

TOWN BOARD
TOWN OF OYSTER BAY
SPECIAL PRESENTATION
May 8, 2018
10:18 a.m.

JOSEPH SALADINO
SUPERVISOR

JAMES ALTADONNA JR.
TOWN CLERK

P R E S E N T:

SUPERVISOR JOSEPH S. SALADINO
COUNCILMAN JOSEPH D. MUSCARELLA
COUNCILWOMAN REBECCA M. ALESIA
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS HAND

A B S E N T:

COUNCILMAN ANTHONY D. MACAGNONE

A L S O P R E S E N T:

JAMES ALTADONNA JR., TOWN CLERK
JAMES STEFANICH, RECEIVER OF TAXES

Minutes of the meeting
taken by:

KRISTINA TRNKA
Reporter/Notary Public

1 SUPERVISOR SALADINO: Ladies and
2 gentlemen, may I have your attention, please.

3 Ladies and gentlemen, if everyone would
4 please take a seat, we would greatly appreciate it
5 so we can get our Board meeting started.

6 Good morning and welcome to the Oyster
7 Bay Town Board meeting of Tuesday, May 8, 2018.

8 To lead us in prayer this morning, we
9 welcome our friend, Rabbi Jenn Weinstein of Simchat
10 HaLev synagogue in Syosset.

11 Rabbi Jenn resides in East Norwich and
12 was ordained four years ago. As a graduate of the
13 rabbinical program at Jewish Spiritual Leaders
14 Institute, Rabbi Jenn works daily to educate,
15 guide, and support her congregants on the spiritual
16 path.

17 Rabbi Jenn Weinstein of Simchat HaLev
18 synagogue.

19 Would everyone please rise?

20 (Whereupon, a prayer was recited by
21 Rabbi Jenn Weinstein.)

22 SUPERVISOR SALADINO: All remain
23 standing, please, and join me in welcoming
24 Hicksville High School teachers Beth Atkinson and
25 Phillip Moshoyannis who will lead us in the Pledge

1 of Allegiance.

2 If the two of you would please step
3 forward.

4 (Whereupon, the Pledge of Allegiance
5 was recited by Beth Atkinson and Phillip
6 Moshoyannis.)

7 SUPERVISOR SALADINO: Thank you.

8 You all may be seated.

9 Very apropos that we have teachers from
10 Hicksville school district here to lead us because
11 today is National Teacher's Recognition Day.

12 My colleagues and I are taking this
13 opportunity to reflect upon the teachers and all
14 they do to shape our lives and the lives our Town
15 students and prepare our leaders of tomorrow.

16 We can't thank them enough for their
17 dedication, compassion and their tireless efforts.
18 All of us can look back upon teachers in our lives
19 who have inspired us and played an instrumental
20 role in building our foundations for the future.

21 We're extremely fortunate to have some
22 of the finest schools and some of the best and
23 brightest teachers in the nation right here in the
24 Town of Oyster Bay.

25 This morning, we honor two of these

1 teachers, both from the Hicksville school district.

2 Hicksville High School art teacher,
3 Beth Atkinson, and Lee Avenue Elementary School
4 teacher, Philip Moshoyannis. They have joined us
5 here this morning and they're joined by their
6 colleagues, including Hicksville School
7 Superintendent, Dr. Carl Bunoso; Hicksville High
8 School Principal, Raymond Williams; and Lee Avenue
9 Elementary School Principal, Stephanie Stam, as
10 well as Hicksville High School Social Studies
11 Supervisor, Rosa Borda.

12 Let's begin this morning with Beth
13 Atkinson, who'll be retiring at the end of the
14 school year. She began teaching art at Hicksville
15 High School in 1986. Beth is well respected by her
16 colleagues, students, and the community for a
17 caring demeanor and her unique ability to connect
18 with those she teaches.

19 She has an incredible legacy of
20 accomplishments in the district and in the
21 community. That's many recognitions include being
22 named the New York State Art Teacher of the Year,
23 Long Island Educator of the Year, a Harvard Club of
24 Long Island Educator of Distinction, and has been
25 listed with Who's Who Among American Teachers on

1 eight separate occasions. That's pretty amazing.

2 Her community efforts are equally
3 extensive. Having served as co-chair for Talent
4 For the Troops, a benefit that supports this
5 nation's wounded warriors. Beth is also active
6 with Relay for Life, Habitat for Humanity. She
7 organized a food, clothing and supplies drive to be
8 sent to Ground Zero in the wake of 9/11, which was
9 sent there, and she has also coordinated many
10 successful efforts to raise money for the New York
11 State Art Teachers Association Student Scholarships.

12 We all thank you, Beth, for being a
13 true role model in the classroom and in the
14 community, and we have a Town citation to thank you
15 and thank -- on behalf of the community and the
16 Town for all of your efforts, and I'm going to ask
17 our Councilwoman Michelle Johnson to make the
18 presentation of this and I'm asking all of our
19 elected officials to join us down in front.

20 Would you please join us. Ladies and
21 gentlemen, Beth Atkinson.

22 (Applause.)

23 (Whereupon, a Town citation was
24 presented to Beth Atkinson.)

25 SUPERVISOR SALADINO: Would the other

1 teachers like to join us? You're welcome to join
2 us if you'd like.

3 Beth, would you like to say a few
4 words?

5 MS. ATKINSON: Might be a little hard
6 for me, I might get a little teary eyed.

7 Hicksville has been a very important
8 part of my life for 32 years and I thank you very
9 much.

10 (Applause.)

11 SUPERVISOR SALADINO: Our second
12 teacher of recognition this morning is Lee Avenue
13 Elementary School teacher, Phillip Moshoyannis. I
14 hope I'm getting it right.

15 MR. MOSHOYANNIS: Nobody gets it right.
16 It's okay.

17 SUPERVISOR SALADINO: Pronunciation.

18 MR. MOSHOYANNIS: It's pronounced
19 Moshoyannis.

20 SUPERVISOR SALADINO: Moshoyannis.

21 Okay.

22 Did I get it right?

23 MR. MOSHOYANNIS: You got it right now.

24 (Applause.)

25 SUPERVISOR SALADINO: Phillip, now in

1 his 23rd year as an elementary school teacher at
2 Lee Avenue Elementary School has always exemplified
3 the highest ideals of public service,
4 professionalism, and dedication to the job and,
5 obviously, to the students.

6 Philip was selected as a Fulbright
7 teacher for the U.S. Department of State's Global
8 Classroom Project. Philip is one of only four
9 teachers from New York State and the sole
10 representative from Long Island to be selected for
11 this prestigious national program.

12 He's also served as an officer in the
13 National Guard and helped patrol Ground Zero
14 following the attacks on September 11, 2001. We
15 thank him for his selfless service to our nation.
16 Highly skilled educators like Philip empower
17 students to achieve greatness in the classroom and
18 in the community, and, obviously, for their
19 careers.

20 His infectious enthusiasm and ability
21 have proven his affability, proven to be the most
22 effective assets as an educator. We acknowledge
23 and commend Phillip for his years of extraordinary
24 teaching and his well deserved selection for the
25 Fulbright Program.

1 I'm going to ask Councilman Tom Hand to
2 make this presentation to you, and if you would all
3 come up again, we congratulate you as a Teacher of
4 The Year.

5 (Applause.)

6 (Whereupon, a Town citation was
7 presented to Phillip Moshoyannis.)

8 (Applause.)

9 SUPERVISOR SALADINO: Would you like to
10 say a few words?

11 MR. MOSHOYANNIS: Yeah, I would,
12 actually.

13 I'm very appreciative of this honor and
14 truly, it is an honor because I grew up here in
15 East Norwich Oyster Bay and I went to high school
16 here and to come back here today to receive this
17 award is very touching.

18 As I walked into the building today, I
19 saw on the Wall of Honor, some of my students who
20 are serving right now or who have served, so they
21 are always in the back of my mind, and so with
22 that, I say thank you very much and thank you,
23 community.

24 (Applause.)

25 MR. MOSHOYANNIS: It's very emotional,

1 trust me. Thank you very much.

2 SUPERVISOR SALADINO: This morning, the
3 Oyster Bay Town Board has recognized outstanding
4 teachers.

5 Well, it's only fitting that we honor
6 an exceptional student, that being Oyster Bay High
7 School senior, Brittany Browner.

8 In addition to being a member of the
9 National Honor Society and Science Honor Society,
10 Brittany plays on her school's badminton team and
11 is a member of Girl Scout Troop 138 in Oyster Bay.

12 As part of her community service
13 component of earning her Gold Award, Girl Scouts
14 highest honor, Brittany designed an incredibly
15 comprehensive self-guided tour pamphlet that
16 features historical highlights in Oyster Bay with
17 ties to our Nation's 26th president, Theodore
18 Roosevelt, who's affectionately referred to here in
19 the northern end of the town as "The Colonel."

20 Brittany's Teddy Tour pamphlet includes
21 13 local historical destinations. Among them are
22 Sagamore Hill, which served as President
23 Roosevelt's Summer White House and Young Cemetery.

24 Today we proudly recognize Brittany's
25 effort, which highlights the historical importance

1 of Oyster Bay and the local area, encouraging
2 visits and tourism.

3 My colleagues and I on the Oyster Bay
4 Town Board salute the actions and extraordinary
5 community services of Oyster Bay High School
6 senior, Brittany Browner.

7 If you and your family would like to
8 step forward, we have a very special Town citation
9 to present to you, and I'm going to ask the member
10 of the Board closest in age to you, Lou Imbroto, to
11 please make the presentation.

12 (Applause.)

13 (Whereupon, a Town citation was
14 presented to Brittany Browner.)

15 SUPERVISOR SALADINO: Don't go any
16 anywhere.

17 Brittany, would you like to say
18 anything?

19 MS. BROWNER: This is a great
20 opportunity for me at such a young age and I'd
21 really like to thank the Chamber of Commerce for
22 all of their help.

23 SUPERVISOR SALADINO: Well, we're
24 not -- you can applaud her.

25 (Applause.)

1 SUPERVISOR SALADINO: We're not the
2 only ones who would like to honor Brittany.

3 Very important members of the
4 community, our veterans, and our Chamber of
5 Commerce and they'd all like to honor you for your
6 great work.

7 Let's start off with a man who is just
8 an incredible leader in the community. He's worked
9 very hard for the business community and for all of
10 our residents, and that's Chamber of Commerce
11 President, Alex Gallego.

12 Come on up, Alex.

13 (Applause.)

14 MR. GALLEGO: Brittany, so proud of
15 you. I've known this young lady and coached her in
16 soccer. I can't believe what a wonderful young
17 woman she's become and she's just -- it's just the
18 beginning, kid. You're going places.

19 On behalf of the Chamber of Commerce,
20 because we drive every day for one thing, to make
21 sure this hamlet is recognized, and Brittany,
22 through her efforts, that pamphlet, through her
23 hard work is allowing that visitorship, that
24 tourism, that renaissance that we are now seeing in
25 the community, to take life and we thank you from

1 the Chamber of Commerce, and on behalf of the
2 Chamber of Commerce and the Gallego Financial
3 Group, we are presenting you with a scholarship
4 that's in there and a financial award.

5 (Applause.)

6 MR. GALLEGO: Along with that are
7 AmVets Post 21, the American Veterans Post, which
8 was just started here about a year and a half ago,
9 our Commander Richard DeJesu and members of the
10 Post are here in attendance to present Brittany
11 with this certificate acknowledging her Gold Award,
12 but also thanking her for her service as a Girl
13 Scout and now as a leader in the future.

14 Brittany, congratulations.

15 (Applause.)

16 SUPERVISOR SALADINO: Okay. If you all
17 would move this direction, we'll try to get you all
18 in.

19 (Applause.)

20 SUPERVISOR SALADINO: Great.

21 Ladies and gentlemen, this is the
22 pamphlet. We suggest you all take one and I'm go
23 going to take this a step further and coordinate
24 with our communications office to incorporate your
25 information so it becomes a town wide pamphlet that

1 everyone can enjoy and we'll work on -- work with
2 you on creating something for all of our residents
3 and you can take pride in the fact that it was your
4 research that got this done.

5 Congratulations.

6 (Applause.)

7 SUPERVISOR SALADINO: Okay.

8 Before we move forward with the
9 business of the day, and we'll be polling the Board
10 shortly, let us take a moment to update our
11 residents on recent initiatives and events.

12 First, the Town of Oyster Bay Town
13 Board will take action today, something we've been
14 working on for some time, to appoint another new
15 member to our independent Board of Ethics.

16 Looking forward to that very, very much
17 and our new Board member is here. The time,
18 commitment, personal obligations and harassment by
19 some members of the public, have resulted in a
20 turnover of some of the members and now we're
21 working on replacing those members.

22 We thank all those who have served,
23 those who continue to serve, and those who will be
24 serving in the future.

25 And, additionally, the Town Board took

1 the historic action of being the first municipality
2 to approve funding for the Office of Inspector
3 General back in October and we're continuing in
4 that process to get this done, but get it done
5 properly.

6 In January, Town Board approved the
7 necessary Local Law and filed such with the
8 Secretary of State and Nassau County Civil Service
9 Commission.

10 Since the last Town Board meeting two
11 weeks ago, the Civil Service Commission has
12 approved the hiring, just recently, of an Inspector
13 General. To date, twenty individuals have applied
14 for this position and we want to continue to ask
15 people to put in their resumes so that we have a
16 wide group of candidates to choose from.

17 And the Town Board will be moving
18 forward -- the group who -- committee will be
19 moving forward with the interview process soon.
20 Hiring of an Inspector General continues to be a
21 top priority, as well as fully staffing our Ethics
22 Board.

