contract No. PWC 035-16, for the period commencing December 1, 2016 and terminating on November 30, 2017, in an amount not to exceed \$500,000, with two (2) annual extension options.

-#-

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

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor
Town Attorney
Comptroller (2)



Reviewed By
Office of Town Attorney

WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated July 5, 2018, authorized the Highway Department to clean up the premises located at 28 Pickwick Drive, Old Bethpage, New York 11714, also known as Section 47, Block 128, Lot 19 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated October 26, 2018, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on July 12, 2018, in the total amount of \$1,029.34, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated October 26, 2018, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,029.34 may be assessed by the Legislature of the County of Nassau against the parcel known as 28 Pickwick Drive, Old Bethpage, New York 11714 also known as Section 47, Block 128, Lot 19 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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

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

cc: Supervisor
Town Attorney
Comptroller
Highway
Planning & Development
Town Clerk

Reviewed By
Office of Town Attorney
Ralph P. Healey

20

Town of Oyster Bay Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: October 26, 2018


SUBJECT: Property Cleanup Assessment
28 Pickwick Drive, Old Bethpage, New York 11714
Section 47, Block 128, Lot 19

The Department of Planning and Development, by memorandum dated July 5, 2018, directed the Highway Department to clean the premises located at 28 Pickwick Drive, Old Bethpage, New York 11714, also known as Section 47, Block 128, Lot 19 on the Land and Tax Map of the County of Nassau. (See attached copy of deed). The Highway Department has, by memorandum dated July 28, 2018, advised that the property was cleaned by a crew from the Highway Department on July 12, 2018. The cost incurred by the Town of Oyster Bay was \$1,029.34.

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

Kindly place this matter on the Town Board Action Calendar.

JOSEPH NOCELLA
TOWN ATTORNEY



Ralph P. Healey
Special Counsel

RPH:aml
Attachments
cc: Town Attorney (w/7 copies)

TOWN OF OYSTER

Inter-Departmental Memo
July 5, 2018

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER OF
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 28 Pickwick Drive Old Bethpage, NY 11714
SBL: 47-128-19

Nov. (No.18005) was issued to the owner of the above-referenced premises 06/27/2018 for property non-maintenance, in violation of Section 135.52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains. In accordance with the provisions of Section 135.54: I am directing that:

- The grass and vegetation be cut.

Pursuant to the provisions of Section 135.54(C) of the code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER
BY:


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU


ME/js

cc: Joseph Nocella, Town Attorney

201
JAN 11 2011

0911427 N

Executor's Deed - Individual or Corporation

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT - THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY

THIS INDENTURE, made the 30th day of March in the year Two Thousand and Nine
BETWEEN

Candice K. Fischer, 3000 Portofino Circle, #109, Palm Beach Gardens, Florida 33418

as executrix of the Estate of Sheldon Rein under the last will and testament of
Sheldon Rein, late of 28 Pickwick Drive, Old Bethpage, New York 11804 deceased,
party of the first part, and

Edward J. Boyle, residing at 390 County Line Road, Amityville, New York 11701

party of the second part,

WITNESSETH, that the party of the first part, by virtue of the power and authority given in and by said last will and testament, and in consideration of Four Hundred and Thirty-Two Thousand (\$432,000.00), 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 situate, lying and being in the Town of Oyster Bay at Old Bethpage, County of Nassau and State of New York known and designated as and by Lot Numbered 19 in Block 128 on a certain map entitled, "Map of Lido at Old Bethpage, Section No. 1, Old Bethpage, Town of Oyster Bay, Nassau County, N.Y., surveyed July 1959 by Risso, Nelson and Pope Civil Engineers and Surveyors" and filed in the Nassau County Clerk's Office on December 24, 1959 as Map No. 7259 and being more particularly bounded and described as follows:

Tax Map
Designation:

Dist:
Sec.: 47
Blk.: 128
Lot 19

BEGINNING at a point on the easterly side of Barry Lane West at the extreme northerly end of the arc of a curve having a radius of 10.00 feet connecting the easterly side of Barry Lane West and the northerly side of Pickwick Drive;

RUNNING THENCE North 10 degrees 55 minutes 30 seconds East, along the easterly side of Barry Lane West, 75.00 feet;

THENCE South 79 degrees 4 minutes 30 seconds East, 125.00 feet;

THENCE South 31 degrees 54 minutes East, 57.60 feet to the northerly side of Pickwick Drive;

THENCE along the northerly side of Pickwick Drive, the following three courses and distances:

1. South 58 degrees 6 minutes West, 23.68 feet;
2. Southwesterly along the arc of a curve bearing to the right having a radius of 100 feet, a distance of 74.74 feet;
3. North 79 degrees 4 minutes 30 seconds West, 68.80 feet to the extreme easterly end of the above first mentioned Arc of a curve;

THENCE along said arc of a curve and bearing to the right having a radius of 10 feet, a distance of 15.71 feet to the point or place of BEGINNING.

"The grantors herein are the same parties and the premises herein is the same premises as described in deed, dated February 28, 2002 and recorded April 1, 2002 in Liber 11456 cp 4."

Said premises known as 28 Pickwick Drive, Old Bethpage, New York

TOGETHER with all right, title and interest, if any, of the party of the first part of, in and to any streets and roads abutting the above-described premises to the center lines thereof, TOGETHER with the appurtenances and also all the estate which the said decedent had at the time of decedent's death in said premises, and also the estate therein, which the party of the first part has or has power to convey or dispose of, whether individually, or by virtue of said will or otherwise; TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

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.

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU

BETHPAGE FEDERAL CREDIT UNION,

Plaintiff,

-against-

UNKNOWN HEIRS TO THE ESTATE OF EDWARD J.
BOYLE, NEW YORK STATE DEPARTMENT OF
TAXATION AND FINANCE, UNITED STATES OF
AMERICA,

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

Defendants.

INDEX NO.: 3460/15

NOTICE OF PENDENCY OF
ACTION

NOTICE IS HEREBY GIVEN, that an action has been commenced and is pending in this
Court upon a complaint of the above named plaintiff against the above named defendants for the
foreclosure of a mortgage bearing date the 14th day of April, 2009 executed by EDWARD J. BOYLE, to
BETHPAGE FEDERAL CREDIT UNION to secure the sum of \$388,800.00 and recorded in the office of
the Clerk of the County of NASSAU on the 23rd day of April, 2009 in LIBER: 33656 PAGE: 678.

47-105-6
AL

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

July 28, 2018

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

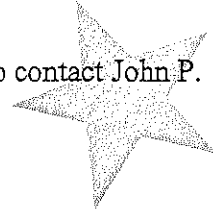
FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

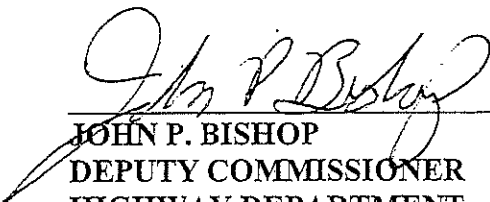
SUBJECT: 28 PICKWICK DRIVE, OLD BETHPAGE
CLEAN-UP

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

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,029.34.

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





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

JPB/kjb

Enc. T & M sheet

2018 AUG 20 A 11:25

CLEAN - UP 28 PICKWICK DRIVE, OLD BETHPAGE TO P & D



MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED
UNDER ROAD RESTORATION

Location (47-128-19) 28 PICKWICK DR OLD BETHPAGE 11804

Date Jul 12, 2018

Work Order # 50112

Labor Costs

Employee's Name		Regular Work Hours	Regular Rate	Overtime Hours	Overtime Rate	Line Cost
KENNETH HAWES	General Maintenance	01:00	\$42.34	00:00	0	\$42.34
MITCHELL SUDRAN	General Maintenance	01:00	\$12.00	00:00	0	\$12.00
DAVID G AGOSTINELLO	General Maintenance	01:00	\$15.00	00:00	0	\$15.00
Total Labor						\$69.34

Tools/Vehicle


Tool/Vehicle	Description	Rate per Hour	Hours	Line Cost
TD593	TRUCK DUMP 2006 FORD F-350 YW (T-300) - Power Wagons	\$105.00	01:00	\$105.00
TR155	TRAILER 2008 CMATE 816CC YW	\$105.00	01:00	\$105.00
Total Equipment				\$210.00

Materials

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

Grand Total \$1029.34

Description of Work:
CLEAN UP 28 PICKWICK DRIVE OBP

Signature: 
Name: Douglas Robalino
Title: Director of Highway Operations
Date: Jul 28, 2018

WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated August 27, 2018, authorized the Highway Department to clean up the premises located at 3 Miller Road, Farmingdale, New York 11735, also known as Section 49, Block 232, Lot 9 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated October 19, 2018, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on August 30, 2018, in the total amount of \$1,247.70, be referred to the County of Nassau for assessment,

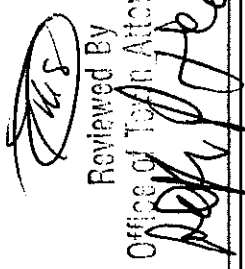
NOW, THEREFORE, BE IT RESOLVED, That the request of Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated October 19, 2018, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,247.70 may be assessed by the Legislature of the County of Nassau against the parcel known as 3 Miller Road, Farmingdale, New York 11735, also known as Section 49, Block 232, Lot 9 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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

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

cc: Supervisor
Town Attorney
Comptroller
Highway
Planning & Development
Town Clerk

Reviewed By
Office of Town Attorney


21

Town of Oyster Bay Inter-Departmental Memo

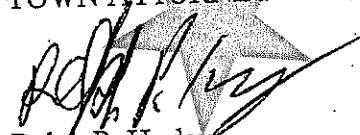
TO: MEMORANDUM DOCKET
FROM: Office of the Town Attorney
DATE: October 19, 2018
SUBJECT: Property Cleanup Assessment
3 Miller Road, Farmingdale, New York 11735
Section 49, Block 232, Lot 9

The Department of Planning and Development, by memorandum dated August 27, 2018, directed the Highway Department to clean the premises located at 3 Miller Road, Farmingdale, New York 11735, also known as Section 49, Block 232, Lot 9 on the Land and Tax Map of the County of Nassau. (See attached copy of property card). The Highway Department has, by memorandum dated September 6, 2018, advised that the property was cleaned by a crew from the Highway Department on August 30, 2018. The cost incurred by the Town of Oyster Bay was \$1,247.70.

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

Kindly place this matter on the Town Board Action Calendar.

JOSEPH NOCELLA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachments
cc: Town Attorney (w/7 copies)

S:\AMLA\CleanupMD&Reso\MD&Reso\MD 3 Miller Rd 10.19.18.doc

Aug. 27, 2018 4:09PM

No. 0401 P. 1/2

2018-6793
KMB

REC'D BY HIGHWAY DEPT
AUG 28 10 PM 12:52

DEPUTY COMM/HIGHWAY

TOWN OF OYSTER

Inter-Departmental Memo August 27, 2018


To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER OF
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 3 Miller Rd. Farmingdale, NY 11735
SBL:49-232-9

Nov. (No.18070) was issued to the owner of the above-referenced premises 08/14/2018 for property non-maintenance, in violation of Section 135.52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains. In accordance with the provisions of Section 135.54: I am directing that:

- The grass and vegetation be cut.

Pursuant to the provisions of Section 135.54(C) of the code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER
BY:


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME/js
cc: Joseph Nocella, Town Attorney

AL

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

September 6, 2018

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

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 3 MILLER ROAD, FARMINGDALE
CLEAN-UP

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

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,247.70.

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




JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

1 SEP 13 4:11:28

CLEAN - UP 3 MILLER ROAD, FARMINGDALE TO P & D

**MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION**

Location (49-232-9) 3 MILLER RD FARMINGDALE 11735

Date Aug 30, 2018

Work Order # 51680

Labor Costs

Employee's Name		Regular Work Hours	Regular Rate	Overtime Hours	Overtime Rate	Line Cost
JAMES CHADWICK, II	General Maintenance	00:00	\$43.92	01:00	1.5	\$65.88
DONALD CHANDLER	General Maintenance	00:00	\$44.61	01:00	1.5	\$66.91
ANTHONY VOLLONO	General Maintenance	00:00	\$50.61	01:00	1.5	\$75.91
Total Labor						\$208.70

Tools/Vehicle

Tool/Vehicle	Description	Rate per Hour	Hours	Line Cost
TD667	PICK-UP TRUCK 2009 FORD F-250 YW (22 / 022)	\$79.00	01:00	\$79.00
TD703	TRUCK DUMP 2011 FORD F350 YELLO (T-195) - Power Wagons	\$105.00	01:00	\$105.00
TR099	TRAILER 1993 CUSTM 6X10 YW (M-99 / M99)	\$105.00	01:00	\$105.00
Total Equipment				\$289.00

Materials

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

Grand Total \$1247.70Description of Work:
CLEAN UP 3 MILLER ROAD FMSignature: 

Name: Douglas Robalino

Title: Director of Highway Operations

Date: Sep 6, 2018

WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated July 11, 2018, authorized the Highway Department to clean up the premises located at 85 Diamond Drive, Plainview, New York 11803, also known as Section 12, Block 380, Lot 9 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated October 19, 2018, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on July 12, 2018, in the total amount of \$1,188.73, be referred to the County of Nassau for assessment,

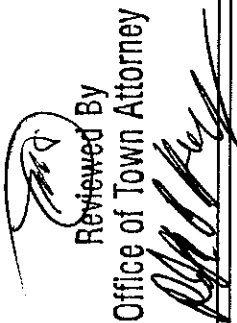
NOW, THEREFORE, BE IT RESOLVED, That the request of Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated October 19, 2018, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,188.73 may be assessed by the Legislature of the County of Nassau against the parcel known as 85 Diamond Drive, Plainview, New York 11803, also known as Section 12, Block 380, Lot 9 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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

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

cc: Supervisor
Town Attorney
Comptroller
Highway
Planning & Development
Town Clerk

Reviewed By
Office of Town Attorney


22

Town of Oyster Bay Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: October 19, 2018

SUBJECT: Property Cleanup Assessment
85 Diamond Drive, Plainview, New York 11803
Section 12, Block 380, Lot 9

The Department of Planning and Development, by memorandum dated July 11, 2018, directed the Highway Department to clean the premises located at 85 Diamond Drive, Plainview, New York 11803, also known as Section 12, Block 380, Lot 9 on the Land and Tax Map of the County of Nassau. (See attached copy of deed). The Highway Department has, by memorandum dated July 28, 2018, advised that the property was cleaned by a crew from the Highway Department on July 12, 2018. The cost incurred by the Town of Oyster Bay was \$1,188.73.

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

Kindly place this matter on the Town Board Action Calendar.

JOSEPH NOCELLA
TOWN ATTORNEY



Ralph P. Healey
Special Counsel

RPH:aml
Attachments
cc: Town Attorney (w/7 copies)

TOWN OF OYSTER

Inter-Departmental Memo
July 11, 2018

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER OF
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 85 Diamond Drive Plainview, NY 11803
SBL:12-380-9

Nov. (No.18015) was issued to the owner of the above-referenced premises 07/05/2018 for property non-maintenance, in violation of Section 135.52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains. In accordance with the provisions of Section 135.54: I am directing that:

- The grass and vegetation be cut.
- The litter and debris be removed.

Pursuant to the provisions of Section 135.54(C) of the code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER
BY:


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME/js

cc: Joseph Nocella, Town Attorney

9275

residing at 211 State Lane, Westport, Long Island, New York.

William Barth, the first party of the first partition consideration of One Dollar and money of the United States and other valuable consideration, and by the purchase of the second party does hereby grant and release unto the purchase of the second party, their heirs, assigns and assigns forever. All that certain plot, piece or parcel of land with the buildings and improvements thereon erected, situate, lying and being within the Block No. 300, in the Town of Oyster Bay, County of Nassau and State of New York, known and designated as and by lot number 9 in Block No. 300 on a certain map entitled "Map of Mott's Village, Section No. 1 of the 1st 4th 5th and 6th Lots, Town of Oyster Bay, Nassau County, New York, surveyed by Teas & Sislerbrenner, Civil Engineers and Surveyors, New York, on July 31, 1952," and filed in the Nassau County Clerk's Office on October 3rd, 1952, under Map No. 5575.

TOGETHER with an easement for ingress and egress over the streets, shown on the Aforesaid map to the nearest public highway, excepting and reserving, however, to the party of the first part herein the fee title to the said streets for the purpose of dedicating the same to the Town of Oyster Bay and/or the County of Nassau. It is specifically understood that upon the dedication and acceptance of said streets, this easement shall terminate.

SUBJECT TO:

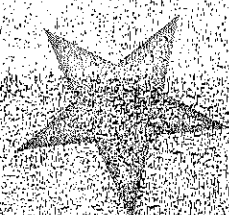
- (a) Any state of facts an accurate survey may show.
- (b) Utility Agreements, covenants, restrictions, etc.

THE STATE OF TEXAS, COUNTY OF DALLAS, ss. I, the undersigned, a Notary Public in and for said State, do hereby certify that the foregoing is a true and correct copy of the original of the same as the same appears from the records of said County.

WITNESSETH my hand and seal of office this 1st day of January, 1901.

Notary Public in and for the State of Texas.

On this 1st day of January, 1901, the within and foregoing was read and approved by the undersigned, and the same was duly recorded.



The party of the first part covenants that it will retain 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 this improvement and that it will apply the same first to the payment of the cost of this improvement before using any part of the total of the same for any other purpose.

In Witness Whereof

the Board of Directors of the first part has caused its corporate seal to be hereunto affixed and these presents to be signed by its duly authorized officer the day and year first above written.

