

TOWN BOARD
TOWN OF OYSTER BAY
ACTION CALENDAR
October 3, 2019
10:35 a.m.

JOSEPH SALADINO
SUPERVISOR

JAMES ALTADONNA JR.
TOWN CLERK

P R E S E N T:

SUPERVISOR JOSEPH S. SALADINO
COUNCILMAN ANTHONY D. MACAGNONE
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS HAND
COUNCILMAN STEVEN L. LABRIOLA

A B S E N T:

COUNCILMAN JOSEPH D. MUSCARELLA
COUNCILWOMAN MICHELE M. JOHNSON

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:

HOLLY DALOIA OSTEEN
Reporter/Notary Public

1 SUPERVISOR SALADINO: Will the Clerk
2 please poll the Board?

3 MR. ALTADONNA: Supervisor?

4 SUPERVISOR SALADINO: Present.

5 MR. ALTADONNA: Councilman Muscarella
6 is absent.

7 Councilman Macagnone?

8 COUNCILMAN MACAGNONE: Here, Mr. Clerk.

9 MR. ALTADONNA: Councilwoman Johnson is
10 she here or not?

11 SUPERVISOR SALADINO: I don't believe
12 so.

13 MR. ALTADONNA: Absent.

14 Councilman Imbroto?

15 COUNCILMAN IMBROTO: Present.

16 MR. ALTADONNA: Councilman Hand?

17 COUNCILMAN HAND: Here.

18 MR. ALTADONNA: And Councilman
19 Labriola?

20 COUNCILMAN LABRIOLA: Here.

21 SUPERVISOR SALADINO: Would you please
22 call our first order of business?

23 MR. ALTADONNA: Yeah, we have a few
24 things to do here.

25 First, we're going to suspended the

1 rules.

2 May I have a motion to suspend the
3 rules and add Resolution No. 573?

4 **RESOLUTION NO. 573-2019;** Resolution
5 ratifying the rescheduling of the Town Board
6 Meeting scheduled for October 1, 2019 at 10:00 a.m.
7 to October 3, 2019 at 10:00 a.m. (M.D. 9/24/19
8 #23).

9 On the motion?

10 COUNCILMAN MACAGNONE: So moved.

11 COUNCILMAN IMBROTO: Second.

12 SUPERVISOR SALADINO: You didn't
13 realize you were the next in seniority.

14 COUNCILMAN IMBROTO: I didn't realize
15 everybody else is gone.

16 MR. ALTADONNA: Motion made by
17 Councilman Macagnone and second by Councilman
18 Imbroto.

19 On the vote:

20 Supervisor?

21 SUPERVISOR SALADINO: "Aye."

22 MR. ALTADONNA: Councilman Macagnone?

23 COUNCILMAN MACAGNONE: "Aye."

24 MR. ALTADONNA: Councilman Imbroto?

25 COUNCILMAN IMBROTO: "Aye."

1 MR. ALTADONNA: Councilman Hand?

2 COUNCILMAN HAND: "Aye."

3 MR. ALTADONNA: And Councilman

4 Labriola?

5 COUNCILMAN LABRIOLA: "Aye."

6 MR. ALTADONNA: Motion to suspend the

7 rules and add Resolution No. 573 to the regular

8 Action Calendar passes with five "Ayes."

9 Now, may I have a motion to resuspend

10 the rules and add the follow Resolutions No. 596,

11 597 and 598?

12 **RESOLUTION NO. 596-2019;** Resolution

13 granting request from Rocking the Road for a Cure,

14 Inc., for Town assistance in conducting their 10th

15 Annual Motorcycle Run for Breast Cancer on

16 October 6, 2019 and to use various Town equipment

17 for the event. (M.D. 9/24/19 #19).

18 **RESOLUTION NO. 597-2019;** Resolution

19 granting request from Afghan Hindu Association,

20 Inc. for Town assistance in conducting their Annual

21 Diwali Mela in Hicksville on October 13, 2019 to

22 use Municipal Parking Field H-11, Hicksville, have

23 posting of temporary "No Parking" signs in said

24 lot, and to use various Town equipment for the

25 event. (M.D. 9/24/19 #20).