23 In terms of recent events, I'd like to
24 thank the Town Supervisors of the Town of Hempstead
25 Town of Brookhaven, Huntington, Babylon, Islip and

1 North Hempstead for joining me late in April, just
2 a couple of weeks ago, where we hosted a
3 Long Island's Supervisor's Summit.

4 You saw this by following the Town of
5 Oyster Bay on Facebook and we encourage members of
6 the media to get an opportunity to show what we are
7 actually doing in the Town. Long Island has long
8 held the role of a leader in governmental progress
9 for the rest of the nation to follow.

10 This Summit allowed us to continue with
11 that great tradition. It is one of many of these
12 summits that we'll be holding. We open the
13 dialogue to share best practices, pursue cost
14 savings, shared services, and set the stage to
15 design an Albany agenda for our townships on items
16 such as reducing the unfunded mandates that cost so
17 much money to every municipality, and I'm very
18 proud to say they all wanted to find out about how
19 we're doing the best -- one of the very best
20 recycling programs in all of New York State.

21 And they always ask how did you
22 institute same-day permits in the Town of Oyster
23 Bay, so great kudos to our staff members who
24 assisted with the agenda; very, very proud to have
25 hosted the Supervisor's Summit.

1 And something that ties right into
2 Brittany Browner's work, we held this just down the
3 block from Sagamore Hill to evoke the spirit of
4 Teddy Roosevelt and will continue to meet to work
5 on our agenda, to work on more shared services, and
6 to continue to save money and be more efficient
7 approaching these issues regionally.

8 And once again, thank you to all of the
9 Town Supervisors. Together we represent
10 2.5 million Long Islanders, 2.5 million Long
11 Islanders.

12 We only wish that people watching
13 television or opening the paper knew of what we
14 were doing, but people can find out about all of
15 these great initiatives through the Town's
16 Facebook.

17 The Town closed out April on a very
18 high note. Having planted new trees for Arbor Day
19 in our community, having hosted a very successful
20 car show with hundreds of vehicles, literally
21 upwards of 600 vehicles showed up for our very
22 first Island Wide Car Show. It was really an
23 amazing display that was held at Tobay Beach and
24 that was a week ago Sunday -- or was that Saturday?
25 Saturday, sorry. It was just amazing.

1 And on the same day, thousands of
2 families flocked to Syosset-Woodbury Community Park
3 for our grand and free Spring Festival. Again,
4 tremendous thanks to our commissioners, our staff,
5 whether it was Community and Youth Services,
6 whether it was the Parks Department, everyone
7 pitched in for some real fun that we were able to
8 deliver free of charge for so many families and all
9 of our residents.

10 Lastly, I want to thank the hundreds of
11 residents who attended a special meeting of the
12 Town Board last week in Syosset regarding proposed
13 development in Syosset.

14 This Town Board was elected to
15 represent the people, and that's exactly what we
16 did and what we will continue to do, allowing their
17 voices to be heard, and we heard their voices loud
18 and clear.

19 I want to thank the residents for their
20 public participation in government and for playing
21 a role in ensuring that we have a safe future to
22 come.

23 (TIME NOTED: 10:43 A.M.)
24
25

TOWN BOARD
TOWN OF OYSTER BAY
ETHICS BOARD APPOINTMENT
May 8, 2018
10:44 a.m.

JOSEPH SALADINO
SUPERVISOR

JAMES ALTADONNA JR.
TOWN CLERK

P R E S E N T:

SUPERVISOR JOSEPH S. SALADINO
COUNCILMAN JOSEPH D. MUSCARELLA
COUNCILWOMAN REBECCA M. ALESIA
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS HAND

A B S E N T:

COUNCILMAN ANTHONY D. MACAGNONE

A L S O P R E S E N T:

JAMES ALTADONNA JR., TOWN CLERK
JAMES STEFANICH, RECEIVER OF TAXES

Minutes of the meeting
taken by:

KRISTINA TRNKA
Reporter/Notary Public

1 SUPERVISOR SALADINO: Now, I would like
2 to get things started and I ask our Town Clerk,
3 James Altadonna Jr., to please poll the Board.

4 MR. ALTADONNA: Supervisor Saladino?

5 SUPERVISOR SALADINO: Here.

6 MR. ALTADONNA: Councilman Muscarella?

7 COUNCILMAN MUSCARELLA: Here.

8 MR. ALTADONNA: Councilman Macagnone is
9 absent.

10 Councilwoman Alesia?

11 COUNCILWOMAN ALESIA: Here.

12 Good morning, Jim.

13 MR. ALTADONNA: Good morning.

14 Councilwoman Johnson?

15 COUNCILWOMAN JOHNSON: Here.

16 MR. ALTADONNA: Councilman Imbroto?

17 COUNCILMAN IMBROTO: Present.

18 MR. ALTADONNA: Councilman Hand?

19 COUNCILMAN HAND: Here.

20 MR. ALTADONNA: Would you like me to
21 call the first public hearing?

22 SUPERVISOR SALADINO: No.

23 Actually, our first order of work,
24 we're going to call for an item to be voted on by
25 our Town Board, and that is part of a process that

1 we've been working on for some time and that is to
2 appoint a new member of the Town of Oyster Bay
3 Ethics Board.

4 This is something that's been in the
5 works. We've gotten the news out to the public
6 that -- through so many different initiatives.

7 As a matter of fact, just yesterday, we
8 contact the daily paper, sent them the information,
9 the resume, and all of the information of the --
10 that we were going to consider appointing a new
11 Ethics Board member. And I'm sure that tomorrow
12 when you open the daily paper, you'll be reading
13 all about this and, perhaps, a nice photo as well.

14 I am making the recommendation that the
15 Town of Oyster Bay appoint Rabbi Rafi Rank as the
16 newest member of the Town Board and I'm -- the
17 resume for Rabbi Rank has been distributed to all
18 the Board members, will be continuing in our search
19 to have a full Board, but with this one
20 appointment, we'll be able to get back to work and
21 I ask, please, for a motion.

22 COUNCILMAN MUSCARELLA: Supervisor, I
23 make a motion to accept the recommendation of Rabbi
24 Perry Raphael Rank to fill a vacancy for the Town
25 of Oyster Bay Board of Ethics.

1 COUNCILWOMAN ALESIA: Very proud to
2 second that motion. I couldn't be more delighted.
3 I've known Rabbi Rank since I've lived here in the
4 Town of Oyster Bay and he's absolutely the right
5 kind of person to be on this Board.

6 Beyond reproach, we're so proud and
7 we're so appreciative that you're willing to serve.

8 Second.

9 SUPERVISOR SALADINO: All in favor,
10 signify by saying "Aye."

11 ALL: "Aye."

12 SUPERVISOR SALADINO: Opposed, "Nay."

13 (No verbal response given.)

14 SUPERVISOR SALADINO: The "Ayes" have
15 it unanimously.

16 Ladies and gentlemen, I'd like to call
17 up to the podium the newest member of the Town of
18 Oyster Bay Ethics Board, Rabbi Rafi Rank.

19 (Applause.)

20 SUPERVISOR SALADINO: We will now swear
21 him in.

22 Why don't you stand right here please,
23 Rabbi, and I am going to ask Councilwoman Rebecca
24 Alesia to please hold the Bible.

25 Just one minute. Just a procedural

1 item.

2 We need a motion to suspend the rules
3 so we can go to the appointment and then go back to
4 the Town Board meeting.

5 May I please have a motion?

6 COUNCILMAN MUSCARELLA: So moved.

7 COUNCILWOMAN ALESIA: Second.

8 SUPERVISOR SALADINO: All in favor,
9 signify by saying "Aye."

10 ALL: "Aye."

11 SUPERVISOR SALADINO: Those opposed,
12 "Nay."

13 (No verbal response given.)

14 SUPERVISOR SALADINO: The "Ayes" have
15 it unanimously.

16 That was just a technical.

17 Thank you.

18 MR. ALTADONNA: Thank you.

19 Stay with me here, please.

20 COUNCILWOMAN ALESIA: Welcome to the
21 bureaucracy.

22 SUPERVISOR SALADINO: It's all part of
23 the legal process.

24 MR. ALTADONNA: Did you do the motion
25 to suspend the rules?

1 SUPERVISOR SALADINO: We just did.

2 MR. ALTADONNA: Okay. Let me read the
3 Resolution.

4 Resolution No. 340-2018, which is a
5 Resolution pertaining to an appointment to the Town
6 of Oyster Bay Board to fill -- Ethics Committee, to
7 fill a vacancy.

8 Okay. We are good.

9 Now let's vote on it before we swear
10 him in.

11 SUPERVISOR SALADINO: Yes.

12 MR. ALTADONNA: Can you guys give me a
13 second, please? That's what I'm doing. Thank you.

14 May I have a motion to adopt Walk-On
15 Resolution No. 340?

16 On the motion?

17 COUNCILMAN MUSCARELLA: So moved.

18 MR. ALTADONNA: Motion made by
19 Councilman Muscarella.

20 A second?

21 COUNCILWOMAN ALESIA: I think you're
22 doing a great job.

23 Second.

24 MR. ALTADONNA: Thank you.

25 Seconded by Councilwoman Alesia.

1 On the vote:
2 Supervisor Saladino?
3 SUPERVISOR SALADINO: "Aye."
4 MR. ALTADONNA: Councilman Muscarella?
5 COUNCILMAN MUSCARELLA: "Aye."
6 MR. ALTADONNA: Councilman Macagnone is
7 absent.
8 Councilwoman Alesia?
9 COUNCILWOMAN ALESIA: I vote "Aye."
10 MR. ALTADONNA: Councilwoman Johnson?
11 COUNCILWOMAN JOHNSON: "Aye."
12 MR. ALTADONNA: Councilman Imbroto?
13 COUNCILMAN IMBROTO: "Aye."
14 MR. ALTADONNA: Councilman Hand?
15 COUNCILMAN HAND: "Aye."
16 MR. ALTADONNA: Motion to adopt Walk-On
17 Resolution No. 340-2018 passes with six "Ayes."
18 SUPERVISOR SALADINO: Unanimously.
19 MR. ALTADONNA: Go ahead.
20 SUPERVISOR SALADINO: We are very proud
21 to swear you in to continue our work. The Board
22 had nine meetings last year as we started this up.
23 We will continue to meet. We will be very busy
24 coming up because now we get into the season where
25 our employees submit the -- including all of the

1 elected officials -- submit our financial
2 disclosures, which you'll be going over with the
3 other Board members and we will continue to move
4 the Town of Oyster Bay forward with this working
5 Ethics Board to continue to bring a new day in the
6 Town of Oyster Bay.

7 And having someone with your pedigree,
8 with your resume, with your experience will be a
9 tremendous asset to create a very ethical world
10 here in the Town of Oyster Bay with our operations,
11 perceptions and with all that we're doing. So we
12 really appreciate your being here.

13 (Whereupon, Rabbi Rafi Rank was sworn
14 in as a Ethics Board Member by Supervisor Saladino
15 with Councilwoman Alesia holding the bible at
16 10:50 a.m. as follows:)

17 SUPERVISOR SALADINO: If you would
18 raise your right hand and put your left hand on the
19 Bible and repeat after me.

20 I, state your name.

21 RABBI RANK: I, Perry Raphael Rank.

22 SUPERVISOR SALADINO: Do solemnly
23 swear.

24 RABBI RANK: Do solemnly swear.

25 SUPERVISOR SALADINO: To uphold the

1 Constitution.

2 RABBI RANK: To uphold the
3 Constitution.

4 SUPERVISOR SALADINO: Of the United
5 States of America.

6 RABBI RANK: Of the United States of
7 America.

8 SUPERVISOR SALADINO: The Constitution.

9 RABBI RANK: The Constitution.

10 SUPERVISOR SALADINO: Of the State of
11 New York.

12 RABBI RANK: Of the State of New York.

13 SUPERVISOR SALADINO: The rules,
14 regulations, and codes.

15 RABBI RANK: The rules, regulations,
16 and codes.

17 SUPERVISOR SALADINO: Of the Town of
18 Oyster Bay.

19 RABBI RANK: Of the Town of Oyster Bay.

20 SUPERVISOR SALADINO: I further
21 promise.

22 RABBI RANK: I further promise.

23 SUPERVISOR SALADINO: To uphold the
24 duties.

25 RABBI RANK: To uphold the duties.

1 SUPERVISOR SALADINO: As a member.

2 RABBI RANK: As a member.

3 SUPERVISOR SALADINO: Of the Town of
4 Oyster Bay Ethics Board.

5 RABBI RANK: Of the Town of Oyster Bay
6 Ethics Board.

7 SUPERVISOR SALADINO: With dedication.

8 RABBI RANK: With dedication.

9 SUPERVISOR SALADINO: And to the best
10 of my abilities.

11 RABBI RANK: And to the best of my
12 abilities.

13 SUPERVISOR SALADINO: So help me God.

14 RABBI RANK: So help me God.

15 SUPERVISOR SALADINO: Congratulations,
16 Rabbi Rank.

17 (Applause.)

18 SUPERVISOR SALADINO: Would you say a
19 few words?

20 RABBI RANK: Well, I must say that I am
21 deeply honored and I'm humbled by this appointment
22 and when the invitation crossed my desk, I was very
23 curious about it and thought I would come in for
24 the interview and I love the Town of Oyster Bay, I
25 love what I see is going on in recent days and I

1 hope to be a process of making sure that everyone
2 can be proud of our government and proud of our
3 leaders.

4 SUPERVISOR SALADINO: Thank you very,
5 very much.

6 (Applause.)

7 SUPERVISOR SALADINO: Ladies and
8 gentlemen, the new Ethics Board member, Rabbi Rafi
9 Rank.

10 (Applause.)

11 (TIME NOTED: 10:51 A.M.)

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TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
May 8, 2018
10:52 a.m.

