

TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
FEBRUARY 23, 2021
10:17 A.M.

HEARING P-2-21

To consider the application of Galena Associates, LLC, Lessee, Roaring Brook, LLC, Fee Owner, for a Special Use Permit and Site Plan Approval for premises located at 56 Old Country Road, Hicksville. (M.D. 1/26/21 #30).

JOSEPH SALADINO
SUPERVISOR

RICHARD LaMARCA
TOWN CLERK

P R E S E N T:

SUPERVISOR JOSEPH S. SALADINO
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS P. HAND
COUNCILMAN STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

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

RICHARD LaMARCA, TOWN CLERK
JEFFREY P. PRAVATO, RECEIVER OF TAXES

Minutes of the meeting
taken by:

TRACIE A. CINQUEMANI
Reporter/Notary Public

1 SUPERVISOR SALADINO: Good morning, and
2 welcome to the Oyster Bay Town Board meeting of
3 Tuesday, February 23, 2021.

4 Welcome to Town Hall North. I'm joined
5 here today by our Town Clerk, Richard LaMarca, and
6 we're holding this meeting virtually as it is the
7 most responsible way that we can protect both the
8 public and the Town employees in the midst of this
9 second wave of this deadly pandemic and adhere to
10 all of the New York State regulations as it relates
11 to COVID-19.

12 With the positivity rate declining,
13 thank God, we are hopeful to return to in-person
14 meetings soon, but, in the interim, we thank you
15 for working with us within these parameters in the
16 interest of safety and the well-being of everyone.

17 On the phone are our Town Board members
18 and our Tax Receiver including Councilwoman Michele
19 Johnson, Councilman Lou Imbroto, Councilman Tom
20 Hand, Councilman Steven Labriola, Councilwoman
21 Laura Maier, Councilwoman Vicki Walsh and our
22 Receiver, Jeff Pravato.

23 As always, this meeting is being
24 live-streamed for your -- for you to watch and take
25 part, and it's also on social media as well as the

1 Town's website. These proceedings are recorded and
2 later transcribed. Because this has been a fluid
3 process, we are accepting public comment via mail
4 and e-mail. Your voice is very important to us.
5 Statements, comments, and input from the public
6 relative to our meetings are always welcome and
7 respected and will be part of the permanent record.

8 With respect to today's hearing, you
9 have 10 days to submit any comments you would like
10 as it relates to this hearing. To do so, e-mail
11 publiccomment@oysterbay-ny.gov. That's
12 publiccomment@oysterbay-ny.gov or mail us at Office
13 of the Town Attorney, 54 Audrey Avenue, Oyster Bay,
14 New York, 11771.

15 I now ask you to all rise, and I ask
16 our Town Clerk, Rich LaMarca, to please lead us in
17 our Pledge of Allegiance.

18 (Whereupon, the Pledge of Allegiance
19 was recited by Richard LaMarca.)

20 SUPERVISOR SALADINO: If you would all
21 please remain standing when we will recognize those
22 we have lost to COVID-19 and pray for all of those
23 stricken.

24 Dear God, give us the strength, the
25 compassion and the wisdom to lead this great Town

1 and support the People, our residents, all those
2 who work and live and recreate, and all those who
3 call the Town of Oyster Bay home.

4 We pray for those stricken with
5 COVID-19. We pray for our healthcare heroes -- the
6 doctors, nurses and healthcare workers and all of
7 those on the frontlines who administer aid to the
8 sick. We pray for the families who have lost loved
9 ones due to this pandemic, and we wish them all of
10 the strength to get through these very difficult
11 times.

12 We pray for the men and women in the
13 United States Armed Forces here in the Homeland and
14 abroad. We pray for the men and women in law
15 enforcement, all of our first responders including
16 and especially those who tend to the sick, making
17 sure that they arrive at the hospital for
18 lifesaving treatments.

19 It is a difficult time, Lord, and we
20 pray for the strength and the wisdom and the
21 leadership to continue to serve everyone from every
22 walk of life in our beautiful Town, the Town of
23 Oyster Bay, and we thank our heroes in government
24 here in our Town who continue to provide lifesaving
25 services and all the many services our residents

1 depend on.

2 Our Town workforce has been phenomenal,
3 and we respect and appreciate each and every one of
4 them, and we ask you to bless each and every one of
5 them, and to that we all say, Amen.

6 ALL: Amen.

7 SUPERVISOR SALADINO: Please be seated.

8 So it's been difficult times, and I
9 want to say a special thanks to all of those
10 employees who have been doing an especially
11 difficult job in clearing the snow and all the
12 pieces of our snow operations.

13 We've had now another three storms in
14 these last two or three weeks, and our residents
15 have responded in a very positive way, and we've
16 gotten far more compliments than complaints, but
17 we're always going to improve.

18 So thank you to all of the Town of
19 Oyster Bay employees no matter what function you
20 have. We thank you very much for your dedication
21 to this Town and its residents and especially to
22 keeping our community safe.

23 Before starting our regular Town
24 business, I have a few announcements about some
25 Town initiatives that are underway.

1 To help hospitals meet the ongoing and
2 pressing need for blood during the coronavirus
3 pandemic, Oyster Bay Town Councilwoman Michele
4 Johnson and Councilman Tom Hand have partnered to
5 coordinate a blood collection drive. It will take
6 place on Monday, March 15th from 1:00 p.m. to
7 7:00 p.m. at the Hicksville Athletic Center located
8 at 167 South Broadway in Hicksville.

9 For additional information regarding
10 the Town's blood drive, contact the Public
11 Information Office. I understand that people must
12 first set an appointment to donate blood, and the
13 Town's Public Information Office can be contacted
14 at 516-624-6380. There's more information about
15 this and our many programs by visiting the Town's
16 website, Oyster Bay Town, one word,
17 oysterbaytown.com.

18 We invite our residents to join the
19 Town of Oyster Bay in thanking local healthcare
20 heroes through our Healthcare Hero Recognition
21 program.

22 During National Public Health Week,
23 from April 5th to April 11th, it is our hope to
24 distribute thousands of thank you letters from the
25 residents to frontline healthcare workers over the

1 past year who have bravely battled COVID-19 in our
2 hospitals and our healthcare centers, as well as at
3 nursing homes. Together we will let our courageous
4 doctors, nurses and healthcare heroes of all types
5 know that they and their sacrifices are not
6 forgotten, and, quite frankly, are very much
7 appreciated, especially in the midst of the most
8 challenging public health crisis of our lifetime.

9 To participate in this rewarding
10 experience, we ask residents to create thank you
11 notes and return them to Town Hall by Friday,
12 March 19th to ensure their proper distribution on
13 the week of April 5th through April 11th.

14 Your letters may be mailed directly to
15 Town Hall North, located at 54 Audrey Avenue in
16 Oyster Bay, New York 11771 or they may be dropped
17 off weekdays from 9:00 a.m. to 4:45 p.m. at the
18 specific Town drop boxes including, but not limited
19 to, Town Hall North, Town Hall South and a variety
20 of different locations that are convenient for our
21 residents.

22 If you have any questions or need
23 additional information, please, again, contact the
24 Town's Public Information Office at 516-624-6380,
25 and for this -- information on this and our other

1 programs, once again, look up oysterbaytown.com.

2 Our website has the details.

3 On behalf of our healthcare heroes, we
4 thank you in advance for making a difference in the
5 life of so many of our local heroes -- those
6 professionals in healthcare.

7 We're also happy to announce a new
8 surprise, a recognition program for random acts of
9 kindness. Random Acts of Kindness Day, which was
10 February 17, 2021, has been advanced here in our
11 Town thanks to the joint leadership of my
12 colleague, Councilwoman Laura Maier.

13 With a limited ability to honor people
14 at Town Hall this year because of the pandemic and
15 the danger of coming together in large groups, we
16 have expanded this initiative, again, with the help
17 of Councilwoman Johnson who suggested that we add a
18 surprise element.

19 We want to recognize family members,
20 friends, neighbors and the like for their random
21 acts of kindness throughout the year. Whether they
22 helped deliver groceries to senior citizens during
23 the pandemic, shoveled snow during a blizzard or
24 snowstorm or otherwise helped out a neighbor in
25 need, this is an opportunity to recognize their

1 good deeds.

2 Residents are invited to submit
3 nominations through the end of this month. Please
4 e-mail a description of the good deeds along with a
5 name and address and a phone number to
6 kindness@oysterbay-ny.gov. That name again -- or
7 that e-mail address is kindness@oysterbay-ny.gov.

8 The Town will distribute a special
9 certificate to thank that individual for making a
10 difference in their community, and we can find out
11 about these acts of kindness through you. So
12 whether this took place and someone helped you,
13 someone helped your neighbor, your friend, your
14 relative, this is a great way for us to bring
15 positivity to all that's been going on and to join
16 together, once again, as one family, and it also
17 sets a fine example.

18 I saw so many examples of young people
19 going around neighborhoods helping out with snow
20 shoveling, neighbors doing that -- pulling the
21 garbage out to the curb or recycling out to the
22 curb for a neighbor because it was very icy -- so
23 many different scenarios, large and small, and we
24 want all of you to be involved, and, once again,
25 that was kindness@oysterbay-ny.gov.

1 And you can find out about this and all
2 of our programs on our website as well as the
3 information on how to contact us, which is very
4 informative and important because your response to
5 our hearings -- to everything we do -- we want to
6 hear from you, and we want to keep the door wide
7 open for transparency and collaboration and
8 participation from the public. All of this
9 information is available on our Town website,
10 oysterbaytown.com.

11 So let's get moving with the business
12 of the day.

13 Clerk LaMarca, will you please poll the
14 Board, and, once again, I remind my colleagues, the
15 professionals, the elected officials, to always
16 announce your name so we know it's you on any
17 comments or questions or anything you'd like to
18 state today.

19 Mr. LaMarca, if you would, please.

20 MR. LaMARCA: Supervisor Saladino?

21 SUPERVISOR SALADINO: Present.

22 MR. LaMARCA: Councilwoman Johnson?

23 COUNCILWOMAN JOHNSON: Councilwoman
24 Michele Johnson, present.

25 MR. LaMARCA: Councilman Imbroto?

1 (Whereupon, there was no response from
2 Councilman Imbroto.)

3 MR. LaMARCA: Councilman Imbroto?

4 (Whereupon, there was no response from
5 Councilman Imbroto.)

6 MR. LaMARCA: Councilman Hand?

7 COUNCILMAN HAND: Councilman Hand,
8 present.

9 MR. LaMARCA: Councilman Labriola?

10 COUNCILMAN LABRIOLA: Councilman
11 Labriola, present.

12 MR. LaMARCA: Councilwoman Maier?

13 COUNCILWOMAN MAIER: Councilwoman
14 Maier, present.

15 MR. LaMARCA: Councilwoman Walsh?

16 COUNCILWOMAN WALSH: Councilwoman
17 Walsh, present.

18 SUPERVISOR SALADINO: Okay.

19 So, we are now going to proceed with
20 the first hearing, which is hearing P-2-21 to
21 consider the application of Galena Associates, LLC.

22 Please step forward and state your
23 presence.

24 MR. LEVITT: Good morning,
25 Mr. Supervisor, Members of the Town Board.

1 My name is Andrew Levitt. I represent
2 the petitioner. I have offices at 535 Broad Hollow
3 Road, Suite A30, Melville, New York 11747.

4 As I was saying, I represent the
5 petitioners, Galena Associates, LLC, who operate
6 Valvoline Instant Oil Change and Roaring Brook,
7 LLC, who is the owner of the premises located at
8 56 Old Country Road, Hicksville, New York, and
9 further identified on the Nassau County Land and
10 Tax Map as Section 11, Block 286, Lot 812.

11 The subject premises is situated in the
12 Central Business "CB" Zoning District and is
13 currently improved with a commercial building used
14 as a motor vehicle service station on a triangular
15 parcel on the northeast corner of Old Country Road
16 and West Carl Street.

17 The petitioner has been using the
18 building since 1998. The petitioner is seeking
19 Site Plan Approval and a Special Use Permit to
20 redevelop the existing motor vehicle service
21 station by removing the existing building and
22 erecting a 1,407 square foot one-story motor
23 vehicle service station with a basement that will
24 be more efficient for its customers by improving
25 traffic flow without adversely impacting the

1 community.

2 The petitioner has been using the
3 premises as a legal non-conforming motor vehicle
4 service station in accordance with prior Zoning
5 Board of Appeals grants 52-272, which was amended
6 in 1994, which granted permission to remove the
7 gasoline pumps and to modify the automobile service
8 area, and the Zoning Board of Appeals decision
9 95-78 in which the Zoning Board of Appeals granted
10 a variance to maintain a freestanding ground sign.

11 John Reilly, who is present here today,
12 our principal architect of JMR, will be discussing
13 the particulars of the site plan in which he will
14 discuss the safety improvements to the site, such
15 as better curb cuts, eliminate the outdoor storage
16 container and provide better landscaping.

17 Robert Eschbacher, who is also present,
18 of VHB, who's our traffic expert, has been working
19 with Nassau County Department of Public Works, will
20 provide testimony to this Board that this site will
21 be -- will provide more efficient traffic flow in
22 order for the petitioner's customers to enter and
23 egress from the site.

24 Moreover, the applicant's real estate
25 expert, Robert Marks, will provide written

1 testimony that the replacement of the building with
2 a new motor vehicle service station shall not
3 produce an undesirable change in the character of
4 the neighborhood by granting of this Special Use
5 Permit and approving this site plan.

6 Further, as determined by the Town's
7 Department of Environmental Resources in its
8 June 27, 2019 Memorandum to the Department of
9 Planning and Development, Deputy Commissioner
10 Baptista stated that he's identified the proposed
11 action as a Type II action under State
12 Environmental Quality Review Act and such
13 destination has been pre-determined that the
14 Type II action does not have a significant impact
15 on the environment.

16 At this point, I would like to
17 introduce John Reilly, who's our -- as I stated
18 before -- our architect, and he'll discuss the site
19 plan.

20 With your permission?

21 SUPERVISOR SALADINO: Yes, certainly,
22 of course.

23 MR. LEVITT: Thank you.

24 SUPERVISOR SALADINO: And thank you for
25 your opening presentation.

1 MR. LEVITT: Thank you, Mr. Supervisor.

2 MR. LaMARCA: Supervisor, I just want
3 to interrupt briefly.

4 Councilman Imbroto has just joined.

5 Councilman Imbroto?

6 Are you on?

7 COUNCILMAN IMBROTO: Councilman Imbroto
8 is present.

9 MR. LaMARCA: Thank you.

10 SUPERVISOR SALADINO: Thank you,
11 Councilman.

12 And thank you, obviously, to all the
13 Board members who have been so cooperative in
14 ensuring that we get these meetings done and
15 adhering to all laws.

