

TOWN BOARD  
TOWN OF OYSTER BAY  
SPECIAL PRESENTATION  
DECEMBER 12, 2017  
10:14 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  
COUNCILMAN ANTHONY D. MACAGNONE  
COUNCILMAN LOUIS B. IMBROTO  
COUNCILWOMAN MICHELE M. JOHNSON  
COUNCILMAN THOMAS HAND

A B S E N T:

COUNCILWOMAN REBECCA M. ALESIA

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: Good morning,  
2 ladies and gentlemen, and welcome to the Oyster Bay  
3 Town Board meeting.

4 Good morning, staff.

5 Good morning, ladies and gentlemen.

6 MR. KILBRIDE: Quiet.

7 SUPERVISOR SALADINO: Thank you,  
8 General.

9 Good morning ladies and gentlemen and  
10 welcome to the Oyster Bay Town Board meeting of  
11 Tuesday, December 12, 2017.

12 I'd like to start off by wishing  
13 everyone a very healthy and happy and blessed  
14 Hanukkah, Christmas season, and, of course, a very  
15 healthy prosperous and happy 2018.

16 This morning's prayer will be led by  
17 Reverend Dr. Marjorie Elaine Nunes of the United  
18 Methodist Church in Hicksville.

19 Hicksville United Methodist Church is  
20 an inviting community of Christians supporting  
21 people and families on their spiritual journey.  
22 Reverend Dr. Nunes has been the senior pastor of  
23 the Hicksville United Methodist Church in  
24 Hicksville since July of 2013.

25 And now to recognize Hanukkah and

1 Christmas and the season where we embrace each  
2 other, work together for a better world and a  
3 peaceful world, I invite Reverend Dr. Nunes to lead  
4 us in prayer.

5 (Whereupon, a prayer was recited by  
6 Reverend Dr. Marjorie Elaine Nunes.)

7 SUPERVISOR SALADINO: Thank you,  
8 Reverend Dr. Nunes, your words were exceptionally  
9 inspiring.

10 And now to lead us in the Pledge of  
11 Allegiance to the greatest nation the world has  
12 ever known, I invite a dear friend, someone I look  
13 up to, our -- Major Chuck Kilbride of the United  
14 States Marine Corps to please step forward and lead  
15 us in the pledge.

16 (Whereupon, the Pledge of Allegiance  
17 was recited and led by Major Chuck Kilbride.)

18 SUPERVISOR SALADINO: Thank you.

19 Please be seated.

20 Again, thank you, Reverend Dr. Marjorie  
21 Nunes of United Methodist Church in Hicksville.

22 If I may take a moment of personal  
23 privilege to editorialize for just a second.

24 There's been a lot of discussion in the  
25 media and in the public about prayer at government

1 meetings.

2 I believe it's a wonderful opportunity  
3 to be in tune with our spirituality as well as to  
4 recognize, to learn about, and respect the  
5 religions of the diversity of all the peoples in  
6 our Town, so I believe it is important, and quite  
7 frankly, if it's good enough for the State Capital,  
8 it should be good enough for us here in the Town of  
9 Oyster Bay, so I thank you at this very special  
10 holy time for People of so many different religions  
11 to join us and to lead us spiritually and give  
12 everyone an opportunity to learn about each other's  
13 culture, religion, and, quite frankly, ourselves,  
14 and thank you for the blessing for all of the  
15 members of this -- of this very special body, the  
16 Town of Oyster Bay.

17 This morning, the Oyster Bay Town Board  
18 is proud to welcome back Major Chuck Kilbride,  
19 USMC, retired, who's worked closely with Councilman  
20 Macagnone and Councilwoman Alesia, who have done  
21 such an amazing job with the Town of Oyster Bay's  
22 Toys for Tots drive, another huge success this  
23 year. Let's give them a big round of applause.

24 (Applause.)

25 SUPERVISOR SALADINO: Major, I'm not

1 done with you yet.

2 MAJOR KILBRIDE: Wait a minute. Wait a  
3 minute.

4 I want you to hear Lou Savinetti and  
5 Don Steiner singing this song.

6 (Whereupon, Major Kilbride plays an  
7 audio.)

8 MAJOR KILBRIDE: That's Lou Savinetti  
9 and Don Steiner.

10 You can continue.

11 SUPERVISOR SALADINO: Thank you, Major,  
12 for once again, bringing a smile to all of us.

13 Toys for Tots is run by the United  
14 States Marine Corps Reserve and the program's  
15 ongoing mission is to help ensure the children in  
16 need within our area do not go without something  
17 special, to bring them happiness on the holiday  
18 season.

19 This year, the town-wide effort to  
20 collect toys concludes on Monday, December 18th, so  
21 it's not too late to donate a new unwrapped toy to  
22 this very, very worthwhile cause.

23 We also will be collecting at the Town  
24 of Oyster Bay's Annual Holiday Ice Show on  
25 Saturday, December 16th at the Town of Oyster Bay

1 Ice Skating Center in Bethpage.

2 For those who wish to donate to Toys  
3 for Tots collection boxes, they can be found at the  
4 following Town facilities: Right outside this  
5 hearing room at Town Hall North at 54 Audrey Avenue  
6 in Oyster Bay; at Town Hall South located at  
7 977 Hicksville Road in Massapequa; our Town of  
8 Oyster Bay Department of Public Works facility at  
9 150 Miller Place in Syosset; the Town of Oyster Bay  
10 Ice Skating Center at the Bethpage Community Park,  
11 located at 1001 Stewart Avenue in Bethpage; at  
12 Syosset-Woodbury Community Park at the Community  
13 Center on Jericho Turnpike in Woodbury; and at the  
14 Town of Oyster Bay Hicksville Athletic Center,  
15 located on South Broadway in Hicksville.

16 Residents seeking more information on  
17 this program can contact the office of Councilman  
18 Macagnone at 516-624-6619, where Mary does an  
19 exceptional job for our residents, along with the  
20 Councilman.

21 (Applause.)

22 SUPERVISOR SALADINO: As well as  
23 Councilwoman Alesia's office, 624-6364, or they can  
24 visit the Town's website at [Oysterbaytown.com](http://Oysterbaytown.com),  
25 where you can get lots of great information.

1 I'd like to turn the floor over to a  
2 man who works so hard for our community, cares so  
3 much for children and for those in need, my good  
4 friend and our good friend, someone we continue to  
5 look up to, Councilman Anthony Macagnone.

6 (Applause.)

7 COUNCILMAN MACAGNONE: Thank you,  
8 Supervisor.

9 MAJOR KILBRIDE: That was my bio.

10 COUNCILMAN MUSCARELLA: That was your  
11 intro.

12 COUNCILMAN MACAGNONE: It's been a  
13 great relationship we've had with the Marine Corp,  
14 Major Kilbride and his staff.

15 Guys, if you saw my office these last  
16 couple of weeks, it looked like Santa's workshop  
17 with bags of toys in there. I want to thank our  
18 employees, our residents for being so generous and  
19 giving to those in need.

20 I want to thank my assistant, Mary,  
21 Councilwoman Alesia's assistant and Councilwoman  
22 Alesia for all the help they give us with this  
23 because we don't really do the work; the assistants  
24 do the work. Let's be honest with each other.

25 MAJOR KILBRIDE: That's true.

1 COUNCILMAN MACAGNONE: And they do a  
2 wonderful job and, Major, thank you again for  
3 coming down and helping us with this, it really is  
4 great what you guys do.

5 Sergeant, God bless you for your task  
6 and your service, and especially being with him all  
7 the time, God bless you.

8 SUPERVISOR SALADINO: Oh, boy. It's  
9 going to be one of those days.

10 And now, the moment that I know he has  
11 been waiting for as well as some us, I introduce to  
12 you, a very dear friend, a man with an enormous  
13 heart, someone who has protected our nation,  
14 someone who has risked his own life, someone who  
15 has trained so many people, whose family members  
16 are graduates of West Point. The accolades go on  
17 and on and on. He'd like you to think that he's  
18 just a character --

19 MAJOR KILBRIDE: I am.

20 SUPERVISOR SALADINO: -- but he is so  
21 much more. An extremely caring individual, someone  
22 who has been the steward of this highly successful  
23 Toys for Tots program.

24 I bring you Major Chuck Kilbride,  
25 United States Marine Corps.



1 (Applause.)

2 SUPERVISOR SALADINO: Remember, Chuck,  
3 we have a Board meeting that we have to get to.

4 MAJOR KILBRIDE: You may think I came  
5 here to roast you, and you're probably right, but  
6 you've been with us for a lot of years with Toys  
7 for Tots. Macagnone has been doing a good job.  
8 Has not been returning phone calls lately, but  
9 Mary, Mary Diglio, she's a wonderful, wonderful  
10 girl and she does all of your work and she should  
11 probably be the Councilwoman.

12 (Applause.)

13 MAJOR. KILBRIDE: Muscarella, you've  
14 been doing a great job with us.

15 COUNCILMAN MUSCARELLA: Thank you.

16 MAJOR KILBRIDE: How many times am I  
17 supposed to say, you, Muscarella asked me to say  
18 his name five times.

19 COUNCILMAN MUSCARELLA: You're up to  
20 three.

21 MAJOR KILBRIDE: And little Lou over  
22 there, congratulations on your recent win at the  
23 ballot box. Jimmy, you're the best. Carol, I  
24 remember her husband used to be the Postmaster of  
25 Massapequa, wonderful, wonderful guy. The Post

1 Office. The Post Office helps us out. 389 ZIP  
2 codes collect toys for us and her husband, we got a  
3 plaque for him down in -- in the Massapequa Post  
4 Office.

5 You know, Altadonna, you're going to  
6 have to work harder for me to mention your name.  
7 But seriously, we go to like 267 events joined Toys  
8 for Tots. We visit all 69 incorporated villages.  
9 We do the three townships. Oyster Bay, without  
10 question, gets the most toys because you work the  
11 hardest at it because you're very compassionate  
12 folks or maybe that's because Mary is the most  
13 compassionate person. Thank you.

14 Mary's hair looks very nice today, too.  
15 Tony told me to say that.

16 But, seriously, we collect a lot of  
17 toys, we help a lot of people. This week,  
18 Supervisor Saladino, you're going to be at  
19 123 Audrey Street, I think it is. Julie Kaffir, we  
20 went out and we bought \$10,000 worth of enabling  
21 toys for children with autism. We also bought  
22 \$10,000 worth of toys for Down Syndrome.

23 (Applause.)

24 MAJOR KILBRIDE: And we also buy toys,  
25 a tremendous amount of toys, for cerebral palsy, so

1 we get around and we hit everything -- it's 100  
2 percent penetration in Nassau and Suffolk County,  
3 you know, and, you know, it's a privilege to come  
4 here and just to say thank you because that's  
5 really what it's all about.

6 Putting a smile on a child's face. A  
7 new unwrapped toy is a symbol of hope and I want  
8 you to get your meeting going, but I would just  
9 like take a real quick picture with all you guys so  
10 I can get out of here and go get these toys out.

11 SUPERVISOR SALADINO: Of course.

12 MR. KILBRIDE: And Staff Sergeant  
13 Quinton wants to say thank you, too. Say thank  
14 you.

15 STAFF SERGEANT QUINTON: Thank you.

16 MR. KILBRIDE: There you go. Thank  
17 you.

18 (Applause.)

19 SUPERVISOR SALADINO: Thank you, Staff  
20 Sergeant Quinton. Thank you, Major, and so they  
21 don't feel left out, also included in the big  
22 holiday push for so many needy children was  
23 Councilwoman Johnson and Councilman Tom Hand, so  
24 this was a family affair where everyone jumped in  
25 to help, but we certainly are proud of our Marines.

1 Thank you.

2 We're going to take a quick photo and  
3 move to our next presentation.

4 COUNCILMAN MACAGNONE: Mary, please  
5 join us.

6 Like I said, it doesn't happen without  
7 your magic.

8 (Whereupon, a photo session ensued.)

9 COUNCILMAN MACAGNONE: Folks, real  
10 quick, this is Emma, Councilwoman Alesia's  
11 assistant. She did a great job.

12 (Applause.)

13 SUPERVISOR SALADINO: Once again, we  
14 thank Staff Sergeant Quinton, our Town Board  
15 members and the offices, especially of Councilman  
16 Macagnone and Councilwoman Alesia and their staff  
17 members.

18 As you see, Mary, and they are taking  
19 those toys and, of course, our good friend, Major  
20 Chuck Kilbride. Another big hand, the United  
21 States Marine Corps.

22 (Applause.)

23 SUPERVISOR SALADINO: Great program,  
24 Toys for Tots.

25 Our second presentation this morning

1 features our good friend, Mike Polansky and  
2 The Greater Long Island Running Club.

3 Over the years, the Town of Oyster Bay  
4 has worked closely with the Greater Long Island  
5 Running Club, and when I say over the years, I mean  
6 the decades because Mike always reminds me of his  
7 work in the 1970s with Councilman Saladino.

8 We have worked together to coordinate  
9 some of Long Island's most prolific running events  
10 and one of these events is the Annual Town of  
11 Oyster Bay Triathlon, an incredibly popular event  
12 that combines swimming, biking, and running, and is  
13 considered by many athletes to be the ultimate test  
14 of endurance; although, on days when we've had a  
15 number of hearings in a row, that could be a close  
16 second.

17 This event happens right here in  
18 Downtown Oyster Bay and concludes at Theodore  
19 Roosevelt Park and Marina.

20 Another important component of the Town  
21 of Oyster Bay Triathlon is that it raises money for  
22 important causes. Proceeds of this year's event  
23 benefited the Life Enrichment Center right here at  
24 45 East Main Street in Oyster Bay.

25 The Lifetime Achievement Center

1 represented here this morning by its Executive  
2 Director, Judy Palumbo, was founded in 1977 and  
3 serves individuals 55 years plus from many North  
4 Shore communities in the Town of Oyster Bay.

5 Members of the Lifetime Enrichment  
6 Center enjoy exercise, eating healthy,  
7 communicating via the Internet, learning how to use  
8 the Internet, volunteering, dancing, singing,  
9 maintaining active lifestyles, and having that  
10 camaraderie that is so important to the human  
11 psyche and the human being, especially as we age.

12 Now, I'm pleased to call upon Greater  
13 Long Island Running Club President Mike Polansky,  
14 for a special check presentation to the Lifetime  
15 Enrichment Center. I'm also told that he is  
16 spending his birthday with us today.

17 MR. POLANSKY: That's correct.

18 SUPERVISOR SALADINO: So on behalf of  
19 the entire Town Board and all of our residents,  
20 wishing you a Happy and Healthy birthday as well as  
21 a Happy Hanukkah.

22 MR. POLANSKY: Thank you, Joe.

23 First and foremost, Happy Holidays.  
24 Happy and Healthy New Year to Supervisor Saladino  
25 and the entire Board. It's a great time of the

1 year for everybody and, by the way, we hold our  
2 annual Ho Ho Ho Holiday Run this Saturday at JFK  
3 Middle School in Bethpage. Everybody should come  
4 down and maybe you might even want to run in it.  
5 You made a, sort of, attempt at it, the Oyster Bay  
6 Supervisor's Run, but, Joe, we would welcome you as  
7 a runner this Saturday.

8 SUPERVISOR SALADINO: Thank you.

9 I'll give that very strong  
10 consideration.

11 MR. POLANSKY: I will remind you of  
12 that. It is our pleasure and our privilege to give  
13 back to Lee, Hamlet of Oyster Bay and organizations  
14 like the Life Enrichment Center.

15 I'll be the first to admit that our  
16 triathlon does cause some inconvenience to local  
17 residents so it's only appropriate that we give  
18 back in this way and there is no better  
19 organization in Oyster Bay Hamlet than the Life  
20 Enrichment Center. Judy and her team are doing  
21 wonderful work.

22 So, again, we've been working together  
23 for decades and I hope we'll be working together  
24 for decades more, but today, it's all about the  
25 triathlon and we have a check to present to Judy

1 and the Life Enrichment Center.

2 SUPERVISOR SALADINO: That's wonderful.

3 And we have some presentations for the  
4 Greater Long Island Running Club and the Life  
5 Enrichment Center.

6 Being our star worth representative of  
7 the North Shore, I'm going to ask Councilwoman  
8 Michelle Johnson to make the presentation to the  
9 Life Enrichment Center, and I'm going to ask  
10 Councilman Joe Muscarella, who, like me, loves food  
11 and probably could use a run or two, I know I can,  
12 to make the presentation to the Greater Long Island  
13 Running Club, so if the Town Board would join us  
14 down front.

15 (Whereupon, two presentations were made  
16 to both the Life Enrichment Center and the Greater  
17 Long Island Running Club and a photo session  
18 ensued.)