HEARING - FIRE PROTECTION

To consider Fire Protection Agreements with East Norwich Volunteer Fire Company No. 1 for the years 2018 and 2019. (M.D. 4/24/18 #25).

JOSEPH SALADINO
SUPERVISOR

JAMES ALTADONNA JR.
TOWN CLERK

P R E S E N T:

SUPERVISOR JOSEPH S. SALADINO
COUNCILMAN JOSEPH D. MUSCARELLA
COUNCILWOMAN REBECCA M. ALESIA
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS HAND

A B S E N T:

COUNCILMAN ANTHONY D. MACAGNONE

A L S O P R E S E N T:

JAMES ALTADONNA JR., TOWN CLERK
JAMES STEFANICH, RECEIVER OF TAXES

Minutes of the meeting
taken by:

KRISTINA TRNKA
Reporter/Notary Public

1 SUPERVISOR SALADINO: Now, we will get
2 right to work.

3 So we have polled the Board and if
4 there is nothing else in terms of the startup, I
5 believe we are ready to get started with our first
6 hearing of the day.

7 So would the Town Clerk James Altadonna
8 Jr. please call our first hearing?

9 MR. ALTADONNA: Sure.

10 It's fire protection. To consider fire
11 protection agreements with East Norwich Volunteer
12 Fire Company No. 1 for the years 2018 and '19.

13 MS. FAUGHNAN: Good morning,
14 Supervisor, Members of the Town Board.

15 This morning's hearing is with respect
16 to the fire protection contracts the Town of Oyster
17 Bay, if they approve the Resolution, will enter
18 into with the East Norwich Volunteer Fire Company
19 No. 1.

20 And as you know from the hearing we had
21 two weeks ago with respect to the 2017 contract,
22 the East Norwich -- East Norwich residents have a
23 set up called a fire protection area. There is
24 some areas of the Town where the residents have an
25 actual Fire District that has its own tax line,

1 elects its own Commissioners.

2 In the residents of -- in East Norwich,
3 the residents have a private fire company, a not
4 for profit, that provides fire protection services
5 and the various municipalities contract with the
6 fire company to provide those services to the
7 residents. With respect to the East Norwich
8 Volunteer Fire Company No. 1, they deal with four
9 municipalities.

10 The Town of Oyster Bay and their
11 residents constitute approximately -- I've got it
12 here -- 24.89 percent of the residents that are
13 covered by the East Norwich Fire Company.

14 The Village of Upper Brookville has
15 32.83 percent.

16 The Village of Brookville has 17.59
17 percent.

18 And the Village of Muttontown has 24.68
19 percent.

20 So, the Town of Oyster Bay portion of
21 their fire protection area is the second largest
22 that East Norwich protects.

23 Each year we do a contract with the
24 Fire Company. Last week -- two weeks ago at the
25 last meeting, the Board approved payment and a

1 contract with East Norwich for the 2017 calendar
2 year.

3 Here, today, we are asking you to
4 consider the 2018 and the 2019 contracts in order
5 to provide some planning and continuity for the
6 Fire Company, as well as for the Town and for their
7 residents.

8 The 2017 contract represented a
9 1.4 percent increase in -- not the entire contract
10 cost, just the basic fire and protections costs.
11 It didn't include the cost of the headquarters
12 improvements, the increase was not in LOSAP; it was
13 just in the fire protection costs.

14 The Fire Company has requested this
15 year, an amount not to exceed a 1.5 percent
16 increase in those basic costs, and, again, a 1.5 --
17 a maximum of a 1.5 percent increase in the 2019
18 costs. Due to a decrease in the LOSAP costs, the
19 2018 cost to the residents is actually lower than
20 the 2017 cost.

21 The contract amount for 2018 would be
22 an amount not to exceed \$307,286.25. The 2019
23 amount would be an amount not to exceed
24 \$311,072.56. This is -- both 2018 and 2019 are
25 less than the 2017 cost of \$313,765.04.

1 I do want to mention to you all that I
2 did a little work of my own last night looking at
3 the tax rates per \$100 to see how it affected the
4 residents in various fire protection areas and
5 districts.

6 I will say, to my surprise, I happen to
7 live in Locust Valley, which has a fire district,
8 East Norwich is 40 percent less than the cost of
9 Locust Valley.

10 So, for instance, the tax rate for \$100
11 of assessed value in -- for those residents in the
12 East Norwich fire protection area is \$21, whereas
13 in Locust Valley, it happens to be \$34, so I think
14 that we could agree that East Norwich is certainly
15 doing a fine job. They're watching their finances
16 because of cost. What they spend is what actually
17 the residents of the Town of Oyster Bay are
18 spending.

19 I also want to point out to the Board
20 that in -- I have it here somewhere -- 2017, the
21 East Norwich Volunteer Fire Company No. 1 responded
22 to 851 calls, which is over -- two and a half to
23 three calls a day, so -- and they do that. They're
24 all volunteers. They're not paid to do it. Simply
25 what they're asking the Town of Oyster Bay to do in

1 this contract is to pay for the cost of the
2 equipment, the training, the facility and various
3 expenses that go along with that, including
4 insurance.

5 Having said that, we have with us
6 today, the attorney for the East Norwich Volunteer
7 Fire Company No. 1, James Cammarata, who can also
8 speak to the contracts if the Board has any
9 questions.

10 COUNCILWOMAN JOHNSON: I'm just curious
11 from what I heard two weeks ago, was it Upper
12 Brookville that was not in agreement with the
13 contract and has there been any conversations with
14 them or have they changed their mind?

15 MS. FAUGHNAN: I think, yeah.

16 Jim Cammarata, the attorney for the
17 Fire Company can address that, sure.

18 MR. CAMMARATA: James Cammarata,
19 53 East Main Street, Oyster Bay, New York.

20 Good morning, Supervisor, Board
21 members.

22 By the way, I want to thank you for two
23 weeks ago, you brought up that issue, that we're
24 trying to get an inter-municipal agreement with the
25 Villages, as we've done for many years.

1 As a result, I believe, of last Board
2 meeting's conversation, there has been some further
3 dialogue with Upper Brookville and Brookville and
4 we're confident that we're going to have an
5 inter-municipal agreement that make sense.

6 COUNCILWOMAN JOHNSON: Thank you.
7 Appreciate it.

8 MS. FAUGHNAN: I'm just going to add
9 that that's one reason why the contract amount is
10 an amount not to exceed, so that if the Fire
11 Company can come in lower than 1.5 percent, we can
12 we can pay that amount as opposed to -- but the
13 maximum the Town of Oyster Bay residents would pay
14 is an increase of 1.5 percent in just that
15 emergency -- the basic cost of the emergency fire
16 and ambulance services, medical services.

17 SUPERVISOR SALADINO: Just to review
18 again, this is here before the Town Board because
19 New York State mandates that we have the approval,
20 even though they set their own rates, they set
21 their own budget, we have nothing to do with that,
22 we're not responsible for their taxing.

23 MS. FAUGHNAN: Well, we are -- let me
24 step back.

25 New York State requires that if a town

1 is going to have a contract with a volunteer fire
2 company, they must have a hearing first. That's
3 one provision of the law. That's why we're here.

4 With respect to having a -- with
5 respect to we are not taxing, on a tax bill for a
6 resident of East Norwich, because they are not in a
7 fire district, I, in Locust Valley, am in a Fire
8 District, so I actually get a line on my tax bill
9 from a separate taxing entity as a special
10 district, Locust Valley Fire District.

11 For residents of Unincorporated Oyster
12 Bay, commonly referred to as East Norwich, if I'm
13 going to be legal and technical, on their Town bill
14 in the various districts that -- the lines in the
15 Town bill, there is one for East Norwich Fire
16 Protection Area, so we are, in fact, taxing the
17 residents of East Norwich for the cost of this
18 contract.

19 SUPERVISOR SALADINO: But the
20 management of that fire entity is entirely separate
21 and independent, we don't manage them, we don't
22 manage their budget, we don't manage their --

23 MS. FAUGHNAN: We do not, you are
24 correct. They are a not-for-profit corporation
25 that manages everything. They have to file tax

1 returns. They have to file all the appropriate
2 statements.

3 The State law has just changed that any
4 contracts that are being considered by a Town Board
5 after March 1st of this year, that Fire Districts
6 are required to provide certain financials to the
7 Town. We have copies of their latest 990. I have
8 copies of their budget. They have also invited us
9 to participate in their budget discussions going
10 forward so that we have the opportunity to sit down
11 with them this Summer as they set their 2019
12 budget, in case we want to raise any concerns at
13 that time on behalf of the taxpayers.

14 And, certainly, I already know that,
15 Supervisor, that you are going to advise me to
16 attend those meetings on behalf of the residents to
17 make sure that their dollars are guarded and to
18 make sure that they continue to do the right thing
19 for the residents.

20 SUPERVISOR SALADINO: Excellent work.
21 We really appreciate your efforts and I am going to
22 ask counsel, as well as our legal counsel, to
23 continue the conversations with all of the Village
24 Mayors so their voices are heard so that they
25 are -- the residents are fully respected and taken

1 into account of all the Villages concerned.

2 MS. FAUGHNAN: Absolutely, Supervisor.

3 MR. CAMMARATA: Any questions?

4 (No verbal response given.)

5 MR. CAMMARATA: Great. Thank you.

6 MS. FAUGHNAN: Thank you.

7 And I'm just going to point out that
8 once we close this hearing, if the Board is in
9 agreement, Resolution No -- I believe it's 338, is
10 for these two contracts.

11 SUPERVISOR SALADINO: Thank you.

12 Any other discussion?

13 (No verbal response given.)

14 All right. Thank you.

15 MS. FAUGHNAN: Thank you, Supervisor.

16 SUPERVISOR SALADINO: Is there
17 correspondence on this?

18 MR. ALTADONNA: We have affidavits of
19 postings and publications.

20 There's no other correspondence.

21 SUPERVISOR SALADINO: Okay.

22 May I have -- is there any speakers,
23 anyone who would like to be heard on this?

24 (No verbal response given.)

25 SUPERVISOR SALADINO: Please let the

1 record reflect that no one has signalled or
2 indicated that they'd like to be heard on this.

3 May we have a motion, please?

4 COUNCILMAN MUSCARELLA: Supervisor, I
5 make a motion that this public hearing be closed
6 and the decision be voted on today.

7 COUNCILWOMAN ALESIA: Oh, second.
8 Sorry.

9 SUPERVISOR SALADINO: You're not used
10 to that.

11 COUNCILWOMAN ALESIA: No.

12 SUPERVISOR SALADINO: All in favor,
13 signify by saying "Aye."

14 ALL: "Aye."

15 SUPERVISOR SALADINO: Those opposed,
16 "Nay."

17 (No verbal response given.)

18 SUPERVISOR SALADINO: The "Ayes" have
19 it unanimously.

20 (TIME NOTED: 11:02 A.M.)

21

22

23

24

25

TOWN BOARD
TOWN OF OYSTER BAY
ACTION CALENDAR
May 8, 2018
11:03 a.m.

JOSEPH SALADINO
SUPERVISOR

JAMES ALTADONNA JR.
TOWN CLERK

P R E S E N T:

SUPERVISOR JOSEPH S. SALADINO
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Minutes of the meeting
taken by:

KRISTINA TRNKA
Reporter/Notary Public

1 MR. ALTADONNA: Now, we will go to the
2 regular Action Calendar?

3 SUPERVISOR SALADINO: Yes, please.

4 MR. ALTADONNA: May I have a motion to
5 adopt Resolution No. TF-8-18 through Resolution No.
6 338?

7 Transfer of Funds Resolution No.
8 TF-8-18; Resolution pertaining to Transfer of Funds
9 within various departments accounts for the Year
10 Resolution No. 300-2018; Resolution
11 authorizing the acceptance of a monetary donation
12 from A. Tarricone of Girl Scout Troop 3178, as well
13 as the planting of two trees to improve Parklet
14 F-03 in Farmingdale, New York. (M.D. 4/17/18 #4).

15 Resolution No. 301-2018; Resolution
16 authorizing the property cleanup assessment of
17 3 Miller Road, Farmingdale, New York, performed on
18 October 2, 2017 be referred to the County of Nassau
19 for placement on the Nassau County Tax Assessment
20 Rolls. (M.D. 4/17/18 #10).

21 Resolution No. 302-2018; Resolution
22 authorizing the property cleanup assessment of
23 85 Amby Avenue, Plainview, New York, performed on
24 July 27, 2017 be referred to the County of Nassau
25 for placement on the Nassau County Tax Assessment

1 Rolls. (M.D. 4/17/18 #11).

2 Resolution No. 303-2018; Resolution
3 authorizing the property cleanup assessment of
4 8 Terry Court, Glen Head, New York, performed on
5 December 13, 2017 be referred to the County of
6 Nassau for placement on the Nassau County Tax
7 Assessment Rolls. (M.D. 4/17/18 #12).

8 Resolution No. 304-2018; Resolution
9 authorizing the property cleanup assessment of
10 50 Elizabeth Street, Massapequa, New York,
11 performed on May 1, 2017 be referred to the County
12 of Nassau for placement on the Nassau County Tax
13 Assessment Rolls. (M.D. 4/17/18 #13).

14 Resolution No. 305-2018; Resolution
15 authorizing the assessment of securing property at
16 50 Elizabeth Street, Massapequa, New York,
17 performed on May 9, 2017 be referred to the County
18 of Nassau for placement on the Nassau County Tax
19 Assessment Rolls. (M.D. 4/17/18 #14).

20 Resolution No. 306-2018; Resolution
21 authorizing the property board-up assessment of
22 526 Central Avenue, Massapequa, New York, performed
23 on September 19, 2017 be referred to the County of
24 Nassau for placement on the Nassau County Tax
25 Assessment Rolls. (M.D. 4/17/18 #15).