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RESOLUTION NO. 598-2019; Resolution granting request from Long Island Citizens of Community Values, for Town assistance in conducting their Digital Safety Awareness Classic Car Show on October 5, 2019, to use Long Island Railroad Station Parking Lot M-5, Massapequa, and to use various Town equipment for the event. (M.D. 9/24/19 #21).

On the motion?

COUNCILMAN MACAGNONE: So moved.

COUNCILMAN IMBROTO: Second.

MR. ALTADONNA: Motion made by Councilman Macagnone, second by Councilman Imbroto.

On the vote:

Supervisor?

SUPERVISOR SALADINO: "Aye."

MR. ALTADONNA: Councilman Macagnone?

COUNCILMAN MACAGNONE: "Aye."

MR. ALTADONNA: Councilman Imbroto?

COUNCILMAN IMBROTO: "Aye."

MR. ALTADONNA: Councilman Hand?

COUNCILMAN HAND: "Aye."

MR. ALTADONNA: And Councilman Labriola?

COUNCILMAN LABRIOLA: "Aye."

1 MR. ALTADONNA: Motion to resuspend the
2 rules and add Resolutions Nos. 596, 597 and 598
3 passes with five "Ayes."

4 Now, may I have a motion to resuspend
5 the rules again and add Resolution No. 599 which is
6 a Walk-On, which is a Resolution pertaining to:

7 "Whereas the Town seeks to reenforce
8 existing practices and procedures and establish a
9 policy addressing change orders with regards to
10 Town contracts and whereas Joseph Nocella, Town
11 Attorney, Frank M. Scalera, Deputy Chief Town
12 Attorney, by Memorandum, dated October 2, 2019,
13 recommended that the attached changes to water
14 policy be adopted by Town Board.

15 "Now, it therefore be it resolved that
16 at the request and recommendation herein and above
17 set forth is accepted and approved and the attached
18 change order policy be adopted."

19 On the motion?

20 This is just to add it to the Action
21 Calendar.

22 COUNCILMAN MACAGNONE: So moved.

23 MR. ALTADONNA: Second?

24 COUNCILMAN IMBROTO: Second.

25 MR. ALTADONNA: Motion made by

1 Councilman Macagnone and second by Councilman
2 Imbroto.

3 Congratulations, Mr. Imbroto.

4 I think this is a first for you on the
5 second.

6 On the vote:

7 Supervisor?

8 SUPERVISOR SALADINO: "Aye."

9 MR. ALTADONNA: Councilman Macagnone?

10 COUNCILMAN MACAGNONE: "Aye."

11 MR. ALTADONNA: Councilman Imbroto?

12 COUNCILMAN IMBROTO: "Aye."

13 MR. ALTADONNA: Councilman Hand?

14 COUNCILMAN HAND: "Aye."

15 MR. ALTADONNA: And Councilman

16 Labriola?

17 COUNCILMAN LABRIOLA: "Aye."

18 MR. ALTADONNA: Motion to resuspend the
19 rules, again, and add Resolution No. 599 passes
20 with five "Ayes."

21 Now, we can go to the regular Action
22 Calendar.

23 May I have a motion to adopt Resolution
24 No. TF-16-19, which is Transfers of Funds, 573 to
25 599, noting all the additions to the regular Action

1 Calendar?

2 **TRANSFER OF FUNDS RESOLUTION NO.**

3 **TF-16-19;** Resolution pertaining to Transfer of
4 Funds within various departments accounts for the
5 Year 2019.

6 **RESOLUTION NO. 573-2019;** Resolution
7 ratifying the rescheduling of the Town Board
8 Meeting scheduled for October 1, 2019 at 10:00 a.m.
9 to October 3, 2019 at 10:00 a.m. (M.D. 9/24/19.
10 #23).

11 **RESOLUTION NO. 574-2019;** Resolution
12 granting request from D. D'Amico to donate a
13 memorial plaque to be placed on an existing bench
14 at Theodore Roosevelt Memorial Park and Beach in
15 memory of Martin C. D'Amico. (M.D. 9/10/19 #5).

16 **RESOLUTION NO. 575-2019;** Resolution
17 authorizing the Supervisor to enter into a Contract
18 Agreement for the Forty-Fifth Program Year
19 (2019-2020) with Nassau County in connection
20 With Community Development Block Grant Program.
21 (M.D. 9/10/19 #14).