16 Thank you.

17 Please proceed. I'm sorry. Please
18 proceed.

19 MR. REILLY: Mr. Supervisor, Members of
20 the Board, my name is John Reilly. I'm an
21 architect for Galena Associates. My office is
22 located at 70 Main Street, Huntington, New York,
23 11743.

24 As mentioned by Mr. Levitt, the
25 property received a ZBA decision to grant a service

1 station and two island pumps back in 1959.

2 Around 1984, a permit was issued to
3 install lubrication pits and other items associated
4 with the business of changing oil.

5 Around 1994, as was mentioned by
6 Mr. Levitt, the ZBA decision of 59-272 was amended
7 to allow the removal of gas pumps, and the building
8 has operated as a lubrication service station since
9 that time.

10 The building currently has two bays for
11 changing oil, with a waiting area, toilet room and
12 office. The bay doors currently open up directly
13 onto the sidewalk along Carl Street facing the
14 entrance to the church parking lot located across
15 the street.

16 The entire triangular piece of property
17 has curb cuts all around the perimeter with no
18 direction signs. There is a container on the side
19 of the building since 1994 that is used for the
20 storage of supplies for the oil changing business,
21 and there is absolutely no landscaping on this
22 entire triangular piece.

23 Our proposed building will have two
24 service bays, a waiting area, toilet room and
25 office just like the existing. The benefit of the

1 proposed building orientation allows for the exit
2 doors of the service bays to open up onto an
3 internal driveway before exiting out onto Carl
4 Street. Serviced cars will no longer come out of
5 the building directly onto the sidewalk.

6 The proposed new building will have a
7 full basement and will be used for both storage of
8 bulk oil tanks and supplies. There will be no
9 outside container.

10 There will be only three curb cuts.
11 The first curb cut is an "enter only" curb cut off
12 of Old Country Road. The second curb cut, located
13 on the west side of the building, will have two-way
14 traffic onto Carl Street. The third curb cut, on
15 the east side of the building, will be the "exit
16 only" onto Carl Street as you leave the oil change
17 building. There will be directional signs at each
18 curb cut and "do not enter" signs where required.

19 The landscaping will be increased from
20 zero percent coverage, which it currently has, to
21 18 percent coverage on the site. This second board
22 that I have here (indicating) shows the landscaping
23 that will now be around the perimeter of the
24 building as well as up at the corner by Carl
25 Street.

1 SUPERVISOR SALADINO: Okay.

2 I'm going to ask you if you would
3 please hold that up so our camera can see it, so
4 it's very clear to all of our residents.

5 (Whereupon, the exhibit board was
6 turned to face the camera.)

7 MR. LEVITT: Is that a good angle,
8 Mr. Supervisor?

9 SUPERVISOR SALADINO: I would move it
10 right front and center if you don't mind. That
11 should do it.

12 MR. REILLY: And the masonry Dumpster
13 enclosure with gates is to be provided. The
14 garbage containers are to be serviced by a private
15 carting company, so that would be right here
16 (indicating), and it will also have landscaping
17 around it as well.

18 MR. LEVITT: I'd like to show the
19 Supervisor, too, Mr. Reilly.

20 (Whereupon, the exhibit board was
21 turned to face Supervisor Saladino.)

22 MR. REILLY: Sure. And this is the
23 garbage container and enclosure (indicating), and
24 there will be landscaping around.

25 SUPERVISOR SALADINO: How tall will

1 that enclosure be?

2 MR. REILLY: Approximately, 8 to 10
3 feet.

4 SUPERVISOR SALADINO: Okay.

5 MR. REILLY: The building is part of a
6 national chain that strives to maintain an
7 aesthetic pleasing appearance to the community.
8 And what I also brought with me today was a
9 prototypical of the two bay design and this is,
10 Mr. Supervisor --

11 SUPERVISOR SALADINO: Yes, sir.

12 MR. REILLY: -- this is what the
13 building will look like (indicating). It's not
14 exactly because the site is tight, and we had to
15 reconfigure a little, but it will have the same
16 elements.

17 (Whereupon, the exhibit board was
18 turned to face the camera.)

19 MR. REILLY: We believe this building
20 with its landscape and controlled flow of vehicles
21 through the site will be a major improvement to
22 this street corner and the surrounding
23 neighborhood.

24 That's my testimony.

25 SUPERVISOR SALADINO: Okay.

1 So I'm going ask -- you can put that on
2 the easel at this point.

3 (Whereupon, the exhibit board was
4 placed on the easel.)

5 SUPERVISOR SALADINO: Let's start off
6 and determine if there are any questions from our
7 Town Board members.

8 Please begin by identifying yourself.

9 (Whereupon, there was no response from
10 the Board.)

11 SUPERVISOR SALADINO: Speaks to an
12 excellent presentation.

13 MR. REILLY: Thank you, Mr. Supervisor.

14 SUPERVISOR SALADINO: Will the bulk oil
15 storage container or containers be constructed with
16 all DECPA approved equipment including a capture
17 design to contain any leaking or spilled oil?

18 MR. REILLY: Yeah, that's a Nassau
19 County Health Department requirement where we have
20 to build a secondary containment underneath the oil
21 tanks, and we wouldn't get approval without
22 proceeding with that, and this is -- they've been
23 doing this for a very long time and are very
24 familiar with all of the requirements for that kind
25 of situation.

1 SUPERVISOR SALADINO: So your answer
2 is, yes, it will be constructed with all of the
3 equipment that the government mandates as well as
4 all of the equipment that your company feel makes
5 for a safe facility, which protects our ground, our
6 groundwater and the neighborhood?

7 MR. REILLY: Yes, sir.

8 SUPERVISOR SALADINO: Is there any
9 consideration in design to protecting neighbors
10 from noise or from other issues?

11 MR. REILLY: Well, as an oil change
12 facility, there really isn't that much noise
13 generated by this facility because, basically,
14 they're just changing oil, which is quite a quiet
15 operation. There's no heavy repair work going on
16 with engines and that kind of thing, like, changing
17 transmissions and the like, so this is just a
18 maintenance facility, and it's minor maintenance,
19 and any major maintenance to your car will not be
20 performed at this facility.

21 SUPERVISOR SALADINO: Okay. Thank you.

22 Once again, if the Town Board members
23 have any questions for the applicant, I want to
24 give you that opportunity at this time.

25 COUNCILWOMAN MAIER: Hi, Supervisor.

1 This is Councilwoman Maier. I just
2 have a quick question. I'm not sure if it was
3 covered.

4 Were the hours of operation -- hours of
5 operation discussed?

6 SUPERVISOR SALADINO: Can you please
7 reiterate the hours of operation?

8 Thank you, Councilwoman Maier.

9 MR. LEVITT: The operation, I believe
10 are --

11 SUPERVISOR SALADINO: If you wouldn't
12 mind stepping up to the podium, please.

13 MR. LEVITT: It's Andrew Levitt, the
14 attorney.

15 The hours of operation are 8:00 to
16 6:00, I believe, Monday through Friday, and I
17 believe 8:00 to 5:00 on Saturday, and 10:00 to 3:00
18 on Sunday.

19 COUNCILWOMAN MAIER: Thank you.

20 SUPERVISOR SALADINO: Any other
21 questions?

22 MR. REILLY: I can also say that the
23 hours of operation are also on the drawing in the
24 electricals, so you'll be able to find it there.

25 SUPERVISOR SALADINO: Okay.

1 Thank you.

2 Is there anything else that's a part of
3 your application or presentation today?

4 MR. REILLY: I think I would just hand
5 it off to Mr. Levitt, and he'll proceed with the
6 hearing.

7 SUPERVISOR SALADINO: Certainly.

8 MR. LEVITT: At this time,
9 Mr. Supervisor, with your permission, and Members
10 of the Town Board, I would like to call up our
11 traffic expert, Robert Eschbacher of VHB.

12 SUPERVISOR SALADINO: Thank you.

13 MR. LEVITT: As you know, Mr. Eschbacher
14 has testified before this Board numerous times, and
15 I would ask the Supervisor to recognize him as an
16 expert in traffic.

17 SUPERVISOR SALADINO: Please consider
18 it done.

19 MR. LEVITT: Thank you, Mr. Supervisor.

20 SUPERVISOR SALADINO: Good morning.

21 Great to see you again.

22 MR. ESCHBACHER: Good morning,

23 Mr. Supervisor and Members of the Town Board.

24 My name is Robert Eschbacher with VHB
25 Engineering. My office is located at 100 Motor

1 Parkway, Hauppauge, New York 11788.

2 I've been retained by the applicant to
3 review the traffic engineering aspects of this
4 application. My study included a review of the
5 site plan, evaluation of the site access and
6 internal circulation, the stacking capacity on the
7 site, evaluation of the site distance and
8 visibility for the driveways, and coordination with
9 Nassau County Department of Public Works.

10 On that last point, I am pleased to
11 report that the project team worked extensively
12 with Nassau County, and the site plan reflects a
13 series of traffic improvements requested by the
14 County, and the plan before you today has received
15 their full approval.

16 With respect to access, as was
17 mentioned earlier, the site will have access from
18 Old Country Road and West Carl Street as it does
19 today, but the layout has been greatly improved.

20 On Old Country Road, instead of the two
21 driveways, which cause some confusion, a single
22 driveway will be provided and will function as a
23 one-way entrance only.

24 On West Carl Street, the three curb
25 cuts will be consolidated into two. One will be

1 for entering and exiting vehicles, and the other on
2 the east side of West Carl Street will be for
3 vehicles leaving the service bays. This will
4 provide a much better arrangement for access and
5 traffic flow and will further improve traffic
6 safety.

7 With respect to on-site circulation,
8 cars will enter from either West Carl Street or
9 from Old Country Road, and then proceed to one of
10 the two service bays, and then they will exit and
11 then turn onto West Carl Street.

12 The customers generally remain in the
13 vehicles during the service. This is especially so
14 in the current pandemic conditions, but there is a
15 small waiting area and restroom, which can be used
16 if necessary.

17 There is adequate room on the site for
18 stacking of four vehicles before they enter one of
19 the two service bays, and based on the current and
20 expected customer volumes for this location, that
21 stacking capacity will be adequate. This is
22 actually an improvement over the existing facility,
23 which can only accommodate two waiting cars before
24 the stacking blocks the sidewalk and then spills
25 onto Old Country Road.

1 Although there is no designated loading
2 zone on the site due to its unusual configuration
3 as a triangular piece of property, oil deliveries
4 and pickup of oil disposal takes place every two
5 weeks approximately, and this takes place during
6 off-peak hours and does not interfere with traffic
7 flow.

8 The site plan also provides
9 improvements to pedestrian movements along Old
10 Country Road and West Carl Street. The sidewalks
11 will be completely reconstructed, and handicap
12 ramps and crosswalks will be provided to enable a
13 safer and more accessible path to cross the West
14 Carl Street, Frederick Place, Old Country Road
15 intersection.

16 And, once again, as I mentioned, Nassau
17 County DPW has reviewed and approved all aspects of
18 the site plan.

19 In conclusion, it is my professional
20 opinion that the proposed redevelopment of this
21 site will not result in any negative impacts to
22 local traffic and parking conditions, and the
23 project complies with the Town's standards for
24 Special Use Permits, and I recommend that the Town
25 Board approve this project.

1 I'd be pleased to answer any questions
2 from you or the Town Board members.

3 SUPERVISOR SALADINO: Do the Town Board
4 members have any questions for the applicant's
5 traffic expert?

6 (Whereupon, there was no response from
7 the Board.)

8 SUPERVISOR SALADINO: It sounds like
9 there are no questions from them.

10 Have you had an opportunity to speak
11 with any of the residents to get some information?

12 Has there been any polling in terms of
13 the residents' concerns as it relates to traffic,
14 as it relates to other inconveniences or problems
15 they may have discussed?

16 MR. ESCHBACHER: I will let Mr. Levitt
17 address that.

18 SUPERVISOR SALADINO: Certainly.

19 Thank you.

20 MR. LEVITT: Andrew Levitt, attorney
21 for the applicant, again, for the benefit of the
22 Town Board members.

23 SUPERVISOR SALADINO: Yes, thank you.

24 MR. LEVITT: I sent a letter with the
25 legal notice explaining the project, and I haven't

1 had any response from any members of the community.
2 There have been no objections. That's something I
3 do. It's standard operating procedure in my office
4 just explaining what the legal notice is, so they
5 don't get this legal jargon.

6 SUPERVISOR SALADINO: And how many
7 homes received that letter?

8 MR. LEVITT: There were 49 -- well,
9 there were businesses, too, Mr. Supervisor, so
10 there were --

11 SUPERVISOR SALADINO: How many
12 addresses?

13 MR. LEVITT: -- 49 addresses within 300
14 hundred feet as required by the Town Code. The
15 list was generated by the Nassau County Department
16 of Assessment.

17 SUPERVISOR SALADINO: And, Mr. Levitt,
18 you're assuring us that this letter contained both
19 your phone number and your e-mail address, and you
20 received no calls or e-mail?

21 MR. LEVITT: That is correct. It is on
22 my letterhead.

23 SUPERVISOR SALADINO: Okay.

24 MR. LEVITT: It has my number, name,
25 address --

1 SUPERVISOR SALADINO: Okay.

2 MR. LEVITT: -- not my blood type,
3 Mr. Supervisor. (Laughter.)

4 SUPERVISOR SALADINO: Well, my blood
5 type and my attitude are identical -- B positive.
6 (Laughter.)

7 Are there any questions for Mr. Levitt
8 or anyone else presented by the applicant today for
9 this hearing?

10 Any questions by any of the Town Board
11 members?

12 COUNCILMAN HAND: Yes, Supervisor.

13 Councilman Tom Hand.

14 For Counselor Levitt, will the
15 Valvoline location accept oil from residents for
16 recycling purposes on-site?

17 MR. LEVITT: John, do you know that?

18 MR. REILLY: I don't know that.

19 MR. LEVITT: We will -- what we'll do
20 is we'll talk to the owner, Michael Ferri, and we
21 will submit that as a comment so the Board -- we'll
22 get that information to you, or I can text him if
23 you want.

24 SUPERVISOR SALADINO: You can get that
25 information to us.

1 I think that would be fine if you're
2 okay with that, Councilman Hand?

3 COUNCILMAN HAND: That's terrific.

4 Thank you, Counselor.

5 MR. LEVITT: Okay.

6 SUPERVISOR SALADINO: Okay.

7 It is important to point out to the
8 public that we won't be voting on this today, but
9 we'll still be collecting information from the
10 applicant, we'll still be collecting information
11 from the public for ten days -- for a minimum of
12 ten days -- so they can submit comments to
13 publiccomment@oysterbay-ny.gov.