1 Resolution No. 307-2018; Resolution
2 authorizing the property cleanup assessment of
3 9 Joludow Drive, Massapequa, New York, performed on
4 October 19, 2017 be referred to the County of
5 Nassau for placement on the Nassau County Tax
6 Assessment Rolls. (M.D. 4/17/18 #16).

7 Resolution No. 308-2018; Resolution
8 authorizing the property cleanup assessment of
9 15 Stephen Lane, Hicksville, New York, performed on
10 September 27, 2017 be referred to the County of
11 Nassau for placement on the Nassau County Tax
12 Assessment Rolls. (M.D. 4/17/18 #17).

13 Resolution No. 309-2018; Resolution
14 authorizing the property cleanup assessment of
15 38 Violet Avenue, Hicksville, New York, performed
16 on November 14, 2017 be referred to the County of
17 Nassau for placement on the Nassau County Tax
18 Assessment Rolls. (M.D. 4/17/18 #18).

19 Resolution No. 310-2018; Resolution
20 pertaining to Contract No. PWC23-18, On-Call
21 Engineering Services relative to Environmental
22 Engineering. Account No. HWY H 5197 20000 000 1503
23 008. (M.D. 4/17/18 #23).

24 Resolution No. 311-2018; Resolution
25 authorizing the Supervisor or his designee to

1 execute a Workforce Experience Program Agreement
2 with the Oyster Bay-North Hempstead-Glen Cove
3 Workforce Development Board in connection with a
4 Summer Internship Program. (M.D. 4/24/18 #11).

5 Resolution No. 312-2018; Resolution
6 pertaining to amended Site Plan for One North
7 (F.K.A. Maine Maid Inn) located at 4 Old Jericho
8 Turnpike, Jericho, New York. (M.D. 4/24/18 #13).

9 Resolution No. 313-2018; Resolution
10 pertaining to the decision on the application of
11 George Poll to erect, maintain, improve and/or
12 repair a dock, float, bulkhead or other mooring at
13 1458 Ridge Road, Laurel Hollow, New York. (M.D.
14 4/24/18 #14).

15 Resolution No. 314-2018; Resolution
16 authorizing the commencement of legal proceedings -
17 Town of Oyster Bay v. All American Recycling of
18 Long Island, LLC. (M.D. 4/24/18 #15).

19 Resolution No. 315-2018; Resolution
20 authorizing the property cleanup assessment of
21 50 Elizabeth Street, Massapequa, New York,
22 performed on June 15, 2017, be referred to the
23 County of Nassau for placement on the Nassau County
24 Tax Assessment Rolls. (M.D. 4/24/18 #17).

25 Resolution No. 316-2018; Resolution

1 authorizing the property cleanup assessment of 153
2 North Maple Street, Massapequa, New York, performed
3 on April 21, 2017, be referred to the County of
4 Nassau for placement on the Nassau County Tax
5 Assessment Rolls. (M.D. 4/24/18 #18).

6 Resolution No. 317-2018; Resolution
7 authorizing the property cleanup assessment of
8 20 Quail Run, Massapequa, New York, performed on
9 July 7, 2017, be referred to the County of Nassau
10 for placement on the Nassau County Tax Assessment
11 Rolls. (M.D. 4/24/18 #19).

12 Resolution No. 318-2018; Resolution
13 authorizing the property cleanup assessment of
14 99 South Merrick Road, Massapequa, New York,
15 performed on August 15, 2017, be referred to the
16 County of Nassau for placement on the Nassau County
17 Tax Assessment Rolls. (M.D. 4/24/18 #20).

18 Resolution No. 319-2018; Resolution
19 authorizing the property cleanup assessment of
20 14 Gainsboro Lane, Syosset, New York, performed on
21 May 16, 2017, be referred to the County of Nassau
22 for placement on the Nassau County Tax Assessment
23 Rolls. (M.D. 4/24/18 #21).

24 Resolution No. 320-2018; Resolution
25 authorizing the property cleanup assessment of

1 47 Chestnut Street, Hicksville, New York, performed
2 on May 16, 2017, be referred to the County of
3 Nassau for placement on the Nassau County Tax
4 Assessment Rolls. (M.D. 4/24/18 #22).

5 Resolution No. 321-2018; Resolution
6 authorizing the property cleanup assessment of
7 43 West Avenue, Hicksville, New York, performed on
8 June 16, 2017, be referred to the County of Nassau
9 for placement on the Nassau County Tax Assessment
10 Rolls. (M.D. 4/24/18 #23).

11 Resolution No. 322-2018; Resolution
12 authorizing the property cleanup assessment of
13 7 Pickwick Drive South, Hicksville, New York,
14 performed on October 11, 2017, be referred to the
15 County of Nassau for placement on the Nassau County
16 Tax Assessment Rolls. (M.D. 4/24/18 #24).

17 Resolution No. 323-2018; Resolution
18 granting request from The Waterfront Center to use
19 one roll-off container for their Bay Day event from
20 June 1-4, 2018. (M.D. 4/24/18 #26).

21 Resolution No. 324-2018; Resolution
22 granting request from AECOM Technical Services,
23 Inc., on behalf of Resource Environmental, LLC, for
24 access to Town of Oyster Bay right-of-way along
25 Palo Alto Drive in Plainview to install permanent

1 test wells in connection with an NYSDEC
2 investigation. (M.D. 4/24/18 #30).

3 Resolution No. 325-2018; Resolution
4 directing the Town Clerk to publish a legal notice
5 in connection with the preparation and filing of
6 the 2017 Annual Financial Report of the Town of
7 Oyster Bay. (M.D. 4/24/18 #31).

8 Resolution No. 326-2018; Resolution
9 pertaining to outside counsel services to the Town
10 of Oyster Bay in connection with pending litigation
11 regarding telecommunications. Account No. OTA A
12 1420 44110 000 0000. (M.D. 4/24/18 #32).

13 Resolution No. 327-2018; Resolution
14 pertaining to Contract No. PWC12-18 - On-Call
15 Engineering relative to Environmental Science for a
16 radiological survey at the former Syosset Landfill.
17 Account No. HWY H 5197 20000 000 1503 008. (M.D.
18 4/24/18 #33).

19 Resolution No. 328-2018; Resolution
20 amending Resolution No. 181-2018 in connection with
21 the Town of Oyster Bay Adult Co-Ed Beach Volleyball
22 League. (M.D. 4/24/18 #34).

23 Resolution No. 329-2018; Resolution
24 authorizing award of contract for Technical
25 Assistance with Engineering and Architectural

1 Services for the Town's Department of Planning &
2 Development from May 9, 2018 through December 31,
3 2018 and authorizing the supervisor or his designee
4 to execute said agreement. Account No. PAD B 3620
5 44800 000 0000. (M.D. 4/24/18 #12 & 5/1/18 #19).

6 Resolution No. 330-2018; Resolution
7 pertaining to Contract No. PWC29-18 - On-Call
8 Engineering Services relative to Oversight of
9 Environmental Monitoring Programs for Old Bethpage
10 Landfill. Account No. DER SR05 8160 44800 000 0000.
11 (M.D. 4/24/18 #27 & 5/1/18 #21).

12 Resolution No. 331-2018; Resolution
13 pertaining to Contract No. PWC31-18 - On-Call
14 Engineering Services relative to Operation and
15 Development of the Old Bethpage Solid Waste
16 Disposal Complex. Account No. DER SR05 8160 44800
17 000 0000. (M.D. 4/24/18 #28 & 5/1/18 #22).

18 Resolution No. 332-2018; Resolution
19 granting request from the Brooke Jackman
20 Foundation, for Town assistance in conducting their
21 13th Annual Brooke Jackman Race for Literacy,
22 Scheduled to be held May 19, 2018, and to use
23 various Town equipment for the event. (M.D. 4/24/18
24 #35).

25 Resolution No. 333-2018; Resolution

1 granting request from New York AutoFest, for Town
2 assistance in conducting a charity car show to
3 benefit PeerPals.org., scheduled to be held on
4 May 20, 2018 and to use various Town equipment for
5 the event. (M.D. 4/24/18 #36).

6 Resolution No. 334-2018; Resolution
7 related to Request for Proposals for Special
8 Counsel to the Town for Environmental Litigation -
9 Town of Oyster Bay v. Northrop Grumman Corporation,
10 et al. Account No. OTA A 1420 44110 000 0000. (M.D.
11 4/24/18 #37).

12 Resolution No. 335-2018; Resolution
13 pertaining to settlement of negligence claim, Paul
14 Morelli, Claimant. Account No. TWN AMS 1910 43010
15 602 0000 000. (M.D. 4/24/18 #38).

16 Resolution No. 336-2018; Resolution
17 pertaining to the decision for Amendments to the
18 Code of the Town of Oyster Bay, New York, Chapter
19 233 of the said Code pertaining to parking,
20 stopping, crossing, loading zones, thru traffic,
21 trucking operations and other traffic regulations.
22 Hearing held: April 24, 2018. (M.D. 4/24/18

23 Resolution No. 336-2018; Resolution
24 pertaining to the decision for Amendments to the
25 Code of the Town of Oyster Bay, New York, Chapter

1 233 of the said Code pertaining to parking,
2 stopping, crossing, loading zones, thru traffic,
3 trucking operations and other traffic regulations.
4 Hearing held: April 24, 2018. (M.D. 4/24/18 #4).

5 Resolution No. 337-2018; Resolution
6 pertaining to the decision for a Local Law
7 entitled: "A Local Law to Amend the Code of the
8 Town of Oyster Bay, New York, Chapter 93 - Building
9 Construction to Add Provisions relative to the
10 Execution of Building Permit Application." Hearing
11 held: April 24, 2018. (M.D. 4/24/18 #6).

12 Resolution No. 338-2018; Resolution
13 pertaining to the decision for Fire Protection
14 Agreements with East Norwich Volunteer Fire Company
15 No. 1 for the year 2018 and 2019. Hearing held:
16 May 8, 2018. (M.D. 4/24/18 #25).

17 Resolution No. 339-2018; Resolution
18 directing the Town Clerk to publish a Notice of
19 Hearing to consider an application from ISLAND
20 PROPERTIES, LLC, fee owner, for a Special Use
21 Permit for permission to place a portable bar for
22 on-site consumption of alcoholic beverages on a
23 parcel of land located in the Light Industry (LI)
24 Zone of the Town of Oyster Bay and located at 5 Bay
25 Avenue, Oyster Bay, New York. Hearing Date:

1 May 22, 2018. (M.D. 5/1/18 #24).

2 You have multiple speakers.

3 COUNCILMAN MUSCARELLA: So moved.

4 COUNCILWOMAN ALESIA: Second.

5 SUPERVISOR SALADINO: All right. So we
6 have our resolutions up.

7 We have a number of speakers, I see,
8 that have requested to speak on these items.

9 The first will be Paul Molinari of
10 Hicksville.

11 COUNCILWOMAN ALESIA: Supervisor, I
12 also have a question on one of the resolutions.

13 SUPERVISOR SALADINO: Sure.

14 COUNCILWOMAN ALESIA: We can have Paul
15 come up first.

16 SUPERVISOR SALADINO: Why don't we do
17 that?

18 Come on up, Paul. Good morning.

19 How are you?

20 As always, would you please state your
21 name and address for the record?

22 MR. MOLINARI: Good morning,
23 Mr. Supervisor, Town Board.

24 Paul Molinari, 332 West Nicholai
25 Street, Hicksville, New York.

1 I have just a couple of questions on
2 314, the Resolution authorizing commencement of
3 legal proceedings, Town of Oyster Bay versus All
4 American Recycling of Long Island.

5 My questions are really basic. Why are
6 we pursuing this litigation? What are we looking
7 at as for relief from this litigation? Do we need
8 outside counsel for this litigation? If we need
9 outside counsel, how much is it going to cost the
10 Town?

11 SUPERVISOR SALADINO: Thank you, Paul.

12 If you'd kindly take a seat.

13 Matt, would you please join us? Would
14 you please start off by stating your presence.

15 MR. ROZEA: Yes, of course.

16 Matthew Rozea, Deputy Town Attorney,
17 Town of Oyster Bay.

18 I'll take the questions in the inverse
19 order. There is no cost associated with this
20 action as there will be no outside counsel; we're
21 handling it inside -- in-house, myself and one of
22 the attorneys on staff already.

23 The purpose of the action is to seek,
24 among other forms of relief, an injunction against
25 violations of the Town Code as it relates to

1 maintenance of property, zoning, uses of the
2 property in that there are nuisance conditions
3 existing on the property having to do with the
4 storage of refuse and recyclable items.

5 Of course, if, you know, with the
6 plaintiff having now heard that this action is
7 going to -- excuse me, the defendant having heard
8 that the action is coming, wants to approach us
9 about amicably settling it, we'll entertain those
10 discussions. That's always preferable to have a
11 negotiated settlement as opposed to litigation,
12 which may protract and, you know, for an extended
13 period of time.

14 But that's the general contours of this
15 litigation. We're looking to enforce our codes,
16 which, of course, are designed to protect the
17 quality of life for our residents.

18 SUPERVISOR SALADINO: So, in short,
19 Matt, we've received complaints from the public?

20 MR. ROZEA: That's correct.

21 SUPERVISOR SALADINO: And we -- after
22 inspecting the premises, our inspectors found what?

23 MR. ROZEA: Among other violations,
24 there are piles of material, which are potentially
25 combustible, and, of course, that -- the fire risk

1 of, you know, is of the utmost importance that we
2 abate and remove.