19 SUPERVISOR SALADINO: I'd also like to  
20 thank Linda Taviano, the Executive Director of the  
21 organization who's joined Mike Polansky today,  
22 Long Island Roadrunners.

23 Let's give them a big hand for their  
24 generosity.

25 (Applause.)



1                   SUPERVISOR SALADINO: Especially at  
2                   this time of year and, of course, everyone from the  
3                   Lifetime Enrichment Center for the God's work that  
4                   you do. Thank you. Thank you so much.  
5                   Congratulations.

6                   How about another big hand for all of  
7                   our friends?

8                   (Applause.)

9                   SUPERVISOR SALADINO: The Lifetime  
10                  Enrichment Center, you know, it is so important  
11                  that we hold these ceremonies throughout the year,  
12                  including to begin our Town Board meetings, so our  
13                  residents watching on the Internet or attending  
14                  these ceremonies can know about all the services,  
15                  find out about the exceptional residents that we  
16                  have. So many exceptional residents, many of them  
17                  here today. We appreciate the good work of  
18                  everyone here in the Town of Oyster Bay and we  
19                  thank you very much.

20                  (TIME NOTED: 10:38 A.M.)  
21  
22  
23  
24  
25

TOWN BOARD  
TOWN OF OYSTER BAY  
REGULAR MEETING  
DECEMBER 12, 2017  
10:39 A.M.

**HEARING - FINANCE**

To consider a petition from the Hicksville Water District for authorization to issue refunding bonds to refund the outstanding portion of the District's \$13,000,000.00 Water District (serial) Bonds, 2011. (M.D. 11/14/17 #23).

**JOSEPH SALADINO**  
**SUPERVISOR**

**JAMES ALTADONNA JR.**  
**TOWN CLERK**

P R E S E N T:

SUPERVISOR JOSEPH S. SALADINO  
COUNCILMAN JOSEPH D. MUSCARELLA  
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COUNCILWOMAN REBECCA M. ALESIA

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: I'd like to take  
2                   a moment to update residents of the ongoings of the  
3                   Town of Oyster Bay within our Town since our last  
4                   Town Board meeting on November 28th. I hope  
5                   everyone enjoyed a very Happy Thanksgiving.

6                   Councilman Macagnone and I were proud  
7                   to announce that work will soon get underway to  
8                   replace turf at Syosset-Woodbury Community Park.  
9                   This project is important as the current field is  
10                  approaching the end of its usefulness and serves as  
11                  home to so many community sports programs.

12                  I would also like thank Councilwoman  
13                  Johnson, Councilman Imbroto, Councilman Hand, and  
14                  the Massapequa Fire Department for joining with us  
15                  last week to demonstrate the importance of safety  
16                  during the holidays. We remind residents to keep  
17                  their Christmas trees well hydrated. Choose a tree  
18                  with very pliable pine needles and keep them away  
19                  from any heat sources and remember that frayed  
20                  wires and overloading outlets is generally what  
21                  causes fires at holiday time and we want everyone  
22                  to be very safe and careful so that they and their  
23                  families will enjoy much happiness at the season.

24                  Our holiday season is in full swing  
25                  throughout the Town and we have received dozens of

1     thank you notes and e-mails from residents thanking  
2     us for and complimenting the work of the Town for  
3     the Town of Oyster Bay Holiday Concert Series at  
4     the Tilles Center.

5             I'd like to thank Commissioner  
6     Fitzgerald and the entire Deputy Commissioners here  
7     as well and the Department of Community and Youth  
8     Services for the amazing professional job that they  
9     did in preparing for and presenting the holiday  
10    shows.

11            They were absolutely wonderful and with  
12    the exception of one hack drummer, the musicians  
13    were just top shelf and over the top. It was such  
14    a wonderful experience and I was so happy to  
15    receive so many compliments from residents from  
16    everywhere in the Town and that clearly is a show  
17    stopper and you all do an amazing job.

18            Thank you, Deputy Commissioner.

19            Thank you to the Commissioner and the  
20    whole team as well as Public Safety who helps out  
21    quite a bit to make sure that that program works so  
22    well.

23            Also, a reminder that the Town of  
24    Oyster Bay Holiday on Ice show is scheduled to take  
25    place this Saturday at the Town of Oyster Bay's Ice

1 Skating Center in Bethpage, beginning at 4:30 p.m.  
2 this Saturday. The annual holiday favorite  
3 features performances from many of the skaters from  
4 our ice skating school and gives them the  
5 opportunity to showcase their hard work and  
6 talents.

7 In keeping with the season of giving,  
8 all those who attend the show are asked to bring  
9 one or two cans of nonperishable food items which  
10 will be collected by the organization, Island  
11 Harvest.

12 COUNCILMAN MACAGNONE: Supervisor, if I  
13 can?

14 SUPERVISOR SALADINO: Certainly,  
15 Councilman.

16 COUNCILMAN MACAGNONE: To our  
17 residents, if you have not attended this show yet,  
18 please do. The performers are excellent. It's  
19 great watching the enthusiasm and it's a nice  
20 evening out and it's free.

21 SUPERVISOR SALADINO: And it's free.

22 COUNCILMAN MACAGNONE: Thank you.

23 SUPERVISOR SALADINO: Thank you,  
24 Councilman.

25 It's a wonderful way to enjoy the

1       holidays. No matter what holiday you celebrate,  
2       it's enlightening, it's fun, and we have this  
3       opportunity to participate in our Holiday Mail for  
4       Heroes program. You can fill out holiday greeting  
5       cards for our brave men and women of the United  
6       States Armed Services, serving both here and abroad  
7       and bring them with you and we'll make sure we get  
8       those to them.

9               And finally, St. Nick, Santa Claus, is  
10       slated to make his annual visit and will be  
11       available to take pictures with all of those in  
12       attendance for this free show and I also have to  
13       thank Commissioner Joe Pinto, Commissioner of the  
14       Parks Department, all of the staff of our Parks  
15       Department and all those involved in our ice rink  
16       and our programming, another wonderful show.

17              You know, the Town of Oyster Bay truly  
18       is a very special family and we embrace our  
19       residents from all walks of life, especially at  
20       holiday time. What a nice time to come together  
21       and to get the feeling and recognize that we truly  
22       are building a very strong family among us all.

23              This past weekend, we faced our first  
24       snowfall of the season. You might say the prelude  
25       to Winter.

1 Commissioner Lenz and Deputy  
2 Commissioner Bishop, as well as our Town of Oyster  
3 Bay snow fighters in the Department of Public Works  
4 and Highway Division rose to the occasion.

5 As usual, I commend them for their good  
6 work. I see Deputy Commissioner is here, John  
7 Bishop. Is Commissioner Lenz here as well? He's  
8 outside the door. It went very, very well. We had  
9 sand and salt down. Town Board members joined me  
10 at DPW from 5:30 a.m. all the way into the evening  
11 and the next day again, so we'll be depending on  
12 you. We know more big storms are coming and we  
13 appreciate all of your efforts to keep our roads  
14 safe and passable.

15 Today we move forward with some very  
16 important initiatives. First, we will continue on  
17 our actions in creating a Local Law for the Office  
18 of Inspector General. This is something that's  
19 very important to us. The idea came from the fact  
20 that we established an Inspector General for  
21 Medicaid fraud, waste, and abuse in Albany,  
22 statewide some years back.

23 I was part of that team as well as  
24 elected officials from all over the state.  
25 Republicans and Democrats alike came together. So

1 when I came here to the Town of Oyster Bay, we felt  
2 after discussions with my colleagues, the other  
3 elected officials of this Town, that it would be a  
4 very good idea to bring that here, and today we  
5 will be moving forward on that and I look forward  
6 to casting my vote on this very important reform  
7 initiative and I know my colleagues have expressed  
8 the same.

9 We will also consider legislation today  
10 to update the Town Code to address vacant and  
11 abandoned homes and better hold both homeowners and  
12 lending institutions responsible for maintenance  
13 and repair of vacant homes. Residents have been  
14 coming in asking for this help. We hear you loud  
15 and clear. It's a very important initiative and  
16 it's about time we applied big pressure to get  
17 these homeowners and lending institutions to act  
18 responsibly.

19 Our continued commitment to fight  
20 fighting this zombie home issue is in an effort to  
21 preserve the beauty and integrity of our community  
22 and it's quite evident with today's action. We  
23 clearly prove our resolve to cleaning up,  
24 repairing, and in cases, tearing down these  
25 properties.



1           We must continue to answer the call of  
2           our residents and I thank those residents who are  
3           here today on this issue and have been here before.  
4           You clearly are making the commitment to work with  
5           us, to keep this on the front burner moving forward  
6           so that while we do respect the rights of property  
7           owners, we will guarantee that those property  
8           owners and lending institutions respect the rights  
9           of you, our very important residents.

10           Will the Town Clerk please take  
11           attendance and we'll get started on our first  
12           hearing?

13           MR. ALTADONNA: Supervisor Saladino?

14           SUPERVISOR SALADINO: Present.

15           MR. ALTADONNA: Councilman Muscarella?

16           COUNCILMAN MUSCARELLA: Here.

17           MR. ALTADONNA: Councilman Macagnone?

18           COUNCILMAN MACAGNONE: Here.

19           MR. ALTADONNA: Councilwoman Alesia is  
20           absent.

21           Councilwoman Johnson?

22           COUNCILWOMAN JOHNSON: Here.

23           MR. ALTADONNA: Councilman Imbroto?

24           COUNCILMAN IMBROTO: Present.

25           MR. ALTADONNA: Councilman Hand?

1 COUNCILMAN HAND: Here.

2 SUPERVISOR SALADINO: Will the Town  
3 Clerk call the first hearing?

4 MR. ALTADONNA: To consider the  
5 petition of the Hicksville Water District for  
6 authorization to issue refunding bonds to refund  
7 the outstanding portion of the District's  
8 \$13 million Water District (serial) Bond, 2011.

9 SUPERVISOR SALADINO: And this will be  
10 presented by -- okay, Mr. Darienzo.

11 Is there also a representative here  
12 from the Hicksville Water District?

13 MR. DARIENZO: There is.

14 Good morning, Supervisor and Town  
15 Board.

16 This public hearing came through my  
17 office. You've often heard me speak about how we  
18 have Town -- we have debt for Town purposes, we  
19 have debt that we issue on behalf of Water  
20 Districts, and in this case, we have the Hicksville  
21 Water District who issues debt on their own but it  
22 still requires permission from this Town Board and  
23 the Town Board from the Town of Hempstead, so the  
24 Water District is here today to request permission  
25 to issue refunding bonds and issue new bonds.

1           SUPERVISOR SALADINO: Now, for clarity  
2     and so the public understands why they are here  
3     before the Oyster Bay Town Board when they have  
4     their own Board of Commissioners who is responsible  
5     for how this money is spent and how they carry out  
6     the duties and responsibilities of the Water  
7     District, but due to State law, as we know, it is  
8     mandated that they came before us and do their  
9     borrowing through our Town.

10           Can you talk to that issue?

11           MR. DARIENZO: You put it as clear as  
12     you can. It's -- they are here because of State  
13     law. They need our permission and the permission  
14     of the Town of Hempstead because the Hicksville  
15     Water District falls between those two townships,  
16     so they will be responsible for issuing the debt,  
17     paying the debt, and how they are spending the  
18     money they are going to be borrowing.

19           SUPERVISOR SALADINO: Can you speak to  
20     us about the rate that they would have the  
21     opportunity to borrow at?

22           MR. DARIENZO: Honestly --

23           SUPERVISOR SALADINO: Current. I'm not  
24     looking for a number, but so that we understand,  
25     for the purpose of public information, we

1 understand how that rate is arrived at.

2 MR. DARIENZO: Just so it's clear that  
3 whatever debt they issue -- I know I've already  
4 mentioned, but I'll say it again -- the borrowing  
5 that they're going to be doing will have no impact  
6 on the Town's debt. It will have no impact on our  
7 bond rating. It's completely separate from what we  
8 do here at the Town of Oyster Bay.

9 I imagine they would get a, you know,  
10 the prevailing bond rates. I don't know the  
11 details of how long they're going out for.

12 SUPERVISOR SALADINO: It's based on  
13 their bond rating --

14 MR. DARIENZO: Absolutely.

15 SUPERVISOR SALADINO: -- their  
16 performance and has nothing to do with the Town?

17 MR. DARIENZO: That is correct.

18 SUPERVISOR SALADINO: They are merely  
19 coming before us because it is mandated by State  
20 Law that we take such a vote, in essence to give  
21 them permission to bond?

22 MR. DARIENZO: That's correct.

23 SUPERVISOR SALADINO: Okay.

24 Do our Board members have any questions  
25 on this?

1 (No verbal response given.)

2 SUPERVISOR SALADINO: Thank you.

3 That's Rob Darienzo.

4 Would someone from the Water District  
5 like to step forward and add anything to this  
6 presentation?

7 MR. MAYER: Good morning.

8 My name is Randy Mayer and --

9 SUPERVISOR SALADINO: Just a moment, if  
10 you'd speak to the microphone, please.

11 MR. MAYER: Sure.

12 My name is Randy Mayer. I'm bond  
13 counsel to the Hicksville Water District.

14 That's why I'm here this morning.

15 SUPERVISOR SALADINO: And can you just  
16 give us your address of your offices?

17 MR. MAYER: Sure. Yes.

18 Norton, Rose, Fulbright is the name of  
19 the law firm. We're in midtown Manhattan at  
20 1301 6th Avenue.

21 SUPERVISOR SALADINO: Thank you.

22 MR. MAYER: By coincidence, we also  
23 serve as your bond counsel for the Town of Oyster  
24 Bay, so we are very familiar with Rob Darienzo and  
25 your work as well, so...

1           The Hicksville Water District is, of  
2       course, you know, in two parts, a Hempstead part  
3       and an Oyster Bay part. The reason they have to  
4       come forward today, as you've stated, is they need  
5       permission under State Law to issue bonds even  
6       though they're relying on their own credit and  
7       their own taxing power.

8           It's an unusual situation that stems  
9       from the fact that they were an existing District  
10      when the Constitution was amended in 1938. They  
11      retained their power to issue their own debt.

12          When you create districts now in the  
13      Town, you issue bonds on their behalf generally and  
14      so you have your own districts that you control and  
15      you issue debt for, but Hicksville Water District  
16      is a holdover from an earlier time and it has  
17      retained its power to borrow, so that's why they're  
18      here this morning and if you'd like details on what  
19      kind of water improvements are going to be funded  
20      with the new money bonds, we do have the engineer  
21      from the Hicksville Water District here as well,  
22      but, generally speaking, it's improvements to the  
23      water system that will allow us to provide cleaner  
24      water than is possible now because it will have  
25      enhanced ability to remove volatile organic

1 compounds and also offer up other improvements to  
2 service.

3 But we do have another spokesperson if  
4 you'd like as well.

5 SUPERVISOR SALADINO: Well, let's ask  
6 our Board members if they have any other questions  
7 for you.

8 Does anyone?

9 (No verbal response given.)

10 SUPERVISOR SALADINO: So I think we are  
11 satisfied at this juncture, but I'd like to give  
12 the public an opportunity to be heard.

13 MR. MAYER: Thank you.

14 SUPERVISOR SALADINO: Thank you, sir.  
15 If you'd stand by in case there's a  
16 question.

17 MR. MAYER: Yes.

18 SUPERVISOR SALADINO: Is there anyone  
19 in the public who would like to be heard on this?

20 Yes.

21 Please, Paul, please step forward.

22 MR. MOLINARI: I'm going to speak on  
23 the second hearing.

24 SUPERVISOR SALADINO: On the second  
25 one?

1 MR. MOLINARI: Capital improvements.

2 SUPERVISOR SALADINO: On the second  
3 bond for the Water District. Okay.

4 We'll be happy to call you up for that.

5 Is there anyone else?

6 Do we have any correspondence?

7 MR. ALTADONNA: We have affidavits of  
8 postings and publications.

9 There is no other correspondence.

10 SUPERVISOR SALADINO: May I ask for a  
11 motion?

12 COUNCILMAN MUSCARELLA: Supervisor,  
13 I'll make a motion that this public hearing be  
14 closed and the decision be voted on today.

15 COUNCILMAN MACAGNONE: Second.

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

18 ALL: "Aye."

19 SUPERVISOR SALADINO: All opposed,  
20 "Nay."

21 (No verbal response given.)

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

24 Thank you.

25 (TIME NOTED: 10:53 A.M.)



TOWN BOARD  
TOWN OF OYSTER BAY  
REGULAR MEETING  
DECEMBER 12, 2017  
10:54 A.M.