WITNESSETH THE BOARD OF DIRECTORS

Samuel F. Gordon

Thomas A. Weber

Thomas C. DeWitt

STATE OF NEW YORK

COUNTY OF QUEENS

On this *5th* day of *June* 19*19*

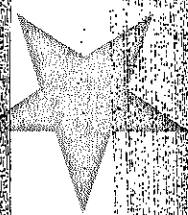
before me personally came *Samuel F. Gordon* and *Thomas A. Weber* and *Thomas C. DeWitt* who being by me duly sworn, did depose and say that the results of a random board inspection of the records of the *Manhattan Real Estate Corp.* that they are the duly authorized officers of said corporation and that they are the persons who executed the above instrument and that the seal affixed to said instrument is the corporate seal of said corporation and that they signed their names thereto by order of the Board of Directors of said corporation and that they are the persons who executed the above instrument and that the seal affixed to said instrument is the corporate seal of said corporation and that they signed their names thereto by order of the Board of Directors of said corporation.

Samuel F. Gordon

STATE OF NEW YORK
COUNTY OF QUEENS

On this *5th* day of *June* 19*19* at the year nineteen hundred and *19* before me personally came *Samuel F. Gordon* and *Thomas A. Weber* and *Thomas C. DeWitt* who being by me duly sworn, did depose and say that the results of a random board inspection of the records of the *Manhattan Real Estate Corp.* that they are the duly authorized officers of said corporation and that they are the persons who executed the above instrument and that the seal affixed to said instrument is the corporate seal of said corporation and that they signed their names thereto by order of the Board of Directors of said corporation and that they are the persons who executed the above instrument and that the seal affixed to said instrument is the corporate seal of said corporation and that they signed their names thereto by order of the Board of Directors of said corporation.

HAROLD M. DIAMOND
Notary Public, State of New York
No. 41861B
Qualified in Queens County
Exp. filed with Clerk of the County of Queens on 10/1/19



11-11-11

THOMAS M. HARRIS

VERMONT

THOMAS M. HARRIS

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DEED

It and signed by the within named

State of Vermont

Office of the Secretary of the State of Vermont

THOMAS M. HARRIS

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VERMONT

12-386-11
AL

Town of Oyster Bay
Inter- Departmental Memo

July 28, 2018

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


FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

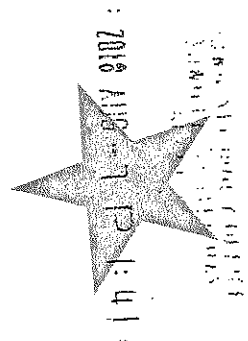
SUBJECT: 85 DIAMOND DRIVE, PLAINVIEW
CLEAN-UP

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

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,188.73.

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


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT



JPB/kjb

Enc. T & M sheet

CLEAN - UP 85 DIAMOND DRIVE, PLAINVIEW TO P & D



MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED
UNDER ROAD RESTORATION

Location (12-380-9) 85 DIAMOND DR PLAINVIEW 11803
Date Jul 12, 2018
Work Order # 50183

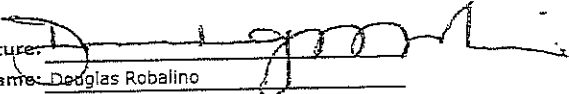
Labor Costs						
Employee's Name		Regular Work Hours	Regular Rate	Overtime Hours	Overtime Rate	Line Cost
TERRENCE MCDERMOTT	General Maintenance	01:30	\$26.49	00:00	0	\$39.74
JOHN KOZIKOWSKI	General Maintenance	01:30	\$33.35	00:00	0	\$50.03
ANTONIO KOLEGA	General Maintenance	01:30	\$22.64	00:00	0	\$33.96
Total Labor						\$123.73

Tools/Vehicle				
Tool/Vehicle	Description	Rate per Hour	Hours	Line Cost
TD593	TRUCK DUMP 2006 FORD F-350 YW (T-300) - Power Wagons	\$105.00	01:30	\$157.50
TR155	TRAILER 2008 CMATE 816CC YW	\$105.00	01:30	\$157.50
Total Equipment				\$315.00

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

Grand Total \$1188.73

Description of Work:
CLEAN UP 85 DIAMOND DRIVE PLAINVIEW

Signature: 
Name: Douglas Robalino
Title: Director of Highway Operations
Date: Jul 28, 2018

WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated August 1, 2018, authorized the Highway Department to clean up the premises located at 23 Soloff Road, Massapequa, New York 11758, also known as Section 53, Block 165, Lot 9 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated October 26, 2018, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on August 13, 2018, in the total amount of \$1,749.39, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated October 26, 2018, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,749.39 may be assessed by the Legislature of the County of Nassau against the parcel known as 23 Soloff Road, Massapequa, New York 11758, also known as Section 53, Block 165, Lot 9 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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

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

cc: Supervisor
Town Attorney
Comptroller
Highway
Planning & Development
Town Clerk

Reviewed By
Office of Town Attorney
Ralph P. Healey

23

Town of Oyster Bay Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: October 26, 2018

SUBJECT: Property Cleanup Assessment
23 Soloff Road, Massapequa, New York 11758
Section 53, Block 165, Lot 9

The Department of Planning and Development, by memorandum dated August 1, 2018, directed the Highway Department to clean the premises located at 23 Soloff Road, Massapequa, New York 11758, also known as Section 53, Block 165, Lot 9 on the Land and Tax Map of the County of Nassau. (See attached copy of deed). The Highway Department has, by memorandum dated August 16, 2018, advised that the property was cleaned by a crew from the Highway Department on August 13, 2018. The cost incurred by the Town of Oyster Bay was \$1,749.39.

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

Kindly place this matter on the Town Board Action Calendar.

JOSEPH NOCELLA
TOWN ATTORNEY



Ralph P. Healey
Special Counsel

RPH:aml
Attachments
cc: Town Attorney (w/7 copies)

TOWN OF OYSTER

Inter-Departmental Memo
August 1, 2018

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER OF
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 23 Soloff Road Massapequa, NY 11758
SBL:53-165-9

Nov. (No.17877) was issued to the owner of the above-referenced premises 06/14/2018 for property non-maintenance, in violation of Section 135.52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains. In accordance with the provisions of Section 135.54: I am directing that:

- The grass and vegetation be cut in the rear yard.
- The litter and debris be removed.

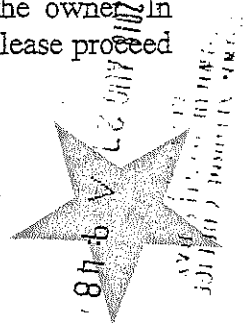
Pursuant to the provisions of Section 135.54(C) of the code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER
BY:


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME/js

cc: Joseph Nocella, Town Attorney



CONSULT YOUR LAWYER BEFORE SIGNING THIS DOCUMENT-THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY

THIS INDENTURE, made this 24th day of JUNE, in the year 2009

BETWEEN

NICHOLAS TEDESCO, as joint tenants with rights of survivorship, residing at 23 SOLOFF ROAD,
MASSAPEQUA, NY 11758, party of the first part,

and

ALEJANDRO PANAMENO AND MARTHA PANAMENO, ^{as husband and wife} residing at 14 EDMUNDS PLACE,
COPAIGE, NY 11726, party of the second part,

WITNESSETH, that the party of the first part, in consideration of TWO HUNDRED FIFTY FIVE THOUSAND
DOLLARS (\$255,000.00) and other valuable consideration paid by the party of the second part, does hereby
remise, release and quitclaim unto the party of the second part, the heirs or successors and assigns of the
party of the second part forever,

SEE ATTACHED SCHEDULE A DESCRIPTION ATTACHED

Dist.:
SECTION:
Block:
Lot

Property Address: 23 Soloff Road
Massapequa, New York

BEING AND INTENDED TO BE THE SAME PREMISES AS CONVEYED BY DEED DATED 07/16/2002
AND DULY RECORDED 09/04/2002 IN LIBER/PAGE 11522 - 852 AT COUNTY CLERK'S OFFICE

SEE LEGAL DESCRIPTION "SCHEDULE A" ATTACHED

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

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

The word "party" shall be construed as if to 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:


NICHOLAS TEDESCO

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

August 16, 2018

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

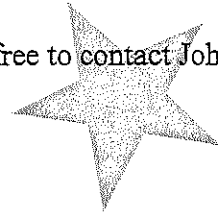
FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT


**SUBJECT: 23 SOLOFF ROAD, MASSAPEQUA
CLEAN-UP**

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

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,749.39.

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





JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN – UP 23 SOLOFF ROAD, MASSAPEQUA TO P & D



MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED
UNDER ROAD RESTORATION

Location (53-165-9) 23 SOLOFF RD MASSAPEQUA 11758

Date Aug 13, 2018

Work Order # 51068

Labor Costs

Employee's Name		Regular Work Hours	Regular Rate	Overtime Hours	Overtime Rate	Line Cost
JAMES AJAMIAN	General Maintenance	02:12	\$44.67	00:00	0	\$98.27
VICTOR NIETO	General Maintenance	02:12	\$24.60	00:00	0	\$54.12
JOSEPH SANTANGELO	General Maintenance	02:12	\$41.75	00:00	0	\$91.85
DARIN S RIEFBERG	General Maintenance	02:12	\$15.00	00:00	0	\$33.00
Total Labor						\$277.24

Tools/Vehicle

Tool/Vehicle	Description	Rate per Hour	Hours	Line Cost
TD553	TRUCK DUMP 2004 INTL 7300 YW (T-163)- 6 Wheeler	\$131.00	02:12	\$288.20
TD664	PICK-UP TRUCK 2009 FORD F-250 YW (17 / 017)	\$79.00	02:12	\$173.80
TD702	TRUCK DUMP 2011 FORD F350 YELLO (T-165) - Power Wagons	\$105.00	02:12	\$231.00
Total Equipment				\$693.00

Materials

Material	Cost Per Unit	Units	Line Cost
Administrative Fee	\$750.00	1	\$750.00
Tipping Fee (per ton)	\$85.74	0.34	\$29.15
Total Materials			\$779.15

Grand Total \$1749.39

Description of Work:
CLEAN UP 23 SOLOFF ROAD MS

Signature:

Name: Douglas Robalino

Title: Director of Highway Operations

Date: Aug 16, 2018

WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated June 25, 2018, authorized the Highway Department to clean up the premises located at 238 North Oak Street, Massapequa, New York 11758, also known as Section 52, Block 108, Lot 94 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated October 19, 2018, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on July 7, 2018, in the total amount of \$1,195.71, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated October 19, 2018, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,195.71 may be assessed by the Legislature of the County of Nassau against the parcel known as 238 North Oak Street, Massapequa, New York 11758, also known as Section 52, Block 108, Lot 94 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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

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

cc: Supervisor
Town Attorney
Comptroller
Highway
Planning & Development
Town Clerk

Reviewed By
Office of Town Attorney

24

Town of Oyster Bay Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: October 19, 2018

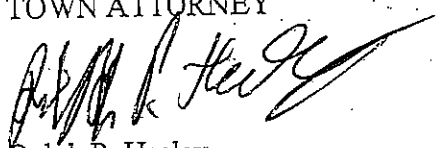
SUBJECT: Property Cleanup Assessment
238 North Oak Street, Massapequa, New York 11758
Section 52, Block 108, Lot 94

The Department of Planning and Development, by memorandum dated June 25, 2018, directed the Highway Department to clean the premises located at 238 North Oak Street, Massapequa, New York 11758, also known as Section 52, Block 108, Lot 94 on the Land and Tax Map of the County of Nassau. (See attached copy of deed). The Highway Department has, by memorandum dated July 25, 2018, advised that the property was cleaned by a crew from the Highway Department on July 7, 2018. The cost incurred by the Town of Oyster Bay was \$1,195.71.

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

Kindly place this matter on the Town Board Action Calendar.

JOSEPH NOCELLA
TOWN ATTORNEY



Ralph P. Healey
Special Counsel

RPH:aml
Attachments
cc: Town Attorney (w/7 copies)

S:\AML\CleanupMD&Reso\MD&Reso\MD 238 Oak St 10.19.18.doc

TOWN OF OYSTER BAY

Inter-Departmental Memo
June 25, 2018

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER OF
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 238 N. Oak Street Massapequa, NY 11758
SBL: 52-108-94

Notice of Violation (No.17991) was issued to the owner of the above-referenced premises 06/12/2018 for property non-maintenance, in violation of Section 135.52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Section 135.54: I am directing that:

- The grass and vegetation be cut in the rear yard.

Pursuant to the provisions of Section 135.54(C) of the code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER
BY:


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU


ME/js

cc: Joseph Nocella, Town Attorney

prepared by: Asrat A. Nian
RAS Boriskin, LLC
900 Merchants Concourse, Suite 106
Westbury, NY 11590

Section: 52
Block: 108
Lot: 94

CORRECTIVE ASSIGNMENT OF MORTGAGE

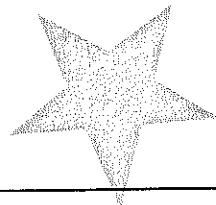
This assignment is being recorded to correct the mortgage book recording information in the assignment of mortgage dated June 16, 2016 and recorded on July 27, 2016 in the Office of the Clerk of the County of Nassua in Book M41389 at Page 704.

MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., Assignor, having an address of P.O. Box 2026, Flint, MI 48501-2026 and an address of C/O CT CORPORATION SYSTEM 1901 E Voorhees St., Suite C, Danville, IL 61834 **AS NOMINEE FOR FINANCIAL FREEDOM ACQUISITION LLC**, having an address of 75 North Fair Oaks Avenue, Pasadena, CA 91103, its successors and assigns.

in consideration of ten and no/100 (\$10.00) Dollars and other good and valuable consideration paid by:

owner 8/20/10
CIT BANK N.A., Assignee, having an address of 75 North Fair Oaks Avenue, Pasadena, CA 91103, hereby assigns unto the assignee, a certain mortgage made by JOAN NAUSS given to FINANCIAL FREEDOM SENIOR FUNDING CORPORATION, A SUBSIDIARY OF INDYMAC BANK, F.S.B. in the amount of \$544,185.00 Dollars and interest, dated June 14, 2006 and recorded on June 30, 2006, in the Office of the Clerk of the County of NASSAU in Book M 30677 at Page 844.

covering premises 238 NORTH OAK STREET, MASSAPEQUA, NY 11758: SEE SCHEDULE A. ATTACHED. FOR LEGAL DESCRIPTION



SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU

CIT BANK, N.A.,

Plaintiff,

Against

HEIRS AND DISTRIBUTEES OF THE ESTATE OF JOAN
NAUSS A/K/A JOAN D. NAUSS; SECRETARY OF
HOUSING AND URBAN DEVELOPMENT; NEW YORK
STATE DEPARTMENT OF TAXATION AND FINANCE;
UNITED STATES OF AMERICA - INTERNAL REVENUE
SERVICE.

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

Defendants.

NOTICE IS HEREBY GIVEN, that an action has been commenced and is pending in this Court
upon a complaint of the above-named plaintiff against the above-named defendants for the foreclosure of
a mortgage bearing date June 14, 2006 executed by JOAN NAUSS A/K/A JOAN D. NAUSS to
FINANCIAL FREEDOM SENIOR FUNDING CORPORATION, A SUBSIDIARY OF INDYMAC
BANK, F.S.B. to secure the sum of \$544,185.00, recorded in the Office of the Clerk of the County of
NASSAU on June 30, 2006 in Official Record Liber M 30677 at Page 844. Said mortgage was assigned

ORIGINAL

INDEX NO. 16 -- 008376

NOTICE OF PENDENCY OF
ACTION

Defendants.

NOTICE IS HEREBY GIVEN, that an action has been commenced and is pending in this Court upon a complaint of the above-named plaintiff against the above-named defendants for the foreclosure of a mortgage bearing date June 14, 2006 executed by JOAN NAUSS A/K/A JOAN D. NAUSS to FINANCIAL FREEDOM SENIOR FUNDING CORPORATION, A SUBSIDIARY OF INDYMAC BANK, F.S.B. to secure the sum of \$544,185.00, recorded in the Office of the Clerk of the County of NASSAU on June 30, 2006 in Official Record Liber M 30677 at Page 844. Said mortgage was assigned to Plaintiff by assignment of mortgage duly executed on a date prior to the filing of the complaint;

AND NOTICE IS FURTHER GIVEN, that the mortgaged premises affected by the said foreclosure action, were, at the time of the commencement of said action, and at the time of the filing of this notice bounded and described as follows:

See Schedule A - "Legal Description" annexed hereto and made a part hereof. Said premises being known as 238 NORTH OAK STREET, MASSAPEQUA, NEW YORK 11758 and by Section 52, Block 108, Lot 94.

TOGETHER with all fixtures and articles of personal property now or hereafter attached to, or used in connection with mortgaged premises, all as is more fully set forth in said mortgage.

16-192124 - AsK



Drafter: Asraf Khan



AL

Town of Oyster Bay
Inter- Departmental Memo

July 25, 2018

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

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 238 OAK STREET, MASSAPEQUA
CLEAN-UP

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

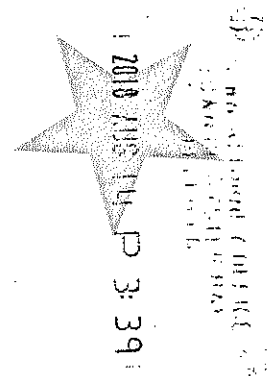
In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,195.71.