3 SUPERVISOR SALADINO: Hasn't this
4 happened in the past?

5 MR. ROZEA: You're absolutely correct.

6 SUPERVISOR SALADINO: Tell us about
7 that.

8 MR. ROZEA: Yeah, I think it was in
9 Queens and there was a similar situation where a
10 facility was operating a garbage or refuse
11 facility. Fire was created because the materials
12 break down and heat is associated with that
13 breakdown, it spilled over onto neighboring
14 properties, and as you might imagine, there was
15 some significant issues as a result of that fire.
16 That's the type of harm that we're looking to
17 avoid, among other things.

18 SUPERVISOR SALADINO: So we've asked
19 the vendor or we've asked the property owner to
20 clear up the violations and make it safer and
21 apparently that didn't happen?

22 MR. ROZEA: Yes. And I think it's
23 worth pointing out that before we get to this point
24 where we're considering, or contemplating
25 litigation, there are multiple efforts of outreach

1 to try to secure voluntary compliance with the Town
2 Code. We really don't seek to bring litigation
3 frequently. Voluntary compliance is the goal.

4 But there are instances when that can't
5 be achieved, voluntary compliance can't be
6 achieved, and we're forced to pursue our remedies
7 and in court.

8 SUPERVISOR SALADINO: So as we have
9 seen, proven by other circumstances, other events,
10 there's a fire risk, there is general danger to the
11 public. We're asking them to comply; they haven't
12 yet, and beginning this action is an effort to get
13 them to comply, to get them to follow the Code, to
14 get them to provide a more safe environment for our
15 residents.

16 MR. ROZEA: That's correct.

17 And sometimes with the urging of a man
18 or woman in black robes, we can get that compliance
19 a little bit more quickly than otherwise.

20 SUPERVISOR SALADINO: You obviously
21 mean a judge.

22 MR. ROZEA: A judge, that's right.

23 SUPERVISOR SALADINO: Okay. In a
24 proceeding, and there's no additional cost to the
25 taxpayers because we were doing this in-house with our

1 own legal team?

2 MR. ROZEA: In-house with our legal
3 team and our staff in Code Enforcement, who will
4 serve as the witnesses.

5 SUPERVISOR SALADINO: Councilwoman, I
6 believe, has a question or was it answered?

7 COUNCILWOMAN ALESIA: Not on this, a
8 different resolution.

9 SUPERVISOR SALADINO: Okay.
10 Does anyone have a question on this?
11 (No verbal response given.)

12 All right. I believe Mr. Molinari's
13 questions were all answered.

14 Thank you very, very much, Matt.

15 COUNCILWOMAN ALESIA: Supervisor, could
16 I ask my question?

17 SUPERVISOR SALADINO: Certainly.

18 COUNCILWOMAN ALESIA: I just wanted to
19 get some information on Resolution No. 327, which
20 is the resolution authorizing a radiological survey
21 at the Syosset former landfill.

22 I've received multiple inquiries from
23 residents on this. I think the general question,
24 and I'm going to put it in the most vernacular
25 terms that I can is, hey, we came to this meeting

1 and we were asking for independent testing and a
2 big study and you guys are doing this, you know,
3 \$5,000 -- what's happening, what is this, is this
4 the independent study?

5 And my understanding is no, this was
6 something that we had previously, and probably in
7 the course of business do from time to time
8 periodically?

9 SUPERVISOR SALADINO: Yes.

10 COUNCILWOMAN ALESIA: Can you just
11 clarify that for -- really for the residents, not
12 just for me?

13 SUPERVISOR SALADINO: So in regards to
14 the Miller Place property in Syosset, we are
15 planning on approving payment for testing performed
16 on April 24th and 26th on the property.

17 While there's no requirement for this
18 testing, the Town believes that this testing, and
19 future testing, is something very, very important
20 to get to the facts, to bring assurances to the
21 public, and to continue to investigate this area.

22 I'm also told the Syosset School
23 District has retained a firm to perform testing and
24 we look forward to their findings. We will
25 continue testing at this site. And I will briefly

1 state that we listened and heard the concerns of
2 our residents last Tuesday night. It was very loud
3 and clear. I am unable to go too far into details.
4 We'll be hearing from some residents who would like
5 to speak about this, but this is not the end of our
6 testing at this site.

7 COUNCILWOMAN ALESIA: Okay. So that --
8 those are my two questions.

9 This is not meant to substitute for the
10 request of independent testing.

11 SUPERVISOR SALADINO: Correct.

12 COUNCILWOMAN ALESIA: And will the
13 results of this test be made available for
14 residents online?

15 SUPERVISOR SALADINO: Yes.

16 COUNCILWOMAN ALESIA: Yes?

17 SUPERVISOR SALADINO: Yes.

18 COUNCILWOMAN ALESIA: Thank you,
19 Supervisor.

20 SUPERVISOR SALADINO: Our next speaker
21 is Sean McCaffery.

22 Good morning, Sean.

23 How are you?

24 MR. McCAFFERY: Good morning.

25 I'm fine. Thank you.

1 How are you?

2 SUPERVISOR SALADINO: Good.

3 Would you start off by giving us your
4 name and address for the record?

5 MR. McCAFFERY: My name is Sean
6 McCaffery. My address is P.O. Box 346, in Medford,
7 New York 11763.

8 My family and I had lived in Syosset
9 for over thirty years, and I am here -- and I'll
10 speak on something later, but, yes, about the
11 testing and radiation.

12 My understanding from having lived here
13 for so long and having gone to the school that's
14 adjacent to it for two years, despite protests to
15 the principal, my family, and everyone else, I went
16 there -- is that I heard from many people as a
17 youngster that had driven their motorbikes and
18 whatnot on the grounds, that they had seen ground
19 bubbling.

20 I've more recently come to hear from
21 people directly who saw barrels there with a green
22 sort of liquid oozing from there. I found that
23 many of the testing locations on the outskirts, for
24 whatever reason, three separate pumps in one
25 location, they can't get a reading because the

1 pumps are down, so all three pumps are down at one
2 time. I don't know how likely that is.

3 I know that a lot of tests, a lot of
4 work was done in the immediate environs there, both
5 in the industrial park and on Robbins Lane by
6 companies that were involved as defense
7 contractors, so the potential for them having done
8 things there involving radioactive things are very
9 possible.

10 The problem that's occurring in
11 Bethpage at Grumman where the US Government, the
12 Navy, lied for years as to Grumman as to where the
13 problem was, whether it was smaller, they didn't
14 address it.

15 Now that it's large and growing, they
16 are addressing it. So life, health, a lot money,
17 times going to be wasted there. Syosset has an
18 inordinate amount of cancers, a lot of exotic
19 cancers. I did a very cursory survey on a few
20 social media sites, less than a thousand people, I
21 came up with over 300 different forms of cancer.

22 Is it directly attributed to that? I
23 don't know. My experience as a New York City
24 police officer is that there are 300 attempted
25 murders in a place as small as Syosset, Jericho,

1 Plainview, Woodbury. That really has to be looked
2 at. There's -- maybe there's a magic bullet to fix
3 it, but you don't even know where the bullets are
4 taking the people out and injuring and killing many
5 are coming from.

6 Syosset was, to a great extent, an area
7 of farms, so DET and other things were utilized.
8 I'm not saying that's definitely that site, but to
9 put more families there to do anything without the
10 testing, which is now being done, was supposed to
11 be independent, it's not, that was just announced
12 now so I won't even address that.

13 But this sort of testing does need to
14 be done. It shouldn't be that hard to get done and
15 the cost to address it later after Syosset Park or
16 whatever is going to be done there is going to be
17 prohibitively higher. It's very high now.

18 The loss of life is crazy. As an
19 example, I lost my sister, my next door neighbor
20 lost three daughters. All four of their daughters
21 were afflicted with various cancers. The husband
22 was left -- lost to cancer. The people in -- my
23 backyard neighbor, mother and father were afflicted
24 with cancer.

25 Skip a house, cancer. Go across the

1 street down two houses, cancer. The people next to
2 the people with all the children, husband
3 afflicted, cancer. So it's -- these are houses
4 that I could, from my home, my childhood home, hit
5 with a stone. So the testing is very good. The
6 radiation testing is something new. I hope it gets
7 done, and I really hope to get somebody -- outside
8 independent group that have nothing to do with the
9 local poli-tricks here, both in the state, the
10 city, local.

11 SUPERVISOR SALADINO: Mr. McCaffery.

12 MR. McCAFFERY: Thank you for your
13 time.

14 SUPERVISOR SALADINO: First of all,
15 we'd like to express our condolences for the loss
16 of your sister and your other loved ones.

17 MR. McCAFFERY: Thank you.

18 SUPERVISOR SALADINO: Were you with us
19 this past Tuesday night at Syosset High School?
20 Were you there?

21 MR. McCAFFERY: I was and I spoke, yes.

22 SUPERVISOR SALADINO: You were there
23 and you spoke. Okay.

24 As we said then, we continue to hear
25 the public loud and clear. We will clearly respond

1 to the public's wishes. We will continue for
2 testing of a variety -- variety of testing. The
3 School District will be doing testing, and we're
4 not done. We're just beginning the testing.

5 But we want to make this very clear to
6 you and to all of the residents, we represent you
7 and we hear you loud and clear.

8 MR. McCAFFERY: Testing is alleged to
9 have been done in the past, yet there are e-mails
10 from -- I believe it was EPA stating that it was
11 never done off site, but it was assured by the
12 builders that it was done off site. It's not just
13 the testing that needs to be done, but who does it,
14 that they have no ties to anything involved with
15 anything.

16 SUPERVISOR SALADINO: We hear you loud
17 and clear, as we did the other night in Syosset, as
18 we have with all of the letters and the phone calls
19 and the responses the public has given us.

20 We hear you loud and clear. We
21 represent the public. We will continue to
22 represent the public and the residents have spoken.
23 We have heard them.

24 MR. McCAFFERY: And they are all
25 mentioning independent testing, that's not been

1 said here. It said testing, that a small contract,
2 which I'm not going to address, has been in place.

3 SUPERVISOR SALADINO: Okay. Just so
4 we're getting the facts to the public, we hear you
5 loud and clear and we will continue to respond in
6 the way the public has asked.

7 Okay? Sir, there's only so much we can
8 say. The application hasn't come before us and we
9 will not say anything that will hurt the Town's
10 position and the residents' position, and I know
11 you do not want us going down a road which hurts
12 the public's position.

13 MR. McCAFFERY: I'm not asking you to
14 say anything. Just to hear it out.

15 SUPERVISOR SALADINO: We have heard
16 you.

17 MR. MCKENNA: For all the people that
18 have died, it has to be said again, again, again.

19 SUPERVISOR SALADINO: We have heard you
20 loud and clear. We have heard the public loud and
21 clear. We represent you, and I thank you very much
22 for coming here today.

23 MR. McCAFFERY: Thank you your time.

24 SUPERVISOR SALADINO: Our next speaker
25 is Christopher DiFilippo.

1 On the same subject, I believe.

2 MR. DiFILIPPO: Yes, sir.

3 SUPERVISOR SALADINO: Could you start
4 off by giving us your name and address, for the
5 record, please?

6 MR. DiFILIPPO: Christopher DiFilippo,
7 75 Keri Way, Woodbury, New York.

8 I'm here today before the Board,
9 Mr. Saladino and Town government, and it's nice to
10 see you again, Mr. Saladino. Thank you for coming
11 to my home town, Syosset, and speaking there on
12 May 1st.

13 I spoke there, speaker number two and
14 you were nice enough to come to our fire department
15 and I heard they -- you participated in some music
16 activity, which I missed.

17 SUPERVISOR SALADINO: And we had a
18 chance to talk more about what you're here to talk
19 to us today about, at the fire department, as we
20 continue to go out to the community in Syosset to
21 listen very attentively in an effort to fully
22 represent the residents of Syosset and all of the
23 residents of the Town of Oyster Bay, which we can
24 assure you, we will continue to do.

25 MR. DiFILIPPO: Right. So.

1 I heard earlier that the Resolution 327
2 wasn't about the independent testing, but you did
3 touch upon something that the School District is
4 doing some testing. I'm not really sure what that
5 testing is. Maybe you could talk about it as we go
6 through this, but, you know, one of the things that
7 I'm concerned about is that -- well, it may not
8 have to be done. Okay.

9 Because there was a meeting actually
10 done last night at the Syosset School Board. I
11 happen to be a School Board Trustee. I am not
12 speaking as a School Board Trustee here today.
13 Okay. But last evening, I, along with my seven
14 other trustees and colleagues, all spoke in an open
15 meeting and opposed the Syosset Park for the
16 obvious reasons of health and safety.

17 SUPERVISOR SALADINO: You realize this
18 is not a hearing on the application?

19 MR. DiFILIPPO: Yes.

20 SUPERVISOR SALADINO: Okay.

21 MR. DiFILIPPO: Well, it talks to the
22 testing and that, to me, may not be necessary.

23 I mean, we've spoken as -- from the
24 community about that so, you know, I just wanted to
25 inform you about how the School District has

1 indicated that and has communicated that to its
2 residents and community.

3 Thank you for your time.

4 SUPERVISOR SALADINO: And
5 Mr. DiFilippo, I want to also -- we want to also
6 thank you for your work as an emergency responder
7 and firefighter.

8 You clearly have the best interest of
9 the public in mind when you go out to fight a fire,
10 when you go out to an emergency at a home, at a
11 business. We thank you for your commitment and
12 dedication as a firefighter.

13 MR. DiFILIPPO: And Mr. Saladino, I
14 would like to continue to do that and if, again, we
15 have such a large amount of people infused into
16 that community, we may -- it might be possible we
17 can no longer be a volunteer fire department
18 because, you know, fire departments that are
19 supported by volunteers need more volunteers.

20 A lot of people don't want to wake up
21 at 3:00 in the morning. They'll say, well, you
22 know, charge me another \$500 in taxes or whatever.