14 MR. LEVITT: Mr. Supervisor?

15 SUPERVISOR SALADINO: Yes.

16 MR. LEVITT: I don't mean to interrupt.

17 SUPERVISOR SALADINO: Not at all.

18 MR. REILLY: I'll speak to the oil.

19 MR. LEVITT: Okay.

20 Mr. Reilly's here, and I also have an
21 affidavit from Robert Marks, our real estate
22 expert, a sworn affidavit. He is in California
23 right now and regrets not being here today. I
24 could read the affidavit in, or for the sake of
25 brevity submit it to you --

1 SUPERVISOR SALADINO: If you could just
2 summarize it for myself and for the Board Members
3 and the public.

4 MR. LEVITT: Okay.

5 Before I go ahead, I will have
6 Mr. Reilly speak about the Councilman's question.

7 SUPERVISOR SALADINO: Certainly.
8 Certainly.

9 MR. SCALERA: Counselor, excuse me,
10 Supervisor --

11 SUPERVISOR SALADINO: Just state your
12 name please, and step up.

13 MR. SCALERA: Frank Scalera, Town
14 Attorney.

15 We're leaving the record open for ten
16 more days. If you need more time -- is that enough
17 time for any submissions beyond that?

18 MR. LEVITT: No, no, no. Mr. Reilly's
19 going to answer -- if Mr. Reilly answers the
20 question and --

21 MR. SCALERA: Okay.

22 I just want to make sure you have
23 sufficient time.

24 MR. LEVITT: Thank you. Thank you so
25 much.

1 SUPERVISOR SALADINO: Thank you,
2 Mr. Scalera.

3 Please state your presence again.

4 MR. REILLY: Yes.

5 My name is John Reilly, architect for
6 Galena Associates, 70 Main Street, Huntington,
7 New York 11743.

8 I know that in these new facilities
9 that we are using a boiler for heating that uses
10 recycled oil, so there is a good chance that we may
11 very well be able to take other people's oil and
12 store it and use it for that purpose. It's one of
13 their, you know, things they do as a green
14 initiative, so -- but we will check with the owner
15 and verify that that is the case.

16 SUPERVISOR SALADINO: Thank you.

17 Councilman Hand asked an excellent
18 question.

19 That's certainly a convenience to the
20 residents if, indeed, it is possible, if it's safe.
21 Obviously, they'll have to know what's being
22 accepted specifically before they come in to it.

23 MR. LEVITT: So, Mr. Supervisor, I will
24 summarize this, but I will hand out the affidavits
25 to the --

1 SUPERVISOR SALADINO: To the Town
2 Clerk.

3 MR. LEVITT: -- Town Clerk.

4 SUPERVISOR SALADINO: Town Attorney,
5 Mr. Scalera, are you okay with the applicant
6 summarizing rather than reading it in its entirety?

7 This affidavit?

8 MR. SCALERA: He could summarize it,
9 but he's submitting it to the record?

10 SUPERVISOR SALADINO: Yes, he's
11 submitting it.

12 MR. SCALERA: Then that's fine.

13 SUPERVISOR SALADINO: Thank you.

14 Please proceed, Mr. Levitt.

15 MR. LEVITT: The original is on top for
16 the record, and there are photographs in there as
17 well --

18 (Whereupon, the affidavits and
19 photographs were handed to Town Clerk Richard
20 LaMarca.)

21 SUPERVISOR SALADINO: Thank you.

22 MR. LEVITT: -- for the Members of the
23 Town Board.

24 So I'm going to read Robert Marks' --
25 basically he's submitting -- Mr. Marks is

1 submitting this affidavit in connection with an
2 application for a Special Use Permit and Site Plan
3 Approval to replace the existing motor vehicle
4 service station, Valvoline Instant Oil Change.

5 He's based his opinion by inspecting
6 the property and the surrounding area, reviewing
7 John Reilly's plans that were submitted with this
8 application to the Town Board and Town of Oyster
9 Bay record pertaining to subject property.

10 In Mr. Marks' professional opinion, and
11 I'm quoting him, there will be no undesirable
12 change produced in the character of the
13 neighborhood by the granting of the requested
14 Special Use Permit and the approval of the proposed
15 site plan. There will be no detriment to the value
16 of the nearby properties.

17 The proposed improvements are in
18 harmony with the orderly development of other
19 properties in the area and will not create a hazard
20 to life, limb or property. The existing and
21 proposed use has not and will not be objectionable
22 to nearby properties by reason of noise, traffic,
23 fumes and vibration. All work is done within the
24 building.

25 The property is located at the corner

1 of the major east/west street and is accessible to
2 fire and emergency vehicles. Economic benefits in
3 the form of salaries and taxes paid have been and
4 will continue by the granting of a Special Use
5 Permit and approval of the proposed site plan and
6 also made part of this are photographs, as well,
7 that Mr. Marks took, as well as his CV, and
8 Mr. Marks has been practicing for well over 60
9 years.

10 I can read other parts of the
11 affidavit, or if the Supervisor is okay with that?

12 SUPERVISOR SALADINO: Mr. Scalera?

13 MR. SCALERA: Yes.

14 SUPERVISOR SALADINO: Upon advice of
15 the Town Attorney, we're fine with that, and if any
16 -- do any of the --

17 MR. SCALERA: I'm sorry, Supervisor.

18 What is that again?

19 MR. LEVITT: If you want --

20 SUPERVISOR SALADINO: The affidavit.

21 MR. LEVITT: I'm sorry, Mr. Supervisor.

22 MR. SCALERA: The affidavit or the CV?

23 MR. LEVITT: The affidavit.

24 If you want me to read the other parts
25 of the affidavit.

1 MR. SCALERA: No.

2 As long as you submit the affidavit in
3 full to the record to the Town Clerk, we're fine.

4 MR. LEVITT: Yes.

5 It has been, and it's sworn to by a
6 Notary in California.

7 SUPERVISOR SALADINO: Thank you,
8 Mr. Levitt.

9 And now for the Town Board Members, any
10 questions, any comments as it relates to this
11 information?

12 COUNCILMAN LABRIOLA: This is
13 Councilman Labriola.

14 I have a question.

15 SUPERVISOR SALADINO: Certainly,
16 Councilman.

17 Please proceed.

18 COUNCILMAN LABRIOLA: Okay.

19 This is directed toward the Counselor
20 Levitt. If you would, I noticed that the
21 petitioners are both organized outside of the State
22 of New York.

23 Is there any owner or manager that will
24 be on-site, or is this going to be a manager that's
25 hired locally?

1 MR. LEVITT: There's a manager on-site
2 right now. There's a manager on every property
3 that they own.

4 As far as being local, I assume it's --
5 and I have to assume this, and I'll find out and
6 give the Board information about this, but the
7 employees, I imagine, work locally within the area.

8 COUNCILMAN LABRIOLA: Okay.

9 I'm just -- I'm asking questions
10 because I'm not that familiar with this particular
11 operation as opposed to a competitor like
12 JiffyLube, PEP Boys, et cetera. So Valvoline, I
13 imagine, operates very similar. You made the
14 statement that all of the service will be conducted
15 indoors.

16 As far as the property maintenance,
17 litter, garbage, lighting, noise, et cetera, if the
18 community has issues -- the adjoining community has
19 issues, will there be -- is there a contact that
20 somebody will be able to reach locally rather than
21 having to contact the owners out of state --

22 MR. LEVITT: Yeah --

23 COUNCILMAN LABRIOLA: -- for instance,
24 if our Department of Planning and Development has
25 an issue or problem with code compliance, you know,

1 is there somebody that we're going to be able to
2 contact locally?

3 MR. LEVITT: I will provide the Board
4 with that information, but I am the representative.
5 I do live in the Town of Oyster Bay and my office
6 is here on Long Island. I could help if there are
7 any problems, but the site's been existing since
8 1998 -- they've been operating since 1998. We
9 haven't had any problems with the community that I
10 know of. I went through the file maintained by the
11 Town. There were no complaints, there were no
12 violations in there that I know of, but we will
13 have a local manager.

14 The owner -- one of the owners, Michael
15 Ferri, he's hands-on. He comes out to -- he comes
16 down to Long Island, he views the sites. It's a
17 family-run business, and this is very important to
18 him to make sure that each site is run in a
19 professional manner.

20 So to answer your question, yes, we do
21 have a manager on-site. I will get the name of the
22 person, and we will have a local contact and
23 provide that into the record for the Supervisor and
24 Members of the Town Board.

25 MR. LABRIOLA: Thank you.

1 I appreciate that.

2 MR. LEVITT: Mr. Reilly, you have a --

3 MR. REILLY: I have a little bit of
4 insight into that.

5 MR. LEVITT: Okay.

6 Mr. Reilly's here, too, who's their
7 architect. He's personally working with them as
8 well.

9 SUPERVISOR SALADINO: Mr. Reilly, if
10 you don't mind restating your presence, it would be
11 greatly appreciated for us and for the public
12 watching today.

13 MR. REILLY: My name is John Reilly,
14 architect, 70 Main Street, Huntington, New York.
15 I'm the architect for Galena Associates.

16 I do a number of their facilities on
17 Long Island, as well as Upstate New York and
18 anywhere they need me in New York basically, so I'm
19 familiar with their operation.

20 I happen to know that we recently did a
21 Valvoline renovation down in Westbury, and that
22 facility has an office, and the office is for,
23 basically, the manager for the Long Island area,
24 and that manager goes around to all the sites to
25 make sure that they're keeping the facilities clean

1 and maintained.

2 So, there is an overall guy on Long
3 Island that oversees all these. I don't know his
4 name, but I know that's where his district office
5 resides, and he answers directly to Galena
6 Associates' owners.

7 SUPERVISOR SALADINO: Thank you, sir.

8 MR. REILLY: So if that helps.

9 SUPERVISOR SALADINO: Yes.

10 It is very helpful, and I thank our
11 Councilman, Steven Labriola, for asking that
12 question.

13 It's very important that now and, if
14 passed, for years into the future the public has a
15 contact that is not out of state to get immediate
16 assistance on all of the issues that Councilman
17 Labriola mentioned. We want to make sure that any
18 company that comes into the Town of Oyster Bay for
19 any operation is very resident-friendly.

20 MR. LEVITT: I couldn't agree more
21 since I am a resident of the Town of Oyster Bay. I
22 would wholeheartedly agree with you,
23 Mr. Supervisor.

24 SUPERVISOR SALADINO: Great.

25 So we appreciate that, and thank you

1 for your question, Councilman Labriola.

2 At this time, if you would conclude
3 your presentation.

4 MR. LEVITT: I respectfully request
5 that the Town Board grant the Special Use Permit
6 and Site Plan Approval based on the testimony
7 provided by Mr. Reilly, our architect;
8 Mr. Eschbacher, our traffic expert; and Mr. Marks,
9 who's provided a written affidavit.

10 I am here to answer any further
11 questions or concerns the Board might have, and we
12 will get you the necessary information that the
13 Town Board members and yourself are requiring of
14 us.

15 SUPERVISOR SALADINO: Well, thank you.

16 One last time, any of the Board Members
17 have any questions or comments as it relates to
18 this application?

19 (Whereupon, there was no response from
20 the Board.)

21 SUPERVISOR SALADINO: We thank you for
22 your time in making this presentation.

23 We will be leaving the rolls open for
24 at least ten days for public comment. If anyone
25 would like to make a public comment on this

1 application, please e-mail us at public comment,
2 that's one word, publiccomment@oysterbay-ny.gov or
3 you can mail us at the Office of the Town Attorney,
4 54 Audrey Avenue, Oyster Bay, New York 11771.

5 You can get all of this information by
6 visiting our website oysterbaytown.com, and if you
7 still have questions or you're still having
8 difficulties in ensuring that your comments get to
9 us, please don't hesitate to call my office,
10 516-624-6350, that's 624-6350, or feel free to call
11 any of the Council members in our Town because we
12 are all here to help our residents.

13 I thank you, and may I please have a
14 motion -- oh, I'm sorry.

15 Please describe any correspondence and
16 mailings.

17 MR. LaMARCA: The attorney for the
18 applicant has filed his affidavit of service and
19 disclosure.

20 The communications are as follows:

21 We have memos from the Department of
22 Planning and Development including a view of the
23 required off-street parking.

24 The Nassau County Land and Tax Map
25 indicates the property is Section 11, Block 286,

1 Lot 812.

2 According to the Town of Oyster Bay
3 Zoning maps, the property is located within a
4 Central Business Zone. There are no open or prior
5 Code Enforcement Bureau cases; however, there are
6 appeals for variances on file.

7 There is no further correspondence.

8 SUPERVISOR SALADINO: All right then.

9 May I have a motion?

10 Councilwoman?

11 COUNCILWOMAN JOHNSON: Supervisor, this
12 is Councilwoman Michele Johnson.

13 I make a motion that this hearing be
14 adjourned and public comment -- this hearing be
15 closed and the public comment be kept open for a
16 period of ten days.

17 COUNCILMAN IMBROTO: Councilman Imbroto
18 seconds the motion made by Councilwoman Michele
19 Johnson.

20 SUPERVISOR SALADINO: All in favor,
21 please signify by saying, "Aye."

22 ALL: "Aye."

23 SUPERVISOR SALADINO: Those opposed,
24 please signify by saying, "Nay."

25 (Whereupon, there was no "Nay" response

1 from the Board.)

2 SUPERVISOR SALADINO: Okay.

3 Please let the record reflect that the
4 motion passes unanimously.

5 At this time, may we proceed to --
6 thank you, gentlemen.

7 Thank you for your presentation.

8 MR. LEVITT: Thank you, Mr. Supervisor.

9 SUPERVISOR SALADINO: And, again, thank
10 you for your commitment to our residents. We will
11 keep you posted as to the outcome.

12 MR. LEVITT: Thank you, Mr. Supervisor,
13 for accommodating us --

14 SUPERVISOR SALADINO: Of course.

15 MR. LEVITT: -- and for your time.

16 SUPERVISOR SALADINO: Be safe.

17 MR. LEVITT: You, too.

18 (TIME NOTED: 11:05 A.M.)