**HEARING - FINANCE**

To consider a petition from the Hicksville Water District for authorization to issue up to \$21,445,000.000 for the District's 2017 Capital Program. (M.D. 11/14/17 #23).

**JOSEPH SALADINO**  
**SUPERVISOR**

**JAMES ALTADONNA JR.**  
**TOWN CLERK**

P R E S E N T:

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

A B S E N T:

COUNCILWOMAN REBECCA M. ALESIA

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: Our second  
2 hearing, would Town Clerk Altadonna, please call  
3 our second hearing?

4 MR. ALTADONNA: To consider a petition  
5 from the Hicksville Water District for  
6 authorization to issue up \$21,445,000.00, the  
7 District's 2017 Capital Program.

8 SUPERVISOR SALADINO: Mr. Darienzo,  
9 would you step forth, please, and give us your name  
10 and position, please?

11 MR. DARIENZO: Rob Darienzo, Director  
12 of Finance.

13 SUPERVISOR SALADINO: For the Town of  
14 Oyster Bay.

15 MR. DARIENZO: For the Town of Oyster  
16 Bay.

17 The purpose of this second public  
18 hearing -- the first public hearing was for the  
19 refunding, or more commonly used term, the  
20 refinancing of existing debt.

21 This public hearing is for permission  
22 for them to issue new bonds for new capital  
23 improvements/projects.

24 SUPERVISOR SALADINO: And the same  
25 applies, by State Law, they're mandated to come

1 before us for a vote in order to issue these bonds?

2 MR. DARIENZO: Everything that was  
3 stated previously applies here as well, yes.

4 SUPERVISOR SALADINO: The difference is  
5 that on the previous hearing, they came --  
6 Hicksville Water District came to us for the  
7 permission to reissue bonds, we assume at a lower  
8 rate?

9 MR. DARIENZO: Correct.

10 SUPERVISOR SALADINO: To save money for  
11 the taxpayers and this case, it's for capital  
12 improvements?

13 MR. DARIENZO: Exactly.

14 SUPERVISOR SALADINO: Does anyone have  
15 any questions for Mr. Darienzo?

16 (No verbal response given.)

17 SUPERVISOR SALADINO: Thank you, Rob.

18 MR. DARIENZO: No problem.

19 SUPERVISOR SALADINO: Okay.

20 Can we just ask the department  
21 representative to come back up just so we can get a  
22 brief overview of the use of these capital dollars  
23 for the purpose of the public's information?

24 And again, would you start off by  
25 stating your presence?

1 MR. MAYER: Randy Mayer, Norton, Rose,  
2 Fulbright in New York. We're bond counsel to the  
3 District, again, and I have Richard Humann, who is  
4 the engineer who is responsible for the plan of the  
5 improvements.

6 SUPERVISOR SALADINO: Rich, would you  
7 start off by stating your presence, please?

8 MR. HUMANN: Sure.

9 Richard Humann, CEO, H2M Architects and  
10 Engineers.

11 A pleasure to be in front of the Town  
12 Board and Supervisor Saladino and the rest of the  
13 Board. Happy Holidays.

14 SUPERVISOR SALADINO: Happy Holidays to  
15 you, too.

16 MR. HUMANN: So H2M has been  
17 representing the Hicksville Water District since  
18 the 1950s. Hicksville has been always committed to  
19 providing drinking water at the highest quality and  
20 continuing to invest in its infrastructure. So the  
21 capital program that they are embarking on with  
22 this bond financing includes several major projects  
23 for them.

24 I'll briefly describe the projects and  
25 clearly any questions that the Board might have,

1 please feel free.

2 So one of the projects, Hicksville has  
3 an existing treatment system at their plant No. 1  
4 site on Bethpage Road over by Sears. They've been  
5 treating for volatile organic removal since 1982.  
6 The plant needs to be upgraded so there's a major  
7 project in there to do upgrades for a facility that  
8 is approaching 40 years old.

9 Another project that the District is  
10 going to be including is a treatment system at  
11 their plant No. 4 on the Newbridge across from Holy  
12 Trinity. It is a site that's dealing with one of  
13 the emerging contaminants that were part of the EPA  
14 unregulated contaminate monitoring program.  
15 Emergent contaminants are a significant issue.

16 Nationally, they are also an issue for  
17 us locally and Hicksville is looking to put in some  
18 advanced treatment systems, deal with some emergent  
19 contaminants.

20 At their main office, plant No. 8,  
21 they've also been treating for volatile organic  
22 contaminants for the past 25 years. Concentrations  
23 have been increasing at that location and they need  
24 treatment improvements there. Their sites over by  
25 the Long Island Railroad Station on Barclay Street

1 is Plant No. 10 which has also started to detect  
2 some volatile organics at that location.

3 Unfortunately, when you, you know, live  
4 on top of your water, a lot of the past uses and  
5 industrial uses eventually affect water quality, so  
6 a site that had never had treatment on it since its  
7 inception requires treatment now.

8 And the District also for the last four  
9 years hasn't embarked on a water main replacement  
10 program. Now, you know, the District has been, you  
11 know, developed for the past 95 years. Water mains  
12 in areas that they get frequent breaks, it's very  
13 expensive to fix the breaks so they have a plan  
14 program to now go in and replace ageing  
15 infrastructure water mains so that, you know, their  
16 care and capacity can be improved, their fire  
17 protection capacity can be improved, something that  
18 Hicksville has continuously done so at the high  
19 level, basically those are the projects that are  
20 included in this bond.

21 SUPERVISOR SALADINO: Just a couple of  
22 questions and I know the kinds of questions I hear  
23 over and over, you and I have been working on water  
24 issues and providing clean water for many years  
25 together.

1                   So the questions that we hear over and  
2                   over again, and we'll just -- I ask you to answer  
3                   the question as it relates to the water being  
4                   pumped by the Hicksville Water District.

5                   MR. HUMANN:    Sure.

6                   SUPERVISOR SALADINO:   Is the water safe  
7                   to drink and what is its quality?

8                   MR. HUMANN:    It's absolutely safe to  
9                   drink and it's -- I put its quality up against any  
10                  water quality in the country.

11                  SUPERVISOR SALADINO:   As one of the  
12                  best and safest?

13                  MR. HUMANN:    It's excellent, excellent  
14                  water quality.

15                  SUPERVISOR SALADINO:   By issuing these  
16                  bonds to allow for the update and maintenance of  
17                  the system, does that add to continuing the quality  
18                  of the water, does it add to keeping the  
19                  infrastructure needed to deliver water to the  
20                  residents, updated and working properly?

21                  MR. HUMANN:    Absolutely.

22                  SUPERVISOR SALADINO:   Is there anyone  
23                  else who has a question?

24                  COUNCILMAN HAND:   Rich, real quick, is  
25                  there any litigation pending for principal

1 responsible parties for any existing DOCs?

2 MR. HUMANN: In Hicksville Water  
3 District, no.

4 COUNCILMAN HAND: Thank you.

5 SUPERVISOR SALADINO: Anyone else?

6 (No verbal response given.)

7 SUPERVISOR SALADINO: Okay. Let's hear  
8 from the public. Thank you. Thank you very much.

9 MR. HUMANN: Thank you, Board.

10 SUPERVISOR SALADINO: We have at least  
11 one speaker, Paul Molinari of Hicksville.

12 Come on up, Paul.

13 Hi, Paul. How are you?

14 MR. MOLINARI: Good morning. I'm fine.

15 SUPERVISOR SALADINO: Happy Holidays.

16 MR. MOLINARI: Yeah, Happy Holidays to  
17 everybody.

18 Also, let's kind of remember people who  
19 have been stricken lately.

20 SUPERVISOR SALADINO: Yes. Certainly.

21 Paul, would you mind starting off by  
22 stating your presence?

23 MR. MOLINARI: Paul Molinari, 332 West  
24 Nicholai Street, Hicksville.

25 First of all, I'd like to compliment



1 the District because they do a fantastic job in  
2 providing quality drinking water to the residents  
3 at a low cost, and they're always up there  
4 maintaining the system and upgrading the system, so  
5 I compliment them on that.

6 I support the Bond Resolution. I'm  
7 glad to hear that my main questions was on, what  
8 are the capital projects that were being proposed  
9 and I was pleased to hear that, you know, they  
10 presented those projects. The one real concern is  
11 that it's District 4, well, 4 over there on  
12 Newbridge Road.

13 They mention that they're going to be  
14 putting a treatment system in there and I believe,  
15 you know, I would ask, is that for the 1,4-Dioxane  
16 that's been that's detected in that area? What's  
17 the capital cost associated with that? What's the  
18 operating cost? What type of treatment is there?  
19 And has the District been able to track down the  
20 source of the 1,4-Dioxane? Thank you.

21 SUPERVISOR SALADINO: We will get you  
22 those answers if you'd kindly take a seat, Paul.

23 Rich Humann, would you please come on  
24 back up, state your presence and answer these  
25 questions, which I know you have the background,

1 the resume, and the tremendous experience to be  
2 able to do?

3 MR. HUMANN: Richard Humann, CEO, H2M  
4 Architects and Engineers.

5 So, yeah, the plant 4 Project, again,  
6 Plant 4 is sited across from Holy Trinity High  
7 School on Newbridge Road. 1,4-Dioxane was detected  
8 as part of the EPA sampling program so this project  
9 is going to address treatment for 1,4-Dioxane.

10 There's currently no specific drinking  
11 water standard. 1,4-Dioxane is included in the  
12 New York State Sanitary Code as an unspecified  
13 organic contaminant so it has a drinking water  
14 standard of 50 micrograms per liter. The well does  
15 not exceed that standard; however, it has detected  
16 1,4-Dioxane at concentrations of 33 micrograms per  
17 liter.

18 With a lot of the uncertainty about  
19 what that means, the District had proactively  
20 removed that well from service, really, a few years  
21 ago, so the well has been inactive. It's needed.

22 The well is needed for fire protection  
23 and for water pressure purposes within the  
24 distribution system. So, yes, there's treatment  
25 for 1,4-Dioxane, as well as improving the treatment

1 system that exists for other VOCs.

2 The District is currently communicating  
3 with the DEC to try to obtain information with some  
4 potential sites that are upgrading of that so there  
5 is some active investigating that is going on. We  
6 have not determined the source. We do know that  
7 there is a VOC plume that affects that site and  
8 1,4-Dioxane is commonly found with plumes that  
9 include a compound called trichloroethane.

10 So trichloroethane does affect that  
11 site. They've been treating for that for twenty  
12 years so now 1,4-Dioxane, it's not a surprise that  
13 we have it, we just, you know, wish it wasn't at  
14 the levels it was at and force us to have to treat.  
15 So as opposed to waiting for New York State or the  
16 Federal Government to set a standard, Hicksville is  
17 being proactive and they're going to be pursuing  
18 treatment.

19 The treatment process is likely going  
20 to be advanced oxidation. It's process where you  
21 oxidize the compounds, you break it down, you put  
22 through a UV reactor and you basically destroy the  
23 compound. There's pilot testing that needs to be  
24 performed that Hicksville is going to perform as  
25 part of this project.

1           And out of the pilot testing, the most  
2           effective, there is UV emittance, there's  
3           oxidation. You, kind of, come up with the right  
4           formula in order to optimize treatment, and out of  
5           that, you also will determine what the operating  
6           costs will be.

7           We know that it is going to be energy  
8           intensive. That process is energy intensive so I  
9           would probably reserve what I think the O&M costs  
10          are going to be until we do pilots. That's really  
11          where the number's going to come out.

12           SUPERVISOR SALADINO: For the purposes  
13          of the folks in the room, those watching, the  
14          general public, most people are not as technical as  
15          you are, an engineer, one of the nation's leading  
16          authorities on this issue. But so people  
17          understand, when it comes to 1,4-Dioxane, the State  
18          and the Federal Government have not yet set  
19          standards in law on this but we know that's coming  
20          from the meetings we've held with the DEC and the  
21          public information that they've put forth.

22           So the Hicksville Water Department  
23          wants to get out in the front of the curve to deal  
24          with this and the other VOCs, or volatile organic  
25          contaminants, that we know are being dealt with.

1                   And finally, my last question was where  
2                   I started, which is so important in terms of  
3                   reassuring the public, is the water at the tap in  
4                   Hicksville safe to drink?

5                   MR. HUMANN: Absolutely safe to drink.

6                   SUPERVISOR SALADINO: Will this  
7                   expenditure continue to upgrade and maintain the  
8                   system so that the residents of Hicksville can be  
9                   assured that they and their family are their  
10                  children are drinking safe water at the tap?

11                  MR. HUMANN: Yes.

12                  SUPERVISOR SALADINO: Thank you.

13                  Does anyone have any other questions.  
14                  (No verbal response given.)

15                  SUPERVISOR SALADINO: Okay. We are  
16                  going to ask if -- we have someone else from the  
17                  public would like to be heard on this issue, Larry  
18                  Sklar.

19                  MR. SKLAR: On 877.

20                  SUPERVISOR SALADINO: On 877, okay.

21                  So is there anyone else who would like  
22                  to be heard? Yes. Joel, you'd like to be heard on  
23                  this hearing? Please step forward and state your  
24                  presence.

25                  MR. BERSE: Good morning.

1 Joel Berse, Immediate Past President,  
2 Northwest Civic Association.

3 I know you were probably almost  
4 disappointed that you didn't see me in the room  
5 when this opened after last night, but we will get  
6 to that later.

7 As far as the Water District is  
8 concerned, our Water District --

9 SUPERVISOR SALADINO: You did a  
10 wonderful job at the Civic Association meeting last  
11 night.

12 MR. BERSE: Thank you.

13 SUPERVISOR SALADINO: I was happy to  
14 join with you as were the other elected officials.  
15 Jim Altadonna came out to the civic association  
16 meeting. Councilman Lou Imbroto did, Councilman  
17 Tom Hand, so we are very much in support of the  
18 residents in Hicksville and enjoyed spending time  
19 with you last night at the Civic Association  
20 meeting.

21 MR. BERSE: Thank you.

22 As I was beginning to say, as far as  
23 the Hicksville Water District is concerned, we have  
24 been extremely satisfied, in the history of living  
25 in Hicksville, with our Water District.

1 I go back to when they opened the Kuhl  
2 Avenue plant a couple years ago and had a major  
3 ceremony because they were state-of-the-art then on  
4 developing a system that no one else in the country  
5 had had.

6 They have been proactive with us. They  
7 have been helping with all the issues that were  
8 going on when our plume was a major concern over by  
9 Cantiague Rock Road and then moving down and all  
10 the other things that they've done and then up  
11 until -- you were there not so long ago when they  
12 dedicated the other plant to Nick Brigandi.

13 And our Water District is doing a  
14 fabulous job. We really appreciate their efforts.  
15 In hearing about this stuff today, just I thought  
16 I'd take an extra opportunity and just compliment  
17 them because we are, in the public, extremely  
18 satisfied with what they're doing. That anything  
19 that they would come before the Town to ask for  
20 help with, we'd want them to get it, and that's the  
21 end of that tune.

22 SUPERVISOR SALADINO: Thank you, Joel.

23 Is there any other resident who would  
24 like to be heard on this hearing?

25 (No verbal response given.)

1 SUPERVISOR SALADINO: Is there any  
2 correspondence?

3 MR. ALTADONNA: We have affidavits of  
4 postings and publications.

5 There is no other correspondence.

6 SUPERVISOR SALADINO: Any other  
7 questions, any other statements by our Board  
8 members?

9 (No verbal response given.)

10 SUPERVISOR SALADINO: All right then.  
11 May I have a motion to close this  
12 hearing?

13 COUNCILMAN MUSCARELLA: Supervisor, I  
14 make a motion that this public hearing be closed  
15 and the decision be voted on today.

16 COUNCILMAN MACAGNONE: Second.

17 SUPERVISOR SALADINO: All in favor,  
18 signify by saying "Aye."

19 ALL: "Aye."

20 SUPERVISOR SALADINO: Those opposed,  
21 "Nay."

22 (No verbal response given.)

23 SUPERVISOR SALADINO: The "Ayes" have it.  
24 Thank you.

25 (TIME NOTED: 11:09 A.M.)



TOWN BOARD  
TOWN OF OYSTER BAY  
REGULAR MEETING  
DECEMBER 12, 2017  
11:10 A.M.

**HEARING - LOCAL LAW**

To consider a Local Law entitled, "A Local Law to Amend the Code of the Town of Oyster Bay, New York, Chapter 96 - Dangerous Buildings to Add Section and Provisions Addressing Vacant and Abandoned Buildings." (M.D. 11/14/17 #25 & 11/21/17 #19).

**JOSEPH SALADINO**  
**SUPERVISOR**

**JAMES ALTADONNA JR.**  
**TOWN CLERK**

P R E S E N T:

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

A B S E N T:

COUNCILWOMAN REBECCA M. ALESIA

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: Will the Town  
2 Clerk call the third hearing?