23 SUPERVISOR SALADINO: We have a Fire
24 Responders' Committee that has been meeting and one
25 of the issues that we're working on is assisting

1 our fire departments in getting the word out,
2 getting new members, letting young people --
3 really, people of all ages realize the many
4 benefits, whether it's the tuition benefit through
5 Nassau County Community College. There's a long
6 list of benefits and certainly the feeling that
7 you've done so much to protect our residents. We
8 have a wonderful, wonderful relationship with the
9 Syosset Fire Department, the Syosset School
10 District and with you.

11 MR. DiFILIPPO: All right.

12 Thank you very much, sir.

13 SUPERVISOR SALADINO: Our next speaker
14 is Mr. Matthew Meng.

15 Good morning, sir.

16 How are you today?

17 MR. MENG: I'm fine. I'm very well.

18 Thank you.

19 Good morning, Mr. Supervisor and the
20 Board.

21 My name is Matthew Meng, 6481 Old
22 Northern Boulevard, East Norwich.

23 I'm here as a President of the Civic
24 Association of the Great Unincorporated Hamlet of
25 East Norwich.

1 My concern is your Resolution 312
2 regarding the site plan. I'm unfamiliar at the
3 procedure of how this is conducted, but I wish to
4 remind the Board that this is a landmark and that
5 perhaps in consideration of the modification of the
6 site plan, that it go before the landmark hearing.

7 One of the concerns I have is if you go
8 by that area in the evening, you will see that the
9 streets are quite loaded with cars, as well as a
10 parking lot. My --

11 SUPERVISOR SALADINO: Are those cars in
12 any way -- are they very close to people's homes?
13 From their residences, can they see?

14 MR. MENG: There's just a couple of
15 residents at the dead-end street to the west of the
16 Maine Maid Inn, One North.

17 It is primarily a drive-thru street,
18 Old Jericho Turnpike, however, I think one of the
19 issues that you have with landmark buildings such
20 as Snouders here, they have difficulty reusing the
21 landmark because of the lack of parking. And here
22 we have --

23 SUPERVISOR SALADINO: I'm sorry. I
24 don't exactly understand what that means.

25 They have difficulty reusing landmarks?

1 MR. MENG: Well, if you -- like
2 Snouders, for example, is a landmark, and how you
3 reuse that building for an up-to-date function,
4 keeping the esthetics of a landmark building, but
5 at the same time having something affordable that
6 you can operate within that landmark to cover the
7 taxes and the average daily expenses of the
8 operation.

9 Here, you have a property of an acre
10 and a half that still does not have sufficient
11 parking, and as I understand, the corporation, One
12 North, has use of the evening parking lots of the
13 commercial buildings adjacent to it. So, the
14 additional parking might not be there. If it is
15 there, it would only be there with some sort of
16 additional agreement, as I understand it, with the
17 commercial buildings.

18 And as a landmark, I think that the
19 commission should separately review this as if
20 we're going to treat this landmark with a variance
21 or a site plan modification, why not other
22 landmarks that might be challenged by not having
23 sufficient parking?

24 SUPERVISOR SALADINO: Well, my
25 understanding is that this is all part of the

1 process, and there are multiple levels, which the
2 residents should sleep well at night knowing that
3 there -- the process will provide for numerous
4 levels.

5 Today is only -- is not a hearing. It
6 is only a vote on an amendment so that it can
7 proceed to the Zoning Board of Appeals where they
8 will have a hearing and you and all of the
9 residents throughout the Town will have an
10 opportunity to come and be heard and they'll
11 provide -- you can ask your questions and I assume
12 they'll be providing some expert testimony.

13 And we appreciate you coming forward
14 and we appreciate this relationship.

15 MR. MENG: I appreciate your clarifying
16 that.

17 SUPERVISOR SALADINO: Of course.

18 MR. MENG: So it could go before the
19 ZBA?

20 SUPERVISOR SALADINO: That's what I am
21 told, but let's just confirm that so everybody
22 hears it.

23 COMMISSIONER MACCARONE: Yes, that's
24 correct.

25 SUPERVISOR SALADINO: Okay.

1 Please let the record reflect that
2 Commissioner Maccarone of the Department of
3 Planning and Development has confirmed that this
4 will have to go to the Zoning Board of Appeals for
5 an open hearing where you and all of the residents
6 will have an opportunity to speak and to be heard,
7 where you can provide expert testimony, where we
8 assume they would as well.

9 MR. MENG: And would you know
10 procedurally whether it goes also before the
11 Landmark Commission?

12 SUPERVISOR SALADINO: Commissioner?

13 COMMISSIONER MACCARONE: No, it would
14 not.

15 SUPERVISOR SALADINO: But it was
16 already reviewed by them at some point through the
17 construction phase earlier?

18 COUNCILMAN MACAGNONE: Yes.

19 COUNCILMAN IMBROTO: My understanding
20 is that this does not involve any structural
21 changes?

22 SUPERVISOR SALADINO: Commissioner --
23 if I might, just hold. Let's bring the
24 Commissioner up. I thought it was just going to be
25 a quick answer, but let's bring her up so that

1 we're doing this transparently.

2 COMMISSIONER MACCARONE: Good morning.

3 Elizabeth Maccarone, Commissioner of
4 Planning and Development.

5 Just for a frame of reference and a
6 little history, back in 2015, this application went
7 before the Landmarks Commission and was approved by
8 that commission.

9 In 2016, a resolution was before the
10 Town Board to amend the site plan to allow for the
11 construction of the restaurant pursuant to the
12 Landmarks Commission, and on that site plan, there
13 was a rear patio that was both on the Landmarks
14 presentation of the plan submitted to the
15 Landmarks, as well as to the Town Board back in
16 2016.

17 The Town Board adopted that resolution
18 in January of 2017 to allow for an increase in
19 occupancy to 565 persons. After that hearing --
20 after that resolution was adopted by this Board,
21 the applicant went to the Zoning Board of Appeals
22 and in May -- I'm sorry, in March of 2017, the
23 Zoning Board of Appeals granted an amended site
24 plan approval for the increase in occupancy and the
25 reduction of off-street parking.

1 The -- on the actual site, the property
2 has 54 parking spaces on the restaurant site.
3 Pursuant to that Zoning Board of Appeals hearing,
4 the applicant had demonstrated that he had lease
5 agreements, and I think some of you will remember
6 that from the granting resolution for neighboring
7 properties.

8 At the time of the 565 permitted
9 occupancy, the applicant was required to provide
10 188 parking spaces. 54 were on site and the other
11 remaining balance of the 188 was on adjoining
12 properties.

13 At that point, it was granted. They
14 came to the Town of Oyster Bay. We issued building
15 permits for the renovations and so forth. After
16 the CO was issued for the property, the outdoor
17 patio, the applicant came back to the Town
18 requesting to now put out outdoor tables, fire pits
19 and couches on this patio.

20 The review from our Public Assembly
21 Inspector indicated that an additional 100 people
22 could theoretically be seated or in a standing-type
23 capacity on this patio. So the occupancy now goes
24 from 565 that was approved by this Board and the
25 Zoning Board of Appeals to the new occupancy of

1 665.

2 SUPERVISOR SALADINO: I'm just going to
3 stop you right there because I believe you said
4 "goes to." We don't know that because they haven't
5 had the hearing and we have no idea the outcome.

6 COMMISSIONER MACCARONE: Right.
7 Exactly.

8 But that's the -- now the occupancy
9 before you today is 565, so the parking
10 requirements now go up because of the additional
11 100 occupants. So the new parking requirements for
12 an occupancy of a restaurant with 665 occupants is
13 222 spots.

14 They do meet the 222 spots with the 54
15 on site and the adjoining lease agreements. So
16 this Board -- what's before the Board today is
17 the -- is the use to allow them to go to the 665.

18 SUPERVISOR SALADINO: The mechanism to
19 get the hearing, correct?

20 COMMISSIONER MACCARONE: Well, no,
21 there's no hearing. It's just a Resolution before
22 the Board.

23 SUPERVISOR SALADINO: Hearing before
24 the Zoning Board, I meant.

25 COMMISSIONER MACCARONE: It would be

1 the Resolution before this Board to amend the site
2 plan to allow for the use to increase, subject to
3 them going to the Zoning Board of Appeals for the
4 parking variance.

5 SUPERVISOR SALADINO: But to make it
6 clear --

7 COUNCILWOMAN ALESIA: What would
8 trigger the ZBA hearing if they have enough
9 parking? They don't need a variance.

10 COMMISSIONER MACCARONE: Well, it was
11 an amended parking -- there was a prior Zoning
12 Board of Appeals Resolution going back -- back, I
13 believe, to the 1980s for reduction of off-street
14 parking, because remember, they only had 54 on
15 site.

16 COUNCILWOMAN ALESIA: Right.

17 COMMISSIONER MACCARONE: They still
18 need to demonstrate before the Board that they have
19 additional parking on the adjoining properties.

20 The one thing that Mr. Meng did mention
21 is that they are parking -- we've received his
22 complaint and we have noticed, they are parking
23 along Old Jericho Turnpike.

24 COUNCILWOMAN JOHNSON: I'll add that
25 I've been past there. It is crazy.

1 COMMISSIONER MACCARONE: Right. So we
2 will be investigating that as well -- I know the
3 attorney for the applicant is here. The whole
4 purpose of them acquiring the lease agreements is
5 so that the valet parkers will park the cars in the
6 adjoining properties.

7 Now, Old Jericho Turnpike is a State
8 road so we do not regulate no parking and so forth,
9 but I have spoken to Commissioner -- Deputy
10 Commissioner Bishop and we will be notifying
11 New York State and the police department regarding
12 the parking along Old Jericho Turnpike, that it
13 should be enforced and the -- and that will become
14 a subject of the Zoning Board of Appeals hearing,
15 that they'll have to demonstrate that they should
16 be parking in the parking lots that they've
17 acquired these lease agreements for.

18 SUPERVISOR SALADINO: Thank you.

19 COUNCILMAN IMBROTO: Commissioner, just
20 to be clear, though, that is going to be
21 addressed -- the whole parking issue is going to be
22 addressed by the ZBA?

23 COMMISSIONER MACCARONE: Absolutely.

24 COUNCILMAN IMBROTO: That's not before
25 us?

1 COMMISSIONER MACCARONE: That's
2 correct.

3 SUPERVISOR SALADINO: We're not voting
4 on this in any way.

5 COMMISSIONER MACCARONE: On the
6 parking, right.

7 SUPERVISOR SALADINO: Okay.

8 COUNCILMAN IMBROTO: Commissioner.

9 COUNCILWOMAN ALESIA: What is it that
10 we are voting on?

11 COUNCILMAN IMBROTO: The amended site
12 plan.

13 COMMISSIONER MACCARONE: The amended
14 site plan allowing --

15 COUNCILWOMAN ALESIA: Allowing the
16 patio.

17 COMMISSIONER MACCARONE: Allowing the
18 patio. To be used for seats. The patio was on the
19 prior granting Resolution, but did not show seats.
20 Now, it does show all the seats.

21 COUNCILMAN HAND: Commissioner, in
22 regards to additional parking, my understanding
23 that that's an agreement with Nassau County with
24 the Malcolm House?

25 COMMISSIONER MACCARONE: There is --

1 one of the lease agreements does pertain to the
2 Malcolm House.

3 COUNCILMAN HAND: Do you know the
4 duration of that agreement?

5 COMMISSIONER MACCARONE: I do not, but
6 perhaps the attorney does who's here.

7 COUNCILMAN HAND: Thank you.

8 COUNCILWOMAN JOHNSON: What is the
9 actual scope of the Landmarks Committee with regard
10 to the use of the building and parking? Do they
11 have anything to do with the parking or is it just
12 the building?

13 COMMISSIONER MACCARONE: No. It was
14 the building and the facades that are viewed from
15 the streets. So this patio is all the way behind
16 the property. It's on grade with the seats, so
17 there's no action before the Landmarks Commission
18 because the patio was there when it went before the
19 Landmarks as part of the entire site plan.

20 SUPERVISOR SALADINO: Any other
21 questions for the Commissioner?

22 Thank you.

23 Would the counsel for the applicant
24 please identify himself? I'm going to ask you and
25 Mr. Meng to go outside while we conduct our hearing

1 so that more of Mr. Meng's questions can be
2 answered, questions from the community can be
3 answered, and that would be the appropriate place
4 to take care of that. We want to continue to have
5 an open dialogue between you and the Civic
6 Association and the applicant as we all realize the
7 more communication, the better.

8 Thank you.

9 Any other speakers on this particular
10 Resolution? Okay. Yes?

11 MS. WALCH: This concerning the Syosset
12 landfill?

13 SUPERVISOR SALADINO: No. It's not
14 concerning that at all.

15 And we have one last speaker on the
16 Resolutions, Mr. McKenna.

17 It's okay. He's quite used to holding
18 it and speaking.

19 Good morning, Mr. McKenna.

20 How are you today?

21 MR. McKENNA: Good morning,
22 Mr. Supervisor.

23 I'm well.

24 Could I possibly see the clock?

25 MR. ALTADONNA: Yes.

1 MR. McKENNA: Thank you.

2 I have more than three resolutions, so
3 I get ten minutes, okay, great.

4 Good morning, Mr. Supervisor, Town
5 Board.

6 First off, I want to thank you for
7 having Mr. Symons, Lenny Symons run the hearing. I
8 thought he did an excellent job and I appreciate
9 everyone's attention and we're happy to help to
10 fill the room.

11 Before I get to that hearing, I just
12 want to comment on Resolution 326. I think -- and
13 congratulations to the Rabbi for becoming a member
14 of the Ethics Board. I don't know whether that's
15 going to allow the Ethics Board to deliberate yet.