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


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet



CLEAN - UP 2 238 OAK STREET, MASSAPEQUA TO P & D



MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED
UNDER ROAD RESTORATION

Location (52-108-94) 238 OAK ST MASSAPEQUA 11758

Date Jul 7, 2018

Work Order # 49882

Labor Costs

Employee's Name		Regular Work Hours	Regular Rate	Overtime Hours	Overtime Rate	Line Cost
PAUL GEDULIG, JR.	General Maintenance	00:00	\$37.29	01:00	1.5	\$55.94
MICHAEL SOLOMON	General Maintenance	00:00	\$23.27	01:00	1.5	\$34.91
KEVIN FREIBERG	General Maintenance	00:00	\$34.59	01:00	1.5	\$51.89
RAYMOND SWIERKOWSKI	General Maintenance	00:00	\$26.65	01:00	1.5	\$39.97
Total Labor						\$182.71

Tools/Vehicle

Tool/Vehicle	Description	Rate per Hour	Hours	Line Cost
PK358	SANI PACKER 2006 INTL 7400 YW (PP938 / PP-938)	\$105.00	01:00	\$105.00
TD622	2008 FORD F250 YELLOW	\$79.00	01:00	\$79.00
TD627	PICK-UP TRUCK 2008 FORD F-250 YW (HP911)	\$79.00	01:00	\$79.00
Total Equipment				\$263.00

Materials

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

Grand Total \$1195.71

Description of Work:
CLEAN UP 238 N.OAK STREET MS

Signature:

Name: Douglas Robalino

Title: Director of Highway Operations

Date: Jul 23, 2018

WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated June 6, 2018, authorized the Highway Department to clean up the premises located at 91 Dover Street, Massapequa, New York 11758, also known as Section 53, Block 16, Lot 54 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated October 19, 2018, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on July 10, 2018, in the total amount of \$1,304.06, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated October 19, 2018, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,304.06 may be assessed by the Legislature of the County of Nassau against the parcel known as 91 Dover Street, Massapequa, New York 11758, also known as Section 53, Block 16, Lot 54 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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

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

cc: Supervisor
Town Attorney
Comptroller
Highway
Planning & Development
Town Clerk

Reviewed By
Office of Town Attorney
[Signature]

25

Town of Oyster Bay Inter-Departmental Memo


TO: MEMORANDUM DOCKET
FROM: Office of the Town Attorney
DATE: October 19, 2018
SUBJECT: Property Cleanup Assessment
91 Dover Street, Massapequa, New York 11758
Section 53, Block 16, Lot 54

The Department of Planning and Development, by memorandum dated June 6, 2018, directed the Highway Department to clean the premises located at 91 Dover Street, Massapequa, New York 11758, also known as Section 53, Block 16, Lot 54 on the Land and Tax Map of the County of Nassau. (See attached copy of deed). The Highway Department has, by memorandum dated July 25, 2018, advised that the property was cleaned by a crew from the Highway Department on July 10, 2018. The cost incurred by the Town of Oyster Bay was \$1,304.06.

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

Kindly place this matter on the Town Board Action Calendar.

JOSEPH NOCELLA
TOWN ATTORNEY



Ralph P. Healey
Special Counsel

RPH:aml
Attachments
cc: Town Attorney (w/7 copies)

S:\AML\CleanupMD&Reso\MD&Reso\MD 91 Dover St. 10.19.18.doc

REC'D BY HIGHWAY DEPT
JUN 19 10 AM 11:03

TOWN OF OYSTER BAY

**Inter-Departmental Memo
June 6, 2018**

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER OF
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 91 Dover Street Massapequa, NY 11758
SBL:53-16-54

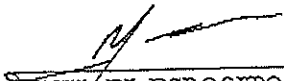
Notice of Violation (No.17936) was issued to the owner of the above-referenced premises 05/30/2018 for property non-maintenance, in violation of Section 135.52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Section 135.54: I am directing that:

- The grass and vegetation be cut.

Pursuant to the provisions of Section 135.54(C) of the code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER
BY:


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU


ME/js

cc: Joseph Nocella, Town Attorney

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT—THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY.

THIS INDENTURE, made the 26th day of April, in the year 2005

BETWEEN

Sara Seepersad, residing at 91 Dover Street, Massapequa, NY 11758

party of the first part, and

Ashly Joseph and Gillymei Zachariah, ^{his wife} residing at 42 Union Avenue, Amityville, NY 11701

party of the second part,

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

All that certain plot, place or parcel of land, with the buildings and improvements thereon erected, situate, lying and being at Medford in the Town of Brookhaven, County of Suffolk and State of New York being a part of Plot No. 1200 on a certain map entitled, "Map No. 29, Map of Property of the O.L. Schwencke Land and Inv. Company" location Patchogue, Long Island and filed in the Suffolk County Clerk's Office on 5/4/1901 as Map No. 551 and being more particularly bounded and described as follows:

BEGINNING at a concrete monument placed for a bound on the Easterly side of Bridgeport Avenue and distant 300 feet Southerly from the intersection of the Southerly side of Olympic Avenue with the Easterly side of Bridgeport Avenue and from said point of beginning;

RUNNING THENCE South 84 degrees 36 minutes 10 seconds East a distance of 200 feet to a concrete monument set in the Westerly side of Sipp Avenue;

S
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16
L
54

BEGINNING at a concrete monument placed for a bound on the Easterly side of Bridgeport Avenue and distant 300 feet Southerly from the intersection of the Southerly side of Olympic Avenue with the Easterly side of Bridgeport Avenue and from said point of beginning;

RUNNING THENCE South 84 degrees 36 minutes 10 seconds East a distance of 200 feet to a concrete monument set in the Westerly side of Sipp Avenue;

THENCE South 5 degrees 25 minutes 50 seconds West along the Westerly side of Sipp Avenue a distance of 100 feet to a concrete monument.

THENCE North 84 degrees 36 minutes 10 seconds West a distance of 200 feet to a concrete monument set in the Easterly side of Bridgeport Avenue;

THENCE North 5 degrees 23 minutes 50 seconds East along the Easterly side of Bridgeport Avenue a distance of 100 feet to the point or place of BEGINNING.

Premises more commonly known as 91 Dover Street, Massapequa, NY 11758

Being and intended to be the same premises conveyed to the Grantor herein by deed dated 8/25/04, and recorded 9/16/04 in Liber 11844 at Page 683.

T
T
14/98

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.

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

July 25, 2018

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

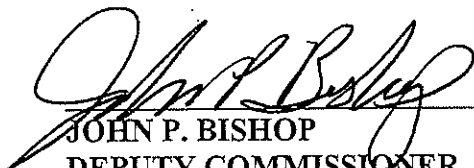
FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 91 DOVER STREET, MASSAPEQUA
CLEAN-UP

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

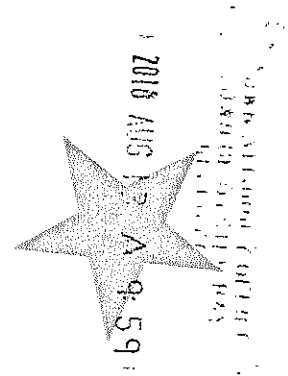
In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,304.06.

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


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet



CLEAN - UP 2 91 DOVER STREET, MASSAPEQUA TO P & D



**MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED
UNDER ROAD RESTORATION**

Location (53-16-54) 91 DOVER ST MASSAPEQUA 11758

Date Jul 10, 2018

Work Order # 49574

Labor Costs

Employee's Name		Regular Work Hours	Regular Rate	Overtime Hours	Overtime Rate	Line Cost
ROBERT SEE	General Maintenance	00:00	\$25.30	01:00	1.5	\$37.95
JOSEPH SANTANGELO	General Maintenance	00:00	\$41.75	01:00	1.5	\$62.63
VINCENT PADAVANO	General Maintenance	00:00	\$47.36	01:00	1.5	\$71.04
JOHN KOZIKOWSKI	General Maintenance	00:00	\$33.35	01:00	1.5	\$50.03
JOHN SANDIFORD	General Maintenance	00:00	\$28.94	01:00	1.5	\$43.41
Total Labor						\$265.06

Tools/Vehicle

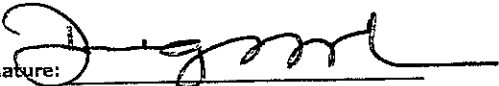
Tool/Vehicle	Description	Rate per Hour	Hours	Line Cost
TD593	TRUCK DUMP 2006 FORD F-350 YW (T-300) - Power Wagons	\$105.00	01:00	\$105.00
TD648	PICK-UP TRUCK 2009 FORD F-250 YW (T-010 / 010)	\$79.00	01:00	\$79.00
TR155	TRAILER 2008 CMATE 816CC YW	\$105.00	01:00	\$105.00
Total Equipment				\$289.00

Materials

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

Grand Total \$1304.06

Description of Work:
CLEAN UP 91 DOVER STREET MS

Signature: 
Name: Douglas Robalino
Title: Director of Highway Operations
Date: Jul 23, 2018



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated June 19, 2018, authorized the Highway Department to clean up the premises located at 28 Terrehans Lane, Syosset, New York 11791, also known as Section 12, Block 396, Lots 36 & 37 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated October 19, 2018, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on June 20, 2018, in the total amount of \$1,281.19, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated October 19, 2018, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,281.19 may be assessed by the Legislature of the County of Nassau against the parcel known as 28 Terrehans Lane, Syosset, New York 11791, also known as Section 12, Block 396, Lots 36 & 37 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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

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

cc: Supervisor
Town Attorney
Comptroller
Highway
Planning & Development
Town Clerk

Reviewed By
Office of Town Attorney
Ralph P. Healey

26

Town of Oyster Bay Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: October 19, 2018


SUBJECT: Property Cleanup Assessment
28 Terrehans Lane, Syosset, New York 11791
Section 12, Block 396, Lots 36 & 37

The Department of Planning and Development, by memorandum dated June 19, 2018, directed the Highway Department to clean the premises located at 28 Terrehans Lane, Syosset, New York 11791, also known as Section 12, Block 396, Lots 36 & 37 on the Land and Tax Map of the County of Nassau. (See attached copy of deed). The Highway Department has, by memorandum dated July 2, 2018, advised that the property was cleaned by a crew from the Highway Department on June 20, 2018. The cost incurred by the Town of Oyster Bay was \$1,281.19.

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

Kindly place this matter on the Town Board Action Calendar.

JOSEPH NOCELLA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachments
cc: Town Attorney (w/7 copies)

S:\AML\CleanupMD&ResoMD&ResoMD 28 Terrehans Ln 10.19.18.doc

TOWN OF OYSTER BAY

Inter-Departmental Memo
June 19, 2018

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER OF
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 28 Terrehans Lane Syosset, NY 11791
SBL: 12-396-36 -37

Notice of Violation (No.17888) was issued to the owner of the above-referenced premises 06/05/2018 for property non-maintenance, in violation of Section 135.52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Section 135.54: I am directing that:

- The litter and debris be removed.

Pursuant to the provisions of Section 135.54(C) of the code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER
BY:



MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME/js

cc: Joseph Nocella, Town Attorney



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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

June 11, 2018

VIA REGULAR MAIL AND CERTIFIED MAIL, RRR

Ms. Renate Karachansky
28 Terrehans Lane
Syosset, New York 11791

RE: Premises: 28 Terrehans Lane, Syosset, NY
Section 12 Block 396 Lot 36

COMPLIANCE NOTICE

Pursuant to Chapter 135 of the Code of the Town of Oyster Bay

Dear Ms. Karachansky:

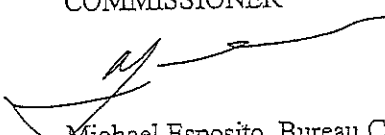
Over the past few years and despite our repeated actions your property remains non-compliant with the provisions of Section 135.52 of the Code of the Town of Oyster Bay. Although, a Notice of Violation No. 17888 was served to you on June 5, 2018, an inspection has revealed that the conditions at the premises continue to endanger the health, safety and welfare of residents of the Town of Oyster Bay. This NOTICE OF VIOLATION is notification to you that the property must be properly maintained by the end of the day on June 19, 2018.

An inspection will be performed on Wednesday, June 20, 2018 and should the inspector deem the property non-compliant, pursuant to the Town's code, the Highway Department will immediately commence the necessary maintenance, including the removal of rubbish stored outside the dwelling, and disposed of accordingly. Please be reminded that the provisions of Section 135.54 (C) of the code entitles that the Town be reimbursed the cost of the work performed by assessment against the owner.

Please do not hesitate to contact the undersigned with your questions or concerns.

Very truly yours,

ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito, Bureau Chief
Code Enforcement Bureau


EEM:ME:wgm

7003 2260 0001 9128 3398

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT—THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY.

THIS INDENTURE, made the 18 day of June, nineteen hundred and seventy-five
BETWEEN THOMAS J. BURGDORF AND JEAN A. BURGDORF, his wife, both residing at
13 North Prospect Drive, Huntington Station, New York

party of the first part, and RENATE KARACHANSKY ~~RESIDING AT 1 RIPLEY LANE, RFD NO. 1, OYSTER BAY, NEW YORK~~
~~RESIDING AT 1 RIPLEY LANE, RFD NO. 1, OYSTER BAY, NEW YORK~~

party of the second part,

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

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being ~~at~~ at Syosset, in the Town of Oyster Bay, County of Nassau and State of New York, known and designated as and by part of Lots Numbers 9 and 10 in Block Number 396 on a certain Map entitled, "Map of Syosset Greens, Section No. 1, situated at Syosset, Town of Oyster Bay, Nassau Co., New York, and surveyed on September 26, 1962 by William H. Parry, Inc., Land Surveyors, Jamaica, N. Y.", and filed in the Office of the Clerk of the County of Nassau on December 5, 1962 as Map Number 5637, which said part of lots are more particularly bounded and described as follows:

BEGINNING at a point which is on the old southerly side of Terrehans Lane, distant 575.00 feet easterly from the extreme easterly end of the arc of the curve connecting the old southerly side of Terrehans Lane and the easterly side of Elderberry Road; and thence South 8 degrees 24 minutes 20 seconds West 61.54 feet to the point of beginning which point of beginning is the northwesterly corner of subject property; RUNNING THENCE South 8 degrees 24 minutes 20 seconds West 43.46 feet; RUNNING THENCE South 81 degrees 35 minutes 40 seconds East 140 feet; RUNNING THENCE North 8 degrees 24 minutes 20 seconds East 77.94 feet to the southerly side of South Service Road Long Island Expressway; RUNNING THENCE westerly along a curve having a radius of 2970.00 feet a distance of 144.16 feet along the southerly side of South Service Road Long Island Expressway, the point or place of BEGINNING. BEING Lots 36 and 37 in Block 396, Section 12 of the Nassau County Tax Map.

BEING the same premises heretofore conveyed to the parties of the first part by deed dated January 14, 1960 and recorded January 25, 1960 in Liber 6661 p. 274; and by deed dated May 4, 1963 and recorded May 11, 1963 in Liber 5213 p. 382.

SAID premises being known as 28 Terrehans Lane, Syosset, New York.

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:

Heather Pine

Thomas J. Burgdorf
Thomas J. Burgdorf
Husband, appearing in person

Jean A. Burgdorf
Jean A. Burgdorf

SEP 28 1975

Recorded Map 12 Ver 396 Lot 36-37
Section 12
S2812 42 112

STATE OF NEW YORK, COUNTY OF Nassau

On the 18 day of June 1975, before me personally came THOMAS J. BURGDORF AND JEAN A. BURGDORF

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

JOSEPH MANGIARACINA
NOTARY PUBLIC, State of New York
No. 30-7694976
Qualified in Nassau County
Commission Expires March 30, 1976

STATE OF NEW YORK, COUNTY OF Nassau

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

that he is the of

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

STATE OF NEW YORK
COUNTY OF Nassau

On this day of June, 1975, before me personally came Jean A. Burgdorf, to me known and known to me to be the individual who executed the foregoing instrument, and known to me to be the individual described in and appointed attorney in fact by a certain power of attorney executed by Thomas J. Burgdorf bearing date the 24 day of Sept 1974, which is intended to be recorded simultaneously herewith in the office of the Clerk of the County of Nassau, and acknowledged that she executed the foregoing instrument as the act of said Thomas J. Burgdorf; and as his attorney in fact.

JOSEPH MANGIARACINA
NOTARY PUBLIC, State of New York
No. 30-7694976
Qualified in Nassau County
Commission Expires March 30, 1976
JOSEPH MANGIARACINA

Bargain and Sale Deed

WITH COVENANT AGAINST GRANTOR'S ACTS

TITLE NO. R470254-N

THOMAS J. BURGDORF AND JEAN A. BURGDORF, his wife

TO

RENATE KARACHANSKY
KARACHANSKY, his wife

SECTION 12
BLOCK 396
LOT 36 and 37
COUNTY OR TOWN Nassau

RETURN BY MAIL TO

David H. Brown, Esq.
187-24 Union Turnpike
Flushing, New York 11366

Zip No.

STANDARD FORM OF NEW YORK BOARD OF TITLE UNDERWRITERS
Distributed by
SECURITY TITLE AND GUARANTY COMPANY
CHARTERED 1928 IN NEW YORK

RESERVE THIS SPACE FOR USE OF RECORDING OFFICE

RECORDED
JUN 24 11 02 AM '75
HAROLD W. MCCORMELL
COUNTY CLERK
NASSAU COUNTY

STATE OF NEW YORK
TRANSFER TAX
JUN 24 1975
\$41.25

DEED 8812 PAGE 330

Town of Oyster Bay
Inter- Departmental Memo

July 2, 2018

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

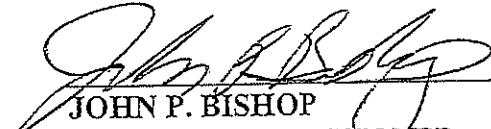
FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 28 TERRAHANS LANE, SYOSSET
CLEAN-UP

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

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,281.19.