3 MR. ALTADONNA: Hearing Local Law to  
4 consider a Local Law entitled, a Local Law to Amend  
5 the Code of the Town of Oyster Bay, New York,  
6 Chapter 96 - Dangerous Buildings to add sections  
7 and provisions addressing vacant and abandoned  
8 buildings.

9 SUPERVISOR SALADINO: Before they  
10 leave, I'd like to thank everyone associated with  
11 the Hicksville Water District for the very  
12 dedicated work that you all do in protecting our  
13 most precious resource.

14 Thank you to all of you.

15 Okay. We have a presenter, yes.

16 Please step forward and state your  
17 presence.

18 MR. PRESTON: Thank you.

19 Good morning, Supervisor. Good  
20 morning, Board.

21 My name is Andrew Preston. I'm  
22 attorney at the law firm, Bee, Ready, Fishbein,  
23 Hatter & Donovan. We're located at 170 Old Country  
24 Road in Mineola.

25 My firm was retained through grant

1 funds provided by the State Attorney General's  
2 Office that result from the New York State  
3 Abandoned Property Neighborhood Relief Act of 2017.  
4 That State Law resulted in the State Attorney  
5 General's Initiative called the Zombie and Vacant  
6 Properties Remediation and Prevention Initiative.

7 As part of that State initiative, the  
8 Town was recently awarded approximately \$350,000 in  
9 State grant monies. A portion of those monies were  
10 put aside for the retainer of special counsel,  
11 which is my firm. I give that as background to  
12 first say, thank you to the Town for retaining us,  
13 and also to let those present know that the funds  
14 expended in retaining my firm are revenue neutral  
15 to the Town's budget.

16 SUPERVISOR SALADINO: But the clock is  
17 ticking so we want to get right to the  
18 presentation.

19 MR. PRESTON: The proposed amendment is  
20 to Chapter 96 of the Town Code.

21 When my office performed a review of  
22 the Town Code to figure out how to better  
23 strengthen it to assist the Town in aiding the  
24 blight of abandoned properties, we note that  
25 Chapter 96 already provides a mechanism for the

1 Town to do so.

2 What this amendment does is streamline  
3 and strengthen the procedures which are already in  
4 place in the current Town Code, so to give a brief  
5 overview of the proposed changes, there are  
6 definitional requirements that have changed where  
7 boarding up is required of vacant properties.

8 Boarding must now be done under  
9 Subsection 2 with clear polycarbonate boarding  
10 rather than wooden boarding. There are further  
11 definitional updates to what constitutes a survey  
12 and how the Department of Planning and Development  
13 is to deem a property vacant and abandoned.

14 There are further updates to provide  
15 gender neutral language, because it's a more modern  
16 update of the law than it last was, and Subsection  
17 6, 7, and 8 are now modified to streamline notice  
18 and service requirements of homeowners.

19 Finally, Subsections 10, 12, and 13  
20 contain slight modifications to the hearing  
21 procedure and who performs that hearing. The --  
22 there are two completely new sections to the Code.  
23 Those are Subsections 23 and 24. While they are  
24 two separate sections, they're corollary sections.  
25 One applies to residential property; the other to

1 commercial property. Each of these sections  
2 imposes an affirmative obligation upon any person  
3 or entity maintaining a foreclosure against a  
4 vacant property in the Town by way of requiring  
5 that a bond be posted so that the property may be  
6 maintained pending that foreclosure.

7 These two sections expand upon the  
8 Statewide Neighborhood Relief Act as evidenced in  
9 RPAPL 1308, 1309, and 1310, by expanding the  
10 obligations to include properties that don't have  
11 standard first line mortgages from large banks. It  
12 expands upon the protections available to the Town.

13 I'm available to answer any questions  
14 the Board may have.

15 SUPERVISOR SALADINO: Will this Code,  
16 if enacted as presented, provide us the teeth to  
17 move forward on properties that we have been unable  
18 to remediate prior?

19 MR. PRESTON: Yes, it will.

20 SUPERVISOR SALADINO: We have many  
21 residents here with us today who recognize and have  
22 continued to alert us to homes and properties in  
23 their neighborhood which are unsightly, which are  
24 dangerous, which greatly and negatively affect the  
25 quality of life in their community.

1                   If this is passed, will this help the  
2                   Town of Oyster Bay to better protect these  
3                   residents in their particular situations with  
4                   houses that we are not able to take down based on  
5                   safety the issue that we've utilized to take down  
6                   other houses and properties in other places in the  
7                   Town?

8                   MR. PRESTON: Yes, it does.

9                   It provides additional mechanisms that  
10                  are based on the Department of Planning and  
11                  Development's observations and a report and  
12                  recommendation from the Planning and Development  
13                  Department.

14                 SUPERVISOR SALADINO: So you feel, in  
15                 your professional experience, that these changes to  
16                 our Code will bring relief and solutions to  
17                 specifically the kinds of issues that these very  
18                 kind and patient residents have continued to bring  
19                 to our attention and continue to make part of the  
20                 dialogue?

21                 MR. PRESTON: I do.

22                 SUPERVISOR SALADINO: Are there any  
23                 questions from our Board members?

24                 (No verbal response given.)

25                 SUPERVISOR SALADINO: Okay. It is time

1 we hear from our residents.

2 MR. SKLAR: I had a question.

3 SUPERVISOR SALADINO: Yes.

4 Please step forward.

5 Why don't you state your presence,

6 Larry?

7 MR. SKLAR: I try to follow the codes

8 and it is hard to hear.

9 Are we trying to rip down these houses?

10 SUPERVISOR SALADINO: Just to --

11 MR. SKLAR: From what I understand from

12 the banks, the only way to get around this is

13 declare these houses unsafe and rip them down.

14 Then the banks with these mortgages have nothing to

15 sell. They are going to have a vacant piece of

16 land and they will start selling them.

17 Their biggest problem is that they

18 can't find heirs or somebody to prove who actually

19 owns the house to sign off on it.

20 I mean, we have one, as I said, on

21 Thorman Avenue, sitting there for seven years, just

22 sitting there. We offered them \$300,000, \$400,000.

23 We still can't buy it. So that's the key here, rip

24 them down.

25 Thank you.

1 SUPERVISOR SALADINO: Thank you.

2 And for the purpose of the record, that  
3 speaker was Larry Sklar; Town of Oyster Bay  
4 resident, Larry Sklar.

5 Are there other speakers who would like  
6 to be heard on this?

7 (No verbal response given.)

8 SUPERVISOR SALADINO: I would like to  
9 point out that we are, again, joined by Massapequa  
10 residents who have come to us and continue to make  
11 this issue part of the dialogue. We've worked hard  
12 to continue to work with these very kind and  
13 insightful and patient residents as well as  
14 residents throughout our Town.

15 Does anyone on the Board have anything  
16 to ask or do we have any other residents that would  
17 like to provide some testimony?

18 (No verbal response given.)

19 SUPERVISOR SALADINO: May I ask for  
20 correspondence on this? Do we have correspondence  
21 on this?

22 MR. ALTADONNA: We have affidavits of  
23 postings and publications.

24 There is no other correspondence.

25 COUNCILMAN MUSCARELLA: Supervisor,



1 I'll make a motion that this public hearing be  
2 closed and the decision be reserved.

3 COUNCILMAN MACAGNONE: Second.

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

6 ALL: "Aye."

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

9 (No verbal response given.)

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

12 I'd like to, once again, thank our  
13 residents for being part of this process. We  
14 recognize that this is an ongoing process;  
15 although, we feel as though this is an important  
16 step to bringing the relief, but we want to assure  
17 all residents that we will continue to -- that we  
18 will continue to stay on this issue to bring the  
19 relief and one of the residents who has continued  
20 to work with us is a dear friend for many years,  
21 Carol Gordon.

22 Carol, I'd like to thank you for  
23 continuing to work with us on this issue and help  
24 out in this process.

25 MS. GORDON: Thank you.

1 SUPERVISOR SALADINO: So thank you.

2 MS. GORDON: Thank you for a new day in  
3 Oyster Bay.

4 SUPERVISOR SALADINO: And you will  
5 continue to see a new day in Oyster Bay.

6 God bless you and your families and may  
7 your holidays be filled with good health and  
8 happiness.

9 COUNCILWOMAN JOHNSON: I'd just like to  
10 say, the little girl that's been with you has been  
11 so good today. It must be really tough to sit  
12 here.

13 MS. GORDON: She's my great grand.

14 COUNCILMAN MACAGNONE: You're kidding  
15 me.

16 SUPERVISOR SALADINO: Thank you.

17 We are going to have a motion to go  
18 into Executive Session.

19 As per law, we have to be briefed on  
20 some issues and then we will come out for our  
21 regular calendar. We won't be too long and we  
22 appreciate your patience.

23 COUNCILMAN MUSCARELLA: Supervisor, I  
24 make a motion that this Town Board go into  
25 Executive Session for the purpose of discussions

1 regarding proposed, pending or current litigation.

2 COUNCILMAN MACAGNONE: Second.

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

5 ALL: "Aye."

6 SUPERVISOR SALADINO: Opposed, "Nay."

7 (No verbal response given.)

8 SUPERVISOR SALADINO: The "Ayes" have  
9 it.

10 (Whereupon, Executive Session commenced  
11 at 11:19 A.M. and the Hearing resumed at 11:30 A.M.  
12 as follows:)

13 SUPERVISOR SALADINO: Okay.

14 Ladies and gentlemen, we are now  
15 prepared to continue our Town Board meeting.

16 COUNCILMAN MUSCARELLA: Supervisor,  
17 I'll make a motion that we close Executive Session.

18 No action has been taken.

19 SUPERVISOR SALADINO: May I have a  
20 second?

21 COUNCILMAN MACAGNONE: I'll second.

22 SUPERVISOR SALADINO: All in favor,  
23 signify by saying "Aye."

24 ALL: "Aye."

25 SUPERVISOR SALADINO: All opposed,

12

"Nay."

(No verbal response given.)

SUPERVISOR SALADINO: The "Ayes" have  
it.

(TIME NOTED: 11:31 A.M.)

TOWN BOARD  
TOWN OF OYSTER BAY  
ACTION CALENDAR  
DECEMBER 12, 2017  
11:32 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  
COUNCILMAN ANTHONY D. MACAGNONE  
COUNCILWOMAN MICHELE M. JOHNSON  
COUNCILMAN THOMAS HAND

A B S E N T:

COUNCILWOMAN REBECCA M. ALESIA  
COUNCILMAN LOUIS B. IMBROTO

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: Will our Town  
2 Clerk, James Altadonna Jr., please call the regular  
3 Action Calendar.

4 MR. ALTADONNA: Supervisor, we're going  
5 to do the suspends first. Then we have a Walk-On.

6 SUPERVISOR SALADINO: Okay.

7 MR. ALTADONNA: Okay. And then the  
8 whole calendar.

9 SUPERVISOR SALADINO: If you would  
10 please present them.

11 MR. ALTADONNA: May I have a motion to  
12 suspend the rules and add Resolutions No. 890  
13 through 892?

14 Resolution No. 890-2017; Resolution  
15 amending Resolution No. 791-2017 relating to the  
16 Oyster Bay/East Norwich Chamber of Commerce Annual  
17 Holiday Tree Lighting Ceremony on December 9, 2017,  
18 in conjunction with Oyster Bay Main Street Assoc.,  
19 Inc. and the Oyster Bay Railroad Museum, relative  
20 to a temporary ice skating rink and trackless  
21 train. (M.D. 12/5/17 #46).

22 Resolution No. 891-2017; Resolution  
23 authorizing an Inter-municipal agreement with the  
24 Incorporated Village of Brookville under which the  
25 Town provides sand and salt to said Village

1 effective December 8, 2017 through April 30, 2018.  
2 (M.D. 12/5/17 #50).

3 Resolution No. 892-2017; Resolution  
4 authorizing an Inter-municipal agreement with the  
5 Incorporated Village of Old Brookville under which  
6 the Town provides sand and salt to said Village  
7 effective December 8, 2017 through April 30, 2019.  
8 (M.D. 12/5/17 #51).

9 On the motion?

10 COUNCILMAN MUSCARELLA: So moved.

11 COUNCILMAN MACAGNONE: Second.

12 MR. ALTADONNA: Motion made Councilman  
13 Muscarella, seconded by Councilman Macagnone.

14 They will be added now to the regular  
15 Action Calendar.

16 SUPERVISOR SALADINO: We'll we have to  
17 take a vote on that motion.

18 MR. ALTADONNA: Yes.

19 Supervisor Saladino?

20 SUPERVISOR SALADINO: "Aye."

21 MR. ALTADONNA: Councilman Muscarella?

22 COUNCILMAN MUSCARELLA: "Aye."

23 MR. ALTADONNA: Councilman Macagnone?

24 COUNCILMAN MACAGNONE: "Aye."

25 MR. ALTADONNA: Councilwoman Alesia is

1 absent.

2 Councilwoman Johnson?

3 COUNCILWOMAN JOHNSON: "Aye."

4 MR. ALTADONNA: Councilman Imbroto is  
5 absent.

6 Councilman Hand?

7 COUNCILMAN HAND: "Aye."

8 MR. ALTADONNA: Motion to suspend the  
9 rules and add Resolutions 890 through 892 passes  
10 with five "Ayes."

11 Okay. Now, may I have a motion to  
12 resuspend the rules and add the following Walk-On  
13 Resolution No. 893-2017?

14 On the motion?

15 COUNCILMAN MUSCARELLA: So moved.

16 COUNCILMAN MACAGNONE: Second.

17 MR. ALTADONNA: Okay. I'll read the  
18 Resolution.

19 It's a Resolution pertaining to the  
20 decision on the petition of the Hicksville Water  
21 District authorizing the issue refunding bonds to  
22 refund the outstanding portion of the District's  
23 \$13 million Water District (serial) Bond, 2011, and  
24 for authorization to issue up to \$21,445,000.00 for  
25 the District 2017 Capital Program hearing held



December 12, 2017.

On the vote:

Supervisor Saladino?

SUPERVISOR SALADINO: "Aye."

MR. ALTADONNA: Councilman Muscarella?

COUNCILMAN MUSCARELLA: "Aye."

MR. ALTADONNA: Councilman Macagnone?

COUNCILMAN MACAGNONE: "Aye."

MR. ALTADONNA: Councilwoman Alesia is  
absent.

Councilwoman Johnson?

COUNCILWOMAN JOHNSON: "Aye."

MR. ALTADONNA: Councilman Imbroto is  
absent.

Councilman Hand?

COUNCILMAN HAND: "Aye."

MR. ALTADONNA: Motion to adopt -- to  
resuspend the rules and add following Walk-On  
Resolution 893-2017 passes with five "Ayes."

I will add that now to the regular  
Action Calendar.

Now, may I have a motion to adopt  
Resolutions P-23-17 through Resolution No. 893,  
noting that we suspended and resuspended the rules  
for 890 through 893?

1 Personnel Nos. P-23-17, P-1-18 and  
2 PA-1-18 to PA-4-18; Resolution pertaining to  
3 personnel of various departments within the Town of  
4 Oyster Bay.

5 Transfer of Funds Resolution No.  
6 TF-19-17; Resolution pertaining to Transfer of  
7 Funds within various departments  
8 accounts for the Year 2017.

9 Resolution No. 803-2017; Resolution  
10 authorizing an agreement for the employment of the  
11 services of various performers and caterers for  
12 various dates and locations for GAP Program  
13 participants and to authorize the Supervisor or his  
14 designee to execute said agreement. Account No. CYS  
15 A 7020 47660 000 0000. (M.D. 11/21/17 #4).

16 Resolution No. 804-2017; Resolution  
17 authorizing publication of a legal notice  
18 pertaining to 2018 General Tax. Account No. ROT A  
19 1330 44100 000 0000. (M.D. 11/21/17 #7).

20 Resolution No. 805-2017; Resolution  
21 scheduling the 2018 Meeting dates for the Zoning  
22 Board of Appeals. (M.D. 11/21/17 #8).

23 Resolution No. 806-2017; Resolution  
24 authorizing the continuation of the New York State  
25 Health Insurance Program (NYSHIP a/d/a Empire

1 Plan), effective January 1, 2018 through December  
2 31, 2018. Account No. TWN AMM 9060 80000 000 0000  
3 000. (M.D. 11/21/17 #9).

4 Resolution No. 807-2017; Resolution  
5 pertaining to the decision on the application of  
6 Kevin Conologue to erect, maintain, improve and/or  
7 repair a dock, float bulkhead or other mooring at  
8 17 Jackson Place, Massapequa, NY. (M.D. 11/21/17  
9 #12).