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1	5th [2] - 6:23, 7:13	adhering [1] - 15:15 adjoining [1] - 37:18 adjourned [1] - 43:14 administer [1] - 4:7 advance [1] - 8:4 advanced [1] - 8:10 adversely [1] - 12:25 advice [1] - 35:14 aesthetic [1] - 19:7 affidavit [13] - 30:21, 30:22, 30:24, 33:7, 34:1, 35:11, 35:20, 35:22, 35:23, 35:25, 36:2, 41:9, 42:18 affidavits [2] - 32:24, 33:18 agree [2] - 40:20, 40:22 aid [1] - 31:5 ahead [1] - 4:7 ALL [2] - 5:6, 43:22 Allegiance [2] - 3:17, 3:18 allow [1] - 16:7 allows [1] - 17:1 Amen [2] - 5:5, 5:6 amended [2] - 13:5, 16:6 Andrew [3] - 12:1, 22:13, 27:20 angle [1] - 18:7 announce [2] - 8:7, 10:16 announcements [1] - 5:24 answer [5] - 21:1, 27:1, 31:19, 38:20, 41:10 answers [2] - 31:19, 40:5 appeals [1] - 43:6 Appeals [3] - 13:5, 13:8, 13:9 appearance [1] - 19:7 applicant [7] - 21:23, 24:2, 27:21, 29:8, 30:10, 33:5, 42:18 applicant's [2] - 13:24, 27:4 application [8] - 1:6, 11:21, 23:3, 24:4, 34:2, 34:8, 41:18, 42:1 appointment [1] - 6:12 appreciate [3] - 5:3, 39:1, 40:25 appreciated [2] - 7:7, 39:11 Approval [4] - 1:7, 12:19, 34:3, 41:6 approval [4] - 20:21, 24:15, 34:14, 35:5 approve [1] - 26:25 approved [2] - 20:16, 26:17 approving [1] - 14:5 April [4] - 6:23, 7:13 architect [8] - 13:12, 14:18, 15:21, 32:5, 39:7, 39:14, 39:15, 41:7 area [8] - 13:8, 16:11, 16:24, 25:15, 34:6, 34:19,	37:7, 39:23 45 Armed [1] - 4:13 arrangement [1] - 25:4 arrive [1] - 4:17 aspects [2] - 24:3, 26:17 Assessment [1] - 28:16 assistance [1] - 40:16 associated [1] - 16:3 Associates [6] - 1:6, 11:21, 12:5, 15:21, 32:6, 39:15 Associates' [1] - 40:6 assume [2] - 37:4, 37:5 assuring [1] - 28:18 Athletic [1] - 6:7 attitude [1] - 29:5 Attorney [5] - 3:13, 31:14, 33:4, 35:15, 42:3 attorney [3] - 22:14, 27:20, 42:17 Audrey [3] - 3:13, 7:15, 42:4 automobile [1] - 13:7 available [1] - 10:9 Avenue [3] - 3:13, 7:15, 42:4 Aye [2] - 43:21, 43:22
6	60 [1] - 35:8 624-6350 [1] - 42:10 6:00 [1] - 22:16		
7	70 [3] - 15:22, 32:6, 39:14 7:00 [1] - 6:7		
8	8 [1] - 19:2 812 [2] - 12:10, 43:1 8:00 [2] - 22:15, 22:17		
9	95-78 [1] - 13:9 9:00 [1] - 7:17		
A	A.M [2] - 1:3, 44:18 a.m [1] - 7:17 A30 [1] - 12:3 ability [1] - 8:13 able [4] - 22:24, 32:11, 37:20, 38:1 abroad [1] - 4:14 absolutely [1] - 16:21 accept [1] - 29:15 accepted [1] - 32:22 accepting [1] - 3:3 access [4] - 24:5, 24:16, 24:17, 25:4 accessible [2] - 26:13, 35:1 accommodate [1] - 25:23 accommodating [1] - 44:13 accordance [1] - 13:4 According [1] - 43:2 Act [1] - 14:12 action [3] - 14:11, 14:14 acts [3] - 8:8, 8:21, 9:11 Acts [1] - 8:9 add [1] - 8:17 additional [2] - 6:9, 7:23 address [5] - 9:5, 9:7, 27:17, 28:19, 28:25 addresses [2] - 28:12, 28:13 adequate [2] - 25:17, 25:21 adhere [1] - 2:9	B	
2			
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20			
21			

<p>13:9, 13:20, 15:13, 15:20, 20:7, 20:10, 21:22, 23:10, 23:14, 23:23, 26:25, 27:2, 27:3, 27:7, 27:22, 29:10, 29:21, 31:2, 33:23, 34:8, 36:9, 37:6, 38:3, 38:24, 41:5, 41:11, 41:13, 41:16, 41:20, 44:1</p> <p>BOARD [1] - 1:1</p> <p>board [5] - 17:21, 18:5, 18:20, 19:17, 20:3</p> <p>boiler [1] - 32:9</p> <p>boxes [1] - 7:18</p> <p>Boys [1] - 37:12</p> <p>bravely [1] - 7:1</p> <p>brevity [1] - 30:25</p> <p>briefly [1] - 15:3</p> <p>bring [1] - 9:14</p> <p>Broad [1] - 12:2</p> <p>Broadway [1] - 6:8</p> <p>Brook [2] - 1:6, 12:6</p> <p>brought [1] - 19:8</p> <p>build [1] - 20:20</p> <p>building [19] - 12:13, 12:18, 12:21, 14:1, 16:7, 16:10, 16:19, 16:23, 17:1, 17:5, 17:6, 17:13, 17:15, 17:17, 17:24, 19:5, 19:13, 19:19, 34:24</p> <p>bulk [2] - 17:8, 20:14</p> <p>Bureau [1] - 43:5</p> <p>Business [2] - 12:12, 43:4</p> <p>business [5] - 5:24, 10:11, 16:4, 16:20, 38:17</p> <p>businesses [1] - 28:9</p>	<p>Certainly [4] - 23:7, 27:18, 31:7, 31:8</p> <p>certificate [1] - 9:9</p> <p>cetera [2] - 37:12, 37:17</p> <p>chain [1] - 19:6</p> <p>challenging [1] - 7:8</p> <p>chance [1] - 32:10</p> <p>change [4] - 14:3, 17:16, 21:11, 34:12</p> <p>Change [2] - 12:6, 34:4</p> <p>changing [5] - 16:4, 16:11, 16:20, 21:14, 21:16</p> <p>character [2] - 14:3, 34:12</p> <p>check [1] - 32:14</p> <p>church [1] - 16:14</p> <p>CINQUEMANI [1] - 1:24</p> <p>circulation [2] - 24:6, 25:7</p> <p>citizens [1] - 8:22</p> <p>clean [1] - 39:25</p> <p>clear [1] - 18:4</p> <p>clearing [1] - 5:11</p> <p>Clerk [7] - 2:5, 3:16, 10:13, 33:2, 33:3, 33:19, 36:3</p> <p>CLERK [2] - 1:10, 1:18</p> <p>closed [1] - 43:15</p> <p>Code [2] - 28:14, 43:5</p> <p>code [1] - 37:25</p> <p>collaboration [1] - 10:7</p> <p>colleague [1] - 8:12</p> <p>colleagues [1] - 10:14</p> <p>collecting [2] - 30:9, 30:10</p> <p>collection [1] - 6:5</p> <p>coming [1] - 8:15</p> <p>comingle [1] - 32:22</p> <p>comment [7] - 3:3, 29:21, 41:24, 41:25, 42:1, 43:14, 43:15</p> <p>comments [7] - 3:5, 3:9, 10:17, 30:12, 36:10, 41:17, 42:8</p> <p>commercial [1] - 12:13</p> <p>Commissioner [1] - 14:9</p> <p>commitment [1] - 44:10</p> <p>communications [1] - 42:20</p> <p>community [8] - 5:22, 9:10, 13:1, 19:7, 28:1, 37:18, 38:9</p> <p>company [3] - 18:15, 21:4, 40:18</p> <p>compassion [1] - 3:25</p> <p>competitor [1] - 37:11</p> <p>complaints [2] - 5:16, 38:11</p> <p>completely [1] - 26:11</p> <p>compliance [1] - 37:25</p> <p>complies [1] - 26:23</p> <p>compliments [1] - 5:16</p> <p>concerns [2] - 27:13, 41:11</p> <p>conclude [1] - 41:2</p>	<p>conclusion [1] - 26:19</p> <p>conditions [2] - 25:14, 26:22</p> <p>conducted [1] - 37:14</p> <p>configuration [1] - 26:2</p> <p>conforming [1] - 13:3</p> <p>confusion [1] - 24:21</p> <p>connection [1] - 34:1</p> <p>consider [3] - 1:6, 11:21, 23:17</p> <p>consideration [1] - 21:9</p> <p>consolidated [1] - 24:25</p> <p>constructed [2] - 20:15, 21:2</p> <p>contact [8] - 6:10, 7:23, 10:3, 37:19, 37:21, 38:2, 38:22, 40:15</p> <p>contacted [1] - 6:13</p> <p>contain [1] - 20:17</p> <p>contained [1] - 28:18</p> <p>container [5] - 13:16, 16:18, 17:9, 18:23, 20:15</p> <p>containers [2] - 18:14, 20:15</p> <p>containment [1] - 20:20</p> <p>continue [3] - 4:21, 4:24, 35:4</p> <p>controlled [1] - 19:20</p> <p>convenience [1] - 32:19</p> <p>convenient [1] - 7:20</p> <p>cooperative [1] - 15:13</p> <p>coordinate [1] - 6:5</p> <p>coordination [1] - 24:8</p> <p>corner [4] - 12:15, 17:24, 19:22, 34:25</p> <p>coronavirus [1] - 6:2</p> <p>correct [1] - 28:21</p> <p>correspondence [2] - 42:15, 43:7</p> <p>Council [1] - 42:11</p> <p>COUNCILMAN [13] - 1:14, 1:14, 1:15, 11:7, 11:10, 15:7, 29:12, 30:3, 36:12, 36:18, 37:8, 37:23, 43:17</p> <p>councilman [3] - 10:25, 11:10, 32:17</p> <p>Councilman [22] - 2:19, 2:20, 6:4, 11:2, 11:3, 11:5, 11:6, 11:7, 11:9, 15:4, 15:5, 15:7, 15:11, 29:13, 30:2, 36:13, 36:16, 40:11, 40:16, 41:1, 43:17</p> <p>Councilman's [1] - 31:6</p> <p>Councilwoman [16] - 2:18, 2:20, 2:21, 6:3, 8:12, 8:17, 10:22, 10:23, 11:13, 11:15, 11:16, 22:1, 22:8, 43:10, 43:12, 43:18</p> <p>COUNCILWOMAN [9] - 1:13, 1:15, 1:16, 10:23,</p>	<p>11:13, 11:16, 21:25, 22:19, 46 43:11</p> <p>councilwoman [1] - 11:12</p> <p>Counselor [4] - 29:14, 30:4, 31:9, 36:19</p> <p>Country [10] - 1:7, 12:8, 12:15, 17:12, 24:18, 24:20, 25:9, 25:25, 26:10, 26:14</p> <p>County [9] - 12:9, 13:19, 20:19, 24:9, 24:12, 24:14, 26:17, 28:15, 42:24</p> <p>courageous [1] - 7:3</p> <p>course [2] - 14:22, 44:14</p> <p>coverage [2] - 17:20, 17:21</p> <p>covered [1] - 22:3</p> <p>COVID-19 [4] - 2:11, 3:22, 4:5, 7:1</p> <p>create [2] - 7:10, 34:19</p> <p>crisis [1] - 7:8</p> <p>cross [1] - 26:13</p> <p>crosswalks [1] - 26:12</p> <p>curb [1] - 9:21, 9:22, 13:15, 16:17, 17:10, 17:11, 17:12, 17:14, 17:18, 24:24</p> <p>current [2] - 25:14, 25:19</p> <p>customer [1] - 25:20</p> <p>customers [3] - 12:24, 13:22, 25:12</p> <p>cut [5] - 17:11, 17:12, 17:14, 17:18</p> <p>cuts [4] - 13:15, 16:17, 17:10, 24:25</p> <p>CV [2] - 35:7, 35:22</p>
C			D
<p>California [2] - 30:22, 36:6</p> <p>camera [3] - 18:3, 18:6, 19:18</p> <p>capacity [2] - 24:6, 25:21</p> <p>capture [1] - 20:16</p> <p>car [1] - 21:19</p> <p>Carl [13] - 12:16, 16:13, 17:3, 17:14, 17:16, 17:24, 24:18, 24:24, 25:2, 25:8, 25:11, 26:10, 26:14</p> <p>cars [3] - 17:4, 25:8, 25:23</p> <p>carting [1] - 18:15</p> <p>case [1] - 32:15</p> <p>cases [1] - 43:5</p> <p>CB [1] - 12:12</p> <p>center [1] - 18:10</p> <p>Center [1] - 6:7</p> <p>centers [1] - 7:2</p> <p>Central [2] - 12:12, 43:4</p> <p>certainly [3] - 14:21, 32:19, 36:15</p>			<p>danger [1] - 8:15</p> <p>days [6] - 3:9, 30:11, 30:12, 31:16, 41:24, 43:16</p> <p>deadly [1] - 2:9</p> <p>dear [1] - 3:24</p> <p>decision [3] - 13:8, 15:25, 16:6</p> <p>declining [1] - 2:12</p> <p>DECPA [1] - 20:16</p> <p>dedication [1] - 5:20</p> <p>deeds [2] - 9:1, 9:4</p> <p>deliver [1] - 8:22</p> <p>deliveries [1] - 26:3</p> <p>Department [8] - 13:19, 14:7, 14:8, 20:19, 24:9, 28:15, 37:24, 42:21</p> <p>Deputy [1] - 14:9</p> <p>describe [1] - 42:15</p> <p>description [1] - 9:4</p> <p>design [3] - 19:9, 20:17, 21:9</p> <p>designated [1] - 26:1</p> <p>destination [1] - 14:13</p>