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


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP 28 TERREHANS LANE, SYOSSET TO P & D

PLANNING AND DEVELOPMENT
2018 JUL -6 A 10:13
TOWN OF OYSTER BAY

2018 JUL 18 P 1:44
TOWN OF OYSTER BAY



MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED
UNDER ROAD RESTORATION

Location (12-396-36) 28 TERRE HANS LN SYOSSET 11791

Date Jun 20, 2018

Work Order # 49372

Labor Costs

Employee's Name		Regular Work Hours	Regular Rate	Overtime Hours	Overtime Rate	Line Cost
PETER GADIGIAN	General Maintenance	01:00	\$42.22	00:00	0	\$42.22
THOMAS KRAEMER	General Maintenance	01:00	\$47.18	00:00	0	\$47.18
JOSEPH SANTANGELO	General Maintenance	01:00	\$41.75	00:00	0	\$41.75
JOHN SANDIFORD	General Maintenance	01:00	\$28.94	00:00	0	\$28.94
RICHARD SANDIFORD II	General Maintenance	01:00	\$28.94	00:00	0	\$28.94
Total Labor						\$189.03

Tools/Vehicle

Tool/Vehicle	Description	Rate per Hour	Hours	Line Cost
PK427	SANI PACKER 2013 INTER 7400 YW	\$105.00	01:00	\$105.00
TD654	PICK-UP TRUCK 2009 FORD F-250 YW (14 / 014)	\$79.00	01:00	\$79.00
TD704	TRUCK DUMP 2011 FORD F350 YELLO (T145 / T-145) - Power Wagons	\$105.00	01:00	\$105.00
Total Equipment				\$289.00

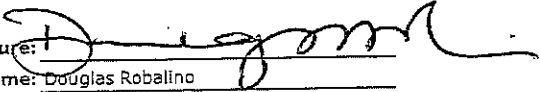
Materials

Material	Cost Per Unit	Units	Line Cost
Administrative Fee	\$750.00	1	\$750.00
Tipping Fee (per ton)	\$85.74	0.62	\$53.16
Total Materials			\$803.16

Grand Total \$1281.19

Description of Work:

CLEAN UP 28 TERREHANS LANE SYOSSET ON JUNE 20TH

Signature: 
Name: Douglas Robalino
Title: Director of Highway Operations
Date: Jul 2, 2018

Meeting of November 20, 2018

Resolution No. 754-2018

WHEREAS, by Resolution No. 731-2015, adopted on December 15, 2015, the Town Board retained the law firm of Cozen O'Connor, 45 Broadway, 16th Floor, New York, New York 10006, as special counsel to the Town of Oyster Bay to represent Town employees, identified to the Town Board in executive session, in proceedings involving such employees' work duties; and

WHEREAS, Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated November 1, 2018, request and recommend that the Town Board amend Resolution No. 731-2015, to provide an additional amount not to exceed \$1,630.00, to continue the special counsel fees of Cozen O'Connor,

NOW, THEREFORE, BE IT RESOLVED, That the Town Board hereby accepts and approves the abovementioned request and recommendation, and the Town Board hereby amends Resolution No. 731-2015, to increase the authorized fees of Cozen O'Connor, in an amount not to exceed \$1,630.00, including expenses and disbursements; and be it further

RESOLVED, that the funds for said payment shall be drawn from Account No. OTA A 1420 44110 000 0000; and be it further

RESOLVED, the Town Board hereby authorizes and directs the Town Comptroller 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
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilwoman Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller

Reviewed By
Office of Town Attorney

Ralph P. Healey

27

Town of Oyster Bay Inter-Departmental Memo

FROM: MEMORANDUM DOCKET
FROM: Office of the Town Attorney
DATE : November 1, 2018
SUBJECT: Special Counsel to the Town Attorney
Cozen O'Connor: Request for Additional Funds

The Town Board had previously adopted Resolution No. 731-2015, on December 15, 2015, retaining the law firm of Cozen O'Connor, 45 Broadway, 16th Floor, New York, New York 10006 as special counsel for the Town of Oyster Bay, in connection with the representation of Town employees identified to the Town Board in executive session in proceedings involving each employee's work duties. Said matters require additional funds to continue to work on same. Therefore, it is necessary to authorize additional funds, in the amount of \$1,630.00 to cover legal fees and expenses in connection therewith, to be paid from Account No. OTA A 1420 44110 000 0000.

Submitted herewith is the Resolution for the forgoing request.

JOSEPH NOCELLA
TOWN ATTORNEY



Ralph P. Healey
Special Counsel

RPH:ba
Attachment
2016-5811
cc: Town Attorney (w/7copies)

S:\Attorney\RESOS 2018\MD & Reso\Cozen O' Connoremployeeeworkduties.docx

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 11, 2018, has 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; and

WHEREAS, by Resolution No. 699-2018, adopted on October 30, 2018, this Town Board approved the referral of thirteen (13) properties for assessment; and

WHEREAS, subsequent to the adoption of Resolution No. 699-2018, payment was received and deposited in the amount of \$1,250.00, for the property located at 12 Rosemary Drive, Massapequa, New York 11758, also known as Section 52, Block 44, Lot 70, on the Nassau County Land and Tax Map; and

WHEREAS, Joseph Nocella, Town Attorney, and Ralph P. Healey, Special Counsel, Office of the Town Attorney, by memorandum dated November 2, 2018, requested that Resolution No. 699-2018 be amended to reflect an updated referral list, with the premises located at 12 Rosemary Drive, Massapequa, New York 11758, having been removed from said list,

NOW, THEREFORE BE IT RESOLVED, that the abovementioned request is hereby approved, and Resolution No. 699-2018 is hereby amended to reflect an updated referral list, with the premises located at 12 Rosemary Drive, Massapequa, New York 11758, having been removed from said list.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller

Reviewed By
Office of Town Attorney

Elizabeth A. Faughnan

ACCOUNT#	MAILING ADDRESS	CITY	STATE	ZIP CODE	LAST PMT	CURRENT BALANCE	ORIGINAL BILLING DATE	SEC	BLK	LOT	SD	Property Address	Property City	Prope rty State	Property Zip	
1600	316 HERBERT PL	BETHPAGE	NY	11714	8/1/2014	1,300.00	12/9/2012	46	464	5	021	316 HERBERT PL	BETHPAGE	NY	11714	
1955	420 N BLECKER	N MASSAPEQUA	NY	11758	1/23/2018	250.00	10/9/2013	52	11	53	022	420 BLECKER DR	MASSAPEQUA	NY	11758	
1338	21 9TH ST	HICKSVILLE	NY	11801	7/28/2018	213.61	10/31/2013	46	287	31	017	21 NINTH ST	HICKSVILLE	NY	11801	
1654	19 SHORE AV	OYSTER BAY	NY	11771	N/A	1,081.25	4/30/2014	27	44	276	009	19 SHORE AVE	OYSTER BAY	NY	11771	
1703	31 E PARK DR	OLD BETHPAGE	NY	11804	N/A	500.00	6/30/2014	47	70	24	020	31 E PARK DR	OLD BETHPAGE	NY	11804	
1761	35 KNOLL LN	GLEN HEAD	NY	11545	N/A	100.00	6/30/2014	20	59	90	001	35 KNOLL LN	GLEN HEAD	NY	11545	
1956	18 MICHELE TERR	MASSAPEQUA PK	NY	11762	9/28/2017	250.00	9/30/2014	53	174	15	023	18 MICHELE TER	MASSAPEQUA	NY	11758	
1166	163 FLORAL AVE	PLAINVIEW	NY	11803	10/25/2016	650.00	11/30/2014	46	155	44	021	163 FLORAL AVE	PLAINVIEW	NY	11803	
1218	4220 LUDWIG LN	BETHPAGE	NY	11714	N/A	4,206.25	11/30/2014	52	318	1	018	4220 LUDWIG LN	BETHPAGE	NY	11714	
1264	18 HOLMAN BLVD	HICKSVILLE	NY	11801	7/28/2017	300.00	11/30/2014	11	G	53	017	18 HOLMAN BLVD	HICKSVILLE	NY	11801	
1291	2 HERMAN AVE	HICKSVILLE	NY	11801	5/27/2015	500.00	11/30/2014	12	184	11	017	2 HERMAN AVE	HICKSVILLE	NY	11801	
1302	41 NEARWATER AV	MASSAPEQUA	NY	11758	N/A	700.00	8/31/2016	66	82	18	023	41 NEARWATER AVE	MASSAPEQUA	NY	11758	

186

755

Town of Oyster Bay
Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: OFFICE OF THE TOWN ATTORNEY

DATE : November 2, 2018


SUBJECT: Sidewalk Repair Assessment Update:
12 Rosemary Drive, Massapequa 11758
Section: 52, Block: 44, Lot: 70

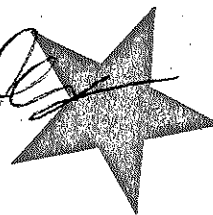
By memorandum dated September 11, 2018, the Office of the Comptroller has annexed a list of sidewalk repair accounts, for which no monies have been collected for a period of over sixty (60) days. The Comptroller has requested that said accounts be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

Pursuant to Town Board Resolution No. 699-2018, adopted on October 30, 2018, a total of thirteen (13) properties were referred to Nassau County. Subsequent to the passage of said Resolution, the Comptroller's Office received payment in the amount of \$1,250.00 for the outstanding sidewalk repair at 12 Rosemary Drive, Massapequa, New York 11758, also known as Section 52, Block 44, Lot 70, on the Nassau County Land and Tax Map. The Comptroller deposited the funds, and requested that the Town Board approve an updated list of properties with outstanding sidewalk repair balances, removing 12 Rosemary Drive, Massapequa, New York 11758, from the referral list.

In light of the foregoing, it is hereby requested that the Town Board amend Resolution No. 699-2018 to reflect an updated referral list, with the premises located at 12 Rosemary Drive, Massapequa, New York 11758, as having been removed from said list.

JOSEPH NOCELLA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel



RPH:ba
Enclosure
GS963
cc: Town Attorney (w/7copies)
S:\Attorney\RESOS 2018\MD & Reso\SidewalkAssess2018 amend RPH.docx

WHEREAS, Joseph Nocella, Town Attorney, and Paul S. Ehrlich, Deputy Town Attorney, by memorandum dated October 26, 2018, advised that the Department of Planning and Development requested that the Office of the Town Attorney commence litigation seeking a permanent injunction preventing multiple continued violations of the Town Code of the Town of Oyster Bay by Manija Ghafoorzada and Barakah 786 Corp., the owners and operators of a food truck vehicle/business that has been operating in the Hicksville area for several months in a manner that violates multiple provisions of the Town Code; and

WHEREAS, so that the Office of the Town Attorney may expeditiously file such litigation documents, Joseph Nocella, Town Attorney, and Paul S. Ehrlich, Deputy Town Attorney have requested and recommended that the Town Board authorize litigation against the owners and operators of the food truck vehicle and the food truck business,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are accepted, and the Office of the Town Attorney is hereby authorized to commence litigation seeking a permanent injunction against Manija Ghafoorzada and Barakah 786 Corp., the owners and operators of a food truck vehicle/business, from operating in the Hicksville area in a manner that violates multiple provisions of the Code of the Town of Oyster Bay.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller

Reviewed By
Office of Town Attorney

29

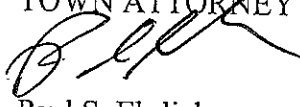
Town of Oyster Bay Inter-Departmental Memo

TO : MEMORANDUM DOCKET
FROM : OFFICE OF THE TOWN ATTORNEY
DATE : October 26, 2018
SUBJECT: Authorization of Litigation

The Department of Planning and Development has requested that our office institute suit against Manija Ghafoorzada and Barakah 786 Corp., the owners and operators of a food truck business and food truck vehicle that has been operating in the Hicksville area for several months in a manner that allegedly violates multiple provisions of the Town Code of the Town of Oyster Bay. The Supreme Court action will seek a permanent injunction preventing the owners/operators of the food truck/business from continuing those activities that violate the Town Code. This proposed action would supplement the continuing prosecution of these Town Code violations already pending in the Nassau County Fourth District Court.

So that this Office may expeditiously file the Summons and Complaint, it is requested and recommended that the Town Board authorize litigation against this individual and entity that have been determined to be the owners/operators of the food truck and business.

JOSEPH NOCELLA
TOWN ATTORNEY


Paul S. Ehrlich
Deputy Town Attorney

PSE:pse
Attachment
2018-6859
cc: Town Attorney (with 7 copies)

RESOLVED, That a public hearing will be held in the Hearing Room, Town Hall, Audrey Avenue, Oyster Bay, New York on, the 11th day of December, 2018, at 10:00 o'clock, a.m. prevailing time on that day, or as soon thereafter as practicable, to consider the application of 62 CHARLOTTE AVENUE DEVELOPMENT LLC, fee owner, and C & R AUTOMOTIVE INC., d/b/a AAAA-1 AUTO AND TOWING, lessee, for modification of a Special Use Permit to authorize and permit operation of an unrestricted towing facility in addition to existing auto body and repair shop, on premises located at 62 Charlotte Avenue, Hicksville, Town of Oyster Bay, County of Nassau, State of New York and described as Section 11, Block 484, Lot 53, on the Land and Tax Map of Nassau County ; and be it further

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

-#-

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

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


cc: Supervisor
Town Attorney
Comptroller
Planning & Development
Environmental Resources


Reviewed By
Office of Town Attorney

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 11, 2018, at 10:00 a.m., prevailing time, or as soon thereafter as may be practicable, in the Hearing Room, Town Hall, East Building, Audrey Avenue, Oyster Bay, New York, for the purpose of considering an application from 62 CHARLOTTE AVENUE DEVELOPMENT LLC, fee owner, and C & R AUTOMOTIVE INC., d/b/a AAAA-1 AUTO AND TOWING, lessee, for modification of a Special Use Permit to authorize and permit operation of an unrestricted towing facility in addition to existing auto body and repair shop, on premises located at 62 Charlotte Avenue, Hicksville, Town of Oyster Bay, County of Nassau, State of New York and described as Section 11, Block 484, Lot 53, on the Land and Tax Map of Nassau County. The abovementioned application is on file and may be viewed daily (except Saturday, Sunday and Holidays) between the hours of 9:00 a.m. and 4:45 p.m., prevailing time, at the Office of the Town Clerk at Oyster Bay and Massapequa. Any person interested in the subject matter of said hearing will be given an opportunity to be heard with reference thereto, at the time and place above designated. TOWN BOARD OF TOWN OF OYSTER BAY. JOSEPH S. SALADINO, Supervisor. JAMES ALTADONNA, JR., Town Clerk.

Dated: November 20, 2018, Oyster Bay, New York.

 Reviewed By
Office of Town Attorney



30

Town of Oyster Bay Inter-Departmental Memo

TO : MEMORANDUM DOCKET

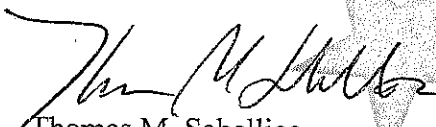
FROM : OFFICE OF THE TOWN ATTORNEY

DATE : November 2, 2018

SUBJECT: 62 Charlotte Avenue Development LLC and
C&R Automotive Inc. d/b/a AAAA-1 Auto and Towing
Modification of Special Use Permit
Premises: 62 Charlotte Avenue, Hicksville, New York
Section 11, Block 484, Lot 53

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 11, 2018, in connection with the above referenced matter.

JOSEPH NOCELLA
TOWN ATTORNEY


Thomas M. Sabellico
Special Counsel

TMS:nb
Enclosure
File LA 2017-5993
cc: Town Attorney (w/7copies)

S:\Attorney\RESOS 2018\MD & Reso\MD for Public Hearing CharlotteAve.doc

WHEREAS, pursuant to public notice, bids were duly solicited, and were regularly received on October 24, 2018, for Contract No. DP17-167-PH2, Expansion of Ellsworth W. Allen Park-Phase 2, located in Farmingdale, New York, and said bids were publicly opened and read; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highway, by memorandum dated November 13, 2018, advised that in compliance with the Town's Procurement Policy, the Bid Proposals received for Contract No. DP17-167-PH2, were reviewed by the Consulting Engineer, LiRo Engineers, Inc.; and

WHEREAS, by letter dated November 9, 2018, LiRo Engineers, Inc., recommended the award of Contract No. DP17-167-PH2, to The Landtek Group, Inc., 235 County Line Road, Amityville, New York 11701, the lowest responsive bidder, in the amount of \$6,132,467.00, for the base bid, and \$293,000.00 for add/alternative items 901-A through 901-D, \$108,000.00 for add/alternate items 902-A through 902-D, \$318,000.00 for alternative 1 and \$159,000.00 for alternative 2, for a grand total of \$7,010,467.00; and

WHEREAS Commissioner Lenz, by said memorandum, concurred with the recommendation of LiRo Engineers, Inc., and recommended the award of Contract No. DP17-167-PH2, to The Landtek Group, 235 County Line Road, Amityville, New York 11701, the lowest responsive bidder, in the amount of \$7,010,467.00; and

WHEREAS, the estimated construction time for completion of the contract is 150 calendar days, and funds are available through Account Nos. PKS H 7179 20000 000 1802 001 Project ID No. 1802PKSA-02 (\$1,063,230.00), PKS H 7179 20000 000 1502 001 Project ID No. 1502PKSA-13 (\$1,344,646.00), PKS H 7179 20000 000 1402 001 Project ID No. 1402PKSA-09 (\$890,000.00), PKS H 7179 20000 000 1302 001 Project ID No. 1302PKSA-15 (\$1,700,000.00), PKS H 7179 20000 000 1209 001 Project ID No. 1209TWNA-30 (\$1,714,175.00), PKS A 7197 20000 000 1102 001, Project ID No. 1102PKSA-34 (\$298,416.00),

NOW, THEREFORE, BE IT RESOLVED, That the recommendations as hereinabove set forth are accepted and approved, and the Supervisor or his designee is hereby authorized and directed to sign Contract No. DP17-167-PH2, Expansion of Ellsworth W. Allen Park-Phase 2, located in Farmingdale, New York, in an amount not to exceed \$7,010,467.00 in accordance with the provisions herein; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to issue a total encumbrance order in a total amount not to exceed \$7,010,467.00, upon presentation of a duly certified claim, after audit, to be drawn from Account Nos. PKS H 7179 20000 000 1802 001 Project ID No. 1802PKSA-02 (\$1,063,230.00), PKS H 7179 20000 000 1502 001 Project ID No. 1502 PKSA-13 (\$1,344,646.00), PKS H 7179 20000 000 1402 001 Project ID No. 1402PKSA-09 (\$890,000.00), PKS H 7179 20000 000 1302 001 Project ID No. 1302PKSA-15 (\$1,700,000.00), PKS H 7179 20000 000 1209 001 Project ID No. 1209TWNA-30 (\$1,714,175.00), PKS A 7197 20000 000 1102 001, Project ID No. 1102PKSA-34 (\$298,416.00).