22 **RESOLUTION NO. 576-2019;** Resolution
23 adopting the Preliminary Budget of the Town of
24 Oyster Bay for the Year 2020 and directing the Town
25 Clerk to advertise a Notice of Hearing. Hearing

1 Date: October 22, 2019 at 10:00 a.m. and 7:00 p.m.
2 (M.D. 9/10/19 #16).

3 **RESOLUTION NO. 577-2019;** Resolution
4 awarding Request for Proposals for Appellate
5 Printing Services. Account No. OTA A 1420 44110 000
6 0000. (M.D. 9/10/19 #18).

7 **RESOLUTION NO. 578-2019;** Resolution
8 authorizing employment of the services of various
9 performers for GAP Program participants and
10 authorizing the Supervisor or his designee to
11 Execute agreements, which will be paid for by
12 Friends of the Community Services Dept., Inc. (M.D.
13 9/17/19 #9).

14 **RESOLUTION NO. 579-2019;** Resolution
15 authorizing employment of the services of various
16 performers for GAP Program participants on various
17 dates and locations and authorizing the Supervisor
18 or his designee to execute an agreement for said
19 services. Account No. CYS A 7020 47660 000 0000.
20 (M.D. 9/17/19 #10).

21 **RESOLUTION NO. 580-2019;** Resolution
22 authorizing the annual "Family Fall & Halloween
23 Festival," scheduled to be held on Saturday,
24 October 26, 2019 at Marjorie R. Post Community
25 Park, Massapequa. Account Nos. CYS A 7020 41800 000

1 0000 and CYS A 7020 45100 000 0000. (M.D. 9/17/19
2 #11).

3 **RESOLUTION NO. 581-2019;** Resolution
4 authorizing a second 90-day extension of Contract
5 No. SE002A-19, Glass Recycling Pilot Program for
6 the Town of Oyster Bay, at the same prices,
7 conditions and terms provided for in the present
8 contract commencing October 13, 2019 through
9 January 10, 2020. (M.D. 9/17/19 #12).

10 **RESOLUTION NO. 582-2019;** Resolution
11 pertaining to a building application review for
12 Glenwood H & L, E & H Company, 72 Grove Street,
13 Glenwood Landing, New York. (M.D. 9/17/19 #18).

14 **RESOLUTION NO. 583-2019;** Resolution
15 authorizing publication of a notice of hearing in
16 connection with Jericho Water District
17 Improvements. Hearing Date: October 29, 2019. (M.D.
18 9/17/19 #20).

19 **RESOLUTION NO. 584-2019;** Resolution
20 authorizing the update of the Town Investment
21 Policy to properly list all of the banks that are
22 currently eligible to receive deposits from the
23 Town. (M.D. 9/17/19 #21).

24 **RESOLUTION NO. 585-2019;** Resolution
25 authorizing the property cleanup assessment of

1 28 Eagle Lane, Farmingdale, New York, performed on
2 July 10, 2019, be referred to the County of Nassau
3 for placement on the Nassau County Tax Assessment
4 Rolls. (M.D. 9/17/19 #23).

5 **RESOLUTION NO. 586-2019;** Resolution
6 authorizing the property cleanup assessment of
7 295 Old Country Road, Hicksville, New York,
8 performed on June 10, 2019, be referred to the
9 County of Nassau for placement on the Nassau County
10 Tax Assessment Rolls. (M.D. 9/17/19 #24).

11 **RESOLUTION NO. 587-2019;** Resolution
12 authorizing the property cleanup assessment of
13 McKinley Avenue, Hicksville, New York, performed on
14 June 25, 2019, be referred to the County of Nassau
15 for placement on the Nassau County Tax Assessment
16 Rolls. (M.D. 9/17/19 #25).

17 **RESOLUTION NO. 588-2019;** Resolution
18 granting request from the Jericho Fire District,
19 for Town assistance in conducting their Annual Fire
20 Prevention Day at the Jericho Fire District
21 Headquarters on October 20, 2019, to use various
22 Town equipment as well as one roll-off container
23 for the event. (M.D. 9/17/19 #26 & 31).