<p>details [1] - 8:2 determine [1] - 20:6 determined [2] - 14:6, 14:13 detrimment [1] - 34:15 Development [3] - 14:9, 37:24, 42:22 development [1] - 34:18 difference [2] - 8:4, 9:10 different [2] - 7:20, 9:23 difficult [4] - 4:10, 4:19, 5:8, 5:11 difficulties [1] - 42:8 directed [1] - 36:19 direction [1] - 16:18 directional [1] - 17:17 directly [4] - 7:14, 16:12, 17:5, 40:5 disclosure [1] - 42:19 discuss [2] - 13:14, 14:18 discussed [2] - 22:5, 27:15 discussing [1] - 13:12 disposal [1] - 26:4 distance [1] - 24:7 distribute [2] - 6:24, 9:8 distribution [1] - 7:12 district [1] - 40:4 District [1] - 12:12 doctors [2] - 4:6, 7:4 donate [1] - 6:12 done [3] - 15:14, 23:18, 34:23 door [1] - 10:6 doors [2] - 16:12, 17:2 down [2] - 38:16, 39:21 DPW [1] - 26:17 drawing [1] - 22:23 drive [2] - 6:5, 6:10 driveway [2] - 17:3, 24:22 driveways [2] - 24:8, 24:21 drop [1] - 7:18 dropped [1] - 7:16 due [2] - 4:9, 26:2 Dumpster [1] - 18:12 during [5] - 6:2, 8:22, 8:23, 25:13, 26:5 During [1] - 6:22</p>	<p>elected [1] - 10:15 electricals [1] - 22:24 element [1] - 8:18 elements [1] - 19:16 eliminate [1] - 13:15 emergency [1] - 35:2 employees [4] - 2:8, 5:10, 5:19, 37:7 enable [1] - 26:12 enclosure [3] - 18:13, 18:23, 19:1 end [1] - 9:3 enforcement [1] - 4:15 Enforcement [1] - 43:5 Engineering [1] - 23:25 engineering [1] - 24:3 engines [1] - 21:16 ensure [1] - 7:12 ensuring [2] - 15:14, 42:8 enter [5] - 13:22, 17:11, 17:18, 25:8, 25:18 entering [1] - 25:1 entire [2] - 16:16, 16:22 entirety [1] - 33:6 entrance [2] - 16:14, 24:23 environment [1] - 14:15 Environmental [2] - 14:7, 14:12 equipment [3] - 20:16, 21:3, 21:4 erecting [1] - 12:22 ESCHBACHER [2] - 23:22, 27:16 Eschbacher [5] - 13:17, 23:11, 23:13, 23:24, 41:8 especially [5] - 4:16, 5:10, 5:21, 7:7, 25:13 estate [2] - 13:24, 30:21 et [2] - 37:12, 37:17 evaluation [2] - 24:5, 24:7 exactly [1] - 19:14 example [1] - 9:17 examples [1] - 9:18 excellent [2] - 20:12, 32:17 excuse [1] - 31:9 exhibit [4] - 18:5, 18:20, 19:17, 20:3 existing [7] - 12:20, 12:21, 16:25, 25:22, 34:3, 34:20, 38:7 exit [3] - 17:1, 17:15, 25:10 exiting [2] - 17:3, 25:1 expanded [1] - 8:16 expected [1] - 25:20 experience [1] - 7:10 expert [7] - 13:18, 13:25, 23:11, 23:16, 27:5, 30:22, 41:8 explaining [2] - 27:25, 28:4</p>	<p>extensively [1] - 24:11</p>	<p>G 47</p>
<p>E</p>		<p>F</p>	<p>Galena [7] - 1:6, 11:21, 12:5, 15:21, 32:6, 39:15, 40:5 garbage [4] - 9:21, 18:14, 18:23, 37:17 gas [1] - 16:7 gasoline [1] - 13:7 gates [1] - 18:13 generally [1] - 25:12 generated [2] - 21:13, 28:15 gentlemen [1] - 44:6 God [2] - 2:13, 3:24 government [2] - 4:23, 21:3 grant [2] - 15:25, 41:5 granted [2] - 13:6, 13:9 granting [3] - 14:4, 34:13, 35:4 grants [1] - 13:5 great [2] - 3:25, 9:14 Great [2] - 23:21, 40:24 greatly [2] - 24:19, 39:11 green [1] - 32:13 groceries [1] - 8:22 ground [2] - 13:10, 21:5 groundwater [1] - 21:6 groups [1] - 8:15 guy [1] - 40:2</p>
<p>e-mail [7] - 3:4, 3:10, 9:4, 9:7, 28:19, 28:20, 42:1 easel [2] - 20:2, 20:4 east [2] - 17:15, 25:2 east/west [1] - 35:1 Economic [1] - 35:2 efficient [2] - 12:24, 13:21 egress [1] - 13:23 either [1] - 25:8</p>		<p>face [3] - 18:6, 18:21, 19:18 facilities [3] - 32:8, 39:16, 39:25 facility [7] - 21:5, 21:12, 21:13, 21:18, 21:20, 25:22, 39:22 facing [1] - 16:13 familiar [3] - 20:24, 37:10, 39:19 families [1] - 4:8 family [3] - 8:19, 9:16, 38:17 family-run [1] - 38:17 far [3] - 5:16, 37:4, 37:16 favor [1] - 43:20 February [2] - 2:3, 8:10 FEBRUARY [1] - 1:2 Fee [1] - 1:6 feet [2] - 19:3, 28:14 Ferri [2] - 29:20, 38:15 few [1] - 5:24 file [2] - 38:10, 43:6 filed [1] - 42:18 fine [5] - 9:17, 30:1, 33:12, 35:15, 36:3 fire [1] - 35:2 first [4] - 4:15, 6:12, 11:20, 17:11 flow [5] - 12:25, 13:21, 19:20, 25:5, 26:7 fluid [1] - 3:2 follows [1] - 42:20 foot [1] - 12:22 Forces [1] - 4:13 forgotten [1] - 7:6 form [1] - 35:3 forward [1] - 11:22 four [1] - 25:18 Frank [1] - 31:13 frankly [1] - 7:6 Frederick [1] - 26:14 free [1] - 42:10 freestanding [1] - 13:10 Friday [2] - 7:11, 22:16 friend [1] - 9:13 friendly [1] - 40:19 friends [1] - 8:20 front [1] - 18:10 frontline [1] - 6:25 frontlines [1] - 4:7 full [3] - 17:7, 24:15, 36:3 fumes [1] - 34:23 function [2] - 5:19, 24:22 future [1] - 40:14</p>	<p>H</p>
			<p>Hall [6] - 2:4, 7:11, 7:15, 7:19, 8:14 HAND [4] - 1:14, 11:7, 29:12, 30:3 hand [2] - 23:4, 32:24 Hand [7] - 2:20, 6:4, 11:6, 11:7, 29:13, 30:2, 32:17 handed [1] - 33:19 handicap [1] - 26:11 hands [1] - 38:15 hands-on [1] - 38:15 happy [1] - 8:7 harmony [1] - 34:18 Hauppauge [1] - 24:1 hazard [1] - 34:19 Health [2] - 6:22, 20:19 health [1] - 7:8 healthcare [8] - 4:5, 4:6, 6:19, 6:25, 7:2, 7:4, 8:3, 8:6 Healthcare [1] - 6:20 hear [1] - 10:6 HEARING [1] - 1:5 hearing [8] - 3:8, 3:10, 11:20, 23:6, 29:9, 43:13, 43:14</p>

<p>hearings [1] - 10:5 heating [1] - 32:9 heavy [1] - 21:15 help [4] - 6:1, 8:16, 38:6, 42:12 helped [4] - 8:22, 8:24, 9:12, 9:13 helpful [1] - 40:10 helping [1] - 9:19 helps [1] - 40:8 Hero [1] - 6:20 heroes [6] - 4:5, 4:23, 6:20, 7:4, 8:3, 8:5 hesitate [1] - 42:9 Hi [1] - 21:25 Hicksville [4] - 1:8, 6:7, 6:8, 12:8 hired [1] - 36:25 hold [1] - 18:3 holding [1] - 2:6 Hollow [1] - 12:2 home [1] - 4:3 Homeland [1] - 4:13 homes [2] - 7:3, 28:7 honor [1] - 8:13 hope [1] - 6:23 hopeful [1] - 2:13 hospital [1] - 4:17 hospitals [2] - 6:1, 7:2 hours [6] - 22:4, 22:7, 22:15, 22:23, 26:6 hundred [1] - 28:14 Huntington [3] - 15:22, 32:6, 39:14</p>	<p>24:13, 26:9, 34:17 improving [1] - 12:24 in-person [1] - 2:13 included [1] - 24:4 including [5] - 2:18, 4:15, 7:18, 20:16, 42:22 inconveniences [1] - 27:14 increased [1] - 17:19 indeed [1] - 32:20 indicates [1] - 42:25 indicating [3] - 17:22, 18:16, 18:23 indicating [1] - 19:13 individual [1] - 9:9 indoors [1] - 37:15 information [16] - 6:9, 6:14, 7:23, 7:25, 10:3, 10:9, 27:11, 29:22, 29:25, 30:9, 30:10, 36:11, 37:6, 38:4, 41:12, 42:5 Information [3] - 6:11, 6:13, 7:24 informative [1] - 10:4 initiative [2] - 8:16, 32:14 initiatives [1] - 5:25 input [1] - 3:5 insight [1] - 39:4 inspecting [1] - 34:5 install [1] - 16:3 instance [1] - 37:23 Instant [2] - 12:6, 34:4 instead [1] - 24:20 interest [1] - 2:16 interfere [1] - 26:6 interim [1] - 2:14 internal [2] - 17:3, 24:6 interrupt [2] - 15:3, 30:16 intersection [1] - 26:15 introduce [1] - 14:17 invite [1] - 6:18 invited [1] - 9:2 involved [1] - 9:24 island [1] - 16:1 Island [5] - 38:6, 38:16, 39:17, 39:23, 40:3 issue [1] - 37:25 issued [1] - 16:2 issues [4] - 21:10, 37:18, 37:19, 40:16 items [1] - 16:3</p>	<p>John [7] - 13:11, 14:17, 15:20, 29:17, 32:5, 34:7, 39:13 JOHNSON [3] - 1:13, 10:23, 43:11 Johnson [7] - 2:19, 6:4, 8:17, 10:22, 10:24, 43:12, 43:19 join [2] - 6:18, 9:15 joined [2] - 2:4, 15:4 joint [1] - 8:11 JOSEPH [2] - 1:10, 1:13 June [1] - 14:8</p>	<p>leave [1] - 17:16 leaving [3] - 25:3, 31:15, 41:23 legal [4] - 13:3, 27:25, 28:4, 28:5 Lessee [1] - 1:6 letter [3] - 27:24, 28:7, 28:18 letterhead [1] - 28:22 letters [2] - 6:24, 7:14 LEVITT [45] - 11:24, 14:23, 15:1, 18:7, 18:18, 22:9, 22:13, 23:8, 23:13, 23:19, 27:20, 27:24, 28:8, 28:13, 28:21, 28:24, 29:2, 29:17, 29:19, 30:5, 30:14, 30:16, 30:19, 31:4, 31:18, 31:24, 32:23, 33:3, 33:15, 33:22, 35:19, 35:21, 35:23, 36:4, 37:1, 37:22, 38:3, 39:2, 39:5, 40:20, 41:4, 44:8, 44:12, 44:15, 44:17 Levitt [13] - 12:1, 15:24, 16:6, 22:13, 23:5, 27:16, 27:20, 28:17, 29:7, 29:14, 33:14, 36:8, 36:20 life [3] - 4:22, 8:5, 34:20 lifesaving [2] - 4:18, 4:24 lifetime [1] - 7:8 lighting [1] - 37:17 limb [1] - 34:20 limited [2] - 7:18, 8:13 list [1] - 28:15 litter [1] - 37:17 live [3] - 2:24, 4:2, 38:5 live-streamed [1] - 2:24 LLC [5] - 1:6, 11:21, 12:5, 12:7 loading [1] - 26:1 local [6] - 6:19, 8:5, 26:22, 37:4, 38:13, 38:22 locally [4] - 36:25, 37:7, 37:20, 38:2 located [10] - 1:7, 6:7, 7:15, 12:7, 15:22, 16:14, 17:12, 23:25, 34:25, 43:3 location [2] - 25:20, 29:15 locations [1] - 7:20 look [2] - 8:1, 19:13 Lord [1] - 4:19 lost [2] - 3:22, 4:8 Lou [1] - 2:19 LOUIS [1] - 1:14 loved [1] - 4:8 lubrication [2] - 16:3, 16:8</p>
<p style="text-align: center;">I</p>			
<p>icy [1] - 9:22 identical [1] - 29:5 identified [2] - 12:9, 14:10 identifying [1] - 20:8 Il [2] - 14:11, 14:14 imagine [2] - 37:7, 37:13 IMBROTO [3] - 1:14, 15:7, 43:17 Imbroto [9] - 2:19, 10:25, 11:2, 11:3, 11:5, 15:4, 15:5, 15:7, 43:17 immediate [1] - 40:15 impact [1] - 14:14 impacting [1] - 12:25 impacts [1] - 26:21 important [5] - 3:4, 10:4, 30:7, 38:17, 40:13 improve [2] - 5:17, 25:5 improved [2] - 12:13, 24:19 improvement [2] - 19:21, 25:22 improvements [4] - 13:14,</p>	<p style="text-align: center;">J</p> <p>jargon [1] - 28:5 Jeff [1] - 2:22 JEFFREY [1] - 1:18 JiffyLube [1] - 37:12 JMR [1] - 13:12 job [1] - 5:11</p>	<p style="text-align: center;">K</p> <p>keep [2] - 10:6, 44:11 keeping [2] - 5:22, 39:25 kept [1] - 43:15 kind [2] - 20:24, 21:16 kindness [3] - 8:9, 8:21, 9:11 Kindness [1] - 8:9 kindness@oysterbay [3] - 9:6, 9:7, 9:25 kindness@oysterbay-ny.gov [3] - 9:6, 9:7, 9:25</p> <p style="text-align: center;">L</p> <p>LABRIOLA [7] - 1:15, 11:10, 36:12, 36:18, 37:8, 37:23, 38:25 Labriola [7] - 2:20, 11:9, 11:11, 36:13, 40:11, 40:17, 41:1 LaMarca [19] - 1:10, 1:18, 2:5, 3:16, 3:19, 10:13, 10:19, 10:20, 10:22, 10:25, 11:3, 11:6, 11:9, 11:12, 11:15, 15:2, 15:9, 33:20, 42:17 Land [2] - 12:9, 42:24 landscape [1] - 19:20 landscaping [6] - 13:16, 16:21, 17:19, 17:22, 18:16, 18:24 large [2] - 8:15, 9:23 last [3] - 5:14, 24:10, 41:16 laughter [2] - 29:3, 29:6 LAURA [1] - 1:15 Laura [2] - 2:21, 8:12 law [1] - 4:14 laws [1] - 15:15 layout [1] - 24:19 lead [2] - 3:16, 3:25 leadership [2] - 4:21, 8:11 leaking [1] - 20:17 least [1] - 41:24</p>	<p style="text-align: center;">M</p> <p>M.D [1] - 1:8</p>