10 Resolution No. 808-2017; Resolution  
11 pertaining to settlement of negligence claim;  
12 Lynch v. Town of Oyster Bay. (M.D. 11/21/17 #13).

13 Resolution No. 809-2017; Resolution  
14 pertaining to settlement of negligence claim;  
15 Park v. Town of Oyster Bay. (M.D. 11/21/17 #14).

16 Resolution No. 810-2017; Resolution  
17 pertaining to settlement of negligence claim;  
18 Rivera v. Town of Oyster Bay. (M.D. 11/21/17 #15).

19 Resolution No. 811-2017; Resolution  
20 authorizing an agreement to employ the services of  
21 a performer to provide entertainment on January 2,  
22 2018 at Marjorie R. Post Community Center and  
23 February 16, 2018 at Syosset-Woodbury Community  
24 Center for the Group Activities Program and for the  
25 Supervisor or his designee to execute said

1 agreement. (M.D. 11/28/17 #4).

2 Resolution No. 812-2017; Resolution  
3 authorizing the Town-Wide Senior Trips from January  
4 2018 through April 2018 and for the Commissioner of  
5 the Department of Community and Youth Services to  
6 make any necessary changes. (M.D. 11/28/17 #5).

7 Resolution No. 813-2017; Resolution  
8 authorizing the Supervisor to enter into a Contract  
9 Agreement for the Forty-third Program Year  
10 (2017-2018) with Nassau County relative to the  
11 Community Development Block Grant Program. (M.D.  
12 11/28/17 #7).

13 Resolution No. 814-2017; Resolution  
14 authorizing the renewal of an agreement providing  
15 Worker's Compensation claims investigative services  
16 effective January 1, 2018 through December 31,  
17 2018. Account No. TWN AMM 9040 84030 000 0000 000.  
18 (M.D. 11/28/17 #12).

19 Resolution No. 815-2017; Resolution  
20 authorizing the renewal of an agreement for  
21 Employee Assistance Program for the period  
22 January 1, 2018 through December 31, 2018. Account  
23 No. TWN AMM 9060 80030 000 0000 000. (M.D. 11/28/17  
24 #13).

25 Resolution No. 816-2017; Resolution

1 authorizing the renewal of an agreement for the  
2 Substance Abuse Professional Contract for the  
3 period January 1, 2018 through December 31,  
4 2018. Account No. TWN AMM 9060 80030 000 0000 000.  
5 (M.D. 11/28/17 #14).

6 Resolution No. 817-2017; Resolution  
7 authorizing the renewal of an agreement for  
8 Employee Drug and Alcohol Testing Services for the  
9 period January 1, 2018 through December 31, 2018.  
10 Account No. TWN AMS 1910 43020 603 0000 000. (M.D.  
11 11/28/17 #15).

12 Resolution No. 818-2017; Resolution  
13 directing the Town Clerk to advertise a Notice of  
14 Hearing in connection with the 2018 Hydrant Rental  
15 for the Plainview Fire Protection District and the  
16 Plainview Water District. Hearing date: January 9,  
17 2018. (M.D. 11/28/17 #17).

18 Resolution No. 819-2017; Resolution  
19 pertaining to outside counsel in connection with  
20 the action Romano, et al v. Town of Oyster Bay  
21 et al, United States District Court, Eastern  
22 District of New York. Account No. OTA A 1420 44110  
23 000 0000. (M.D. 11/28/17 #18).

24 Resolution No. 820-2017; Resolution  
25 pertaining to outside counsel to the Town of Oyster

1 Bay for legal issues of a specialized nature.

2 (MAGIA). Account No. OTA A 1420 44110 000

3 0000. (M.D. 11/28/17 #19).

4 Resolution No. 821-2017; Resolution  
5 pertaining to outside counsel to the Town of Oyster  
6 Bay in connection with various matters. (QUES).

7 Account No. OTA A 1420 44110 000 0000. (M.D.  
8 11/28/17 #20).

9 Resolution No. 822-2017; Resolution  
10 pertaining to payment for Outside Counsel in  
11 Certain Negligence Actions. (MMPS). Account Nos.  
12 TWN AMS 1910 43010 602 0000 000 and TWN AMS  
13 1910 43020 602 0000 000. (M.D. 11/28/17 #21).

14 Resolution No. 823-2017; Resolution  
15 authorizing the acceptance of a monetary donation  
16 to the Town's Animal Shelter. (M.D. 11/28/17 #22).

17 Resolution No. 824-2017; Resolution  
18 directing the Town Clerk to advertise a Notice of  
19 Hearing in connection with the 2018 Hydrant Rental  
20 for the Glenwood-Glen Head Fire Protection District  
21 and New York American Water Company, Inc. Hearing  
22 date: January 9, 2018. (M.D. 11/28/17 #23).

23 Resolution No. 825-2017; Resolution  
24 directing the Town Clerk to advertise a Notice of  
25 Hearing for the 2018 Hydrant Rental for the Oyster

1 Bay Fire Protection District and Oyster Bay Water  
2 District. Hearing date: January 9, 2018. (M.D.  
3 11/28/17 #24).

4 Resolution No. 826-2017; Resolution  
5 authorizing the continued use of existing services  
6 of various Technology Consulting companies from  
7 January 1, 2018 through March 1, 2018. Account No.  
8 CMP A 1315 44800 000 0000. (M.D. 11/28/17 #16 &  
9 12/5/17 #22).

10 Resolution No. 827-2017; Resolution  
11 pertaining to Special Counsel for condemnation  
12 matters; application of the Town of Oyster Bay to  
13 acquire title to certain real property located at  
14 the Liberty Industrial Finishing Site, 55 Motor  
15 Avenue, Farmingdale, NY. (Condemnation I & II).  
16 Account No. OTA A 1420 44110 000 0000. (M.D.  
17 11/28/17 #26).

18 Resolution No. 828-2017; Resolution  
19 pertaining to Special Counsel to the Town Attorney.  
20 Account No. OTA A 1420 44110 000 0000. (M.D.  
21 11/28/17 #27).

22 Resolution No. 829-2017; Resolution  
23 authorizing the appointment and re-appointment of  
24 Marriage Officers in the Town of Oyster Bay. (M.D.  
25 11/28/17 #28).

1 Resolution No. 830-2017; Resolution  
2 authorizing an agreement for Veterinary Services  
3 for the Feral Cat Trap, Neuter and Return Program  
4 from January 1, 2018 through December 31, 2018 and  
5 for the Supervisor or his designee to execute said  
6 agreement. Account No. DER A 3510 44900 000 0000.  
7 (M.D. 11/28/17 #48).

8 Resolution No. 831-2017; Resolution  
9 authorizing a one-year extension of Professional  
10 Dog Training Services from January 1, 2018 through  
11 December 31, 2018. Account No. DER A 3510 44900 000  
12 0000. (M.D. 11/28/17 #49).

13 Resolution No. 832-2017; Resolution  
14 authorizing an agreement for Euthanasia Services  
15 for the Town's Animal Shelter, from January 1, 2017  
16 through December 31, 2018 and for the Supervisor or  
17 his designee to execute said agreement. Account No.  
18 DER A 3510 44900 000 0000. (M.D. 11/28/17 #50).

19 Resolution No. 833-2017; Resolution  
20 authorizing an agreement for Veterinary Services  
21 for after-hours emergency care for the Town's  
22 Animal Shelter from January 1, 2018 through  
23 December 31, 2018 and for the Supervisor or his  
24 designee to execute said agreement. Account No. DER  
25 A 3510 44900 000 0000. (M.D. 11/28/17 #51).



1 Resolution No. 834-2017; Resolution  
2 authorizing an agreement for Veterinary Services  
3 for basic medical care of Shelter animals, from  
4 January 1, 2018 through December 31, 2018 and  
5 for the Supervisor or his designee to execute said  
6 agreement. Account No. DER A 3510 44900 000 0000.  
7 (M.D. 11/28/17 #52).

8 Resolution No. 835-2017; Resolution  
9 authorizing a second one-year extension of an  
10 agreement to provide a Comprehensive Employee  
11 Safety & Health Program from January 1, 2018  
12 through December 31, 2018. Account No. TWN AMW 9040  
13 84040 000 0000 000. (M.D. 11/28/17 #53).

14 Resolution No. 836-2017; Resolution  
15 authorizing a second one-year extension of  
16 agreements to provide Labor Counsel services from  
17 January 1, 2018 through December 31, 2018. Account  
18 No. TWN AMW 9040 84040 000 0000 000. (M.D. 11/28/17  
19 #54).

20 Resolution No. 837-2017; Resolution  
21 authorizing Workers' Compensation Medical Bill  
22 Auditing Program agreement effective January 1,  
23 2018 through December 31, 2018 and directing  
24 the Comptroller to make payments for said program.  
25 Account No. TWN AMW 9040 84020 000 0000 000. (M.D.

1 11/28/17 #59).

2 Resolution No. 838-2017; Resolution  
3 amending Resolution No. 173-2017 in connection with  
4 outside counsel for certain negligence matters  
5 relative to the authorization period. Account Nos.  
6 TWN AMS 43010 602 0000 000 and TWN AMS 1910 43020  
7 602 0000 000. (M.D. 11/28/17 #61).

8 Resolution No. 839-2017; Resolution  
9 pertaining to an Inter-Municipal Agreement with the  
10 Incorporated Village of Farmingdale to maintain the  
11 Villages Street Lighting for the period December 1,  
12 2017 through November 30, 2018. (M.D. 11/28/17 #64  
13 & 12/5/17 #23).

14 Resolution No. 840-2017; Resolution  
15 pertaining to a Positive Declaration on the  
16 application of Seritage SRC Finance LLC, for a  
17 Special Use Permit on premises located at 195 North  
18 Broadway, Hicksville, NY. (M.D. 11/28/17 #65).

19 Resolution No. 841-2017; Resolution  
20 pertaining to Site Plan review and approval for the  
21 First Baptist Church located at 66 Clark Avenue,  
22 Massapequa, NY. (M.D. 11/28/17 #66 & 12/5/17 #21).

23 Resolution No. 842-2017; Resolution  
24 authorizing Stenographic services for Town Board  
25 Hearings from January 1, 2018 through December 31,

1 2018. Account No. OTC A 1410 44120 000 0000. (M.D.  
2 11/28/17 #67).

3 Resolution No. 843-2017; Resolution  
4 pertaining to appointments and re-appointment of  
5 members to the Landmarks Preservation Commission.  
6 (M.D. 11/28/17 #8 & 12/5/17 #17).

7 Resolution No. 844-2017; Resolution  
8 pertaining to re-appointments to the Zoning Board  
9 of Appeals. (M.D. 11/28/17 #9 & 12/5/17 #18).

10 Resolution No. 845-2017; Resolution  
11 authorizing the Supervisor to sign On-the-Job  
12 Training Agreements to the period January 1, 2018  
13 through December 31, 2018. (M.D. 11/28/17 #6 &  
14 12/5/17 #16).

15 Resolution No. 846-2017; Resolution  
16 authorizing the renewal of an agreement for legal  
17 and administrative services in connection with the  
18 Town's self-insured Workers' Compensation Program.  
19 (M.D. 11/28/17 #60).

20 Resolution No. 847-2017; Resolution  
21 pertaining to Special Counsel to the Town Attorney.  
22 (WJK). Account No. OTA A 1420 44110 000 0000.  
23 (M.D. 11/28/17 #68).

24 Resolution No. 848-2017; Resolution  
25 directing the Town Clerk to advertise notice of

1 Hearing for the 2018 Fire Protection Agreements.

2 Hearing date: January 9, 2018. (M.D. 11/18/17 #69).

3 Resolution No. 849-2017; Resolution  
4 pertaining to Contract No. PWC 09-18, On-Call  
5 engineering services for Site Development. (M.D.  
6 11/28/17 #29 & 12/5/17 #38).

7 Resolution No. 850-2017; Resolution  
8 pertaining to Contract No. PWC 10-18, On-call  
9 engineering services for Construction Management.  
10 (M.D. 11/28/17 #30 & 12/5/17 #35).

11 Resolution No. 851-2017; Resolution  
12 pertaining to Contract No. PWC 08-18, On-call  
13 engineering services for Mechanical Engineering,  
14 for the period January 1, 2018 through December 31,  
15 2019. (M.D. 11/28/17 #31 & 12/5/17 #37).

16 Resolution No. 852-2017; Resolution  
17 pertaining to Contract No. DP 17-167, On-call  
18 engineering services for the expansion of  
19 Ellsworth W. Allen Park at the former Liberty Site,  
20 Farmingdale, NY. Account No. PKS H 7197 20000 000  
21 1502 001. (M.D. 11/28/17 #32 & 12/5/17 #44).

22 Resolution No. 853-2017; Resolution  
23 pertaining to Contract No. HCR 17-160, On-call  
24 engineering services for Concrete Restoration  
25 throughout the Town of Oyster Bay, for the

1 period January 1, 2018 through December 31, 2019.

2 (M.D. 11/28/17 #33 & 12/5/17 #43).

3 Resolution No. 854-2017; Resolution

4 pertaining to Contract No. PWC 07-18, On-call

5 engineering services for Civil Engineering, for the

6 period January 1, 2018 through December 31, 2019.

7 (M.D. 11/28/17 #34 & 12/5/17 #34).

8 Resolution No. 855-2017; Resolution

9 pertaining to Contract No. PWC 12-18, On-call

10 engineering services for Environmental Science, for

11 the period January 1, 2018 through December 31,

12 2019. (M.D. 11/28/17 #35 & 12/5/17 #39).

13 Resolution No. 856-2017; Resolution

14 pertaining to Contract No. PWC 14-18, On-call

15 engineering services for Surveying, for the period

16 January 1, 2018 through December 31, 2019. (M.D.

17 11/28/17 #36 & 12/5/17 #40).

18 Resolution No. 857-2017; Resolution

19 pertaining to Contract No. PWC 15-18, On-call

20 engineering services for Transportation Engineering

21 Development, for the period January 1, 2018 through

22 December 31, 2019. (M.D. 11/28/17 #37 & 12/5/17

23 #32).

24 Resolution No. 858-2017; Resolution

25 pertaining to Contract No. PWC 18-18, On-call

1 engineering services for Electrical Engineering,  
2 for the period January 1, 2018 through December 31,  
3 2019. (M.D. 11/28/17 #38 & 12/5/17 #31).

4 Resolution No. 859-2017; Resolution  
5 pertaining to Contract No. PWC 19-18, On-call  
6 engineering services for Structural Engineering,  
7 for the period January 1, 2018 through December 31,  
8 2019. (M.D. 11/28/17 #39 & 12/5/17 #42).

9 Resolution No. 860-2017; Resolution  
10 pertaining to Contract No. PWC 20-18, On-call  
11 engineering services for Tank Management, for the  
12 period January 1, 2018 through December 31, 2019.  
13 (M.D. 11/28/17 #40 & 12/5/17 #33).

14 Resolution No. 861-2017; Resolution  
15 pertaining to Contract No. PWC 22-18, On-call  
16 engineering services for Architecture, for the  
17 period January 1, 2018 through December 31, 2019.  
18 (M.D. 11/28/17 #41 & 12/5/17 #36).

19 Resolution No. 862-2017; Resolution  
20 pertaining to Contract No. PWC 23-18, On-call  
21 engineering services for Environmental Engineering,  
22 for the period January 1, 2018 through December 31,  
23 2019. (M.D. 11/28/17 #42 & 12/5/17 #41).

24 Resolution No. 863-2017; Resolution  
25 pertaining to Contract No. PWC 27-18, On-call

1 engineering services relative to groundwater  
2 monitoring of Old Bethpage Landfill, for the period  
3 January 1, 2018 through December 31, 2019. (M.D.  
4 11/28/17 #43 & 12/5/17 #30).

5 Resolution No. 864-2017; Resolution  
6 pertaining to Contract No. PWC 28-18, On-call  
7 engineering services for air monitoring of Old  
8 Bethpage Landfill, for the period January 1, 2018  
9 through December 31, 2019. (M.D. 11/28/17 #44 &  
10 12/5/17 #28).

11 Resolution No. 865-2017; Resolution  
12 pertaining to Contract No. PWC 29-18, On-call  
13 engineering services for oversight of environmental  
14 monitoring programs for Old Bethpage Landfill, for  
15 the period January 1, 2018 through December 31,  
16 2019. (M.D. 11/28/17 #45 & 12/5/17 #29).

17 Resolution No. 866-2017; Resolution  
18 pertaining to Contract No. PWC 17-18, On-Call  
19 engineering services relative to laboratory  
20 analysis, for the period January 1, 2018 through  
21 December 31, 2019. (M.D. 11/28/17 #46 & 12/5/17  
22 #27).