24 **RESOLUTION NO. 589-2019;** Resolution
25 authorizing rejection of Bids for Contract No.

1 H19-186, Construction of Highway Improvements for
2 the Fairwater Avenue Area, Massapequa, New York and
3 to rebid said contract. (M.D. 9/17/19 #27).

4 **RESOLUTION NO. 590-2019;** Resolution
5 pertaining to Contract No. PWC23-18, On-Call
6 Engineering Services relative to Environmental
7 Engineering in connection with SEQRA and TEQR for
8 Various projects through the Town of Oyster Bay and
9 to use sub-consultants to review the entire D/FEIS
10 document. Account No. DER A 8090 44500 000 0000.
11 (M.D. 9/17/19 #28).

12 **RESOLUTION NO. 591-2019;** Resolution
13 granting request from the Chamber of Commerce of
14 the Massapequas Inc., for Town assistance in
15 conducting their annual Holiday Christmas Tree
16 And Menorah Lighting at Klestinec Park on
17 December 7, 2019 and to use various Town equipment
18 for the event. (M.D. 9/17/19 #30).

19 **RESOLUTION NO. 592-2019;** Resolution
20 authorizing the Supervisor or his designee to
21 execute a State of New York Master Contract with
22 the New York State Department of Environmental
23 Conservation in connection with the Municipal Waste
24 Reduction and Recycling Program. (M.D. 9/17/19 #17
25 & 9/24/19 #12).

1 **RESOLUTION NO. 593-2019;** Resolution
2 pertaining to Site Plan Review and Approval of
3 Primrose School, 90 Crossways Park Drive West,
4 Woodbury, New York. (M.D. 9/17/19 #19 & 9/24/19
5 #13).

6 **RESOLUTION NO. 594-2019;** Resolution
7 authorizing Movies By Moonlight Halloween Edition,
8 to be held October 12, 2019 at Syosset-Woodbury
9 Community Park. Account No. CYS A 7020
10 41800 000 0000. (M.D. 9/10/19 #4).

11 **RESOLUTION NO. 595-2019;** Resolution
12 granting request from the Oyster Festival Committee
13 for Town assistance on behalf of the Oyster Bay
14 Charitable Fund and its Oyster Festival Committee
15 in conducting the 2019 Oyster Festival in Oyster
16 Bay on October 19 and 20, 2019; to use various Town
17 equipment, have area streets closed, use Theodore
18 Roosevelt Memorial Park and Beach, Beekman Beach,
19 Centre Island Beach and the Western Waterfront as
20 well as Municipal Parking Field O-6; have Section
21 205-3 of the Town Code waived for "sanctioned
22 participants" on Audrey and Shore Avenues; to have
23 Section 82-3 of the Town Code waived on October 19
24 and 20, 2019 for the event. (M.D. 9/17/19 #35).

25 **RESOLUTION NO. 596-2019;** Resolution

1 granting request from Rocking the Road for a Cure
2 Inc., for Town assistance in conducting their 10th
3 Annual Motorcycle Run for Breast Cancer on
4 October 6, 2019 and to use various Town equipment
5 for the event. (M.D. 9/24/19 #19).

6 **RESOLUTION NO. 597-2019;** Resolution
7 granting request from Afghan Hindu Association,
8 Inc. for Town assistance in conducting their Annual
9 Diwali Mela in Hicksville on October 13, 2019 to
10 use Municipal Parking Field H-11, Hicksville, have
11 posting of temporary "No Parking" signs in said
12 lot, and to use various Town equipment for the
13 event. (M.D. 9/24/19 #20).

14 **RESOLUTION NO. 598-2019;** Resolution
15 granting request from Long Island Citizens of
16 Community Values, for Town assistance in conducting
17 their Digital Safety Awareness Classic Car Show on
18 October 5, 2019, to use Long Island Railroad
19 Station Parking Lot M-5, Massapequa, and to use
20 various Town equipment for the event. (M.D. 9/24/19
21 #21).