<p>Maier [6] - 2:21, 8:12, 11:12, 11:14, 22:1, 22:8 MAIER [4] - 1:15, 11:13, 21:25, 22:19 mail [10] - 3:3, 3:4, 3:10, 3:12, 9:4, 9:7, 28:19, 28:20, 42:1, 42:3 mailed [1] - 7:14 mailings [1] - 42:16 Main [3] - 15:22, 32:6, 39:14 maintain [2] - 13:10, 19:6 maintained [2] - 38:10, 40:1 maintenance [4] - 21:18, 21:19, 37:16 major [3] - 19:21, 21:19, 35:1 manager [8] - 36:23, 36:24, 37:1, 37:2, 38:13, 38:21, 39:23, 39:24 mandates [1] - 21:3 manner [1] - 38:19 Map [2] - 12:10, 42:24 maps [1] - 43:3 March [2] - 6:6, 7:12 Marks [6] - 13:25, 30:21, 33:25, 35:7, 35:8, 41:8 Marks' [2] - 33:24, 34:10 masonry [1] - 18:12 matter [1] - 5:19 mean [1] - 30:16 media [1] - 2:25 meet [1] - 6:1 MEETING [1] - 1:2 meeting [4] - 1:23, 2:2, 2:6, 2:23 meetings [3] - 2:14, 3:6, 15:14 Melville [1] - 12:3 members [12] - 2:17, 8:19, 15:13, 20:7, 21:22, 27:2, 27:4, 27:22, 28:1, 29:11, 41:13, 42:11 Members [9] - 11:25, 15:19, 23:9, 23:23, 31:2, 33:22, 36:9, 38:24, 41:16 Memorandum [1] - 14:8 memos [1] - 42:21 men [2] - 4:12, 4:14 mentioned [5] - 15:24, 16:5, 24:17, 26:16, 40:17 Michael [2] - 29:20, 38:14 MICHELE [1] - 1:13 Michele [5] - 2:18, 6:3, 10:24, 43:12, 43:18 midst [2] - 2:8, 7:7 might [1] - 41:11 mind [3] - 18:10, 22:12, 39:10</p>	<p>minimum [1] - 30:11 minor [1] - 21:18 Minutes [1] - 1:23 modify [1] - 13:7 Monday [2] - 6:6, 22:16 month [1] - 9:3 moreover [1] - 13:24 morning [4] - 2:1, 11:24, 23:20, 23:22 most [2] - 2:7, 7:7 motion [5] - 42:14, 43:9, 43:13, 43:18, 44:4 motor [6] - 12:14, 12:20, 12:22, 13:3, 14:2, 34:3 Motor [1] - 23:25 move [1] - 18:9 movements [1] - 26:9 moving [1] - 10:11 MR [86] - 10:20, 10:22, 10:25, 11:3, 11:6, 11:9, 11:12, 11:15, 11:24, 14:23, 15:1, 15:2, 15:9, 15:19, 18:7, 18:12, 18:18, 18:22, 19:2, 19:5, 19:12, 19:19, 20:13, 20:18, 21:7, 21:11, 22:9, 22:13, 22:22, 23:4, 23:8, 23:13, 23:19, 23:22, 27:16, 27:20, 27:24, 28:8, 28:13, 28:21, 28:24, 29:2, 29:17, 29:18, 29:19, 30:5, 30:14, 30:16, 30:18, 30:19, 31:4, 31:9, 31:13, 31:18, 31:21, 31:24, 32:4, 32:23, 33:3, 33:8, 33:12, 33:15, 33:22, 35:13, 35:17, 35:19, 35:21, 35:23, 36:1, 36:4, 37:1, 37:22, 38:3, 38:25, 39:2, 39:3, 39:5, 39:13, 40:8, 40:20, 41:4, 42:17, 44:8, 44:12, 44:15, 44:17 must [1] - 6:11</p>	<p>negative [1] - 26:21 neighbor [3] - 8:24, 9:13, 9:22 neighborhood [4] - 14:4, 19:23, 21:6, 34:13 neighborhoods [1] - 9:19 neighbors [3] - 8:20, 9:20, 21:9 New [13] - 2:10, 3:14, 7:16, 12:3, 12:8, 15:22, 24:1, 32:7, 36:22, 39:14, 39:17, 39:18, 42:4 new [4] - 8:7, 14:2, 17:6, 32:8 noise [4] - 21:10, 21:12, 34:22, 37:17 nominations [1] - 9:3 non [1] - 13:3 non-conforming [1] - 13:3 North [3] - 2:4, 7:15, 7:19 northeast [1] - 12:15 Notary [1] - 36:6 NOTED [1] - 44:18 notes [1] - 7:11 notice [2] - 27:25, 28:4 noticed [1] - 36:20 number [4] - 9:5, 28:19, 28:24, 39:16 numerous [1] - 23:14 nurses [2] - 4:6, 7:4 nursing [1] - 7:3 ny.gov [7] - 3:11, 3:12, 9:6, 9:7, 9:25, 30:13, 42:2</p>	<p>36:24, 37:1, 38:21 once [5] - 8:1, 9:16, 9:24, 10:14, 26:16 Once [1] - 21:22 one [13] - 5:3, 5:4, 6:16, 9:16, 12:22, 24:23, 24:25, 25:9, 25:18, 32:12, 38:14, 41:16, 42:2 one-story [1] - 12:22 one-way [1] - 24:23 ones [1] - 4:9 ongoing [1] - 6:1 open [7] - 10:7, 16:12, 17:2, 31:15, 41:23, 43:4, 43:15 opening [1] - 14:25 operate [1] - 12:5 operated [1] - 16:8 operates [1] - 37:13 operating [2] - 28:3, 38:8 operation [10] - 21:15, 22:4, 22:5, 22:7, 22:9, 22:15, 22:23, 37:11, 39:19, 40:19 operations [1] - 5:12 opinion [3] - 26:20, 34:5, 34:10 opportunity [3] - 8:25, 21:24, 27:10 opposed [2] - 37:11, 43:23 order [1] - 13:22 orderly [1] - 34:18 organized [1] - 36:21 orientation [1] - 17:1 original [1] - 33:15 otherwise [1] - 8:24 outcome [1] - 44:11 outdoor [1] - 13:15 outside [2] - 17:9, 36:21 overall [1] - 40:2 oversees [1] - 40:3 own [1] - 37:3 Owner [1] - 1:6 owner [5] - 12:7, 29:20, 32:14, 36:23, 38:14 owners [3] - 37:21, 38:14, 40:6 Oyster [15] - 2:2, 3:13, 4:3, 4:23, 5:19, 6:3, 6:16, 6:19, 7:16, 34:8, 38:5, 40:18, 40:21, 42:4, 43:2 OYSTER [1] - 1:1 oysterbaytown.com [4] - 6:17, 8:1, 10:10, 42:6</p>
	N	O	
<p>name [12] - 9:5, 9:6, 10:16, 12:1, 15:20, 23:24, 28:24, 31:12, 32:5, 38:21, 39:13, 40:4 Nassau [8] - 12:9, 13:19, 20:18, 24:9, 24:12, 26:16, 28:15, 42:24 national [1] - 19:6 National [1] - 6:22 Nay [2] - 43:24, 43:25 nearby [2] - 34:16, 34:22 necessary [2] - 25:16, 41:12 need [5] - 6:2, 7:22, 8:25, 31:16, 39:18</p>		<p>objectionable [1] - 34:21 objections [1] - 28:2 obviously [2] - 15:12, 32:21 OF [2] - 1:1, 1:18 off-peak [1] - 26:6 off-street [1] - 42:23 Office [5] - 3:12, 6:11, 6:13, 7:24, 42:3 office [10] - 15:21, 16:12, 16:25, 23:25, 28:3, 38:5, 39:22, 40:4, 42:9 offices [1] - 12:2 officials [1] - 10:15 Oil [2] - 12:6, 34:4 oil [16] - 16:4, 16:11, 16:20, 17:8, 17:16, 20:14, 20:17, 20:20, 21:11, 21:14, 26:3, 26:4, 29:15, 30:18, 32:10, 32:11 Old [10] - 1:7, 12:8, 12:15, 17:12, 24:18, 24:20, 25:9, 25:25, 26:9, 26:14 on-site [5] - 25:7, 29:16,</p>	P
			<p>P-2-21 [2] - 1:5, 11:20 p.m [3] - 6:6, 6:7, 7:17 paid [1] - 35:3 pandemic [6] - 2:9, 4:9,</p>

<p>6:3, 8:14, 8:23, 25:14 parameters [1] - 2:15 parcel [1] - 12:15 parking [3] - 16:14, 26:22, 42:23 Parkway [1] - 24:1 part [5] - 2:25, 3:7, 19:5, 23:2, 35:6 participate [1] - 7:9 participation [1] - 10:8 particular [1] - 37:10 particulars [1] - 13:13 partnered [1] - 6:4 parts [2] - 35:10, 35:24 passed [1] - 40:14 passes [1] - 44:4 past [1] - 7:1 path [1] - 26:13 peak [1] - 26:6 pedestrian [1] - 26:9 People [1] - 4:1 people [3] - 6:11, 8:13, 9:18 people's [1] - 32:11 PEP [1] - 37:12 percent [2] - 17:20, 17:21 performed [1] - 21:20 perimeter [2] - 16:17, 17:23 period [1] - 43:16 permanent [1] - 3:7 permission [3] - 13:6, 14:20, 23:9 permit [1] - 16:2 Permit [7] - 1:7, 12:19, 14:5, 34:2, 34:14, 35:5, 41:5 Permits [1] - 26:24 person [2] - 2:13, 38:22 personally [1] - 39:7 pertaining [1] - 34:9 petitioner [4] - 12:2, 12:17, 12:18, 13:2 petitioner's [1] - 13:22 petitioners [2] - 12:5, 36:21 phenomenal [1] - 5:2 phone [3] - 2:17, 9:5, 28:19 photographs [3] - 33:16, 33:19, 35:6 pickup [1] - 26:4 piece [3] - 16:16, 16:22, 26:3 pieces [1] - 5:12 pits [1] - 16:3 Place [1] - 26:14 place [4] - 6:6, 9:12, 26:4, 26:5 placed [1] - 20:4 plan [10] - 13:13, 14:5, 14:19, 24:5, 24:12, 24:14, 26:8, 26:18, 34:15, 35:5 Plan [4] - 1:7, 12:19, 34:2,</p>	<p>41:6 Planning [3] - 14:9, 37:24, 42:22 plans [1] - 34:7 pleased [2] - 24:10, 27:1 pleasing [1] - 19:7 Pledge [2] - 3:17, 3:18 podium [1] - 22:12 point [4] - 14:16, 20:2, 24:10, 30:7 poll [1] - 10:13 polling [1] - 27:12 positive [2] - 5:15, 29:5 positivity [2] - 2:12, 9:15 possible [1] - 32:20 posted [1] - 44:11 practicing [1] - 35:8 PRAVATO [1] - 1:18 Pravato [1] - 2:22 pray [7] - 3:22, 4:4, 4:5, 4:8, 4:12, 4:14, 4:20 pre [1] - 14:13 pre-determined [1] - 14:13 premises [4] - 1:7, 12:7, 12:11, 13:3 presence [3] - 11:23, 32:3, 39:10 Present [1] - 10:21 present [8] - 10:24, 11:8, 11:11, 11:14, 11:17, 13:11, 13:17, 15:8 presentation [6] - 14:25, 20:12, 23:3, 41:3, 41:22, 44:7 presented [1] - 29:8 pressing [1] - 6:2 principal [1] - 13:12 private [1] - 18:14 problem [1] - 37:25 problems [3] - 27:14, 38:7, 38:9 procedure [1] - 28:3 proceed [8] - 11:19, 15:17, 15:18, 23:5, 25:9, 33:14, 36:17, 44:5 proceeding [1] - 20:22 proceedings [1] - 3:1 process [1] - 3:3 produce [1] - 14:3 produced [1] - 34:12 professional [3] - 26:19, 34:10, 38:19 professionals [2] - 8:6, 10:15 program [2] - 6:21, 8:8 programs [3] - 6:15, 8:1, 10:2 project [4] - 24:11, 26:23, 26:25, 27:25</p>	<p>proper [1] - 7:12 properties [3] - 34:16, 34:19, 34:22 property [11] - 15:25, 16:16, 26:3, 34:6, 34:9, 34:20, 34:25, 37:2, 37:16, 42:25, 43:3 proposed [9] - 14:10, 16:23, 17:1, 17:6, 26:20, 34:14, 34:17, 34:21, 35:5 protect [1] - 2:7 protecting [1] - 21:9 protects [1] - 21:5 prototypical [1] - 19:9 provide [8] - 4:24, 13:16, 13:20, 13:21, 13:25, 25:4, 38:3, 38:23 provided [5] - 18:13, 24:22, 26:12, 41:7, 41:9 provides [1] - 26:8 Public [7] - 1:25, 6:10, 6:13, 6:22, 7:24, 13:19, 24:9 public [15] - 2:8, 3:3, 3:5, 7:8, 10:8, 30:8, 30:11, 31:3, 39:11, 40:14, 41:24, 41:25, 42:1, 43:14, 43:15 publiccomment@oysterbay [4] - 3:11, 3:12, 30:13, 42:2 publiccomment@oysterbay-ny.gov [4] - 3:11, 3:12, 30:13, 42:2 pulling [1] - 9:20 pumps [3] - 13:7, 16:1, 16:7 purpose [1] - 32:12 purposes [1] - 29:16 put [1] - 20:1</p> <p style="text-align: center;">Q</p> <p>Quality [1] - 14:12 questions [15] - 7:22, 10:17, 20:6, 21:23, 22:21, 27:1, 27:4, 27:9, 29:7, 29:10, 36:10, 37:9, 41:11, 41:17, 42:7 quick [1] - 22:2 quiet [1] - 21:14 quite [2] - 7:6, 21:14 quoting [1] - 34:11</p> <p style="text-align: center;">R</p> <p>ramps [1] - 26:12 random [2] - 8:8, 8:20 Random [1] - 8:9 rate [1] - 2:12 rather [2] - 33:6, 37:20</p>	<p style="text-align: right;">50</p> <p>reach [1] - 37:20 read [4] - 30:24, 33:24, 35:10, 35:24 reading [1] - 33:6 real [2] - 13:24, 30:21 really [1] - 21:12 reason [1] - 34:22 received [4] - 15:25, 24:14, 28:7, 28:20 Receiver [2] - 2:18, 2:22 RECEIVER [1] - 1:18 recently [1] - 39:20 recited [1] - 3:19 recognition [1] - 8:8 Recognition [1] - 6:20 recognize [4] - 3:21, 8:19, 8:25, 23:15 recommend [1] - 26:24 reconfigure [1] - 19:15 reconstructed [1] - 26:11 record [8] - 3:7, 31:15, 33:9, 33:16, 34:9, 36:3, 38:23, 44:3 recorded [1] - 3:1 recreate [1] - 4:2 recycled [1] - 32:10 recycling [2] - 9:21, 29:16 redevelop [1] - 12:20 redevelopment [1] - 26:20 reflect [1] - 44:3 reflects [1] - 24:12 regarding [1] - 6:9 regrets [1] - 30:23 REGULAR [1] - 1:2 regular [1] - 5:23 regulations [1] - 2:10 REILLY [19] - 15:19, 18:12, 18:22, 19:2, 19:5, 19:12, 19:19, 20:13, 20:18, 21:7, 21:11, 22:22, 23:4, 29:18, 30:18, 32:4, 39:3, 39:13, 40:8 Reilly [11] - 13:11, 14:17, 15:20, 18:19, 31:6, 31:19, 32:5, 39:2, 39:9, 39:13, 41:7 Reilly's [4] - 30:20, 31:18, 34:7, 39:6 reiterate [1] - 22:7 relates [6] - 2:10, 3:10, 27:13, 27:14, 36:10, 41:17 relative [2] - 3:6, 9:14 remain [2] - 3:21, 25:12 remind [1] - 10:14 removal [1] - 16:7 remove [1] - 13:6 removing [1] - 12:21 renovation [1] - 39:21 repair [1] - 21:15 replace [1] - 34:3</p>
---	--	--	--