-#-

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

	Supervisor Saladino	Aye
	Councilman Muscarella	Aye
	Councilman Macagnone	Nay
	Councilwoman Alesia	Absent
	Councilwoman Johnson	Aye
	Councilman Imbroto	Aye
	Councilman Hand	Aye
cc:	Supervisor	
	Town Attorney	
	Comptroller	
	Public Works	
	Parks	

36
TOWN OF OYSTER BAY

INTER-DEPARTMENTAL MEMO

NOVEMBER 5, 2018


TO: MEMORANDUM DOCKET


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

SUBJECT: AWARD OF CONSTRUCTION CONTRACT
EXPANSION OF ELLSWORTH W. ALLEN TOWN PARK – PHASE 2
CONTRACT NO. DP17-167-PH2
SUPPLEMENTAL MEMO TO FOLLOW

The Division of Purchasing has received bids for the subject project and the Division of Engineering currently has the bids received under review. A formal recommendation of award will be supplied by supplemental memorandum docket.

It is requested that a space be reserved at the Town Board meeting of November 20, 2018 for the Town Board to take action on the award of Expansion of Ellsworth W. Allen Park – Phase 2, Contract No. DP17-167-PH2




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

RWL/JCT/MR/lk

c: Office of the Town Attorney (w/7 copies)
Steven Ballas, Deputy Comptroller
Eric Tuman, Commissioner/General Services
Joseph Pinto, Commissioner/Parks
Daniel Haas, Division of Engineering

DP17-167-PH2 DOCKET AWARD RESERVE

18

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

NOVEMBER 13, 2018

TO: MEMORANDUM DOCKET

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

SUBJECT: SUPPLEMENTAL DOCKET MEMO TO ITEM NO. 36
DOCKET OF NOVEMBER 6, 2018
AWARD OF CONSTRUCTION CONTRACT
EXPANSION OF ELLSWORTH W. ALLEN PARK - PHASE 2
CONTRACT NO. DP17-167-PH2
ACCOUNT NO. PKS H 7197 20000 000 1802 001, PROJECT ID 1802PKSA-02
PKS H 7197 20000 000 1502 001, PROJECT ID 1502PKSA-13
PKS H 7197 20000 000 1402 001, PROJECT ID 1402PKSA-09
PKS H 1997 20000 000 1302 001, PROJECT ID 1302PKSA-15
PKS H 7197 20000 000 1209 001, PROJECT ID 1209TWNA-30
PKS A 7197 20000 000 1102 001, PROJECT ID 1102PKSA-34

In furtherance to Item No. 36 of the docket of November 6, 2018, on October 24, 2018, the Division of Purchasing received bids for the subject project and the consulting engineer reviewed the bids. The Landtek Group, Inc. submitted the lowest responsive bid among two (2) in the amount of \$6,132,467.00 for the base bid only. The Landtek Group Inc. has submitted the necessary disclosure documentation.

Attached is a letter dated November 9, 2018 from the office of LiRo Engineers, Inc. recommending the award of this contract to The Landtek Group, Inc. in the amount of \$6,132,467.00 for the base bid, \$293,000.00 for add/alternate items 901-A through 901-D, \$108,000.00 for add/alternate items 902-A through 902-D, \$318,000.00 for alternative 1 and \$159,000.00 for alternative 2 for a grand total of \$7,010,467.00.

The estimated construction time for completion of the subject contract is 150 calendar days. Funds are available for the subject contract work in Account No. PKS H 7179 20000 000 1802 001, Project Id 1802PKSA-02 (\$1,063,230.00), PKS H 7179 20000 000 1502 001 Project Id 1502PKSA-13 (\$1,344,646.00), PKS H 7179 20000 000 1402 001 Project Id 1402PKSA-09 (\$890,000.00), PKS H 1997 20000 000 1302 001 Project Id 1302PKSA-15 (\$1,700,000.00), PKS H 7197 20000 000 1209 001 Project Id 1209TWNA-30 (\$1,714,175.00), PKS A 7197 20000 000 1102 001, PROJECT ID 1102PKSA-34 (\$298,416.00).

We concur with the recommendation of LiRo Engineers, Inc. and request that Contract No. DP17-167-PH2 be awarded to The Landtek Group, Inc. for a grand total of the base bid and all alternate items for a total bid encumbrance of \$7,010,467.00.

Richard W. Lenz by:
Eric C. Tuman, Deputy Commissioner
RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS/HIGHWAY

RWL/JCT/MR/lk
Attachments

cc: Town Attorney (w/7 copies)
Steven Ballas, Comptroller
Eric Tuman, Commissioner/General Services
Joseph Pinto, Commissioner/Parks
Kathy Stefanich, Public Works



LiRo Engineers, Inc.

A LiRo Group Company

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

09 November 2018

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

Attention: Matt Russo

Re: Expansion of Ellsworth W. Allen Park – Phase 2
Located in Farmingdale, New York
Contract No. DP17-167-PH 2
Bid Review

To Whom It May Concern:

Bids were received on the referenced project on October 24, 2018. The basis of award, was based on base bid items only. Two contractors submitted proposals. The two lowest bids were as follows:

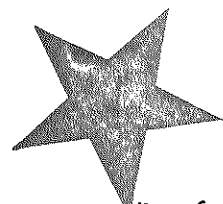
Laser Industries, Inc. \$5,769,784.00
1775 Middle Country Rd.
Ridge, NY 11961

Landtek Group, Inc. \$6,132,467.00
235 County Line Road
Amityville, NY 11701

We reviewed the bids and found no discrepancies. After discussions with the Town, Landtek is the lowest responsible bidder. The engineer's estimate for the project is \$6,256,440. Landtek's total of \$6,132,467.00 is \$123,973.00 below the engineer's estimate.

The bid results were very competitive with quality contractors and ranged from \$5,769,784.00 to \$6,132,467.00. The range of bids indicates that the low bid is a fair price for the work and schedule proposed. In addition, the contract included an Alternate Bid for field lighting, scoreboards, etc. Landtek submitted a bid price for the Alternate of \$878,000.00 as listed below:

1. Sports Lighting - \$293,000.00
2. Score Boards - \$108,000.00
3. Existing Park Entrance Modifications - \$318,000.00
4. New Park Entrance Traffic Light - \$159,000.00



Review of the responsible low bidder's references indicates that the Landtek Group, Inc. quality of work has been satisfactory and that they would and have used them again on additional projects. The contractor has experience in ballfield work similar to the scope of this project.



LiRo Engineers, Inc.

A LiRo Group Company

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

Based on the above analysis we recommend award of this contract to Landtek Group, Inc. in the amount of \$6,132,467.00 base bid and Alternate bid of \$878,000.00 for a total of \$7,010,467.00.

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

Very truly yours,

LiRo Engineers, Inc.



Michael Kwaschyn, P.E.
Vice President

RH:tg
Enclosures

WHEREAS, by Resolution No. 716-2016, adopted on December 13, 2016, the Town Board authorized the Town Clerk to retain On-Time Court Reporting, Inc., 263 Brown Street, Mineola, New York 11501, a professional stenographic services firm, to transcribe Town Board meetings, from January 1, 2017 through and including December 31, 2017, with two (2) one (1) year extension options; and

WHEREAS, James Altadonna, Jr. Town Clerk, by memorandum dated November 1, 2018, requested and recommended that the Town Board exercise the Town's second one (1) year extension option with the professional stenographic services firm of On-Time Court Reporting, Inc., to transcribe Town Board meetings, from January 1, 2019 through and including December 31, 2019, in an amount not to exceed \$35,000.00,

NOW THEREFORE BE IT RESOLVED, that the request and recommendation as hereinabove set forth are hereby accepted and approved, to exercise the Town's second (one) year renewal option with the professional stenographic services firm of On-Time Court Reporting, Inc., to transcribe Town Board meetings, from January 1, 2019 through and including December 31, 2019, in an amount not to exceed \$35,000.00; and be it further

RESOLVED that the funds for said payment shall be drawn from Account No. OTC A 1410 44120 000 0000; and be it further

RESOLVED, that this Town Board hereby authorizes and directs the Town Comptroller to make payment for same, upon submission of aa 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 Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Town Clerk

Reviewed By
Office of Town Attorney
Ralph P. DeSalvo

32

TOWN OF OYSTER BAY

Inter-Office Memorandum

TO: MEMORANDUM DOCKET

FROM: JAMES ALTADONNA JR., TOWN CLERK

DATE: NOVEMBER 1, 2018

**SUBJECT: STENOGRAPHIC SERVICES FOR TOWN BOARD HEARINGS
FROM JANUARY 1, 2019 THROUGH DECEMBER 31, 2019**

As per Town Board Resolution No. 716-2016 (attached), the Town Clerk recommends Town Board approval for the second one-year extension of the agreement between the Office of the Town Clerk, On Time Court Reporting, Inc. 263 Brown Street, Mineola, New York 11501.

The agreement to provide stenographic services for Town Board Hearings is to commence from January 1, 2019 through December 31, 2019 and is to be at the same prices, conditions and terms as previously agreed.


The Town Clerk requests approval for an amount not to exceed \$35,000.00, with all funds to be drawn from Account No. OTC A 1410 44120 000 0000 at the following rates:

ON-TIME COURT REPORTING, INC.

1. Public Hearings during the day sessions:
Appearance Fee: \$50.00
(original and two copies)
Ten day delivery \$4.95 per page
2. Public Hearings during the night sessions:
Appearance Fee: \$75.00
(original and two copies)
Ten day delivery \$5.35 per page

3. Waiting Time (for Executive Sessions):
During day session: \$25.00 per hour
During night session: \$35.00 per hour
4. Penalties will be imposed for late delivery, for each day transcripts are delivered later than ten (10) days after the Town Board Meeting:
 1. One (1) to five (5) business days late (fifteen business days after Meeting) a five percent (5%) per page reduction;
 2. More than five (5) business days late (over 15 business days after Meeting) a fifteen percent (15%) per page reduction.

I hereby request that the above-mentioned matter be placed on the next available Town Board calendar.



JAMES ALTADONNA JR.
TOWN CLERK

JA/RTS
cc: Town Attorney/ w 7 copies

716
Reviewed By
Office of Town Attorney
[Signature]

WHEREAS, James Altadonna, Town Clerk, by memoranda dated November 28, 2016 and December 1, 2016, advised that pursuant to the Town Procurement Policy, the Office of the Town Clerk solicited bids for stenographic services from thirteen (13) professional stenographic services firms to transcribe Town Board meetings; and

WHEREAS, after review in accordance with Guideline 9 of the Procurement Policy of the one (1) proposal that was received by the deadline for submissions, the Office of the Town Clerk recommended that On-Time Court Reporting, Inc., 263 Brown Street, Mineola, New York be retained for the period beginning January 1, 2017 through December 31, 2017, with two (2), one (1) year extension options, in an amount not to exceed \$17,000.00 according to the following rate schedule:

1. Public Hearings during day sessions:
 Appearance Fee: \$50.00
 Per Page Fee: \$4.95
 An original and two copies of transcript to be provided with seven day delivery.
2. Public Hearings during night sessions:
 Appearance Fee: \$75.00
 Per Page Fee: \$5.35
 An original and two copies of transcript to be provided with seven day delivery.
3. Waiting Time (for Executive Sessions):
 During day session: \$25.00 per hour
 During night session: \$35.00 per hour
4. Penalties for late delivery shall be assessed according to the following schedule:
 Five (5) percent reduction per page where transcripts are up to five business days late (i.e. fifteen business days after a Town Board meeting).
 Fifteen (15) percent reduction per page where transcripts are delivered more than fifteen days after a Town Board meeting.

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is hereby accepted and approved the Office of the Town Clerk is hereby authorized to retain On-Time Court Reporting, Inc., 263 Brown Street, Mineola, New York from January 1, 2017 through and including December 31, 2017, with two (2) one (1) year extension options, in an amount not to exceed \$17,000.00; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment, with funds to be drawn from Account No. OTC A 1410 44120 000 0000, upon submission of a duly certified claim, after audit.

-#-

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

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor
 Town Attorney
 Comptroller (2)
 Town Clerk

WHEREAS, pursuant to public notice, bids were duly and regularly received for a Construction Contract relative to the Closure of Tank #31 at 150 Miller Place, Syosset, in accordance with the specifications contained in Contract No. DPW16-143R; and

WHEREAS, four bids were received and publicly opened and the lowest responsive bid submitted was that of Island Pump and Tank Corporation, with a bid in the amount of \$196,990.00; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated November 2, 2018, recommended and that the bid as hereinabove set forth be accepted; and

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth, is accepted, and Construction Contract relative to the Closure of Tank #31 at 150 Miller Place, Syosset, in accordance with the specifications contained in Contract No. DPW16-143R shall be awarded to Island Pump and Tank Corporation, in the amount of \$196,990.00, in accordance with the provisions thereunder; and be it further

RESOLVED, That in accordance with Town policy, the amount of \$9,849.00 shall be encumbered for potential quantity increases, for a total bid encumbrance in the amount of \$206,839.50, with funds to be drawn from Account No. HWY H 5197 20000 000 1803 008; and be it further

RESOLVED, that funds are available to satisfy the encumbrance in the amount of \$206,839.50 from Account No. HWY H 5197 20000 000 1803 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
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilwoman Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Public Works
Highway

11.5
Reviewed By
Office of Town Attorney

35

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

November 2, 2018

TO: MEMORANDUM DOCKET

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

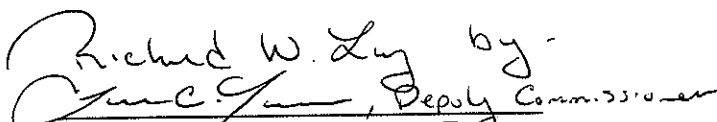
SUBJECT: AWARD OF CONSTRUCTION CONTRACT
CLOSURE OF TANK #31 AT 150 MILLER PLACE, SYOSSET - DPW COMPLEX
CONTRACT NO.: DPW 16-143R
ACCOUNT NO.: HWY H 5197 20000 000 1803 008
PROJECT ID: 1803HWYDB-02

On October 17, 2018, the Division of Purchasing received bids for the subject project. Island Pump and Tank Corporation, 40 Doyle Ct, East Northport, NY 11731 submitted the lowest responsive bid among 4 (four) in the amount of \$196,990.00.

The Division of Engineering has reviewed the bids and recommends the award of this contract to Island Pump and Tank Corporation in the amount of \$196,990.00. In accordance with Town policy \$9849.50 should be applied to the low bid amount for potential quantity increases for a total bid encumbrance of \$206,839.50.

The estimated construction time for completion of the subject contract is 60 calendar days. Funds are available for the subject contract work in Account No. HWY H 5197 20000 000 1803 008.

We request that Contract No. DPW16-143R be awarded to Island Pump and Tank Corporation, 40 Doyle Ct, East Northport, NY 11731 in the total bid amount of \$196,990.00 and that \$9849.50 be applied to the low bid amount for a total bid encumbrance of \$206,839.50.


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

RWL/JCT/MR/SC/nm

cc: Town Attorney (w/7 copies)
Steven Ballas, Comptroller
Kathy Stefanich, Public Works
Eric Tuman, Commissioner/General Services
John Bishop, Deputy Commissioner/Highway

DPW 16-143R _CLOSURE TANK #31_Award_REBID

WHEREAS, by Resolution No. 861-2017, adopted December 12, 2017, the Town Board authorized the Department of Public Works to enter into an agreement with Douglas A. Wilke, Architects & Engineers, to provide engineering services under On-Call Contract No. PWC22-18, On-Call Engineering Services Relative to Architecture; and

WHEREAS, Douglas A. Wilke, Architects & Engineers, by letter dated September 26, 2018, provided a scope of work relative to a structural evaluation of the Mill Pond House located in Oyster Bay; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated November 1, 2018, requested that the Town Board authorize Douglas A. Wilke, Architects & Engineers, to commence the aforesaid work, and requested that the Town Board direct the Comptroller to issue an encumbrance order in the amount not to exceed \$5,000.00 for Douglas A. Wilke, Architects & Engineers;

WHEREAS, funds are available for this purpose in Account No. PKS H 7197 20000 000 1209 001;

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved and the Comptroller is authorized to issue an encumbrance order in the amount not to exceed \$5,000.00, with funds to be drawn from Account No. PKS H 7197 20000 000 1209 001 for the hereinabove set forth project, and be it further

RESOLVED, that the Comptroller is hereby authorized and directed to make payment for same upon presentation of a duly certified claim, after audit, with the funds for said payment to be drawn from Account PKS H 7197 20000 000 1209 001.

#

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

Supervisor Saladino	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Nay
Councilwoman Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Public Works
Parks

748
Reviewed By
Office of Town Attorney
[Signature]

31

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

November 1, 2018

TO : MEMORANDUM DOCKET

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

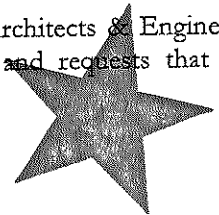
SUBJECT : ON-CALL CONSULTANT SERVICE REQUEST
CONTRACT NO. PWC22-18
ARCHITECTURE
ACCOUNT NO.: PKS-H-7197-20000-000-1209-001
PROJECT ID 1209-TWNA-15

The consultant, Douglas A. Wilke Architects & Engineers, has been approved by the Commissioner of the Department of Public Works to provide technical services under On-Call Contract No. PWC22-18 by Resolution No. 861-2017 for the subject project. The necessary disclosure forms have been submitted. Funds have been made available by the Director of Finance.

At the request of the Department of Parks, attached is a letter dated September 26, 2018 from Douglas A. Wilke Architects & Engineers regarding the scope of work to be performed in an amount not to exceed \$5,000.00. Services to be provided include the structural evaluation of the Mill Pond House in Oyster Bay.

Attached is an availability of funds in the amount of \$5,000.00 to satisfy said engineering costs from the Office of the Director of Finance indicating that funds are available in Account No PKS-H-7197-20000-000-1209-001, Project ID# 1209-TWNA-15.

It is hereby requested that the Town Board authorize, by Resolution, Douglas A. Wilke Architects & Engineers, under Contract No. PWC22-18, On-Call Technical Assistance Relative to Architecture and requests that the Comptroller be directed to issue an encumbrance order for this purpose.