22 On the motion?

23 COUNCILMAN MACAGNONE: So moved.

24 COUNCILMAN IMBROTO: Second.

25 MR. ALTADONNA: Motion made by

1 Councilman Macagnone and second by Councilman
2 Imbroto.

3 I don't believe we have speakers today.

4 SUPERVISOR SALADINO: Okay.

5 Do we have any postings.

6 MR. ALTADONNA: None.

7 SUPERVISOR SALADINO: Correspondence?

8 MR. ALTADONNA: No correspondence.

9 SUPERVISOR SALADINO: I believe we're
10 ready to take a vote.

11 Before we do that though, I would like
12 to explain exactly what the new contracting reforms
13 are.

14 This was brought to us by the long
15 experience and the initiatives that Councilman
16 Steve Labriola has been bringing to the table.

17 I'm so proud to be working with you,
18 Steve, on this Town Board. This new initiative
19 increases our oversight of contractors and
20 departments and holding them more accountable for
21 things like cost overruns, while increasing
22 transparency. These new taxpayer protections are
23 designed to increase oversight, prevent waste,
24 fraud and abuse of tax dollars.

25 This new policy will help assure our

1 taxpayers, the Town Board and our residents that
2 all change orders that are necessary have been
3 reviewed by the finance director, reviewed by the
4 Town Comptroller and reviewed by the Inspector
5 General, in addition to Town Board members.

6 Steve, I want to thank you for bringing
7 this initiative, a great idea. I know you're
8 experienced not only in the State Assembly, but
9 you're experienced as the Chief Deputy Comptroller
10 of Nassau County helped to identify this issue.

11 COUNCILMAN LABRIOLA: Well, thank you,
12 Supervisor, and I thank my colleagues on the Board,
13 assuming that they are all going to be voting for
14 this, and I thank the Engineering Division, Public
15 Works, Comptroller, the Inspector General and all
16 our departments and attorneys who contributed to
17 formulating or putting into place a written policy
18 which, of course, much of which is already being
19 followed by our Commissioner Lenz and, of course,
20 he does a terrific job watching the taxpayer
21 dollars and watching on our behalf.

22 I think what this does is simply give
23 reassurance to the Board members and the taxpayers
24 that their money is being watched extremely
25 closely, and that when there are change orders and

1 cost overruns on Public Works jobs, that the work
2 was necessary and that the work was -- that a good
3 value for the dollar of the additional work, and I
4 think all that is very important when people
5 question how in which their dollars are being
6 spent. This is all part and parcel of putting more
7 controls in place to make sure that Oyster Bay is
8 always moving forward and moving in the right
9 direction.

10 SUPERVISOR SALADINO: Thank you,
11 Councilman.

12 We appreciate your expertise and
13 additions to the legislation of this Town.

14 May we have a vote, please?

15 MR. ALTADONNA: Supervisor?

16 SUPERVISOR SALADINO: "Aye."

17 MR. ALTADONNA: Councilman Macagnone?

18 COUNCILMAN MACAGNONE: I abstain on
19 576. I have not seen the budget as of yet. It
20 wasn't sent to the council people, so I'm not going
21 to be able to put a vote on that.

22 "Aye" on the rest.

23 MR. ALTADONNA: Councilman Imbroto?

24 COUNCILMAN IMBROTO: "Aye" on all.

25 MR. ALTADONNA: Councilman Hand?

1 COUNCILMAN HAND: "Aye" on all.

2 MR. ALTADONNA: Councilman Labriola?

3 COUNCILMAN LABRIOLA: "Aye" on all.

4 MR. ALTADONNA: Resolution TF-16

5 through 575 passes with five "Ayes."

6 No. 576 passes with four "Ayes" and one

7 "Abstention."

8 577 through 599 passes with five

9 "Ayes."

10 Calendar is complete.

11 SUPERVISOR SALADINO: May I have a

12 motion?

13 COUNCILMAN MACAGNONE: I make a motion

14 that this meeting be adjourned.

15 COUNCILMAN IMBROTO: Second.

16 SUPERVISOR SALADINO: All in favor,

17 please signify by saying, "Aye."

18 ALL: "Aye."

19 SUPERVISOR SALADINO: Those who

20 opposed, "Nay."

21 (No response.)

22 SUPERVISOR SALADINO: The "Ayes" have

23 it.

24 Thank you to our stenographer.

25 (TIME NOTED: 10:54 A.M.)