<p>replacement [1] - 14:1 report [1] - 24:11 Reporter/Notary [1] - 1:25 represent [2] - 12:1, 12:4 representative [1] - 38:4 request [1] - 41:4 requested [2] - 24:13, 34:13 required [3] - 17:18, 28:14, 42:23 requirement [1] - 20:19 requirements [1] - 20:24 requiring [1] - 41:13 resident [2] - 40:19, 40:21 resident-friendly [1] - 40:19 residents [15] - 4:1, 4:25, 5:14, 5:21, 6:18, 6:25, 7:10, 7:21, 9:2, 18:4, 27:11, 29:15, 32:20, 42:12, 44:10 residents' [1] - 27:13 resides [1] - 40:5 Resources [1] - 14:7 respect [4] - 3:8, 5:3, 24:16, 25:7 respected [1] - 3:7 respectfully [1] - 41:4 responded [1] - 5:15 responders [1] - 4:15 response [8] - 10:4, 11:1, 11:4, 20:9, 27:6, 28:1, 41:19, 43:25 responsible [1] - 2:7 restating [1] - 39:10 restroom [1] - 25:15 result [1] - 26:21 retained [1] - 24:2 return [2] - 2:13, 7:11 Review [1] - 14:12 review [2] - 24:3, 24:4 reviewed [1] - 26:17 reviewing [1] - 34:6 rewarding [1] - 7:9 Rich [1] - 3:16 RICHARD [2] - 1:10, 1:18 Richard [3] - 2:5, 3:19, 33:19 rise [1] - 3:15 Road [1] - 1:7, 12:3, 12:8, 12:15, 17:12, 24:18, 24:20, 25:9, 25:25, 26:10, 26:14 Roaring [2] - 1:6, 12:6 Robert [6] - 13:17, 13:25, 23:11, 23:24, 30:21, 33:24 rolls [1] - 41:23 room [3] - 16:11, 16:24, 25:17 run [2] - 38:17, 38:18</p>	<p style="text-align: center;">S</p> <p>sacrifices [1] - 7:5 safe [4] - 5:22, 21:5, 32:20, 44:16 safer [1] - 26:13 safety [3] - 2:16, 13:14, 25:6 sake [1] - 30:24 Saladino [2] - 10:20, 18:21 SALADINO [72] - 1:10, 1:13, 2:1, 3:20, 5:7, 10:21, 11:18, 14:21, 14:24, 15:10, 18:1, 18:9, 18:25, 19:4, 19:11, 19:25, 20:5, 20:11, 20:14, 21:1, 21:8, 21:21, 22:6, 22:11, 22:20, 22:25, 23:7, 23:12, 23:17, 23:20, 27:3, 27:8, 27:18, 27:23, 28:6, 28:11, 28:17, 28:23, 29:1, 29:4, 29:24, 30:6, 30:15, 30:17, 31:1, 31:7, 31:11, 32:1, 32:16, 33:1, 33:4, 33:10, 33:13, 33:21, 35:12, 35:14, 35:20, 36:7, 36:15, 39:9, 40:7, 40:9, 40:24, 41:15, 41:21, 43:8, 43:20, 43:23, 44:2, 44:9, 44:14, 44:16 salaries [1] - 35:3 Saturday [1] - 22:17 saw [1] - 9:18 SCALERA [9] - 31:9, 31:13, 31:21, 33:8, 33:12, 35:13, 35:17, 35:22, 36:1 Scalera [4] - 31:13, 32:2, 33:5, 35:12 scenarios [1] - 9:23 seated [1] - 5:7 second [3] - 2:9, 17:12, 17:21 secondary [1] - 20:20 seconds [1] - 43:18 Section [2] - 12:10, 42:25 see [2] - 18:3, 23:21 seeking [1] - 12:18 senior [1] - 8:22 sent [1] - 27:24 series [1] - 24:13 serve [1] - 4:21 service [17] - 12:14, 12:20, 12:23, 13:4, 13:7, 14:2, 15:25, 16:8, 16:24, 17:2, 25:3, 25:10, 25:13, 25:19, 34:4, 37:14, 42:18 Serviced [1] - 17:4 serviced [1] - 18:14 services [2] - 4:25 set [1] - 6:12</p>	<p>sets [1] - 9:17 shall [1] - 14:2 shoveled [1] - 8:23 shoveling [1] - 9:20 show [1] - 18:18 shows [1] - 17:22 sick [2] - 4:8, 4:16 side [4] - 16:18, 17:13, 17:15, 25:2 sidewalk [3] - 16:13, 17:5, 25:24 sidewalks [1] - 26:10 sign [1] - 13:10 significant [1] - 14:14 signify [2] - 43:21, 43:24 signs [3] - 16:18, 17:17, 17:18 similar [1] - 37:13 single [1] - 24:21 Site [4] - 1:7, 12:19, 34:2, 41:6 site [28] - 13:13, 13:14, 13:20, 13:23, 14:5, 14:18, 17:21, 19:14, 19:21, 24:5, 24:7, 24:12, 24:17, 25:7, 25:17, 26:2, 26:8, 26:18, 26:21, 29:16, 34:15, 35:5, 36:24, 37:1, 38:18, 38:21 site's [1] - 38:7 sites [2] - 38:16, 39:24 situated [1] - 12:11 situation [1] - 20:25 small [2] - 9:23, 25:15 snow [4] - 5:11, 5:12, 8:23, 9:19 snowstorm [1] - 8:24 social [1] - 2:25 someone [2] - 9:12, 9:13 soon [1] - 2:14 sorry [4] - 15:17, 35:17, 35:21, 42:14 sounds [1] - 27:8 South [2] - 6:8, 7:19 speaks [1] - 20:11 special [2] - 5:9, 9:8 Special [8] - 1:7, 12:19, 14:4, 26:24, 34:2, 34:14, 35:4, 41:5 specific [1] - 7:18 specifically [1] - 32:22 spilled [1] - 20:17 spills [1] - 25:24 square [1] - 12:22 stacking [4] - 24:6, 25:18, 25:21, 25:24 standard [1] - 28:3 standards [1] - 26:23 standing [1] - 3:21 start [1] - 20:5</p>	<p style="text-align: right;">51</p> <p>starting [1] - 5:23 state [6] - 10:18, 11:22, 31:11, 32:3, 37:21, 40:15 State [3] - 2:10, 14:11, 36:21 statement [1] - 37:14 statements [1] - 3:5 States [1] - 4:13 station [8] - 12:14, 12:21, 12:23, 13:4, 14:2, 16:1, 16:8, 34:4 step [2] - 11:22, 31:12 stepping [1] - 22:12 STEVE [1] - 1:15 Steven [2] - 2:20, 40:11 still [4] - 30:9, 30:10, 42:7 storage [4] - 13:15, 16:20, 17:7, 20:15 store [1] - 32:12 storms [1] - 5:13 story [1] - 12:22 streamed [1] - 2:24 street [4] - 16:15, 19:22, 35:1, 42:23 Street [16] - 12:16, 15:22, 16:13, 17:4, 17:14, 17:16, 17:25, 24:18, 24:24, 25:2, 25:8, 25:11, 26:10, 26:14, 32:6, 39:14 strength [3] - 3:24, 4:10, 4:20 stricken [2] - 3:23, 4:4 strives [1] - 19:6 study [1] - 24:4 subject [2] - 12:11, 34:9 submissions [1] - 31:17 submit [6] - 3:9, 9:2, 29:21, 30:12, 30:25, 36:2 submitted [1] - 34:7 submitting [4] - 33:9, 33:11, 33:25, 34:1 sufficient [1] - 31:23 suggested [1] - 8:17 Suite [1] - 12:3 summarize [3] - 31:2, 32:24, 33:8 summarizing [1] - 33:6 Sunday [1] - 22:18 SUPERVISOR [72] - 1:10, 1:13, 2:1, 3:20, 5:7, 10:21, 11:18, 14:21, 14:24, 15:10, 18:1, 18:9, 18:25, 19:4, 19:11, 19:25, 20:5, 20:11, 20:14, 21:1, 21:8, 21:21, 22:6, 22:11, 22:20, 22:25, 23:7, 23:12, 23:17, 23:20, 27:3, 27:8, 27:18, 27:23, 28:6, 28:11, 28:17, 28:23, 29:1, 29:4, 29:24, 30:6, 30:15, 30:17, 31:1, 31:7,</p>
---	---	---	--

<p>31:11, 32:1, 32:16, 33:1, 33:4, 33:10, 33:13, 33:21, 35:12, 35:14, 35:20, 36:7, 36:15, 39:9, 40:7, 40:9, 40:24, 41:15, 41:21, 43:8, 43:20, 43:23, 44:2, 44:9, 44:14, 44:16</p> <p>Supervisor [29] - 10:20, 11:25, 15:1, 15:2, 15:19, 18:8, 18:19, 18:21, 19:10, 20:13, 21:25, 23:9, 23:15, 23:19, 23:23, 28:9, 29:3, 29:12, 30:14, 31:10, 32:23, 35:11, 35:17, 35:21, 38:23, 40:23, 43:11, 44:8, 44:12</p> <p>supplies [2] - 16:20, 17:8</p> <p>support [1] - 4:1</p> <p>surprise [2] - 8:8, 8:18</p> <p>surrounding [2] - 19:22, 34:6</p> <p>sworn [2] - 30:22, 36:5</p>	<p>top [1] - 33:15</p> <p>toward [1] - 36:19</p> <p>Town [61] - 2:2, 2:4, 2:5, 2:8, 2:17, 3:13, 3:16, 3:25, 4:3, 4:22, 4:24, 5:2, 5:18, 5:21, 5:23, 5:25, 6:3, 6:16, 6:19, 7:11, 7:15, 7:18, 7:19, 8:11, 8:14, 9:8, 10:9, 11:25, 20:7, 21:22, 23:10, 23:23, 26:24, 27:2, 27:3, 27:22, 28:14, 29:10, 31:13, 33:1, 33:3, 33:4, 33:19, 33:23, 34:8, 35:15, 36:3, 36:9, 38:5, 38:11, 38:24, 40:18, 40:21, 41:5, 41:13, 42:3, 42:11, 43:2</p> <p>TOWN [4] - 1:1, 1:1, 1:10, 1:18</p> <p>Town's [7] - 3:1, 6:10, 6:13, 6:15, 7:24, 14:6, 26:23</p> <p>TRACIE [1] - 1:24</p> <p>traffic [16] - 12:25, 13:18, 13:21, 17:14, 23:11, 23:16, 24:3, 24:13, 25:5, 26:6, 26:22, 27:5, 27:13, 34:22, 41:8</p> <p>transcribed [1] - 3:2</p> <p>transmissions [1] - 21:17</p> <p>transparency [1] - 10:7</p> <p>treatments [1] - 4:18</p> <p>triangular [4] - 12:14, 16:16, 16:22, 26:3</p> <p>Tuesday [1] - 2:3</p> <p>turn [1] - 25:11</p> <p>turned [3] - 18:6, 18:21, 19:18</p> <p>two [12] - 5:14, 16:1, 16:10, 16:23, 17:13, 19:9, 24:20, 24:25, 25:10, 25:19, 25:23, 26:4</p> <p>two-way [1] - 17:13</p> <p>type [2] - 29:2, 29:5</p> <p>Type [2] - 14:11, 14:14</p> <p>types [1] - 7:4</p>	<p>uses [1] - 32:9</p> <p style="text-align: center;">V</p> <p>value [1] - 34:15</p> <p>Valvoline [5] - 12:6, 29:15, 34:4, 37:12, 39:21</p> <p>variance [1] - 13:10</p> <p>variances [1] - 43:6</p> <p>variety [1] - 7:19</p> <p>vehicle [6] - 12:14, 12:20, 12:23, 13:3, 14:2, 34:3</p> <p>vehicles [6] - 19:20, 25:1, 25:3, 25:13, 25:18, 35:2</p> <p>verify [1] - 32:15</p> <p>VHB [3] - 13:18, 23:11, 23:24</p> <p>via [1] - 3:3</p> <p>vibration [1] - 34:23</p> <p>VICKI [1] - 1:16</p> <p>Vicki [1] - 2:21</p> <p>view [1] - 42:22</p> <p>views [1] - 38:16</p> <p>violations [1] - 38:12</p> <p>virtually [1] - 2:6</p> <p>visibility [1] - 24:8</p> <p>visiting [2] - 6:15, 42:6</p> <p>voice [1] - 3:4</p> <p>volumes [1] - 25:20</p> <p>voting [1] - 30:8</p>	<p>wish [1] - 4:9</p> <p>women [2] - 4:12, 4:14</p> <p>word [2] - 6:16, 42:2</p> <p>workers [2] - 4:6, 6:25</p> <p>workforce [1] - 5:2</p> <p>Works [2] - 13:19, 24:9</p> <p>written [2] - 13:25, 41:9</p>
T	U	W	Y
<p>tall [1] - 18:25</p> <p>tanks [2] - 17:8, 20:21</p> <p>Tax [3] - 2:18, 12:10, 42:24</p> <p>taxes [1] - 35:3</p> <p>TAXES [1] - 1:18</p> <p>team [1] - 24:11</p> <p>ten [5] - 30:11, 30:12, 31:15, 41:24, 43:16</p> <p>tend [1] - 4:16</p> <p>terms [1] - 27:12</p> <p>terrific [1] - 30:3</p> <p>testified [1] - 23:14</p> <p>testimony [4] - 13:20, 14:1, 19:24, 41:6</p> <p>text [1] - 29:22</p> <p>thanking [1] - 6:19</p> <p>they've [2] - 20:22, 38:8</p> <p>third [1] - 17:14</p> <p>THOMAS [1] - 1:14</p> <p>thousands [1] - 6:24</p> <p>three [4] - 5:13, 5:14, 17:10, 24:24</p> <p>throughout [1] - 8:21</p> <p>tight [1] - 19:14</p> <p>TIME [1] - 44:18</p> <p>today [11] - 2:5, 10:18, 13:11, 19:8, 23:3, 24:14, 24:19, 29:8, 30:8, 30:23, 39:12</p> <p>today's [1] - 3:8</p> <p>together [3] - 7:3, 8:15, 9:16</p> <p>toilet [2] - 16:11, 16:24</p> <p>Tom [3] - 2:19, 6:4, 29:13</p> <p>took [2] - 9:12, 35:7</p>	<p>unanimously [1] - 44:4</p> <p>under [1] - 14:11</p> <p>underneath [1] - 20:20</p> <p>underway [1] - 5:25</p> <p>undesirable [2] - 14:3, 34:11</p> <p>United [1] - 4:13</p> <p>unusual [1] - 26:2</p> <p>up [8] - 8:1, 16:12, 17:2, 17:24, 18:3, 22:12, 23:10, 31:12</p> <p>Upstate [1] - 39:17</p>	<p>waiting [4] - 16:11, 16:24, 25:15, 25:23</p> <p>walk [1] - 4:22</p> <p>Walsh [3] - 2:21, 11:15, 11:17</p> <p>WALSH [2] - 1:16, 11:16</p> <p>watch [1] - 2:24</p> <p>watching [1] - 39:12</p> <p>wave [1] - 2:9</p> <p>website [6] - 3:1, 6:16, 8:2, 10:2, 10:9, 42:6</p> <p>Week [1] - 6:22</p> <p>week [1] - 7:13</p> <p>weekdays [1] - 7:17</p> <p>weeks [2] - 5:14, 26:5</p> <p>welcome [3] - 2:2, 2:4, 3:6</p> <p>well-being [1] - 2:16</p> <p>West [8] - 12:16, 24:18, 24:24, 25:2, 25:8, 25:11, 26:10, 26:13</p> <p>west [1] - 17:13</p> <p>Westbury [1] - 39:21</p> <p>wholeheartedly [1] - 40:22</p> <p>wide [1] - 10:6</p> <p>wisdom [2] - 3:25, 4:20</p>	<p style="text-align: center;">Z</p> <p>ZBA [2] - 15:25, 16:6</p> <p>zero [1] - 17:20</p> <p>Zone [1] - 43:4</p> <p>zone [1] - 26:2</p> <p>Zoning [5] - 12:12, 13:4, 13:8, 13:9, 43:3</p>

TOWN BOARD
TOWN OF OYSTER BAY
ACTION CALENDAR
FEBRUARY 23, 2021
11:06 A.M.