16 SUPERVISOR SALADINO: It will.

17 MR. McKENNA: I don't know if it has
18 enough members yet, but --

19 SUPERVISOR SALADINO: It will.

20 MR. McKENNA: Okay.

21 One of the first orders of business for
22 the Ethics Board, and I plan on getting that to
23 them today in writing, is on 326, which has to do
24 with Berkman, Henoah, Peterson, the law firm that
25 the Town is continuing to work -- or giving

1 additional monies to.

2 That law firm is -- I'm not sure if
3 it's owned or Mr. Joseph Mondello, the head of the
4 Republican Party, is a member or possibly a partner
5 of that law firm, and I'm not sure if that's an
6 ethical matter, so I just want to bring that to the
7 Board's attention if you're not aware of it.

8 Moving on to the Resolution on Syosset
9 Park, 328, you say that you heard the residents
10 loud and clear. You received a letter from -- or
11 the public received a communication from the
12 Syosset School Board that specifically requests
13 independent testing by a firm outside of Long
14 Island, New York, outside the political grip,
15 especially of the County.

16 You've heard the residents, dozens of
17 them, asked for independent testing by firms
18 outside of the County and New York State's
19 political grip, yet -- and you just said that you
20 don't want to take the Town and the public down a
21 path. We feel that by you selecting H2M as the
22 company to start us down this path, is shocking.

23 It's shocking after everything that
24 you've heard. I'd like to find out from you,
25 somehow, we'd like to know -- who decides to pick

1 that company and propose that to the Board? Who
2 decides that?

3 The reason that I ask that is the
4 Department of Environmental Resources of the Town
5 is an extremely critical department for the public
6 and for the Town.

7 And I would assume that, I think, or
8 hope, that that department would be the one to
9 bring forth the firm or firms and we know that
10 that's not the case because we have a
11 communication, in writing yesterday, from the
12 Deputy Commissioner of the Environmental Resource
13 Department, when asked a question by another
14 resident about H2M.

15 In writing, he said that he knew
16 nothing about it, and if you look at the backup
17 that you've put forth on this Resolution, you
18 started this, or somebody started this process,
19 that's why I ask that we deserve to know who is --
20 you know, who is the brains behind this?

21 You started this process on April the
22 24th. Where, obviously, I've been communicating
23 about independent testing for over a year now.

24 Councilmen Coshignano, in writing,
25 requested independent testing to former Supervisor

1 Venditto, and I brought that to your attention when
2 you came on Board and everyone else, so you've
3 known about the request for independent testing for
4 a long time.

5 But fast forward, on April 24th, you
6 decided that you were going to do some type of
7 radiological testing, knowing that there's a
8 hearing on Syosset Park on May the 1st.

9 At the point that you decided that --
10 let me finish -- at the point that you decided
11 that, at that point, knowing there's a hearing, the
12 hearing should have been stopped dead in the water
13 because that proves that -- let me finish -- that
14 proves that the DEIS that has been accepted by the
15 Town Board, it -- it's not complete.

16 It's not a complete Environmental
17 Impact Statement because you've admitted, in
18 writing, that you're going to do radiological
19 testing on the site.

20 So, at that time, you should say, hey,
21 let's stop this DEIS process until -- until we get
22 the results of this radiological testing. It's
23 just common sense.

24 The DEIS is incomplete. It should be
25 stopped dead in the water.

1 Why move down, take the Town and the
2 public down a road of a process when all the facts
3 are not in the report yet?

4 COUNCILWOMAN ALESIA: I'm sorry.

5 Can we pause him for a second, Jim?

6 I'm sorry.

7 SUPERVISOR SALADINO: You know what? I
8 don't know how much you want this to go on and on.
9 There's already some points being brought up
10 that are not factual.

11 COUNCILWOMAN ALESIA: I just wanted to
12 comment that a DEIS is never complete because it is
13 not an FDIS.

14 The FDIS is the complete document, just
15 like a point of information.

16 A DEIS is a fluid document --

17 SUPERVISOR SALADINO: We're not
18 standing up this process.

19 MR. McKENNA: I understand that, but
20 it's very, very important information. It's
21 probably the most important, if not the most
22 important information, that should at least be in
23 the preliminary or whatever you want to call it.

24 It's something that -- why have the
25 consultants -- why have the developer, VHB, all

1 these consultants exert and spend all this money
2 thinking that -- that they have a good chance at
3 moving forward when the results of this testing can
4 change everything. Aside from the fact -- I'm not
5 going to go there.

6 SUPERVISOR SALADINO: Thank you.

7 MR. McKENNA: I have communicated to a
8 Town Official a couple days ago, Councilwoman
9 Alesia, and you say you heard us loud and clear, we
10 have, I have written, we have a community board
11 that we have offered to provide to the Town, the
12 names of one, two, three, whatever is legal, firms
13 that are outside of Long Island and New York for
14 you guys to pick.

15 And if you heard us loud and clear, how
16 are you picking a firm without talking to us?

17 And I just want to point out that H2M,
18 and this is something else that the new Ethics
19 Board can consider, H2M has an inherent conflict of
20 interest in doing what you're asking them to do for
21 a few reasons.

22 They are working for the developer on
23 the same project that -- they're working for the
24 developer on this project already. They are hired
25 by the Syosset School District to do a traffic

1 study on this same project.

2 SUPERVISOR SALADINO: How is that a
3 conflict?

4 Are you saying that the Syosset School
5 District is somehow in cahoots with the developer?

6 MR. McKENNA: No, I didn't say that.

7 SUPERVISOR SALADINO: Okay.

8 Why don't you do this --

9 MR. McKENNA: I have a minute and 43
10 seconds left. Let me just finish.

11 SUPERVISOR SALADINO: We appreciate you
12 giving those names.

13 MR. McKENNA: The H2M right now is
14 involved in the Plainview Water District matter
15 that relates to the pinhole leaks.

16 We have very strong evidence that -- we
17 don't trust H2M. We have evidence that there's
18 some coverup going on, on the pinhole leaks.

19 H2M is not an independent company
20 outside Nassau County. How you could put them in
21 this position to start this important project is
22 just going to further infuriate the public.

23 And I want to close with, if you heard
24 us, we have a committee that willing -- you
25 promised us a meeting a year ago. We tried to set

1 that meeting up a year ago with Andrew Rothstein
2 and we've got nowhere. We have a committee. We
3 want to meet. We want to meet and we want to
4 provide you with information so that you are aware
5 of. We have proof --

6 SUPERVISOR SALADINO: Please provide
7 the information.

8 MR. McKENNA: We have proof that the
9 Town knew about radioactivity on this land from the
10 prior administration.

11 SUPERVISOR SALADINO: Please provide
12 the information.

13 COUNCILWOMAN JOHNSON: Why haven't you
14 provided it?

15 MR. McKENNA: We have provided it to
16 the authorities.

17 SUPERVISOR SALADINO: Okay. So what I
18 suggest is that you meet with the Commissioner on
19 this or even better --

20 MR. McKENNA: Who is driving this?

21 SUPERVISOR SALADINO: Why don't you
22 meet with Mr. Scalera, provide the information? We
23 want to look at it.

24 MR. McKENNA: We can't provide the
25 information until we sit down and have a meeting

1 and we feel that you really are listening to us.

2 Thank you very much.

3 COUNCILMAN HAND: For the record, that
4 was Resolution 237?

5 MR. McKENNA: 327.

6 COUNCILWOMAN ALESIA: I just want to
7 clarify one more time because I know I asked it
8 before.

9 SUPERVISOR SALADINO: Yes.

10 COUNCILWOMAN ALESIA: This testing, the
11 testing that is before us, is -- I'm not going to
12 say unrelated, but this is not meant to substitute
13 for the independent testing that the community is
14 asking for.

15 SUPERVISOR SALADINO: Correct.

16 COUNCILWOMAN ALESIA: This is a
17 preliminary, a small -- there's no way, in my
18 opinion -- the Town Attorney is probably going to
19 get up and tackle me -- but, like, I don't see how
20 a project the size of Syosset Park, independent
21 testing that cost \$5,000, would be nearly
22 sufficient, so I just want to emphasize to you --

23 MR. McKENNA: Why don't we do it the
24 right way?

25 SUPERVISOR SALADINO: Mr. McKenna.

1 COUNCILWOMAN ALESIA: Because this was
2 a preliminary -- everything has to be done --

3 MR. McKENNA: Preliminary means they're
4 going say there is or there isn't so that you can
5 decide whether you're going to do it. We are not
6 going to be fooled. It's being done incorrectly.

7 SUPERVISOR SALADINO: Mr. McKenna --

8 MR. McKENNA: It's being done by a
9 company that has a conflict of interest.

10 SUPERVISOR SALADINO: Mr. McKenna,
11 please provide us the information that you have
12 spoken about. We would very much --

13 MR. McKENNA: I would happy to if you
14 have a meeting with us and we sit down and we know
15 who is driving this process.

16 SUPERVISOR SALADINO: Sounds like quid
17 pro quo.

18 MR. McKENNA: We don't know who is
19 driving the process.

20 SUPERVISOR SALADINO: Mr. Scalera,
21 would you please raise your hand?

22 MR. McKENNA: We have a Commissioner of
23 environmental that has been nowhere to be found.

24 SUPERVISOR SALADINO: Mr. McKenna --

25 MR. McKENNA: That does not respond to

1 any e-mails.

2 SUPERVISOR SALADINO: Excuse me, sir.

3 MR. McKENNA: We have a Deputy
4 Commissioner who promised me two weeks ago --

5 SUPERVISOR SALADINO: Mr. McKenna --

6 MR. McKENNA: -- he doesn't respond to
7 e-mails. He has not responded to them.

8 SUPERVISOR SALADINO: You see the man
9 raising his hand?

10 Would you please --

11 MR. McKENNA: I want to speak to the
12 Environmental Department. I don't want to speak to
13 an attorney.

14 Thank you very much.

15 SUPERVISOR SALADINO: Okay. Thank you.

16 Let the record reflect that some of the
17 things that were said today clearly mischaracterize
18 what is currently going on with this situation.

19 Okay, Mr. McKenna.

20 So that is our speakers on the
21 Resolutions.

22 Ms. Walch, would you like to step
23 forward? She's going speak on the Resolutions.

24 That's okay.

25 Why don't you start off by giving us

1 your full name and address, please, for the record?

2 MS. WALCH: Hello.

3 My name is Theresa Walch, formerly from
4 80 West Jericho Turnpike in Syosset.

5 I just jotted some stuff down last
6 night about 11:30 concerning some facts that
7 obviously are changing, so it's a changing
8 situation and just some things that came across my
9 mind that I just jotted down to just bring up.

10 Good morning. My name is Theresa
11 Walch. For those who know me, I have a Master's
12 degree in accounting and taxation, received a
13 woman's high average from CW Post. I'm a member of
14 the Association of Certified Fraud Examiners and
15 continue to audit classes in forensic accounting
16 and accounting information systems.

17 I would like to say how pleased I am
18 that the Town Board has listened to the many
19 residents of or from Syosset that came out to give
20 testimony and state their concerns in regard to the
21 Syosset Park development DEIS. As you all know, I
22 have been saying for many years that there was a
23 cancer cluster in the area.

24 As I stated in 2015, a group of
25 residents who have lived through the same, noticed

1 this as well fought to have the land cleaned up.
2 Those residents are no longer with us and the
3 cancer cluster continues to fester.

4 I understand the Town's attempted to
5 clean up Cerro Wire site and Syosset landfill, but
6 you have to understand we grow wiser with time and
7 find that what we thought would work, say, back
8 twenty, thirty years ago, does not work at this
9 point.

10 I have read the Atomic Energy Standards
11 Report from the '50s to current times. Back in the
12 Eisenhower years, it was common practice for
13 radiation to be returned to nature. That means the
14 grounds -- that means the ground. Syosset was a
15 hub for defense contractors during our country's
16 war efforts. All of the chemicals the companies
17 were using were dumped into the ground.

18 Waste, such as PCBs have 25,000 year
19 life. That said, we need to be very careful with
20 how we would proceed to protect our residents, as
21 you all stated you are doing. Since we all work
22 together to come this far -- and I want to say
23 again how pleased I am -- I am asking that we, the
24 Syosset TOB Community Association, have the right
25 independent third-party uncorrupted consultants.

1 And I'm not saying anybody is
2 corrupted. I'm just saying we continue the
3 dialogue we're having now and get together. I
4 think we're doing great, honestly. I'm very proud.

5 SUPERVISOR SALADINO: Thank you.

6 We are proud to work with you.

7 MS. WALCH: You are doing a great job.

8 As long as you pass a Resolution
9 allowing so, we, the Association, will put you in
10 touch with people that we'd like to maybe bring up
11 and discuss or work with you. As we move away, and
12 continue to move away, from the misdealing that
13 everybody was left with from John Venditto and
14 Lenny Genova, we must, in turn, create proper
15 controls in awarding contracts to contractors.

16 It's -- like, it keeps coming. It's an
17 ever growing -- not situation, it's just when
18 things move along, procedures change. It's not
19 nothing bad. It's not nothing different.

20 Just to try to wrap up fast, there was
21 an article how Nassau County vendors have bypassed
22 the new campaign contribution law. Paul LaRocca
23 wrote that there's many companies that donate to
24 political parties and so forth.

25 In moving away from that --

1 SUPERVISOR SALADINO: Ms. Walch, here
2 in the Town of Oyster Bay, we adhere to the law.
3 That's your perception, okay.

4 MS. WALCH: I know. I know. I just
5 jotted this down.

6 SUPERVISOR SALADINO: I understand that
7 but your time is up. We have heard, we will
8 continue to listen to you. We heard you last week
9 and I really appreciate your coming out.