RICHARD W. LENZ, P.E.
COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

/MR/nm

Attachment

cc: Office of the Town Attorney (w/7 copies)
Steven Ballas, Comptroller
Joseph G. Pinto, Commissioner/Parks Department
Kathy Stefanich, Administrative Division/DPW

PWC22-18 Wilke Mill Pond Supp



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



Requesting Division/Department

PARKS

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

Contract Number PWC22-18

Contract Period JANUARY 1, 2018 THRU DECEMBER 31, 2019

Consultant/Contractor DOUGLAS A. WILKE ARCHITECT-ENGINEER

Discipline ARCHITECTURE

Total Authorization \$5,000.00

Resolution No. 861-2017 Date 12/17/2017

Funded To Date \$0.00

Amount Requested \$5,000.00

Account To Be Used PKS-H-7197-20000-000-1209-001 1209 tw NA-15

If Capital Account, State The Related Contract Number: N/A

Description Of Work

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

EVALUATION OF THE MILL POND HOUSE

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 \$ n/a

Requesting Division/Department

Signature [Signature]

Title Commissioner of Parks

Date _____

DPW Approval

Only To Be Executed By The Commissioner

Signature [Signature]

Title Commissioner of Public Works

Date 10/4/18

THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE

Amount Requested 5000.00

Unencumbered Balance 27,265.59

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

Yes ☒ No ☐

Signature [Signature]

Date 10/5/18



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 1/1/2018

Contract No. PWC22-18

Contract End 12/31/2019

Commencement Date _____

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

Vendor Name and Address

DOUGLAS A. WILKE, ARCHITECT-ENGINEER

36 ROOSEVELT AVENUE

GLEN HEAD, NY 11545

Requesting Town Department PARKS

Contact _____ Phone _____

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

Provide engineering services relative to Archeticture

Evaluation of the Mill Pond House

This work order shall not exceed \$ \$5,000.00

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 of Parks

Commissioner of Public Works

Date _____

Date 10/4/18

JT

DOUGLAS A. WILKE
ARCHITECT-ENGINEER

38 ROOSEVELT AVE.

GLEN HEAD, NEW YORK 11545

(516) 759-9050

September 26, 2018

Richard Lenz PE
Commissioner
Dept. of Public Works
Town of Oyster Bay
150 Miller Place
Syosset, NY 11793

RE: Evaluation of Mill Pond House
Beekman Beach, Oyster Bay Hamlet

Douglas A. Wilke, architect and engineer, proposes the herein professional services for the evaluation of the architectural and engineering structural condition of the Mill Pond House, owned by the Town of Oyster Bay and located south of Beekman Beach. In addition to existing structural condition, the building will be surveyed for historical significance.

The professional work shall include the following tasks:

Task 1 Document Search:

- A. Identification of property lines and easements
- B. Identification of ownership history
- C. Determination of original construction date and size of building
- D. Identification of phases of physical work and expansion with dates thereof
- E. Utility search
- F. Report and history

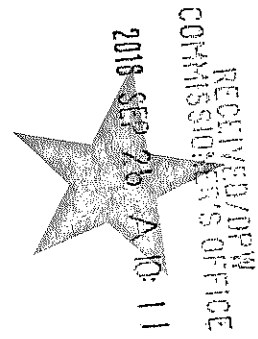
The work of A through D shall be accomplished as a coordinated effort with the Town of Oyster Bay historian, Town and County records, and Hofstra University historic archives.

Task 2 Physical Site Evaluation:

- A. Clearing of site by Town of Oyster Bay under their direction
- B. Physical identification of utilities
- C. Flood plain issues
- D. Report on site conditions

Task 3 Building Physical Evaluation:

- A. Identification of building segments by age
- B. Structural assessment of segments
- C. Architectural review of segments
- D. Overall building condition
- E. Detailed report on condition



Task 4 Costs

- A. Estimated cost of restoration of:
1. Individual segments
 2. Total building brought up to code

Task 5 Utilization

- A. Possible future utilization by Town of Oyster Bay

Task 6 Recommendations

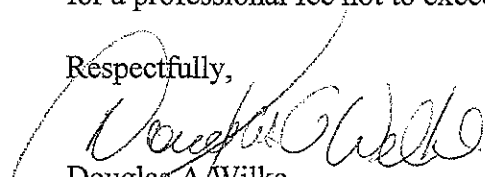
- A. Preservation of entire building as is
B. Preservation restoration of building segments
C. Recommendations for demolition
D. Identification and recommendation for salvage of historic elements and materials for utilization in other Town historic structures

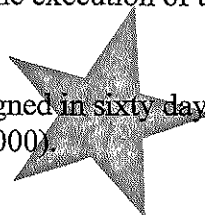
Task 7 Time schedule for completion of Tasks 1 through 6

The Engineering/Architectural Services will be completed with the physical site labor assistance of Town of Oyster Bay Highway and General Services under the full direction of and assisting Douglas A. Wilke, engineer and architect, in the execution of the above outlined work.

The above outlined services will be completed by the undersigned in sixty days or less for a professional fee not to exceed five thousand dollars (\$5,000).

Respectfully,


Douglas A. Wilke
Principal A/E



WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highway, by memorandum dated December 4, 2017, advised that on September 27, 2017, the Department of Public Works issued a Request for Proposals for Engineering Services relative to Architecture, in the Town of Oyster Bay, Nassau County, New York, in accordance with the specifications contained in Contract No. PWC22-18, for a two (2) year term contract commencing January 1, 2018 through December 31, 2019; and

WHEREAS, in response to that Request for Proposals, seven (7) responses were timely received by the Department of Public Works; and

WHEREAS, Commissioner Lenz, by said memorandum, stated that after review of the Division of Engineering's preliminary recommendations and in conjunction with the current workload, the Department has selected Holzmacher, McLendon & Murrell, P.C., Nassau Suffolk Engineering & Architecture, PLLC, David Swift Architects, LLC, Douglas A. Wilke, Architects & Engineers and Mark Design Studios Architecture, P.C. The evaluation and selection process was performed in compliance with the requirements of Guideline 9 of the Town of Oyster Bay Procurement Policy; and

WHEREAS, the Department of Public Works requested that the Town Board authorize the Department of Public Works to enter into an agreement with Holzmacher, McLendon & Murrell, P.C., Nassau Suffolk Engineering & Architecture, PLLC, David Swift Architects, LLC, Douglas A. Wilke, Architects & Engineers and Mark Design Studios Architecture, P.C., to provide Engineering Services relative to Architecture, in accordance with the specifications contained in Contract No. PWC22-18, for a two (2) year term, commencing on January 1, 2018 through December 31, 2019.

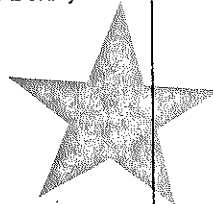
NOW, THEREFORE, BE IT RESOLVED, That the recommendations as hereinabove set forth are accepted and approved, and the Department of Public Works is hereby authorized to enter into Contract No. PWC22-18 with Holzmacher, McLendon & Murrell, P.C., Nassau Suffolk Engineering & Architecture, PLLC, David Swift Architects & Engineers and Mark Design Studios Architecture, P.C., in accordance with the provisions thereunder, for a two (2) year term, commencing on January 1, 2018 through December 31, 2019.

#

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

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

cc: Supervisor (2)
Town Attorney
Comptroller
Public Works ✓



MR
EW

Reviewed by
Office of Town Attorney

WHEREAS, Len Margolis, President, Locust Valley Chamber of Commerce, P. O. Box 178, Locust Valley, New York 11560, by letter dated October 13, 2018, requested the closure of the island on Birch Hill Road, between Forest Avenue and Elm Street, near the railroad crossing, in Locust Valley, and the use of one (1) small show mobile and six (6) complete barricades for the Chamber's Annual Holiday Tree Lighting Ceremony on December 4, 2018 from 12:00 pm until 8:30 pm; and

WHEREAS, John P. Bishop, Deputy Commissioner, Highway Department, by memorandum dated November 1, 2018, advised that the Highway Department has no objection to providing the Locust Valley Chamber of Commerce with the closure of the island on Birch Hill Road, between Forest Avenue and Elm Street, near the railroad crossing, in Locust Valley, the use of one (1) show mobile and six (6) complete barricades for this event; and

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

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and the Highway Department is hereby authorized to provide the Locust Valley Chamber of Commerce with the closure of the island on Birch Hill Road, between Forest Avenue and Elm Street, near the railroad crossing, in Locust Valley, the use of one (1) show mobile and six (6) complete barricades, for the Chamber's Annual Holiday Tree Lighting Ceremony on December 4, 2018, from 12:00 pm until 8:30 pm, subject to the following terms and conditions:

1. The use of all Town property shall be in conformance with the direction of the Commissioner of the Department of Public Works or his duly authorized representative;
2. The said organization shall comply with all ordinances of the Town of Oyster Bay, both in its use of Town property, and in the conduct of the aforescribed activity; and
3. The said organization shall file a Certificate of Insurance with the Office of the Town Clerk, indicating said organization maintains general liability insurance, in the amount of \$1,000,000 bodily injury and \$500,000 property damage, and naming the Town as an additional insured, in connection with the aforescribed activity.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Public Works
Highway
Public Safety

Reviewed By
Office of Town Attorney

38

TOWN OF OYSTER BAY

Inter-Departmental Memo

November 1, 2018

TO: MEMORANDUM DOCKET

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: LOCUST VALLEY CHAMBER OF COMMERCE
ANNUAL TREE LIGHTING CEREMONY
DECEMBER 4, 2018

Enclosed please find a copy of the letter from Len Margolis, President, requesting our assistance on behalf of the Locust Valley Chamber of Commerce in conducting their Annual Tree Lighting Ceremony on Tuesday, December 4, 2018.

The Highway Department has no objection to the Locust Valley Chamber of Commerce closing off the Island on Birch Hill Road (near the railroad crossing) in Locust Valley, on Tuesday, December 4, 2018, for their Annual Tree Lighting Ceremony.

Further, since Birch Hill Road in Locust Valley is a County roadway, we are requesting a letter be sent to Kenneth G Arnold, P.E., Commissioner, Nassau County Department of Public Works requesting permission for the Locust Valley Chamber of Commerce to close off the Island on Birch Hill Road in Locust Valley during the Annual Tree Lighting Ceremony on December 4, 2018.

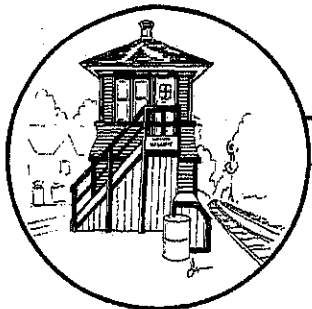
In addition, the Highway Department will be pleased to provide six (6) complete barricades for the event. Parks Department fees are in conjunction with Resolution #174-2017, pertaining to permits for show mobile. Also attached are the Certificate of Insurance, Endorsement Sheet, and Hold Harmless Agreement to cover the event. Therefore, Town Board approval is requested.



JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kaz

C: Town Attorney (7) copies
Richard Lenz, P.E., Commissioner DPW
Doug Robalino, General Foreman 002
Justin McCaffrey, Commissioner, Public Safety Department



Km2

DEPUTY COMM/HIGHWAY

Locust Valley Chamber of Commerce

P.O. Box 178

Locust Valley, New York 11560

www.locustvalleychamber.com

October 13th, 2018

Richard Lenz
Commissioner of Highway
150 Miller Place
Syosset, NY 11791

Dear Mr. Lenz,

The Locust Valley Chamber of Commerce (LVCC) & the Matinecock Neighborhood Association will be holding its Annual Tree Lighting Ceremony, on Tuesday December 4th, 2018. We would like to request a permit to close off the parking area (island) on Birch Hill Road (between Forest Ave. and Elm St.). We are hoping that this will help bring potential customers to the area to promote commerce in the area for this event.

We would like to request the use of the Small Show Mobile and 6 Barricades to close off the parking area.

The requisite insurance will be provided to the Town of Oyster Bay and Nassau County for this event. We would very much appreciate your assistance in arranging for a permit, for the approval for the use of this area.

Should you have any questions or require any further information please do not hesitate to contact me @ (516) 759-1133. Thank you

Yours Truly,

Len Margolis, President



LOCUS-4

OP ID: MC

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
10/31/2018

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

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

PRODUCER BADGE AGENCY, INC. 500 North Broadway, Suite 231 Jericho, NY 11753 REARDON RAPLEE LINDNER	516-676-0070	CONTACT NAME: REARDON RAPLEE LINDNER PHONE (A/C, No, Ext): 516-676-0070 FAX (A/C, No): 516-676-0258 E-MAIL ADDRESS: INSURER(S) AFFORDING COVERAGE INSURER A: MT. VERNON INSURANCE CO. INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:
INSURED Locust Valley Chamber of Commerce P O Box 178 Locust Valley, NY 11580		NAIC #

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

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

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:	Y	NBP2552286	05/04/2018	05/04/2019	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (EA occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ COMBINED SINGLE LIMIT (EA accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY					
	UMBRELLA LIAB EXCESS LIAB DED RETENTION \$					EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N/A				PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

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

Certificate Holder is additional insured.
Tree Lighting Dec 4, 2018

CERTIFICATE HOLDER

CANCELLATION

TOBHWD TOWN OYSTER BAY 150 MILLER PLACE SYOSSET, NY 11791 Reviewed By Office of Town Attorney 	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
--	---

ACORD 25 (2018/03)

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THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED – DESIGNATED PERSON OR ORGANIZATION

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

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

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

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

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

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

However:

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

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

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

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

whichever is less.

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

Reviewed By
Office of Town Attorney



Meeting of April 4, 2017

Resolution No. 174-2017

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

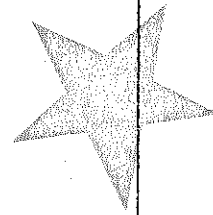
NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and the Department of Parks is hereby authorized to implement the attached Town of Oyster Bay 2017 Revised Department of Parks Field Permit and Equipment Fee Schedule, and the Commissioner of Parks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

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller (2)
Parks



LAURA CURRAN
NASSAU COUNTY EXECUTIVE

DEPUTY COMM/HIGHWAY



Nail Log

KENNETH G. ARNOLD, P.E.
COMMISSIONER

[Signature]

COUNTY OF NASSAU
DEPARTMENT OF PUBLIC WORKS
1194 PROSPECT AVENUE
WESTBURY, NEW YORK 11590-2723

October 22, 2018

Mr. Len Margolis, President
Locust Valley Chamber of Commerce
P.O. Box 178
Locust Valley, New York 11560

Re: Annual Tree Lighting Ceremony
Locust Valley Chamber of Commerce/Matinecock Neighborhood Association
Birch Hill Road - December 4, 2018, from 12:00 PM to 8:30 PM

Dear Mr. Margolis:

The Department is in receipt of your letter requesting the temporary closing of a parking area adjacent to Birch Hill Road (a County road whose R.O.W. includes the referenced parking area) on the above date between the hours of 12:00 PM to 8:30 PM.

In addition, the Certificate of Liability Insurance received naming the County of Nassau Department of Public Works as an additional insured has been reviewed and found to be satisfactory in indemnifying the County against any liabilities arising from the temporary parking lot closing.

It is suggested your office contact the Nassau County Police Department's Second Precinct (516-573-6200) regarding the temporary closing of the subject parking area to insure the orderly passage of vehicles on adjacent Birch Hill Road.

The Department, in the given instance, does not issue a permit for the above referenced temporary closing. This letter, however, will serve as approval by the Department for the temporary closing of the parking area adjacent to Birch Hill Road on December 4, 2018, between the hours of 12:00 PM to 8:30 PM.

We understand that last year's Tree Lighting Ceremony was well received by the community and again wish you well with this year's event.

Mr. Len Margolis, President
Locust Valley Chamber of Commerce

Page 2

October 22, 2018

Re: Annual Tree Lighting Ceremony

Locust Valley Chamber of Commerce/Matinecock Neighborhood Association
Birch Hill Road – December 4, 2018 from 12:00 PM to 8:30 PM.

If you require further assistance with this matter, please contact Mr. Daniel Davis, a member of my staff, at 516-571-6885.

Very truly yours,

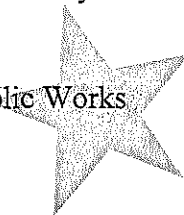


Kenneth G. Arnold, P.E.
Commissioner of Public Works

KGA:WSN:pl

AIM W.O. 18-243511

c: Honorable Joshua A. Lafazan, 18th Legislative Dist.
Brian J. Schneider, Deputy County Executive for Parks and Public Works
Patrick Ryder Commissioner, Nassau County Police Department
William S. Nimmo, Deputy Commissioner of Public Works
Mary Studdert, Department of Public Works Press Secretary
Michael Fasano, Unit Head, Road Maintenance Unit
Jeff Lindgren, Traffic Engineer II
Kim Zervos, Town of Oyster Bay Department of Public Works
Daniel Davis, Project Manager



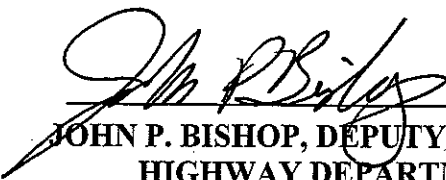
DATE: 11/1/18
TO: HIGHWAY OPERATIONS
SUBJECT: Locust Valley Chamber Christmas Tree Lighting


PLEASE DELIVER TO:	DATE OF EVENT:	12/4/18
Birch Hill Road	BARRICADES:	6
Between Forest Ave	CONES:	
And Elm Street	SORT PAILS:	
CONTACT: Len Margolis	PORTABLE LIGHTS:	
516-759-1133	GENERATOR:	
	PACKER:	
	DELIVER ON:	12/3/18
	PICKUP ON:	12/5/18

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

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

JPB/kaz


JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT



CC: Doug Robalino, General Foreman 002
Peter Brown, Regional Foreman 009
Jim Ajamian, Area Foreman 011
Jeff VanNostrand

Public Safety Division
Dan Kornfeld

Meeting of November 20, 2018

Resolution No.763-2018

WHEREAS, Neil O. Bergin, Commissioner, Department of Environmental Resources, by memorandum dated October 29, 2018, requested Town Board authorization for the Town of Oyster Bay Animal Shelter to accept a donation of \$50.00 donated by Danielle Alford, a donation of \$46.00 donated by Alex and Michelle Badea, and a donation of \$100.00 donated by Lisa Seigies; which gifts would benefit the Town by providing funds needed to purchase equipment and supplies for the Animal Shelter,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and the Town Board hereby authorizes the Department of Environmental Resources to accept the above stated donations, and that said donations be deposited in Account No. DER A 3510 41600 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	Nay
Councilwoman Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Environmental Resources

Reviewed By
Office of Town Attorney

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TOWN OF OYSTER BAY
Inter-Departmental Memo

October 29, 2018

TO: The Memorandum Docket

FROM: Neil O. Bergin, Commissioner of Environmental Resources


SUBJECT: ACCEPTANCE OF GIFTS TO THE ANIMAL SHELTER:
Donations to the Animal Shelter

The Department of Environmental Resources requests the Town Board approval to accept the following donations presented to the Animal Shelter:

\$50.00 donated by Danielle Alford
\$46.00 donated by Alex and Michelle Badea
\$100.00 donated by Lisa Seigies

These gifts would benefit the Town by adding to the funds needed to purchase equipment and supplies for the shelter.