23 Resolution No. 867-2017; Resolution  
24 pertaining to Contract No. PWC 31-18, On-Call  
25 engineering relative to Operation and Development

1 of the Old Bethpage Solid Waste Disposal  
2 Complex, for the period January 1, 2018 through  
3 December 31, 2019. (M.D. 11/28/17 #47 & 12/5/17  
4 #26).

5 Resolution No. 868-2017; Resolution  
6 authorizing the Supervisor to enter into a Public  
7 Service Contract Agreement for the period  
8 January 1, 2018 through December 31, 2018 with  
9 Centro Cultural Hispano de Oyster Bay y Vecindades,  
10 Inc., Account No. IGA A 8686 47630 000 0000. (M.D.  
11 11/28/17 #70).

12 Resolution No. 869-2017; Resolution  
13 authorizing the Supervisor to enter into a Public  
14 Service Contract Agreement for the period  
15 January 1, 2018 through December 31, 2018 with  
16 Centro Cultural Hispano de Oyster Bay y Vecindades,  
17 Inc., (gang prevention). Account No. IGA A 8686  
18 47630 000 0000. (M.D. 11/28/17 #71).

19 Resolution No. 870-2017; Resolution  
20 authorizing the Supervisor to enter into a Public  
21 Service Contract Agreement for the period  
22 January 1, 2018 through December 31, 2018 with YES  
23 Community Counseling Center,, Inc., Account No. IGA  
24 A 8686 47630 000 0000. (M.D. 11/28/17 #72).

25 Resolution No. 871-2017; Resolution



1 authorizing the Supervisor to enter into a Public  
2 Service Contract Agreement for the period  
3 January 1, 2018 through December 31, 2018 with  
4 Doubleday Babcock Senior Center, Inc., d/b/a the  
5 Life Enrichment Center, Account No. IGA CD 8676  
6 48280 740 CD18. (M.D. 11/28/17 #73).

7 Resolution No. 872-2017; Resolution  
8 authorizing the Supervisor to enter into a Public  
9 Service Contract Agreement for the period  
10 January 1, 2018 through December 31, 2018 with Boys  
11 & Girls Club of Oyster Bay/East Norwich, Inc.,  
12 Account No. IGA CD 8676 48280 741 CD18. (M.D.  
13 11/28/17 #74).

14 Resolution No. 873-2017; Resolution  
15 authorizing the Supervisor to enter into a Public  
16 Service Contract Agreement for the period  
17 January 1, 2018 through December 31, 2018 with  
18 Grenville Baker Boys & Girls Club, Inc., Account  
19 No. IGA CD 8676 48280 743 CD18. (M.D. 11/28/17  
20 #75).

21 Resolution No. 874-2017; Resolution  
22 authorizing the Supervisor to enter into a Public  
23 Service Contract Agreement for the period  
24 January 1, 2018 through December 31, 2018 with  
25 Hicksville Teenage Council, Inc./Hicksville Boys &

1 Girls Club, Inc., Account No. IGA CD 8676 48280 744  
2 CD18. (M.D. 11/28/17 #76).

3 Resolution No. 875-2017; Resolution  
4 authorizing the Supervisor to enter into a Public  
5 Service Contract Agreement for the period  
6 January 1, 2018 through December 31, 2018 with YES  
7 Community Counseling Center, Inc., (peer pressure  
8 and substance abuse). Account No. IGA CD 8676 48280  
9 745 CD18. (M.D. 11/28/17 #77).

10 Resolution No. 876-2017; Resolution  
11 authorizing the Supervisor to enter into a Public  
12 Service Contract Agreement for the period  
13 January 1, 2018 through December 31, 2018 with  
14 Plainedge Senior Citizens, Inc., Account No. IGA CD  
15 8676 48280 748 CD18. (M.D. 11/28/17 #78).

16 Resolution No. 877-2017; Resolution  
17 authorizing the Supervisor to enter into a Public  
18 Service Contract Agreement for the period  
19 January 1, 2018 through December 31, 2018 with  
20 Veterans of Foreign Wars of the U.S. William M.  
21 Gouse, Jr., Post #3211, Account No. IGA CD 8676  
22 48280 749 CD18. (M.D. 11/28/17 #79).

23 Resolution No. 878-2017; Resolution  
24 authorizing the Supervisor to enter into a Public  
25 Service Contract Agreement for the period

1 January 1, 2018 through December 31, 2018 with  
2 Greater Long Island Running Club, Inc., Account No.  
3 IGA CD 8676 48280 750 CD18. (M.D. 11/28/17 #80).

4 Resolution No. 879-2017; Resolution  
5 authorizing the Supervisor to enter into a Public  
6 Service Contract Agreement for the period  
7 January 1, 2018 through December 31, 2018 with  
8 Centro Cultural Hispano de Oyster Bay y  
9 Vecinidades, Inc., (after school enrichment  
10 programs), Account No. IGA CD 8676 48280 751 CD18.  
11 (M.D. 11/28/17 #81).

12 Resolution No. 880-2017; Resolution  
13 authorizing payment of Workers Compensation  
14 Insurance for the period January 1, 2018 through  
15 December 31, 2018. Account No. IGA CD 6293 4300 000  
16 CW 17. (M.D. 11/28/17 #82).

17 Resolution No. 881-2017; Resolution  
18 pertaining to Court Mandated Court Reporters, in  
19 connection with providing transcripts of legal  
20 proceedings to the Office of the Town Attorney.  
21 Account No. OTA A 1420 44110 604 0000. (M.D.  
22 11/28/17 #83).

23 Resolution No. 882-2017; Resolution  
24 pertaining to Stenographic services for Employee  
25 Relations Matters. Account No. OTA A 1420 44800 000

1 0000. (M.D. 11/28/17 #84).

2 Resolution No. 883-2017; Resolution  
3 pertaining to Stenographic services to the Office  
4 of the Town Attorney. Account No. OTA A 1420 44110  
5 000 0000. (M.D. 11/28/17 #85).

6 Resolution No. 884-2017; Resolution  
7 pertaining to retention of court reporting  
8 companies for the Office of the Town Attorney from  
9 January 1, 2018 through December 31, 2018. Account  
10 No. OTA A 1420 44110 000 0000. (M.D. 11/28/17 #86).

11 Resolution No. 885-2017; Resolution  
12 authorizing payments to various insurance companies  
13 to cover premium costs for employees participating  
14 in the various Flexible Spending Plan Insurance  
15 Programs for 2018. Account No. TWN TA 0000 00020  
16 400 000 000. (M.D. 11/28/17 #55 & 12/5/17 #47).

17 Resolution No. 886-2017; Resolution  
18 authorizing the renewal of an agreement for  
19 Employee Physical Examination Program, Rabies  
20 Vaccinations and Hepatitis B Vaccines for the  
21 period January 1, 2018 through December 31, 2018.  
22 Account No. DHR A 1430 44130 000 0000. (M.D.  
23 11/28/17 #56 & 12/5/17 #48).

24 Resolution No. 887-2017; Resolution  
25 authorizing a one-year extension of the Flexible

1 Spending Third Party Administrator. (M.D. 11/28/17  
2 #57 & 12/5/17 #52).

3 Resolution No. 888-2017; Resolution  
4 authorizing an agreement for dental insurance  
5 coverage to all Town of Oyster Bay employees and  
6 qualified retirees, effective January 1, 2018  
7 through December 31, 2018. Account No. AMM 9060  
8 80000 000 0000. (M.D. 11/28/17 #58 & 12/5/17 #49).

9 Resolution No. 889-2017; Resolution  
10 pertaining to the decision on the Local Law  
11 entitled, "A Local Law to Amend Chapter 4 of the  
12 Code of the Town of Oyster Bay to add New Article  
13 XVIII - Office of the Inspector General, Section  
14 4-194, ET SEQ." Hearing held: October 17, 2017.  
15 (M.D. 10/17/17 #5).

16 Resolution No. 890-2017; Resolution  
17 amending Resolution No. 791-2017 relating to the  
18 Oyster Bay/East Norwich Chamber of Commerce Annual  
19 Holiday Tree Lighting Ceremony on December 9, 2017,  
20 in conjunction with Oyster Bay Main Street Assoc.,  
21 Inc. and the Oyster Bay Railroad Museum, relative  
22 to a temporary ice skating rink and trackless  
23 train. (M.D. 12/5/17 #46).

24 Resolution No. 891-2017; Resolution  
25 authorizing an Inter-municipal agreement with the

1 Incorporated Village of Brookville under which the  
2 Town provides sand and salt to said Village  
3 effective December 8, 2017 through April 30, 2018.  
4 (M.D. 12/5/17 #50).

5 Resolution No. 892-2017; Resolution  
6 authorizing an Inter-municipal agreement with the  
7 Incorporated Village of Old Brookville under which  
8 the Town provides sand and salt to said Village  
9 effective December 8, 2017 through April 30, 2019.  
10 (M.D. 12/5/17 #51).

11 RESOLUTION NO. 893-2017; Resolution  
12 pertaining to the decision on the petition of the  
13 Hicksville Water District authorizing the issue  
14 refunding bonds to refund the outstanding portion  
15 of the District's \$13 million Water District  
16 (serial) Bond, 2011, and for authorization to issue  
17 up to \$21,445,000.00 for the District 2017 Capital  
18 Program hearing held December 12, 2017.

19 On the motion?

20 COUNCILMAN MUSCARELLA: So moved.

21 COUNCILMAN MACAGNONE: Second.

22 MR. ALTADONNA: Okay.

23 Now, you have all your speakers.

24 SUPERVISOR SALADINO: Okay.

25 First speaker on our regular Action

1 Calendar will be Joel Berse.

2 Come on up, Joel.

3 Joel, would you kindly restate your  
4 name and address for the record?

5 MR. BERSE: Joel Berse, Immediate Past  
6 President, Northwest Civic Association, P.O. Box  
7 378 in Hicksville.

8 On No. 840, which is the Seritage  
9 property, I wanted to appreciate the fact that it  
10 was given a positive declaration because as been  
11 discussed in the community for a great deal of  
12 time, when they originally proposed Seritage, they  
13 had 390 apartments in -- and have grown to almost  
14 600 in their proposals, which we feel is too dense  
15 and when they want to go for their additional  
16 apartments, I had requested the information since  
17 they were asking to eventually go for a variance  
18 for an extra story, what would happen if they  
19 eliminated that extra story and didn't go for the  
20 variance, would that solve our problem with how  
21 many units they have? Was the density the reason  
22 for the positive deck? Does anybody know?

23 SUPERVISOR SALADINO: Let's get an  
24 answer for you.

25 Commissioner? I believe so.

1 Who's best?

2 COMMISSIONER MACCARONE: It is the  
3 Environmental Department.

4 SUPERVISOR SALADINO: Commissioner,  
5 please state your presence.

6 COMMISSIONER MACCARONE: Leslie  
7 Maccarone, Commissioner of Planning and  
8 Development.

9 SUPERVISOR SALADINO: Town of Oyster  
10 Bay.

11 COMMISSIONER MACCARONE: Town of Oyster  
12 Bay.

13 SUPERVISOR SALADINO: And Dan, would  
14 you please state your presence?

15 COMMISSIONER PEARL: Dan Pearl, Deputy  
16 Commissioner of Environmental Resources, Town of  
17 Oyster Bay.

18 SUPERVISOR SALADINO: Okay.

19 In terms of the question the resident  
20 has asked, can you please shed light on this for --

21 COMMISSIONER PEARL: Sure.

22 SUPERVISOR SALADINO: -- not only for  
23 this resident, but for all of our residents?

24 COMMISSIONER PEARL: This is in regard  
25 to the Seritage.



1           The positive declaration is, yes, it  
2       has to do with the density and also the  
3       environmental impacts that potentially could be  
4       with this development. So, basically, with the  
5       positive declaration, it's going to require the  
6       Town to do an environmental impact statement so it  
7       will be a full open study with all the questions  
8       and everything that goes on with that.

9           SUPERVISOR SALADINO: And that will be  
10      presented and the Town Board will vote to accept it  
11      and the public will be heard on it?

12           COMMISSIONER PEARL: Yes.

13           SUPERVISOR SALADINO: So we still have  
14      many steps to go --

15           COMMISSIONER PEARL: Absolutely.

16           SUPERVISOR SALADINO: -- in terms of  
17      listening to the public and informing them of our  
18      studies?

19           COMMISSIONER PEARL: Absolutely.

20           SUPERVISOR SALADINO: Commissioner, do  
21      you have anything to add to that?

22           COMMISSIONER MACCARONE: No. It's  
23      really the process that will take place as Deputy  
24      Commissioner Pearl had indicated. The full scoping  
25      session and the public involvement would be draft

1 department impact statement and then the full  
2 environmental impact statement.

3 SUPERVISOR SALADINO: So we are  
4 continuing to follow Town Code, State Law, and the  
5 process by which every application of this nature  
6 must go through?

7 COUNCILMAN MACAGNONE: Commissioner  
8 Pearl, so we will not be fast tracking; we'll just  
9 be going through the normal process?

10 COMMISSIONER PEARL: Yes.

11 The applicant has to begin with the  
12 whole process and once they submit the application,  
13 then the Town is now on a timeframe for our  
14 response, so we'll review what their draft  
15 environmental impact statement is.

16 Majority of the time, we have comments  
17 and further questions so we are quite some time  
18 away from getting to anywhere with that.

19 COUNCILMAN MACAGNONE: Thank you.  
20 Thank you for being thorough.

21 SUPERVISOR SALADINO: Thank you.

22 MR. BERSE: That was a very good  
23 answer.

24 I mean, I'm sure you realize how much  
25 we're concerned with the density because of traffic

1 and other reasons and also with the impending work  
2 in the Downtown area, et cetera and so forth. I  
3 know we spoke last night about density in the  
4 Downtown and the overall picture is one that we  
5 have to be very careful with the slippery slope.

6 So hearing that that was one of the  
7 main reasons, we know what the density will create  
8 with water and the other different things with  
9 sewage and stuff like that, so I'm glad that it,  
10 like I said, that it was a positive deck and I did  
11 explain to a lot of the residents either on the  
12 phone or at the meeting last night that a positive  
13 deck actually was in our favor for all the people  
14 that are worried about what Seritage is bringing,  
15 so thank you for that.

16 SUPERVISOR SALADINO: Thank you.

17 COUNCILMAN MACAGNONE: It's not what  
18 they're bringing. It's what they are asking for.  
19 Big difference.

20 MR. BERSE: You're right, Tony.

21 I said that incorrectly. I stand  
22 corrected.

23 SUPERVISOR SALADINO: Our next speaker  
24 will be Arthur Adelman.

25 Hi, Arthur. How are you?

1 MR. ADELMAN: I'm okay.

2 SUPERVISOR SALADINO: Happy Hanukkah to  
3 you and your family and God bless you all this  
4 holiday season.

5 MR. ADELMAN: Thank you, and to all of  
6 you.

7 Arthur Adelman, 110 Dubois Avenue, Sea  
8 Cliff, New York.

9 I am here to mention something about  
10 Resolution 824, which I understand is just a notice  
11 of a hearing coming up next month, but I'd like to  
12 preclude any problems we might have at that  
13 hearing.

14 If we can request that New York  
15 American Water supply the Board and the community  
16 with details of what this contract entails.

17 In particular, there has been a lot of  
18 discussion lately, especially with last weekend's  
19 snow, is it their responsibility to clean, make way  
20 for the fire hydrants?

21 I know in many other fire districts,  
22 the fire companies take on that responsibility, but  
23 at \$750 a hydrant, I'm hoping that New York  
24 American Water would be taking on that  
25 responsibility.

1           In addition, I'd like to know if they  
2           could supply us with a list of hydrants by street,  
3           sort of what the Oyster Bay Water District did for  
4           their request, which is number 825. They gave --  
5           listed the streets, number of hydrants on the  
6           streets.

7           SUPERVISOR SALADINO: Did you get that,  
8           Mr. Nocella?

9           MR. NOCELLA: Yes, I did.

10          SUPERVISOR SALADINO: Okay. I'm  
11          directing you to please look into this matter and  
12          report back to the Board.

13          MR. NOCELLA: I certainly will.

14          I'll just note, Supervisor, that I'm  
15          not sure there is a written contract. There's an  
16          agreement in place for the providing of the  
17          services, but the point he is raising is an  
18          important one, and I will get that information.

19          SUPERVISOR SALADINO: Yes.

20          Thank you very much.

21          MR. ADELMAN: There's no written  
22          contract. They just get permission from the PSC to  
23          charge, but I can't find anywhere where it shows a  
24          responsibility.