10 MS. WALCH: Thank you. Thank you.

11 SUPERVISOR SALADINO: We'll continue to
12 encourage you to provide us with information and we
13 will continue to listen to you and all of the
14 residents. Nothing will be rushed.

15 MS. WALCH: I appreciate it.

16 SUPERVISOR SALADINO: And there will be
17 full testing that takes place at this site.

18 MS. WALCH: Thank you.

19 SUPERVISOR SALADINO: Thank you very,
20 very much.

21 Okay.

22 Do we have correspondence?

23 MR. ALTADONNA: No correspondence, but
24 we do have a motion made by Councilman Muscarella
25 and seconded by Councilwoman Alesia and now we're

1 waiting for the vote.

2 SUPERVISOR SALADINO: Okay.

3 Would you please proceed with the vote?

4 MR. ALTADONNA: On the vote:

5 Supervisor Saladino?

6 SUPERVISOR SALADINO: "Aye."

7 MR. ALTADONNA: Councilman Muscarella?

8 COUNCILMAN MUSCARELLA: One minute.

9 We're voting for all the resolutions?

10 MR. ALTADONNA: You're voting on

11 Resolution TF-8-18 through 338.

12 339, we still have to address.

13 And then we also have a remove from the
14 table that we are going to address separately.

15 COUNCILMAN MUSCARELLA: I'll vote "Aye"
16 on all except for 329. I will abstain.

17 MR. ALTADONNA: Hold on.

18 329, abstain.

19 Councilman Macagnone is absent.

20 Councilwoman Alesia?

21 COUNCILWOMAN ALESIA: Jim, just so I'm
22 clear what we're voting on, the 285, 93 and 95 are
23 not before us yet; is that correct?

24 MR. ALTADONNA: 339 is not before you
25 and 285 is not before you. No. That is correct.

1 COUNCILWOMAN ALESIA: Hang on.

2 Just bear with me a moment.

3 MR. ALTADONNA: Take your time.

4 COUNCILWOMAN ALESIA: None of the
5 removed from the table are before us?

6 MR. ALTADONNA: That's correct.

7 There's only going to be one and that's
8 285. The other two are not being pulled.

9 COUNCILWOMAN ALESIA: Okay. I'm a no
10 on 310 --

11 MR. ALTADONNA: Hold on.

12 COUNCILWOMAN ALESIA: 326.

13 MR. ALTADONNA: No on 310, okay.

14 COUNCILWOMAN ALESIA: 326, 329.

15 MR. ALTADONNA: No on 326. No on 329.

16 COUNCILWOMAN ALESIA: No on 330.

17 MR. ALTADONNA: No on 330.

18 COUNCILWOMAN ALESIA: "Aye" as to the
19 rest.

20 MR. ALTADONNA: Okay.

21 Councilwoman Johnson?

22 COUNCILWOMAN JOHNSON: I vote "Aye."

23 MR. ALTADONNA: Okay.

24 Councilman Imbroto?

25 COUNCILMAN IMBROTO: I'm abstaining on

1 326 and I'm "Aye" on all, all the rest.

2 MR. ALTADONNA: Abstain on 326.

3 Councilman Hand?

4 COUNCILMAN HAND: "Aye" on all, but
5 336, I vote no.

6 MR. ALTADONNA: Okay. Here we go. I
7 need --

8 COUNCILMAN HAND: Excuse me, correction
9 on that, that was not 336, I'm looking for the --

10 MR. ALTADONNA: You said 326, right?

11 COUNCILMAN HAND: I want to correct
12 that though. Bear with me.

13 MR. ALTADONNA: You're voting no on
14 312?

15 COUNCILMAN HAND: It's no on 312.

16 "Aye" on the rest, inclusive of 336.

17 MR. ALTADONNA: Okay. So "Aye" on the
18 rest.

19 Just to confirm, no on 312, "Aye" on
20 all the rest?

21 COUNCILMAN HAND: That is correct.

22 Thank you.

23 MR. ALTADONNA: Okay. Thank you.

24 Motions to adopt Resolution TF-8-18
25 through 309 passes with six "Ayes."

1 310 passes with five "Ayes" and one
2 "Nay."

3 311 passes with six "Ayes."

4 312 passes with five "Ayes" and one
5 "Nay."

6 313 through 325 passes with six "Ayes."

7 326 passes with four "Ayes," one "Nay,"
8 and one "Abstention."

9 327 and 328 passes with six "Ayes."

10 329 passes with four "Ayes," one
11 "Abstention," and one "Nay."

12 330 passes with five "Ayes" and one
13 "Nay."

14 331 through 338 passes with six "Ayes."

15 Now, we have a few more Resolutions to
16 go through.

17 May I have a motion to resuspend the
18 rules and add the following Resolution No.
19 339-2018?

20 On the motion?

21 COUNCILMAN MUSCARELLA: So moved.

22 MR. ALTADONNA: Need a second.

23 Is there a question?

24 COUNCILWOMAN ALESIA: No. I'm sorry,

25 Jim.

1 MR. ALTADONNA: I need a second on 339.

2 COUNCILWOMAN ALESIA: I just want to
3 look at what it is.

4 MR. ALTADONNA: Okay.

5 COUNCILWOMAN ALESIA: This is just to
6 put it before us, correct?

7 MR. ALTADONNA: Just to put it before
8 you, correct.

9 COUNCILWOMAN ALESIA: Second.

10 MR. ALTADONNA: Motion made by
11 Councilman Muscarella, seconded by Councilwoman
12 Alesia.

13 Let me just read the resolution. It's
14 a Resolution directing the Town Clerk to publish a
15 notice of hearing to consider an application from
16 Island Properties, LLC, fee owner, for a special
17 use permit for permission to place a portable bar
18 for the on-site consumption of alcoholic beverages
19 on parcel of land located on Light Industry, LI
20 Zone of the Town of Oyster Bay and located at 5 Bay
21 Avenue, Oyster Bay, New York. Hearing date,
22 May 22, 2018.

23 On the vote:

24 Supervisor Saladino?

25 SUPERVISOR SALADINO: "Aye."

1 MR. ALTADONNA: Councilman Muscarella?

2 COUNCILMAN MUSCARELLA: "Aye."

3 MR. ALTADONNA: Councilman Macagnone is
4 absent.

5 Councilwoman Alesia?

6 COUNCILWOMAN ALESIA: "Aye."

7 MR. ALTADONNA: Councilwoman Johnson?

8 COUNCILWOMAN JOHNSON: "Aye."

9 MR. ALTADONNA: Councilman Imbroto?

10 COUNCILMAN IMBROTO: Absolutely "Aye."

11 MR. ALTADONNA: Councilman Hand?

12 COUNCILMAN HAND: "Aye."

13 MR. ALTADONNA: Motion to resuspend the
14 rules and add Resolution 339 passes with six
15 "Ayes."

16 Okay. Now we're going to have a motion
17 to adopt this Resolution, but I want to know if
18 there's -- we'll just take it. Do you want to see
19 if there's anybody who wants to speak on it prior?

20 SUPERVISOR SALADINO: Certainly.

21 Is there anyone who would like to be
22 heard on Resolution 339.

23 (No verbal response given.)

24 SUPERVISOR SALADINO: Let the record
25 indicate that no one has come forward.

1 MR. ALTADONNA: May I have a motion to
2 adopt Resolution No. 339?

3 On the motion?

4 COUNCILMAN MUSCARELLA: So moved.

5 MR. ALTADONNA: Motion made by
6 Councilman Muscarella.

7 On the second?

8 COUNCILWOMAN ALESIA: Second.

9 MR. ALTADONNA: Seconded by
10 Councilwoman Alesia.

11 On the vote:

12 Supervisor Saladino?

13 SUPERVISOR SALADINO: "Aye."

14 MR. ALTADONNA: Councilman Muscarella?

15 COUNCILMAN MUSCARELLA: "Aye."

16 MR. ALTADONNA: Councilman Macagnone is
17 absent.

18 Councilwoman Alesia?

19 COUNCILWOMAN ALESIA: "Aye."

20 MR. ALTADONNA: Councilwoman Johnson?

21 COUNCILWOMAN JOHNSON: "Aye."

22 MR. ALTADONNA: Councilman Imbroto?

23 COUNCILMAN IMBROTO: "Aye."

24 MR. ALTADONNA: Councilman Hand?

25 COUNCILMAN HAND: "Aye."

1 MR. ALTADONNA: Motion to adopt
2 Resolution No. 339 passes with six "Ayes."

3 Now we have a -- one more left.

4 May I have a motion to remove from the
5 table, Resolution No. 285 that was tabled on
6 April 24, 2018?

7 On the motion?

8 COUNCILMAN MUSCARELLA: So moved.

9 COUNCILWOMAN ALESIA: Second.

10 MR. ALTADONNA: Motion made by
11 Councilman Muscarella, seconded by Councilwoman
12 Alesia.

13 On the vote:

14 Supervisor Saladino?

15 SUPERVISOR SALADINO: "Aye."

16 MR. ALTADONNA: Councilman Muscarella?

17 COUNCILMAN MUSCARELLA: "Aye."

18 MR. ALTADONNA: Councilman Macagnone is
19 absent.

20 Councilwoman Alesia?

21 COUNCILWOMAN ALESIA: I vote "Nay."

22 MR. ALTADONNA: Councilwoman Johnson?

23 COUNCILWOMAN JOHNSON: I vote "Aye."

24 MR. ALTADONNA: Councilman Imbroto?

25 COUNCILMAN IMBROTO: "Aye."

1 MR. ALTADONNA: Councilman Hand?

2 COUNCILMAN HAND: "Nay."

3 MR. ALTADONNA: Okay.

4 Motion to remove from the table

5 Resolution No. 285 passes with four "Ayes" and two

6 "Nays."

7 COUNCILWOMAN ALESIA: Oh, I thought

8 that was on the vote, Jim. That's fine.

9 MR. ALTADONNA: Doesn't matter.

10 Now, do you want to have any comment on
11 this?

12 SUPERVISOR SALADINO: Is there anyone
13 who would like to be heard on this Resolution?

14 (No verbal response given.)

15 SUPERVISOR SALADINO: Again,

16 Resolution --

17 MR. ALTADONNA: No. 285.

18 SUPERVISOR SALADINO: 285.

19 Please let the record reflect that no
20 one has indicated that they'd like to be heard.

21 You may proceed.

22 MR. ALTADONNA: May I have a motion to
23 adopt Resolution No. 285?

24 On the motion?

25 COUNCILMAN MUSCARELLA: So moved.

1 MR. ALTADONNA: Motion made by
2 Councilman Muscarella.

3 I need a second.

4 COUNCILWOMAN ALESIA: Second.

5 MR. ALTADONNA: Seconded by
6 Councilwoman Alesia.

7 On the vote:

8 Supervisor Saladino?

9 SUPERVISOR SALADINO: "Aye."

10 MR. ALTADONNA: Councilman Muscarella?

11 COUNCILMAN MUSCARELLA: "Aye."

12 MR. ALTADONNA: Councilman Macagnone is
13 absent.

14 Councilwoman Alesia?

15 COUNCILWOMAN ALESIA: "Nay."

16 MR. ALTADONNA: Councilwoman Johnson?

17 COUNCILWOMAN JOHNSON: "Aye."

18 MR. ALTADONNA: Councilman Imbroto?

19 COUNCILMAN IMBROTO: "Aye."

20 MR. ALTADONNA: Councilman Hand?

21 COUNCILMAN HAND: "Nay."

22 MR. ALTADONNA: Motion to adopt
23 Resolution No. 285 passes with four "Ayes" and two
24 "Nays."

25 Your calendar is complete.

1 SUPERVISOR SALADINO: Thank you.

2 We will now have to break for Executive
3 Session and may I have a motion, please?

4 COUNCILMAN MUSCARELLA: Supervisor, I
5 move that this Town Board go into Executive Session
6 for the purpose of discussions regarding proposed,
7 pending or current litigation.

8 COUNCILWOMAN ALESIA: Second.

9 SUPERVISOR SALADINO: All in favor,
10 signify by saying "Aye."

11 ALL: "Aye."

12 SUPERVISOR SALADINO: Opposed, "Nay."

13 (No verbal response given.)

14 SUPERVISOR SALADINO: The "Ayes" have
15 it.

16 We'll be taking a break for Executive
17 Session and then reconvening when we're done.

18 Thank you.

19 (Whereupon, the Executive Session began
20 at 12:00 p.m. and ended at 12:34 p.m. and the
21 proceedings resumed as follows:)

22 SUPERVISOR SALADINO: Okay.

23 Councilman Muscarella, would you give
24 us an update?

25 COUNCILMAN MUSCARELLA: Supervisor, I

1 make a motion to close the Executive Session. No
2 action has been taken.

3 COUNCILWOMAN ALESIA: Second.

4 SUPERVISOR SALADINO: All in favor,
5 signify by saying "Aye."

6 ALL: "Aye."

7 SUPERVISOR SALADINO: Those opposed,
8 "Nay."

9 (No verbal response given.)

10 SUPERVISOR SALADINO: The "Ayes" have
11 it.

12 COUNCILMAN MUSCARELLA: Supervisor, I
13 make a motion to close the meeting.

14 COUNCILWOMAN ALESIA: Second.

15 SUPERVISOR SALADINO: All in favor,
16 signify by saying "Aye."

17 ALL: "Aye."

18 SUPERVISOR SALADINO: Those opposed,
19 "Nay."

20 (No verbal response given.)

21 SUPERVISOR SALADINO: The "Ayes" have
22 it.

23 We thank you for attending today's
24 meeting of the Oyster Bay Town Board and we thank
25 our stenographer as well.

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Now that we are done with your services today, we will begin with our public comment.

(TIME NOTED: 12:35 P.M.)