We respectfully request that the Town approve these donations, and that they be deposited in account DER A 3510 41600 000 0000.



NEIL O. BERGIN
Commissioner of Environmental Resources

NOB/tml
Attachment
Copy: Town Attorney - w/ 7 copies
Steven Ballas, Comptroller

DANIELLE ALFORD
101 W 22ND STREET
DEER PARK, NY 11729

Sept 22 2018

NATURE'S MAJESTY

PAY to Town of Oyster Bay Animal Shelter \$ 50.00
the order of fifty and 00/100 DOLLARS

CAPITAL ONE 360

for

Donation Danielle Alford MP

Alex & Michelle Badea
41 Roxton Rd
Plainview, NY 11803

1-32/210

199

8/28 2018

PAY TO THE ORDER OF Town of Oyster Bay Animal Shelter \$ 46.00

Forty Six dollars

DOLLARS

Bank Of America

FOR

Donation

A. Badea MP

LISA SEIGIES

516-238-8670
14 WILLIAMS DRIVE
MASSAPEQUA PARK, NY 11762

1-2/210

227

10/9/18

PAY TO THE ORDER OF Town of Oyster Bay Animal Shelter \$ 100.00
One hundred and 00/100 DOLLARS

CHASE

JPMorgan Chase Bank, N.A.
www.Chase.com

10/9/18

[Redacted Signature] MP

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated November 2, 2018, requested Town Board approval to conduct two Town of Oyster Bay Car Show Long Island events, to be held at TOBAY Beach, on Sunday, May 5, 2019, from 11:00 am to 4:00 pm, with a rain date set for Sunday, May 19, 2019; and on Sunday, September 22, 2019, from 11:00 am to 4:00 pm, with a rain date set for Sunday, October 13, 2019, or as otherwise determined by the Department, as well as Town Board approval to accept registration fees for said event, along with sponsor fees, vendor fees, exhibitor fees and commemorative merchandise revenue; and

WHEREAS, Commissioner Pinto by the above-referenced memorandum 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 (as of the date of each event) 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

WHEREAS, Commissioner Pinto by the above-referenced memorandum requested approval to set a Fifteen (\$15) 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 the above-referenced memorandum 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) Dollars, Event Sponsor with a monetary valuation set by the Department, which value shall not exceed Two Thousand Five Hundred (\$2,500) Dollars, Sponsor with a monetary valuation set by the Department, which value shall not exceed One Thousand (\$1,000) 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 the above-referenced memorandum 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 x 15 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

7/15
Reviewed By
Office of Town Attorney
Elizabeth A. Laughman

WHEREAS, Commissioner Pinto by the above-referenced memorandum requested approval to produce a commemorative merchandise, such as, but not limited to, a commemorative t-shirt to be offered for sale at each event only at a price to be determined by the Parks Department, which price shall not exceed Twenty (\$20.00) Dollars per item; and

WHEREAS, all monies collected from the event, including, but not limited to, vehicle Registration Fees, Sponsor Fees, Vendor Fees, Exhibitor Fees and commemorative merchandise revenue shall be deposited in the Town of Oyster General Fund Account TWN A0001 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 TWN TA 0000 00085 438 0000 to be used to develop and execute future events for the Town of Oyster Bay; in addition, a working bank not to exceed Four Hundred (\$400.00) Dollars shall be established from Account No. TWN TA 0000 00085 438 0000 prior to each event to allow on site staff to facilitate the proper change for day-of registrants and/or t-shirt sales. Additional monies may be drawn from the Special Sporting Events Account No. PKS A 7110 47670 000 0000 as needed to supplement any promotional expense incurred from each event. In addition, 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 each event, the cost of which shall not exceed Five Hundred (\$500) Dollars per vehicle per event; and

WHEREAS, Commissioner Pinto by the above-referenced memorandum requested approval for event entertainment to be provided by the Department of Parks, the then-current (as of the date of each event) Town Concessionaire at Tobay Beach and/or the 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 (as of the date of each event) Town Concessionaire at Tobay Beach and/or the Participating Sponsor(s) of that 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

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

NOW, THEREFORE, BE IT RESOLVED, That the requests as 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 Sunday, May 5, 2019, from 11:00 am to 4:00 pm, with a rain date set for Sunday, May 19, 2019; and on Sunday, September 22, 2019, from 11:00 am to 4:00 pm, with a rain date set for Sunday, October 13, 2019, or as otherwise determined by the Department, upon the terms as requested by Commissioner Pinto 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
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilwoman Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Parks

41

TOWN OF OYSTER BAY Inter-Department Memo

TO: MEMORANDUM DOCKET

FROM: JOSEPH G. PINTO, COMMISSIONER OF PARKS

DATE: November 2, 2018

SUBJECT: TOWN OF OYSTER BAY CAR SHOW LONG ISLAND

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 Sunday, May 5th, 2019, from 11:00am to 4:00pm with a rain date set for Sunday, May 19th. The second show will be Sunday, September 22nd, 2019, from 11:00am to 4:00pm with a rain date set for Sunday, October 13. 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:

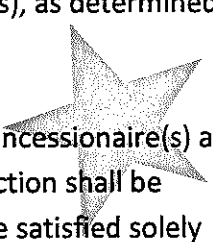
\$15.00 for all cars pre-registered to the date of the event
\$25.00 for all cars registering the day of the event

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 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 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.

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 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 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.

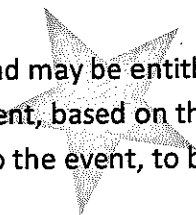
Event sponsors shall be entitled to a dedicated area at the event, designated by this department, for any promotional displays, advertising and giveaways. Valuation of Event Sponsors shall be set by this department and shall not exceed \$2,500.

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 table, one 6ft table and one 10 X 10 tent to sell product directly 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 and shall not exceed \$150.

EXHIBITOR

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

All sponsors/vendors/exhibitors must be legal, accredited businesses 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 additionally insured.

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.

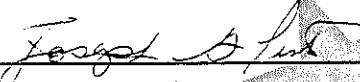
The Department of Parks is seeking Town Board approval to produce commemorative merchandise, highlighting the event, to be sold at the event by this department. Merchandise shall be ordered through the Town procurement policy. Merchandise will be available for public purchase at the event only and will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

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 t-shirt revenue shall be deposited in the Town of Oyster Bay General Fund Account TWN A0001 02770 590 0000. Upon event reconciliation, 35% of total monies received from event shall be transferred to the Town of Oyster Bay Car Shows Program Trust Account 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 t-shirt sales.

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.

The Department of Parks recommends Town Board approval.



Joseph G. Pinto
Commissioner of Parks

JGP

Cc: Town Attorney (+ 7 copies)

7/12
Reviewed By
Office of Town Attorney
Elizabeth A. Faughnan

WHEREAS, The New York State Department of Environmental Conservation has announced funding for the collection and disposal of electronic waste through the 2017 Electronic Waste Assistance Program, and funding through this program may be awarded for the reimbursement of up to 50% of costs incurred between the dates of April 1, 2017 through December 31, 2017, associated with the Town of Oyster Bay's routine collection and disposal of electronic waste, including but not limited to computers, computer peripherals, televisions, small scale servers, and small electronic equipment, and this grant funding is intended to assist municipalities with recent unexpected costs of collection and recycling electronic waste; and

WHEREAS, Frank V. Sammartano, Commissioner, Department of Intergovernmental Affairs, by memorandum dated November 8, 2018, informed the Town Board that the Town of Oyster Bay has been approved to receive up to \$98,471.59 in reimbursement for eligible expenses incurred, and requested Town Board authorization to permit the Supervisor and the Supervisor's authorized designee, Colin Bell, to execute all forms necessary in connection with the New York State Department of Environmental Conservation's 2017 Electronic Waste Assistance Program,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, the Supervisor and the Supervisor's authorized designee, Colin Bell, are authorized to execute all forms necessary in connection with the New York State Department of Environmental Conservation's 2017 Electronic Waste Assistance Program.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Intergovernmental Affairs

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TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

TO: MEMORANDUM DOCKET

FROM: FRANK V. SAMMARTANO, COMMISSIONER
INTERGOVERNMENTAL AFFAIRS

DATE: NOVEMBER 5, 2018

SUBJECT: NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL
CONSERVATION: 2017 ELECTRONIC WASTE ASSISTANCE PROGRAM

In connection with the above referenced matter, kindly reserve a space on the Town Board Action Calendar for the meeting of November 20, 2018. Details will follow by supplemental memorandum.


Frank V. Sammartano
Commissioner



cc: Town Attorney w/7 copies

13
TOWN OF OYSTER BAY

INTER-DEPARTMENTAL MEMO

TO: MEMORANDUM DOCKET

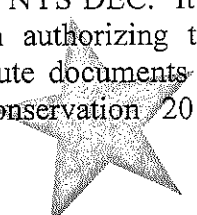
FROM: FRANK V. SAMMARTANO, COMMISSIONER
INTERGOVERNMENTAL AFFAIRS


DATE: NOVEMBER 8, 2018

SUBJECT: SUPPLEMENTAL MEMORANDUM TO MD 11/6/2018; ITEM # 13
NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL
CONSERVATION: 2017 ELECTRONIC WASTE ASSISTANCE PROGRAM

The New York State Department of Environmental Conservation (NYS DEC) 2017 Electronic Waste Assistance Program provides up to 50% reimbursement for costs incurred in administering e-waste collection/recycling programs for the period of April 1, 2017 through December 31, 2017. Through this Program, the Town of Oyster Bay (Town) has been approved to receive up to \$98,471.59 in reimbursement for eligible expenses incurred.

Receipt of 2017 Electronic Waste Assistance Program funding is contingent upon the execution of a State of New York Master Contract between the Town and the NYS DEC. It is therefore respectfully requested that the Town Board adopt a Resolution authorizing the Supervisor, and Colin Bell as the Supervisor's authorized designee to execute documents in connection with the New York State Department of Environmental Conservation 2017 Electronic Waste Assistance Program.





Frank V. Sammartano,
Commissioner
By Colin Bell

cc: Town Attorney w/7 Copies

WHEREAS, by Resolution No. 862-2017, adopted on December 12, 2017, the Town Board authorized and directed Holzmacher, McLendon & Murrell, P.C. to perform On-Call Engineering Services in connection with Contract No. PWC23-18, for a two (2) year period, from January 1, 2018 through December 31, 2019; and

WHEREAS, Holzmacher, McLendon & Murrell, P.C., by letter dated October 23, 2018, described the scope of work to be performed, in an amount not to exceed \$25,000.00, in connection with providing On-Call Engineering Services related to ongoing technical assistance with review of remedial programs at Bethpage Community Park and litigation support; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Departments of Public Works/Highway, by memorandum dated November 9, 2018, requested Town Board authorization for Holzmacher, McLendon & Murrell, P.C. to provide the aforesaid On-Call Engineering Services under Contract No. PWC23-18 relative to the ongoing technical assistance with review of remedial programs at Bethpage Community Park and litigation support, and requested that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$25,000.00 for this purpose; and

WHEREAS, funds in the amount of \$25,000.00 to satisfy said engineering costs are available in Account No. PKS H 7197 20000 000 0606 000,

NOW, THEREFORE, BE IT RESOLVED, that the requests as hereinabove set forth are accepted and approved, and Holzmacher, McLendon & Murrell, P.C. is hereby authorized to proceed to provide the aforementioned services in connection with Contract No. PWC23-18, On-Call Engineering Services relative to the ongoing technical assistance with review of remedial programs at Bethpage Community Park and litigation support, and the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$25,000.00, with funds to be drawn from Account No. PKS H 7197 20000 000 0606 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
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilwoman Alesia	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Public Works
Parks

7/15
Reviewed By
Office of Town Attorney

34

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

NOVEMBER 5, 2018

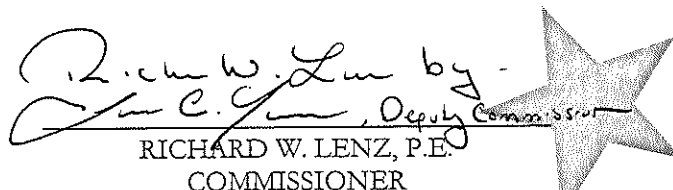
TO: MEMORANDUM DOCKET

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

SUBJECT: ON-CALL ENGINEERING SERVICE REQUEST
ENVIRONMENTAL ENGINEERING
CONTRACT NO. PWC23-18
SUPPLEMENTAL MEMO TO FOLLOW

The Division of Engineering is compiling the necessary paperwork for an on-call consultant service request authorization for Environmental Engineering, Contract No. PWC23-18. Additional information will be provided by supplemental docket memo.

It is hereby requested that a space be reserved at the Town Board meeting of November 20, 2018 for the Town Board to act on a request for authorization under Contract No. PWC23-18, On-Call Engineering Services Relative to Environmental Engineering.


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

RWL/JCT/MR/lk ^{CAR}

Attachment

c: Office of the Town Attorney (w/7 copies)
Steven Ballas, Comptroller
Kathy Stefanich, Administrative Division/DPW

PWC23-18 H2M DOCKET BCP 2018 FEES RESERVE

16

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

NOVEMBER 9, 2018

TO : MEMORANDUM DOCKET

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


SUBJECT : SUPPLEMENTAL DOCKET MEMO TO ITEM NO. 34
DOCKET OF NOVEMBER 6, 2018
ON-CALL CONSULTANT SERVICE REQUEST
CONTRACT NO. PWC23-18
ENVIRONMENTAL ENGINEERING
ACCOUNT NO.: PKS H 7197 20000 000 0606 000
PROJECT ID NO. 0606 PKSA-01

In furtherance to Item No. 34 of the docket of November 6, 2018, the consultant, Holzmacher, McLendon & Murrell, P.C., has been approved by the Commissioner of Public Works to provide technical services under On-Call Contract No. PWC23-18 by Resolution No. 862-2017 for the subject project. Funds have been made available by the Director of Finance. The required disclosure forms have been submitted.

Attached is a letter dated October 23, 2018 from Holzmacher, McLendon & Murrell, P.C., regarding the scope of work to be performed in an amount not to exceed \$25,000.00. Services to be provided include ongoing technical assistance with review of remedial programs at Bethpage Community Park and litigation support.

Attached is an availability of funds in the amount of \$25,000.00 to satisfy said engineering costs from the Office of the Director of Finance indicating that funds are available in Account No. PKS H 7197 20000 000 0606 000

It is hereby requested that the Town Board authorize, by Resolution, Holzmacher, McLendon & Murrell, P.C. under Contract No. PWC23-18, On-Call Technical Assistance Relative to Environmental Engineering and requests that the Comptroller be directed to issue an encumbrance order for this purpose.



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


RWL/CT/MR/ik

Attachment

cc: Office of the Town Attorney (w/7 copies)
Steven Ballas, Comptroller
Joseph Pinto, Commissioner/Parks
Kathy Stefanich, Administrative Division/DPW
PWC23-18 H2M DOCKET BCP FUNDS SUPP



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



Requesting Division/Department

PARKS

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

Contract Number PWC23-18

Contract Period 1/1/2018 - 12/31-2019

Consultant/Contractor HOLZMACHER, MCLENDON & MURRELL, P.C.

Discipline ENVIRONMENTAL ENGINEERING

Total Authorization \$25,000.00

Resolution No. 862-2017 Date 12/17/2017

Funded To Date \$0.00

Amount Requested \$25,000.00

Account To Be Used 0606 PKSA-01 PKS H 7197 20000 000 0606 000

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.

ENVIRONMENTAL ENGINEERING SERVICES RELATIVE TO

BETHPAGE COMMUNITY PARK REMEDIATION AND LITIGATION

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 Parks

Date _____

DPW Approval

Only To Be Executed By The Commissioner

Signature [Signature]

Title Commissioner of Public Works

Date _____

THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE

Amount Requested 25,000.00

Unencumbered Balance 25,000.00

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

Signature [Signature]

Date 11/7/18



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 1/1/2018

Contract No. PWC 23-18

Contract End 12/31/2019

Commencement Date 1/1/2018

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

Vendor Name and Address

HOLZMACHER, MCLENDON & MURRELL, P.C.