25          I've written Mr. Tierno, President of

1 New York American Water, and, unfortunately, I  
2 guess my e-mails go to spam at this point.

3 SUPERVISOR SALADINO: Thank you,  
4 Arthur.

5 Please let it be known to all of our  
6 residents that we continue to make the quality and  
7 the cost of water for the ratepayers of New York  
8 American Water among our highest priorities. We  
9 have reached out to State government. We've  
10 certainly made our position very, very clear with  
11 the PSC, how wrong we believe it is to allow for  
12 rate increases and these passalongs that make it so  
13 expensive to provide these services of water to our  
14 residents.

15 Thank you very much.

16 We'll be expecting information on this  
17 so that we can continue to advocate for our first  
18 and foremost priority, our residents.

19 MR. NOCELLA: Yes, Supervisor.

20 As you've indicated in the past, and we  
21 will continue, I note that this gentleman's  
22 concerns are correct and we're as frustrated at  
23 times as you are, sir.

24 SUPERVISOR SALADINO: Are there any  
25 other speakers on our regular Action Calendar?

1 MR. SKLAR: 877.

2 SUPERVISOR SALADINO: These are public  
3 comment.

4 Go ahead. Please come up, Larry.

5 Go ahead, Larry. Please start of by  
6 giving us your name and full address.

7 MR. SKLAR: Larry Sklar, P.O. Box 20,  
8 Jericho, New York, representing the Jewish War  
9 Veterans.

10 Supervisor, I just need an extra two  
11 minutes to disclose who I really am and what I am.  
12 I'm probably the oldest person coming to these  
13 meetings, 30 years now.

14 I've never been dissed by anybody in  
15 this Board or anybody in this building, except from  
16 your attorney, twice. You have a bill in front of  
17 you, 877, which is part of a block grant that comes  
18 from the State, the Federal Government to the  
19 County to the Town. For the last ten, twelve  
20 years, VFW of Hicksville started off getting  
21 \$1,500. It's grown to \$4,000.

22 In their statement, it says they feed  
23 meals to veterans. They changed it around when I  
24 started asking questions. They're feeding meals is  
25 buying a pot of coffee and getting six rolls from

1 Francesca and serving it to whoever walks in there  
2 any day of the week. They say they do things at  
3 the hospital. They go there once a month and play  
4 a game and give out \$30.00.

5 You, yourself, know and have seen many,  
6 many times, if you go into Massapequa the month of  
7 May, you got VFW Massapequa Park, 90-year-old guy  
8 sitting on a corner, is raising money, and they do  
9 great work at my organization. We just did our --  
10 for the 25th year, we just did our last luncheon at  
11 the BK Sweeney's for Veterans.

12 Prior to two years ago, we used to do  
13 400 meals, Meals on Wheels program on Thanksgiving  
14 Day, were volunteers that we delivered to everybody  
15 that lived in the Town of Oyster Bay that needed a  
16 meal. They're getting this money. They don't  
17 deserve it. I'm going to ask this Board not to  
18 vote on it and investigate it.

19 \$4,000 grant should be broken up to  
20 four different veterans organizations. We have a  
21 170 veterans organizations in the Town of Oyster  
22 Bay. Why should they get all the money? It's a  
23 block grant. Block grant is supposed to go for  
24 causes in the community and they do not do them for  
25 causes. That, we do.



1           Now, you want to ask the question why  
2           are they getting all this money? A certain club  
3           met there for many years. Now, this club isn't  
4           even happy with them. They are getting out. Okay.  
5           Somebody that sat on this Board for 15 years was  
6           the head of that club.

7           Is it political? No.

8           I was told here ten years ago, forget  
9           about that grant. How much do you need for your  
10          Thanksgiving dinner. Somebody showed up every year  
11          with a check from this Town from different groups  
12          but, unfortunately, the last two years, nobody  
13          showed up with a check and we can use some help.

14          So we feel that the Board should  
15          consider this \$4,000 and it should be shared with  
16          more than just one organization, being that it is a  
17          block grant coming from the Federal Government,  
18          just as all the other block grants.

19          Now, you look, the other organizations  
20          that are getting the money, all well deserved.  
21          From the Senior Citizen's Center here to the  
22          Hispanic Organization to all groups that do great  
23          work, but they take in a large, large body of  
24          people that they take care of.

25          Thank you.

1 COUNCILMAN MACAGNONE: Excuse me,  
2 Mr. Sklar.

3 I have to take umbrage with what you  
4 said. I happen to know very well, the good work  
5 that Post 3211 does.

6 MR. SKLAR: They what?

7 COUNCILMAN MACAGNONE: I know the good  
8 work that 3211 does. You do great work also, but  
9 they are always there for the veterans, there to  
10 help any veterans. I sent veterans from my  
11 organize to them. They were very helpful to them  
12 as I'm sure any Post would be. Okay. If you need  
13 some help with your organization, send me a letter,  
14 I will see what I can do to get you some help.

15 MR. SKLAR: Tony.

16 COUNCILMAN MACAGNONE: Please don't I  
17 know --

18 MR. SKLAR: Tony. I was a part of that  
19 organization until they kicked me out.

20 COUNCILMAN MACAGNONE: I know you have  
21 a personal vendetta with this organization.

22 MR. SKLAR: I know.

23 COUNCILMAN MACAGNONE: Please, they do  
24 great work.

25 MR. SKLAR: They do also very little to

1 demand that kind of money. They also run --

2 SUPERVISOR SALADINO: Mr. Sklar.

3 MR. SKLAR: -- three rooms there and  
4 they make a ton of money in that building.

5 SUPERVISOR SALADINO: Mr. Sklar.

6 MR. SKLAR: Okay. They run it as a  
7 business.

8 Thank you.

9 SUPERVISOR SALADINO: Thank you,  
10 Mr. Sklar.

11 I am going to ask -- please be seated.  
12 Thank you.

13 I am going to ask Colin Bell to come up  
14 to shed some more light. As I promised when taking  
15 this office that we would be shedding light on our  
16 Town operations and bringing everything possible in  
17 terms of information to the public.

18 So, Mr. Bell, would you kindly state  
19 your presence?

20 MR. BELL: Yes, Colin Bell, Deputy  
21 Commissioner of Department of Intergovernmental  
22 Affairs for the Town of Oyster Bay.

23 Good morning, Supervisor. Good  
24 morning, Board members.

25 SUPERVISOR SALADINO: Good morning.

1 MR. BELL: In response to Mr. Sklar's  
2 comments, I'd like to point out that every year,  
3 the Town of Oyster Bay receives an allocation of  
4 Community Development Block Grant funds from Nassau  
5 County.

6 With these funds, one of the projects  
7 we'll put forth is that we fund public services,  
8 which, essentially, we give sub grants to community  
9 groups without our use of grant funds.

10 Now, for the purpose of arriving at how  
11 we provide these grants, we advertise a public  
12 notice around March of every year where public  
13 services are made aware of an opportunity to apply  
14 to us for funding.

15 So in response to Mr. Sklar's comments  
16 to this particular group, they submit an  
17 application for funds. We first vet it for  
18 eligibility. We, in turn, share with the County,  
19 who, in turn, shares it with the Federal Government  
20 and it -- we adhere to a proper procedure here  
21 where we post a legal notice, folks are encouraged  
22 to submit an application. We vet for eligibility.  
23 All payments to these come -- these public  
24 services, are reimbursement based so they'll  
25 document their expenditures, proof of payment,

1 submit it to us. We, once again, vet for  
2 eligibility and make payment, so any grants made  
3 through this program are carefully verified.

4 SUPERVISOR SALADINO: Just so we can  
5 better inform the public as to the process and get  
6 to heart of the some of the statements made, and  
7 obviously, all the residents have the right to come  
8 up and speak to us and we are here to listen, but  
9 we also need to inform people of the facts so I  
10 want to ask you a few questions, and obviously, if  
11 the Board has questions as well.

12 MR. BELL: Certainly.

13 SUPERVISOR SALADINO: We get requests  
14 from multiple veterans groups and multiple  
15 community groups, correct?

16 MR. BELL: Yes, we do.

17 SUPERVISOR SALADINO: And has it been  
18 your experience that the Town provides grant monies  
19 to other veteran organizations, other community  
20 organizations, these not-for-profits? Talk to us a  
21 little but about what requests we get and what we  
22 have continued to provide.

23 MR. BELL: Sure.

24 So with use of our Community  
25 Development Block Grant, this year we will receive

1 the \$1.1 million, and in short, it goes to three  
2 different functions. One is a residential rehab  
3 program where we perform work on residents, low to  
4 moderate income resident's homes for weatherization  
5 projects, handicapped accessibility projects.

6 SUPERVISOR SALADINO: Which is, by the  
7 way, an excellent program. So many residents take  
8 advantage of and we encourage all of our seniors  
9 and residents, those with disabilities, anyone  
10 eligible to please contact our Town, your  
11 department and the Town of Oyster Bay so we may get  
12 them into the program.

13 It's an excellent way to get a new  
14 roof, to get new windows, to provide bathroom and  
15 kitchen updates, wheelchair ramps for walkers and  
16 wheelchairs, better accessibility. The list goes  
17 on and on. I'm so thrilled, as are the Board  
18 members, to be working and providing these grants  
19 for our homeowners.

20 MR. BELL: Thank you, Supervisor.

21 We are very proud of the program.

22 So we do have the residential rehab  
23 program. We have a program which is called the  
24 Public Facility Improvement Program where we invest  
25 into streetscaping-type projects in low to moderate

1 income census tracks.

2 And then we have our public services  
3 component, which we're speaking about earlier,  
4 where groups that can meet certain eligibility  
5 criteria, including catering to a low to moderate  
6 income population, may qualify for sub grants of  
7 our Community Development Block Grant funding.

8 So there is a process. I'd be happy to  
9 speak with Mr. Sklar and have a discussion about  
10 how you could apply in the future, but once again,  
11 all these people have applied, been carefully  
12 vetted, and all payments will be contingent upon a  
13 reimbursement where documentation is carefully  
14 reviewed.

15 SUPERVISOR SALADINO: As per the rules  
16 and regulations of the programs?

17 MR. BELL: Absolutely.

18 SUPERVISOR SALADINO: Okay. So I'd  
19 like you, Mr. Bell, to please meet with Mr. Sklar,  
20 but I'd also, on behalf of the Board, we would like  
21 you to continue to work toward a plan and please  
22 bring a draft of that plan to my office so that we  
23 are ensuring that we're informing more veterans  
24 groups and reaching out to all the many groups that  
25 might be eligible for these block grants so that

1 we're making sure that we make every effort to  
2 inform and to walk them through the process and  
3 assist them with the paperwork so we make it easier  
4 for every eligible group in the Town of Oyster Bay  
5 to utilize these grants wherever it is possible.

6 MR. SKLAR: Excuse me.

7 I made out applications for this block  
8 grant for years and I've never even got a nickel.

9 So, I don't know how you investigate or  
10 how you check that qualifies one organization in  
11 this whole Town of Oyster Bay with all these  
12 veterans organizations to get all this money.

13 That's what I don't understand.

14 Did you ever check with the hospital to  
15 see if they actually go there and do anything? Did  
16 you ever go there to see if they're actually  
17 serving meals?

18 MR. BELL: We --

19 MR. SKLAR: I mean, that's what it says  
20 that they do in the papers.

21 MR. BELL: There is a monitoring  
22 component to our public services where we do  
23 monitor these programs and we do visit these  
24 programs and ask for them to show us how they  
25 operate the programs that we provide funding for.



1 SUPERVISOR SALADINO: So what I'd like  
2 you to do is after this meeting, is go over to sit  
3 with Mr. Sklar to give him more information about  
4 this, but also to work toward informing,  
5 immediately, all of the many organizations that  
6 could qualify for this program.

7 Are we providing these monies to other  
8 veterans groups besides this one?

9 MR. SKLAR: Absolutely not.

10 SUPERVISOR SALADINO: Sir, we're  
11 working very diligently to get you your  
12 information.

13 MR. BELL: They appear this year to be  
14 the only VFW organization that's applied and been  
15 deemed eligible this year is the VFW William Gouse.  
16 The remaining other programs are other public  
17 service natured programs.

18 SUPERVISOR SALADINO: Okay.

19 Well, let's work harder to be more  
20 inclusive of additional veterans organizations.  
21 Let's work with the media to work with us to get  
22 the information out to everyone in a way that  
23 embraces all of our subgroups and our community  
24 groups. Let's work with direct contact with them  
25 via mail, phone calls, e-mails.

1 MR. BELL: Certainly.

2 SUPERVISOR SALADINO: And let's work  
3 with Public Information to ensure that we are  
4 putting together a cohesive plan to ensure that  
5 everyone gets information through mailings and  
6 other types of communications, our website and so  
7 forth.

8 MR. BELL: That's a great suggestion,  
9 Supervisor.

10 I'll work closer with Public  
11 Information. We'll develop an outreach plan.

12 SUPERVISOR SALADINO: And I'd like you  
13 to report back to my office with my staff so that  
14 we can oversee -- we can see that plan, see your  
15 suggestions, and ensure that it's the best plan to  
16 be inclusive of as many veterans and community  
17 service organizations that we possibly can get into  
18 the plan.

19 MR. BELL: We will do that, yes.

20 SUPERVISOR SALADINO: Thank you very  
21 much.

22 Any other speakers?

23 MR. ALTADONNA: You have Paul Molinari.

24 SUPERVISOR SALADINO: Paul, yes,  
25 please. I'm sorry, Paul.

1 I have you as coming up for public  
2 comment afterwards, but we always look forward --

3 MR. MOLINARI: No public comment today.

4 SUPERVISOR SALADINO: -- to seeing you.

5 We always look forward to hearing from  
6 you and I have one question for you, sir, is the  
7 red shirt about celebrating holiday time or showing  
8 your passionate support of the Sea Wolves?

9 MR. MOLINARI: My passionate support of  
10 the Sea Wolves because tonight they're playing  
11 Hofstra and I have season tickets to the men's  
12 basketball program, so when there's a game, you  
13 have to wear the red to support your team.

14 My other team is Cornell, but I didn't  
15 bring my hat up. They're big red. That's my other  
16 alma mater, so I'm all red.

17 Good morning. Once again, Paul  
18 Molinari, 332 West Nicholai Street, Hicksville.

19 I'm addressing two resolutions today,  
20 840 and 889.

21 On 840, I'm -- that's the Seritage  
22 property and the positive declaration by the Town  
23 to have them do a draft -- to do an environmental  
24 impact statement.

25 I do support that. It's very important

1 to the community, especially when they've proposed  
2 the change as Joel mentioned before, they went from  
3 400 unit -- approximately 400 units to 600 units.  
4 It's going to have a big impact in that area. I do  
5 have one quick -- a couple of questions.

6 Is Seritage doing the EIS and who's  
7 their consultant and do they have a specific  
8 timeframe on that?

9 SUPERVISOR SALADINO: We will get you  
10 an answer on that.

11 Commissioner, you have information on  
12 this?

13 Get that for you immediately.

14 Commissioner, could you restate your  
15 presence, please, for the record?

16 COMMISSIONER MACCARONE: Commissioner  
17 Leslie Maccarone, Department of Planning and  
18 Development, Town of Oyster Bay.

19 The applicant's consultant is VHB, who  
20 will be performing the environmental review  
21 process.

22 MR. MOLINARI: They don't have any  
23 specific timeframe?

24 COMMISSIONER MACCARONE: Not at this  
25 moment because this was the first portion the Town

1 had to enact the positive declaration, so at this  
2 point, I'm sure they are going to ramp up their  
3 process to now submit because this had to happen  
4 first before they can start submitting paperwork.

5 SUPERVISOR SALADINO: Paul, do you have  
6 any other questions?

7 MR. MOLINARI: On that, no, but that's,  
8 you know, very important because we want the  
9 Downtown Revitalization to move more quickly than  
10 them.

11 I urge the Town -- you know, the  
12 schedule for the deal, Downtown Revitalization, is  
13 for them to have a new vision, proposed projects by  
14 March, so I encourage the Town to move as quickly  
15 as possible on the rezoning for the downtown area  
16 and that takes precedent over the Sears property.

17 COMMISSIONER MACCARONE: And that will.

18 SUPERVISOR SALADINO: Okay. So there  
19 is the answer on that, and I can tell you as one of  
20 many people who has been regularly attending the  
21 public meetings, Councilman Macagnone has been  
22 absolutely wonderful and very connected to this  
23 project in terms of its stewardship, as well as  
24 Councilwoman Rebecca Alesia and the whole Town  
25 Board.

1           This is a very exciting feather in the  
2       cap of the Town, its leadership, but most  
3       importantly, the residents. And as you know, these  
4       meetings are held to get the residents' input.  
5       They've been almost -- almost weekly in terms of  
6       participation and we thank you for your  
7       participation so the -- what some might perceive as  
8       slowing down the process, could also be seen as  
9       ensuring that we get the full compliment of the  
10      public's input on this with many opportunities for  
11      the public to learn, to be heard, and to continue  
12      in the process.