538 BROAD HOLLOW ROAD

4TH FLOOR EAST

MELVILLE, NEW YORK 11757

Requesting Town Department PARKS

Contact MATTHEW RUSSO, P.E. Phone 516-677-5719

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

ENVIRONMENTAL ENGINEERING SERVICES RELATIVE TO

BETHPAGE COMMUNITY PARK REMEDIATION AND LITIGATION

This work order shall not exceed \$ 25,000.00

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]

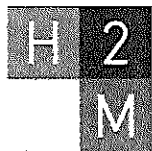
Signature [Signature]

Title Commissioner Parks

Commissioner of Public Works

Date _____

Date _____



architects + engineers

538 Broad Hollow Road, 4th Floor East tel 631.756.8000
Melville, NY 11747 fax 631.694.4122

October 23, 2018

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

Re: Proposal for Professional Services
Bethpage Community Park Ice Rink Area
Brownfield Cleanup Program Project, and
Related Environmental Support

Dear Commissioner Lenz:

H2M architects + engineers (H2M) has been providing support to the Town of Oyster Bay (Town) regarding historic environmental impacts in and around Bethpage Community Park (Park). We continue to work with the Town Attorney's office and outside counsel regarding support services in dealing with claims made by the Department of Defense (Navy) and Northrop Grumman Systems Corporation (Grumman). In addition, it is periodically requested that we review and comment on New York State Department of Environmental Conservation (NYSDEC) and Grumman reports and correspondence. We have also provided engineering support regarding remedial investigation of the Bethpage Community Park Ice Rink Area under the NYSDEC Brownfield Cleanup Program (BCP).

The Town's participation in the BCP requires investigation of the extent of Freon impacts to the environment and, if necessary, developing and implementing mitigating measures.

A Remedial Investigation Report (RIR) was submitted in 2015 and comments were received from the NYSDEC. A revised RIR was submitted in January 2016 in response to regulatory agency comments. The NYSDEC approved the RIR in May 2016, made a "significant threat determination for the sites in the Brownfields Cleanup Program (BCP)" and requested an alternatives analysis report to identify, evaluate and select a remedy or alternative remedies to address the Freon impacts. An Alternatives Analysis Report (AAR) was submitted to the NYSDEC in October 2016 and comments were received from the NYSDEC in November 2016. On November 23, 2016, H2M submitted to the NYSDEC (on behalf of the Town) notification of election to revise the AAR and an initial response to the NYSDEC comment letter for the AAR. The AAR revisions were discussed with the NYSDEC on December 8, 2016. This effort was eventually put on hold pending review of groundwater quality data and analysis of the effectiveness of the ongoing groundwater IRM.

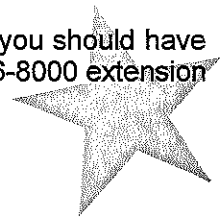
The above described efforts are ongoing and will continue through 2018.

Considering the above, H2M is requesting budgetary authorization for 2018 in the amount of \$25,000.



The above cost estimates are budgetary and actual costs will be contingent upon NYSDEC comments and approvals as well as the extent of required litigation support. H2M will not exceed the budgetary estimates without contacting the Town for approval head of time. Any additional services or expansion of services beyond that which was envisioned for these tasks would require additional budget allocation.

We thank you for the opportunity to be of continued service on this matter. If you should have any questions or require additional information, please contact me at (631) 756-8000 extension 1623.



Very truly yours,

H2M architects + engineers

A handwritten signature in black ink, appearing to read 'P. Schade', with a large, stylized loop at the end.

Philip J. Schade, P.E.
Senior Vice President

By
 Office of the Attorney

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memoranda dated November 27, 2017 and December 4, 2017, advised that the Department of Public Works issued a Request for Proposal to firms seeking to provide On-Call Engineering Services to the Town, relative to Environmental Engineering, resulting in the receipt of nine (9) submissions, and after review and analysis of the submissions based upon the technical merits of the responses has selected D & B Engineers & Architects, P.C., Gannett Fleming Engineers & Architects, P.C., Holzmacher, McLendon & Murrell, P.C., Lockwood, Kessler & Bartlett, Inc. and PW Grosser Consulting Engineers, P.C. to perform On-Call Engineering Services in connection with Contract No. PWC23-18, for a two (2) year contract, from January 1, 2018 through December 31, 2019; and

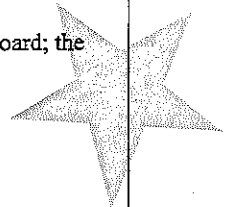
NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved and in connection with Contract No. PWC23-18, D & B Engineers & Architects, P.C., Gannett Fleming Engineers & Architects, P.C., Holzmacher, McLendon & Murrell, P.C., Lockwood, Kessler & Bartlett, Inc. and PW Grosser Consulting Engineers, P.C., are hereby authorized and directed, in connection with Contract No. PWC23-18, to provide On-Call Engineering Services relative to Environmental Engineering for a two (2) year contract, from January 1, 2018 through December 31, 2019.

#

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

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

cc: Supervisor (2)
 Town Attorney
 Comptroller
 Public Works



TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

OCTOBER 30, 2018

TO : JOSEPH PINTO, COMMISSIONER
DEPARTMENT OF PARKS

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

SUBJECT : REQUEST FOR AVAILABILITY OF FUNDS
CONTRACT NO. PWC23-18
ON-CALL ENVIRONMENTAL ENGINEERING
HOLZMACHER, MCLENDON & MURRELL, P.C.

The Division of Engineering respectfully requests that you make available an account number to be used to satisfy costs related to the above-referenced contract in the amount of \$25,000.00.

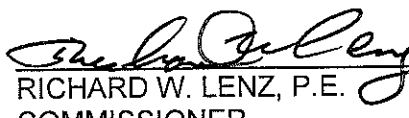
Funds are required for the continuation of services for remediation and litigation support relative to Bethpage Community Park, as per the attached letter from Holzmacher, McLendon & Murrell, P.C., dated October 23, 2018.


Also attached is the "On-Call Consultant Service Request for Availability of Funds" in the amount of \$25,000.00 and Resolution No. 862-2017 authorizing Holzmacher, McLendon & Murrell, P.C. for on-call services.

If you have any questions, please contact Matthew Russo, P.E., Division of Engineering, at extension 5719.


JOHN C. TASSONE
DEPUTY COMMISSIONER
DEPARTMENT OF PUBLIC WORKS


RWL:JCT:MR:lk


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



Attachments

C: Kathleen Stefanich, Administration/DPW
Frank Scalera, Chief Deputy Town Attorney

PWC23-18 H2M PARKS BCP FUNDS REQUEST

WHEREAS, Joseph Nocella, Town Attorney, and Matthew M. Rozea, Deputy Town Attorney, by memorandum dated November 13, 2018, have advised that the Town has claims against Seville Central Mix Corp. ("Seville"); and

WHEREAS, so that the Office of the Town Attorney may expeditiously file litigation documents, Joseph Nocella, Town Attorney, and Matthew M. Rozea, Deputy Town Attorney, have recommended and requested that the Town Board authorize litigation against Seville so that the Town may recover any and all monies owed to the Town as a result of Seville's use and occupancy of a portion of the Old Bethpage Solid Waste Disposal Complex,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation and request as hereinabove set forth are accepted, and the Office of the Town Attorney is hereby authorized to commence litigation against Seville Central Mix Corp.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller

Reviewed By
Office of Town Attorney
[Signature]

19

Town of Oyster Bay Inter-Departmental Memo

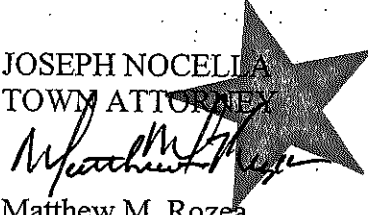
TO : Memorandum Docket
FROM : Office of the Town Attorney
DATE : November 13, 2018
SUBJECT: Authorization of Litigation

The Town has certain claims against Seville Central Mix Corp. ("Seville") for monies owed to the Town in connection with Seville's use and occupancy of a portion of the Old Bethpage Solid Waste Disposal Complex, and Seville has failed to respond to the Town's efforts to collect same.

This office recommends that the Town institute suit against Seville to pursue these claims, and all available remedies and in order that this Office may expeditiously file the Summons and Complaint against Seville, it is requested that the Town Board authorize litigation against Seville Central Mix Corp.

Accordingly, kindly suspend the rules and place this item on the November 20, 2018 action calendar.

JOSEPH NOCELLA
TOWN ATTORNEY



Matthew M. Rozea
Deputy Town Attorney

MMR:mmr
Enclosure
2018-6827
cc: Town Attorney (with 7 copies)

Meeting of November 20, 2018

Resolution No.768 -2018

WHEREAS, the Town of Oyster Bay intends to commence legal proceedings in the Supreme Court of the State of New York, County of Nassau, entitled *Town of Oyster Bay v. Mercy First*, wherein the Town will seek, among other things, a declaratory judgment and injunctive relief to enjoin and restrain Mercy First from violating the Code of the Town of Oyster Bay, including Chapter 246 (Zoning); and

WHEREAS, Joseph Nocella, Town Attorney, and Matthew M. Rozea, Deputy Town Attorney, by memorandum dated November 20, 2018, recommend that the Office of the Town Attorney be authorized and permitted to commence the aforesaid legal proceedings,

NOW, THEREFORE, BE IT RESOLVED, That upon the recommendation of Joseph Nocella, Town Attorney, and Matthew M. Rozea, Deputy Town Attorney, the Office of the Town Attorney is hereby authorized and permitted to commence the aforesaid legal proceedings against Mercy First and to pursue any and all available relief against Mercy First.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller

Reviewed By
Office of Town Attorney
[Signature]

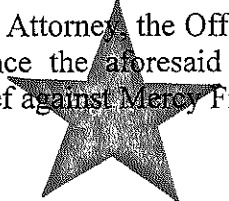
Reviewed By
Office of Town Attorney
[Signature]

WHEREAS, the Town of Oyster Bay intends to commence legal proceedings in the Supreme Court of the State of New York, County of Nassau, entitled *Town of Oyster Bay v. Mercy First*, wherein the Town will seek, among other things, a declaratory judgment and injunctive relief to enjoin and restrain Mercy First from violating the Code of the Town of Oyster Bay, including Chapter 246 (Zoning); and

WHEREAS, Joseph Nocella, Town Attorney, and Matthew M. Rozea, Deputy Town Attorney, by memorandum dated November 20, 2018, recommend that the Office of the Town Attorney be authorized and permitted to commence the aforesaid legal proceedings,

NOW, THEREFORE, BE IT RESOLVED, That upon the recommendation of Joseph Nocella, Town Attorney, and Matthew M. Rozea, Deputy Town Attorney, the Office of the Town Attorney is hereby authorized and permitted to commence the aforesaid legal proceedings against Mercy First and to pursue any and all available relief against Mercy First.

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Town of Oyster Bay

Inter-Departmental Memo

TO : Memorandum Docket

FROM : Office of the Town Attorney

DATE : November 20, 2018

SUBJECT : Authorization to Commence Legal Proceedings
Town of Oyster Bay v. Mercy First

This Office has prepared litigation papers and intends to commence legal proceedings in the Supreme Court of the State of New York, County of Nassau against Mercy First. The action arises out of Mercy First's violation and anticipated violation of the Town Code, including Chapter 246 (Zoning). In the legal proceedings, the Town will seek, *inter alia*, a declaratory judgment and injunctive relief to enjoin and restrain Mercy First from violating the Town Code.

It is recommended and requested that the Town Board authorize this Office to commence such proceedings forthwith in order to seek the aforementioned relief.

A proposed resolution for consideration by the Town Board is attached hereto.

JOSEPH NOCELLA
TOWN ATTORNEY



Matthew M. Rozea
Deputy Town Attorney

MMR:mmr
Attachment
2018-6427
cc: Town Attorney (w/7copies)

WHEREAS, Justin McCaffrey, Commissioner, Department of Public Safety, by memorandum dated November 20, 2018, requested that the Town secure insurance to protect the Town and its employees from any claim involving an allegation of false arrest or arising out of the discharge of a firearm; and

WHEREAS, Allied World Insurance Co. has provided a quote for such insurance, which provides a limit of \$10,000,000.00 in coverage, subject to a \$1,000,000.00 self-insured retention, at a premium of \$4,200.00 per year; and

WHEREAS, funds for payment of the premium through Salerno Brokerage Corp. are available in Account No. TWN AMS 1910 43010 602 0000 000,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set for is accepted and approved, and the Town is authorized to secure insurance coverage through Allied World Insurance Co. to protect the Town and its employees from any claim involving an allegation of false arrest or arising out of the discharge of a firearm, and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to pay such premium, in an amount not to exceed \$4,200.00, upon the submission of a duly certified claim, after approval by the Town Attorney, and after audit, with funds available in Account No. TWN AMS 1910 43010 602 0000 000.

-#-

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

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

cc: Supervisor
Town Attorney
Comptroller
Public Safety

Reviewed By
Office of Town Attorney
[Signature]

19

TOWN OF OYSTER BAY

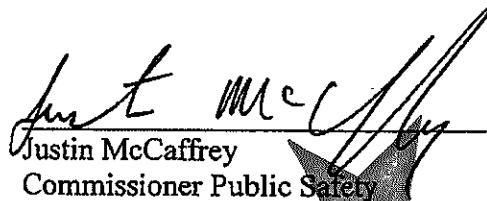
Inter-Departmental Memo

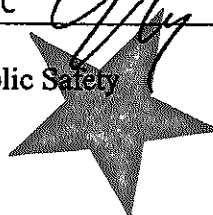
November 20, 2018

TO: MEMORANDUM DOCKET
FROM: JUSTIN McCaffrey, COMMISSIONER, PUBLIC SAFETY
**Subject: AUTHORIZATION FOR INCREASE OF FEES REGARDING
LIABILITY COVERAGE, DEPARTMENT OF PUBLIC SAFETY**

Authorization is requested for an increase in Liability Insurance in the sum of \$4200.00 annually. This coverage is to be placed with Allied Insurance Company who provided a quote through Salerno Brokerage Corporation to protect the town and its employees from any claim involving false arrest or rising out of the discharge of a firearm.

Funds are available for this resolution in Account number TWN AMS 1910 43010 602 0000 000


Justin McCaffrey
Commissioner Public Safety



cc: Legislative Affairs (7)
Comptrollers Office

RESOLVED, That a public hearing will be held in the Hearing Room, Town Hall, 54 Audrey Avenue, Oyster Bay, New York 11771 on the 11th day of December , 2018, at 10:00 o'clock a.m., prevailing time on that day, or as soon thereafter as possible and on any properly adjourned date therefrom, to consider the application of Kimco Jericho MI LLC, Kimco Birchwood Jericho South LLC, Kimco Birchwood Jericho Lot LLC, Jericho Atrium 1761 LLC, and Kimco Birchwood Jericho Office LLC, for a Special Use Permit to allow for the incorporation of a one hundred twenty-seven (127) room limited service Marriot Residence Inn on the eastern side of Route 107, south of Jericho Turnpike, Jericho, Town of Oyster Bay, County of Nassau, State of New York and described as Section 12, Block A, Lots 859, 861, 952, 953, 956, 1075, 1077, 1078, 1127, 1334, 1341, 1343, 1345, 1351, 1352 on the Land and Tax Map of Nassau County; and be it further

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

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

Supervisor Saladino	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilwoman Alesia	Absent
Councilwoman Johnson	Recused
Councilman Imbroto	Aye
Councilman Hand	Aye

cc: Supervisor
Town Attorney
Comptroller
Planning & Development
Environmental Resources

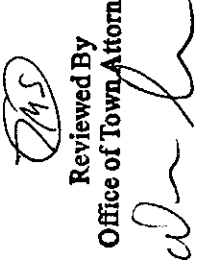
Reviewed By
Office of Town Attorney

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 11, 2018, at 10:00 a.m., prevailing time, or as soon thereafter as may be practicable, in the Hearing Room, Town Hall, East Building, Audrey Avenue, Oyster Bay, New York, for the purpose of considering an application from Kimco Jericho MI LLC, Kimco Birchwood Jericho South LLC, Kimco Birchwood Jericho Lot LLC, Jericho Atrium 1761 LLC, and Kimco Birchwood Jericho Office LLC, for a Special Use Permit to allow for the incorporation of a one hundred twenty-seven (127) room limited service Marriot Residence Inn on the eastern side of Route 107, south of Jericho Turnpike, Jericho, Town of Oyster Bay, County of Nassau, State of New York and described as Section 12, Block A, Lots 859, 861, 952, 953, 956, 1075, 1077, 1078, 1127, 1334, 1341, 1343, 1345, 1351, 1352 on the Land and Tax Map of Nassau County. The abovementioned application is on file and may be viewed daily (except Saturday, Sunday and Holidays) between the hours of 9:00 a.m. and 4:45 p.m., prevailing time, at the Office of the Town Clerk at Oyster Bay and Massapequa. Any person interested in the subject matter of said hearing will be given an opportunity to be heard with reference thereto, at the time and place above designated. TOWN BOARD OF TOWN OF OYSTER BAY. JOSEPH S. SALADINO, Supervisor. JAMES ALTADONNA, JR., Town Clerk.

Dated: Nov. 20, 2018, Oyster Bay, New York.

Reviewed By
Office of Town Attorney



Town of Oyster Bay

Inter-Departmental Memo

TO : Carol Strafford, Director, Legislative Affairs

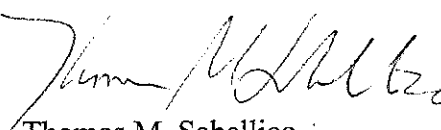
FROM : Thomas M. Sabellico, Special Counsel

DATE : October 25, 2018

SUBJECT: Kimco Jericho MI LLC, Kimco Birchwood Jericho LLC, Kimco Birchwood Jericho Lot LLC, Jericho Atrium 1761 LLC, and Kimco Birchwood Jericho Office LLC
Special Use Permit for Hotel Use
Eastern side, Route 107, Jericho, New York
Section 12, Block A, Lots 859, 861, 952, 953, 956, 1075, 1077, 1078, 1127, 1334, 1341, 1343, 1345, 1351, 1352.
Resolution No. 564-2018

It is requested that the above-referenced Resolution be removed from the table at the November 20, 2018, Town Board Meeting, and that the Town Board authorize the Town Clerk to advertise a Notice of Hearing, for a Public Hearing to be held on December 11, 2018, in connection with the above referenced matter.

JOSEPH NOCELLA
TOWN ATTORNEY


Thomas M. Sabellico
Special Counsel

TMS:ss
Enclosure
LA 2017-5935
cc: Town Attorney (w/7 copies)