13           COUNCILMAN MACAGNONE: Supervisor, just  
14      two things.

15           First of all, slowing down the process,  
16      since you got involved and had helped with the  
17      third track and helping with this, the process is  
18      moving -- I'm looking at Commissioner McCaffrey,  
19      quicker than ever expected.

20           And second of all --

21           SUPERVISOR SALADINO: Thank you.

22           COUNCILMAN MACAGNONE: -- Commissioner  
23      Maccarone, could we do a -- perhaps suspend any  
24      projects until this committee can get the  
25      recommendation out in Hicksville?

1 COMMISSIONER MACCARONE: Well, that  
2 would be up to the Board to enact a more  
3 moratorium.

4 We cannot, Planning and Development,  
5 cannot just stall a project unless there's an order  
6 from the Town Board.

7 COUNCILMAN MACAGNONE: Supervisor, I  
8 thinks perhaps we have the Town Attorney look into  
9 that?

10 SUPERVISOR SALADINO: Yes. Let's look  
11 into that and if you would report --

12 COUNCILMAN MACAGNONE: Thank you,  
13 Commissioner.

14 SUPERVISOR SALADINO: -- back so that  
15 my staff and Councilman Macagnone any other of the  
16 Town Board members would like to provide input,  
17 let's take a look at the different options to  
18 prioritize this process and to take into  
19 consideration Mr. Molinari's input.

20 MR. MOLINARI: That's an excellent  
21 idea, Councilman, and I would only encourage that  
22 the Town move forward with it, and with an  
23 amendment that if a project that comes in that is  
24 similar to what the vision that has been proposed  
25 for the downtown area, that those -- that that

1 project would be allowed to proceed, so that's my  
2 input on that.

3 SUPERVISOR SALADINO: Thank you.

4 If I may just add one piece of input in  
5 the fact that while we are taking into  
6 consideration your views, the views of all  
7 residents, we don't want to get away from the fact  
8 that we've worked very hard to let the world know  
9 that we are encouraging people to come forward,  
10 invest in Hicksville, invest in Hicksville's  
11 downtown, that we would not be taking steps to  
12 discourage the public and private sectors  
13 investment in Hicksville and that the Town of  
14 Oyster Bay has now opened its doors to the public's  
15 input as well as those who want to come and invest  
16 in our Town.

17 MR. MOLINARI: Thank you.

18 I don't know how much time I still got  
19 left, but on the --

20 MR. ALTADONNA: We stopped the clock.

21 MR. MOLINARI: Oh, okay. Thank you.

22 On 889, the Inspector General Code,  
23 back when you held a hearing on the Inspector  
24 General Code, everyone supported the proposed Code  
25 and the main concerns I heard, and by many



1 accounts, the Board members and from the public,  
2 was on the qualifications for the Inspector  
3 General.

4 So, you know, in reading, you know, I  
5 didn't see, in going through the backup, I've read  
6 the Code, I had some concerns about changes to the  
7 Code, but I didn't see anything on what the  
8 Inspector General's qualifications would be because  
9 the last time when they held a hearing. It was  
10 being limited to an attorney.

11 Many people spoke to the Board members,  
12 said that should be opened up to more professions,  
13 et cetera, et cetera.

14 Now, as for the code itself, in my  
15 experience in working in the federal government and  
16 working -- working -- you know, reading rules and  
17 regulations and helping develop rules and  
18 regulations for different programs, when I see  
19 wording such like, subject to privilege, that is a  
20 very ambiguous and confusing term and, to me,  
21 when -- in the Federal Government, when we had some  
22 terms like that, you can drive a -- basically, a  
23 truck through it. There's a loophole.

24 So I don't understand why that wordings  
25 been put in and why several of the other changes

1       that have been proposed in the Code and if  
2       possible, maybe you should table it and relook at  
3       these type of wordings and then vote on it at  
4       another meeting.

5                     Thank you.

6                     SUPERVISOR SALADINO: Thank you, Paul.

7                     I'd like to ask our Town Attorney to  
8       come forward so that we can shed some more light on  
9       this process.

10                    MR. NOCELLA: Supervisor, Members of  
11       the Town Board.

12                    SUPERVISOR SALADINO: Would you please  
13       state your presence?

14                    MR. NOCELLA: Yes, of course.

15                    Joseph Nocella, Town Attorney.

16                    I understand Mr. Molinari's concerned  
17       with the idea of privilege but, in reality, a  
18       privilege is a very specific term of art in the  
19       legal world. It applies to confidences between  
20       attorney and a client. It really is not something  
21       that would allow for a door to open that you could  
22       drive a truck through.

23                    I understand why it might appear that  
24       way to a layperson, but if anybody were to assert  
25       privilege on a particular matter, and it's

1       necessary at all times to preserve privilege  
2       because the legal system wouldn't function without  
3       it, if you didn't preserve privilege, then the  
4       system would literally fall apart because there  
5       wouldn't be the free flow of exchange, the request  
6       for information, the advice that could be given in  
7       confidence without the privilege.

8               But the privilege is actually very  
9       narrow and it applies to the communications between  
10      client and attorney and it wouldn't allow for  
11      shielding of information from the Inspector General  
12      except in limited categories where they need to  
13      shield that information, the exchange of  
14      information in a privileged capacity, has to  
15      outweigh any other concerns.

16             SUPERVISOR SALADINO:   So if I may, just  
17      on that issue, would the public be correct to  
18      assume that we have added this aspect so that our  
19      legislation holds up to constitutional muster?

20             MR. NOCELLA:   That is correct.   That is  
21      correct.

22             The Inspector General -- in fact, if  
23      somebody asserted privilege falsely, the Inspector  
24      General, based upon the experience and  
25      qualifications, would know enough to challenge that

1       assertion.

2                   It can't be just asserted and then  
3       people walk away, but if we did not, as you just  
4       noted, can put in there, the protection for  
5       privileged material, we would be running afoul of  
6       constitutional protections.

7                   SUPERVISOR SALADINO: And as the  
8       evolution of this process goes on, have we made  
9       changes to better reach the goals of this position?

10                  MR. NOCELLA: Yes. In fact, we have.

11                  SUPERVISOR SALADINO: Including opening  
12       it up so a wider array of professionals and  
13       experienced residents could apply for the job?

14                  MR. NOCELLA: Yes. That is correct.

15                  For example, I think it was pointed out  
16       that sometimes auditors who might not have a legal  
17       background are oftentimes in the best possible  
18       position and with the greatest amount of  
19       experience, or at least equivalent to an  
20       investigative attorney, to perform an Inspector  
21       General function, and that is one of the  
22       refinements in the law.

23                  SUPERVISOR SALADINO: Well, as I stated  
24       earlier, the idea for this came from Albany. I was  
25       part of the team in the legislature that created

1 the Inspector General for fraud abuse and waste of  
2 the Medicaid system and we continue to move to more  
3 closely mirror some of the language that was  
4 utilized to create that position statewide in that  
5 Inspector General and now coming here to the Town  
6 and working with my colleagues on the Board.

7 Not only did we feel this is a good  
8 idea to implement in the Town, but I'm very proud  
9 to say that we were the first on Long Island to  
10 fund the position through our budget and continue  
11 to move to break ground as the trailblazer in this  
12 initiative.

13 MR. NOCELLA: Yes. That's entirely  
14 correct.

15 SUPERVISOR SALADINO: Councilman?

16 COUNCILMAN MACAGNONE: Mr. Nocella, so  
17 who's going to be attorney for the Inspector  
18 General?

19 MR. NOCELLA: Well, to the extent that  
20 the Inspector General does need legal advice, like  
21 all the departments, they have the option of coming  
22 to the Town Attorney's Office. If for some reason  
23 or other, the Inspector General perceives a  
24 conflict because -- for example, my office might  
25 have been directly involved in a procurement, then

1 they would notify us of the conflict and they would  
2 be able to obtain outside counsel.

3 COUNCILMAN MACAGNONE: Okay. Thank  
4 you.

5 Supervisor, I'm going to ask that we do  
6 table this. We're missing two Board members, and I  
7 remember at the hearing, I asked that we not vote  
8 on this until January, so if we could table this to  
9 January 9th meeting, I'd appreciate it.

10 SUPERVISOR SALADINO: Just looking at  
11 the schedule on January 9th.

12 Well, it is certainly that is  
13 structurally possible for us to do. We want to do  
14 it right. Let me poll the Board and ask the  
15 opinions of our Board members for their input.

16 COUNCILMAN MUSCARELLA: I would  
17 definitely table it to accommodate the Councilman.

18 SUPERVISOR SALADINO: Councilwoman?

19 COUNCILWOMAN JOHNSON: I have no  
20 problem tabling it.

21 SUPERVISOR SALADINO: Councilman?

22 COUNCILMAN HAND: No issues to tabling.

23 COUNCILMAN MACAGNONE: Thank you so  
24 much.

25 SUPERVISOR SALADINO: No problem,

1 Councilman.

2 May I have a motion to the effect?

3 COUNCILMAN MUSCARELLA: Supervisor, I  
4 make a motion to table Resolution 889.

5 SUPERVISOR SALADINO: May I have a  
6 second?

7 COUNCILMAN MACAGNONE: Second, and  
8 thank you.

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

11 ALL: "Aye."

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

14 (No verbal response given.)

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

17 And please let it be known that this  
18 process is being tabled to enhance the process to  
19 make it a better one, to receive more input and to  
20 continue to work on this, so not only will we be  
21 the first, or among the first on Long Island, but  
22 clearly have the best process anywhere in the  
23 state.

24 I'm very proud to work with my  
25 colleagues and the public to ensure that this gets

1 done in the Town of Oyster Bay and, once again, the  
2 idea came from Albany, where years ago, we  
3 implemented an Inspector General of Medicaid Fraud  
4 Abuse and Waste and we will continue to bring about  
5 a new day in the Town of Oyster Bay and this is one  
6 of the many spokes of the wheel that it's moving  
7 toward bringing in the highest level of integrity  
8 and ethics in our Town.

9 Thank you.

10 Yes. We have some speakers?

11 Yes. And then Mr. Molinari.

12 Would you please state your presence?

13 MR. MINERVA: Yes.

14 I apologize. I did not fill out one of  
15 the forms. I did not intend on speaking today.

16 I'm Dominick Minerva from the law firm  
17 Minerva & D'Agostino, 107 South Central Avenue,  
18 Valley Stream, New York.

19 I just wanted to speak briefly on  
20 Resolution 840-2017.

21 I'm the attorney for Seritage SRC  
22 Finance, LLC and I know discussion of a possible  
23 moratorium on Hicksville was mentioned. I just  
24 want to note on that, we do have a very long  
25 environmental review process here. As your



1 departments have indicated, this Resolution today  
2 is just to basically tell us that we have to study  
3 the environmental impacts of what we're applying  
4 for and what we're proposing.

5 There will be a public scoping session.  
6 There will be a draft environmental impact study.  
7 They'll be public input. They'll be comments.  
8 They'll be a final environmental impact study, so  
9 that whole process, that lead time, can take a  
10 significant period of time, probably a lot longer  
11 than you're proposing for your downtown  
12 revitalization, so I'd just ask that you consider  
13 that in terms of how you move forward with the  
14 possibility of a moratorium because we will have a  
15 long process to go through and we're nowhere near  
16 breaking ground, public hearings, or anything like  
17 that, but we would like to be able to continue to  
18 move through that, what will be a lengthy process,  
19 and do all those studies and those reports and have  
20 them sent to the public and to the Town Board and,  
21 you know, work with the Town and the public to go  
22 through that process and just try and get closer to  
23 a point where we could have a public hearing in the  
24 future.

25 Other thing I would note, about a year

1 before we even applied, we started having meetings  
2 with all of the civic associations in the area. We  
3 must have met six or seven times with the various  
4 civic associations. I continue a dialogue with the  
5 President of the Midland Civic Association and we  
6 do remain available for any future meetings with  
7 the civic associations.

8 Thank you. Appreciate the time to  
9 speak.

10 SUPERVISOR SALADINO: Thank you.

11 Is there any more public comment on our  
12 regular Action Calendar?

13 On the regular action calendar, okay,  
14 Paul, come on up for a second time.

15 MR. MOLINARI: The definition of  
16 privilege, that should be in the code. That's the  
17 only --

18 SUPERVISOR SALADINO: Well, Paul, we  
19 put the hearing -- we tabled the hearing so after  
20 this, meeting, why don't you meet with our Town  
21 Attorney, Joe Nocella? You're input is very much  
22 appreciated and I'm sure you'll have questions for  
23 him, but we have tabled this for the process of  
24 continuing to work on it to make it the very best  
25 in the state.

1 MR. MOLINARI: Thank you.

2 SUPERVISOR SALADINO: Any other  
3 speakers that would like to be heard?

4 Okay. We have a motion.

5 Do we have correspondence?

6 MR. ALTADONNA: No correspondence.

7 Just to recap, we are voting on  
8 Resolutions P-23-17 through 893, noting that 889  
9 has been tabled.

10 889, for Macagnone's sake, there has  
11 been tabled so the motion was made by Councilman  
12 Muscarella, seconded my Councilman Macagnone.

13 Now, we are going to go on the vote.

14 On the vote:

15 Supervisor Saladino?

16 SUPERVISOR SALADINO: "Aye."

17 MR. ALTADONNA: Okay.

18 Thank you, Supervisor. Let's see.

19 Councilman Muscarella?

20 COUNCILMAN MUSCARELLA: "Aye" on all.

21 MR. ALTADONNA: Okay. Go slow.

22 Councilman Macagnone?

23 COUNCILMAN MACAGNONE: On 807, I'm  
24 going to abstain. I happen to know the applicant  
25 personally.

1 MR. ALTADONNA: 807, an abstain, okay.

2 COUNCILMAN MACAGNONE: Okay.

3 815 through 817, I'm going to vote  
4 "Aye," but my comment is, this is something we  
5 should be looking at, work with other  
6 municipalities on. I sit on the fringe benefit  
7 fund for a rather large organization, multibillion  
8 dollar fund, and we find that by working with our  
9 power, we're able to get better buy in power and  
10 this is something that we should be working on.  
11 Hopefully, next year, we'll come back with better  
12 numbers.

13 On 849, the requirements contracts, I  
14 vote "Aye," but I just want to commend Commissioner  
15 Lenz. I met with him and one of his staffers.  
16 They're doing a great job of farming out to  
17 different groups. They're trying different --  
18 we're not seeing the same couple names. I've seen  
19 seeing different groups go out there. I'm rather  
20 disappointed some of the people weren't here that  
21 are currently against what we do, but we are trying  
22 different ones and, Commissioner, good job. Keep  
23 the good work going.

24 And on 888, once again, I think we  
25 should be working with other municipalities with a

1 dental group to get better buy in power. The more  
2 members you have -- I see Councilman Muscarella  
3 nodding his head, the better buy in power you have.

4 And "Aye" on all the rest there, James.

5 MR. ALTADONNA: So you're "Aye" on 888  
6 as well?

7 COUNCILMAN MACAGNONE: I'm "Aye" on all  
8 except 807, I'm abstaining.

9 MR. ALTADONNA: Okay. Very good.  
10 Councilwoman Alesia is absent.  
11 Councilwoman Johnson?

12 COUNCILWOMAN JOHNSON: I vote "Aye."

13 MR. ALTADONNA: Okay.  
14 Councilman Imbroto is absent.

15 Councilman Hand?

16 COUNCILMAN HAND: "Aye."

17 MR. ALTADONNA: Motion to adopt  
18 Resolutions P-23-17 through 806 passes with five  
19 "Ayes."

20 807 passes with four "Ayes" and one  
21 abstention.

22 808 through 893 passes with five  
23 "Ayes," noting that 889 has been tabled.

24 The calendar is complete.

25 SUPERVISOR SALADINO: All right.

1                   May I have a motion to close the  
2                   meeting?

3                   COUNCILMAN MUSCARELLA: Supervisor, I  
4                   make a motion to close the meeting.

5                   COUNCILMAN MACAGNONE: Second.

6                   SUPERVISOR SALADINO: All in favor,  
7                   signify by saying "Aye."

8                   ALL: "Aye."

9                   SUPERVISOR SALADINO: All against,  
10                  "Nay."

11                  (No verbal response given.)

12                  SUPERVISOR SALADINO: The "Ayes" have  
13                  it.

14                  Thank you very, very much.

15                  And now, we enter into the public  
16                  comment portion of our meeting.

17                  (TIME NOTED: 12:16 P.M.)

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