JOSEPH SALADINO
SUPERVISOR

RICHARD LaMARCA
TOWN CLERK

P R E S E N T:

SUPERVISOR JOSEPH S. SALADINO
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS P. HAND
COUNCILMAN STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

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

RICHARD LaMARCA, TOWN CLERK
JEFFREY P. PRAVATO, RECEIVER OF TAXES

Minutes of the meeting
taken by:

TRACIE A. CINQUEMANI
Reporter/Notary Public

1 SUPERVISOR SALADINO: Town Clerk
2 LaMarca, will you please proceed to our regular
3 Action Calendar?

4 MR. LaMARCA: Yes, Supervisor.

5 SUPERVISOR SALADINO: Before we do, one
6 moment, Mr. Scalera, is there any need for the Town
7 Board to meet in Executive Session to be briefed by
8 counsel?

9 MR. SCALERA: No need for Executive
10 Session.

11 SUPERVISOR SALADINO: Thank you very
12 much.

13 Mr. LaMarca, would you please proceed
14 with our Action Calendar?

15 MR. LaMARCA: Yes, Supervisor.

16 May I have a motion please to table
17 Resolution Nos. 117-2021 and 119-2021?

18 **RESOLUTION NO. 117-2021;** Resolution
19 authorizing issuance of a facility use permit for
20 the "2021 BMW Ultimate Driving Experience" to be
21 held on April 15 through April 18, 2021 at the
22 TOBAY Beach Parking Field. Account TWN A 0001 02770
23 590 0000 and TWN TA 0000 00085 438 0000. (M.D.
24 2/9/21 #40).

25 **RESOLUTION NO. 119-2021;** Resolution

1 authorizing adoption of a revised Procurement
2 Policy and Procedures. (M.D. 2/9/21 #42).

3 On the motion:

4 COUNCILWOMAN JOHNSON: Councilwoman
5 Johnson, so moved.

6 MR. LaMARCA: May I have a second?

7 COUNCILMAN IMBROTO: Councilman Imbroto
8 seconds.

9 MR. LaMARCA: On the vote:
10 Supervisor Saladino?

11 SUPERVISOR SALADINO: "Aye."

12 MR. LaMARCA: Councilwoman Johnson?

13 COUNCILWOMAN JOHNSON: Councilwoman
14 Johnson, "Aye."

15 MR. LaMARCA: Councilman Imbroto?

16 COUNCILMAN IMBROTO: "Aye."

17 MR. LaMARCA: Councilman Hand?

18 COUNCILMAN HAND: Councilman Hand,
19 "Aye."

20 MR. LaMARCA: Councilman Labriola?

21 COUNCILMAN LABRIOLA: Councilman
22 Labriola, "Aye."

23 MR. LaMARCA: Councilwoman Maier?

24 COUNCILWOMAN MAIER: Councilwoman
25 Maier, "Aye."

1 MR. LaMARCA: Councilwoman Walsh?

2 COUNCILWOMAN WALSH: Councilwoman
3 Walsh, "Aye."

4 MR. LaMARCA: Motion to table
5 Resolution Nos. 117 and 119-2021 passes with seven
6 "Ayes" and Zero "Nays."

7 May I have a motion to suspend the
8 rules and add Resolution Nos. 130 through 134-2021?

9 **RESOLUTION NO. 130-2021;** Resolution
10 authorizing payment owed in connection with
11 property located at the former Liberty Industrial
12 Site, 55 Motor Avenue, Farmingdale, as determined
13 by the New York Appellate Division. Account No. TWN
14 A 1989 44170 000 0000. (M.D. 2/16/21 #15).

15 **RESOLUTION NO. 131-2021;** Resolution
16 authorizing Inland Marine 2021-2022 Hull &
17 Machinery Insurance Policy for the period March 1,
18 2021 through March 1, 2022. Account No. TWN AMS
19 1910 43020 601 0000 000. (M.D. 2/16/21 #16).

20 **RESOLUTION NO. 132-2021;** Resolution
21 authorizing Inland Marine 2021-2022 Equipment
22 Floater/ Rolling Stock Insurance Policy for the
23 period March 1, 2021 through March 1, 2022.
24 Account No. TWN AMS 1910 43020 601 0000 000. (M.D.
25 2/16/21 #17).

1 **RESOLUTION NO. 133-2021;** Resolution
2 amending Resolution No. 82-2021, adopted
3 February 9, 2021, for authorization and directing
4 the Town Clerk to publish a Notice of Hearing for a
5 public hearing to consider the application of
6 Dejana Industries, LLC, Lessee, 135-165 Cantiague
7 Rock Road, LLC, Fee Owner, for a Special Use Permit
8 and Site Plan Approval for premises located at
9 135-165 Cantiague Rock Road, Westbury. Hearing
10 Date: March 23, 2021. (M.D. 2/16/21 #18).

11 **RESOLUTION NO. 134-2021;** Resolution
12 authorizing the Supervisor to submit the Section
13 211 Waiver Request to the New York Civil Service
14 Commission for Justin T. McCaffrey. (M.D. 2/16/21
15 #23).

16 On the motion:

17 COUNCILWOMAN JOHNSON: Councilwoman
18 Johnson, so moved.

19 COUNCILMAN IMBROTO: Second.

20 MR. LaMARCA: Motion made by
21 Councilwoman Johnson and seconded by Councilman
22 Imbroto.

23 On the vote:

24 Supervisor Saladino?

25 SUPERVISOR SALADINO: "Aye."

1 MR. LaMARCA: Councilwoman Johnson?

2 COUNCILWOMAN JOHNSON: Councilwoman
3 Johnson, "Aye."

4 MR. LaMARCA: Councilman Imbroto?

5 COUNCILMAN IMBROTO: Councilman
6 Imbroto, "Aye."

7 MR. LaMARCA: Councilman Hand?

8 COUNCILMAN HAND: Councilman Hand,
9 "Aye."

10 MR. LaMARCA: Councilman Labriola?

11 COUNCILMAN LABRIOLA: Councilman
12 Labriola, "Aye."

13 MR. LaMARCA: Councilwoman Walsh?

14 COUNCILWOMAN WALSH: Councilwoman
15 Walsh, "Aye."

16 MR. LaMARCA: Councilwoman Maier?

17 COUNCILWOMAN MAIER: Councilwoman
18 Maier, "Aye."

19 MR. LaMARCA: Motion to suspend the
20 rules and add Resolution Nos. 130 through 134-2021
21 passes with seven "Ayes" and zero "Nays."

22 May I have a motion to resuspend the
23 rules and add the following walked-on Resolution
24 No. 135-2021, which is a Resolution amending
25 Resolution No. 58-2021 to appoint Supervisor

1 Joseph S. Saladino as a marriage officer to perform
2 a wedding ceremony without fee on Saturday,
3 February 27, 2021.

4 On the motion:

5 COUNCILWOMAN JOHNSON: Councilwoman
6 Johnson, so moved.

7 COUNCILMAN IMBROTO: Councilman
8 Imbroto, second.

9 MR. LaMARCA: Motion made by
10 Councilwoman Johnson and seconded by Councilman
11 Imbroto.

12 On the vote:

13 Supervisor Saladino?

14 SUPERVISOR SALADINO: Before we vote, I
15 just want to give the public -- in an effort to
16 continue our commitment to transparency -- because
17 of the business of the Town, there's need to add
18 Resolutions, and I'm just going to list briefly
19 what they are for the purposes of the public
20 understanding, and, obviously, to continue with our
21 transparent approach to government.

22 Resolution 130 is a Resolution
23 authorizing payment owed in connection with
24 property located at the former Liberty Industrial
25 Site, 55 Motor Avenue in Farmingdale.

1 This concludes a long situation that
2 has been going on for decades --

3 MR. SCALERA: Yes.

4 SUPERVISOR SALADINO: -- at least a
5 decade and closing the chapter on this.

6 As the public knows, we've built a
7 beautiful park on that site -- the Allen Park
8 Extension -- and we won a national engineering
9 award for that facility so, once again, the Town of
10 Oyster Bay is leading, but that's -- this closes
11 out an issue as it related to the condemnation of
12 that property over a decade ago.

13 Resolution 131 is a Resolution
14 authorizing inland marine hull and machinery
15 insurance policy for the period of March 1, 2021
16 through March 1, 2022. It's an insurance policy
17 just like you would have on your car for some of
18 our equipment to protect our taxpayers.

19 Resolution 132 is a Resolution
20 authorizing inland marine equipment floater rolling
21 stock insurance policy for a period of March 1,
22 2021 through March 1, 2022. Again, a second
23 insurance policy to protect our equipment and
24 protect our taxpayers.

25 Resolution 133 is a resolution amending

1 No. 82-2021, adopted on February 9, 2021, for
2 authorization in directing the Town Clerk to
3 publish a Notice of Hearing for a public hearing to
4 consider an application of Dejana Industries, LLC,
5 lessee, at 135-165 Cantiague Rock Road. This LLC
6 the fee owner for a Special Use Permit and Site
7 Plan Approval for the premises located at
8 135-165 Cantiague Rock Road in Westbury.

9 So this is not the hearing. This is
10 not an approval. This just allows the Town Clerk
11 to advertise and spend that money advertising in
12 the process of openness and transparency to alert
13 the public that there is an upcoming hearing on --
14 at this location for a Special Use Permit, and then
15 that hearing will take place at a Town Board
16 meeting in the future.

17 Resolution 134 is a Resolution
18 authorizing the Supervisor to submit Section 2-111
19 waiver in a request to the New York Civil Service
20 Commission. The Civil Service Commission has
21 certain mandates, and this satisfies the law in
22 terms of their mandate.

23 And then, finally, Resolution 135
24 allows the Supervisor -- allows myself -- to
25 conduct one marriage ceremony without fee on this

1 Saturday.

2 And that's a delineation of what these
3 add-on Resolutions do.

4 With that, would you please call for a
5 vote?

6 MR. LaMARCA: Just to clarify, we are
7 voting to resuspend the rules to add the walk-on
8 Resolution 135-2021.

9 On the vote:
10 Supervisor Saladino?

11 SUPERVISOR SALADINO: "Aye."

12 MR. LaMARCA: Councilwoman Johnson?

13 COUNCILWOMAN JOHNSON: Councilwoman
14 Johnson, "Aye."

15 MR. LaMARCA: Councilman Imbroto?

16 COUNCILMAN IMBROTO: "Aye."

17 MR. LaMARCA: Councilman Hand?

18 COUNCILMAN HAND: Councilman Hand,
19 "Aye."

20 MR. LaMARCA: Councilman Labriola?

21 COUNCILMAN LABRIOLA: Councilman
22 Labriola, "Aye."

23 MR. LaMARCA: Councilwoman Maier?

24 COUNCILWOMAN MAIER: Councilwoman
25 Maier, "Aye."

1 MR. LaMARCA: Councilwoman Walsh?

2 COUNCILWOMAN WALSH: Councilwoman
3 Walsh, "Aye."

4 MR. LaMARCA: Motion to resuspend the
5 rules of procedure and add walked-on Resolution
6 135-2021 passes with seven "Ayes" and zero "Nays."

7 SUPERVISOR SALADINO: Thank you, Town
8 Clerk.

9 Before we vote -- that was to add those
10 additional Resolutions onto the calendar for today.
11 Before we vote on these Resolutions, I want to
12 bring more clarity and detail.

13 There are two Resolutions that have
14 been of special interest to many of the residents
15 in the Town. Actually, it's more than two
16 Resolutions, it's three, but in regard to
17 Resolutions 112 and 115, I'd like to explain what
18 has been going on with the Syosset Streetscaping
19 Project.

20 As you may know, the previous
21 administration put forth a plan to improve Downtown
22 Syosset with pedestrian enhancements and new
23 sidewalks on Jackson Avenue, which is owned and
24 maintained by Nassau County, not the Town of Oyster
25 Bay.

1 The prior administration secured a
2 grant for \$1.49 million for this project, but
3 agreed to also make a Town contribution of
4 approximately \$80,000 to this Downtown enhancement
5 in Syosset.

6 Following the completion of a public
7 bidding process that met all aspects of the law for
8 the construction of this project, the true cost of
9 the project was nearly \$670,000 more for the total
10 design and construction costs associated with it,
11 so when the bids came in, the lowest bidder was
12 still \$670,000 over the amount.

13 Upon taking office, we saw this
14 situation, and in an effort to protect our
15 taxpayers and still be there for the residents and
16 the businesses in Syosset, we reevaluated the
17 project and sought a financial commitment from
18 Nassau County, since this is their roadway.

19 The County agreed to make a
20 contribution towards the shortfall of the project
21 with \$350,000 being made available through their
22 Curb and Sidewalk Capital Program and another
23 \$319,999 in Discretionary Community Revitalization
24 Program funding that was endorsed by Legislator
25 Arnold Drucker.

1 Thank you, Arnold Drucker.

2 The Town received two bids to perform
3 this work, and they had sent out requests to a
4 large variety of -- a large number of contractors,
5 and they received back two bids. One respondent
6 was deemed unqualified, which demonstrates to the
7 public that the safety nets we have put in place to
8 protect taxpayers work.

9 The winning bidder's offer was shared
10 with the New York State Department of
11 Transportation as their approval is required under
12 the rules of the grant awarded for this project.
13 The State DOT took many months before their review
14 was over, and they gave us their feedback on this
15 bid.

16 With nearly a year passing, the
17 contractor is no longer willing to honor their bid
18 prices due to inflation. That is why we must
19 legally reject the bid related to Resolution 115,
20 so we can go out and rebid the project.

21 Over the last few years, businesses
22 along Jackson Avenue installed new sidewalks
23 reducing the scope of the project. In an effort to
24 see this project to fruition, the Town will now
25 rebid this work.

1 In light of the sidewalk work recently
2 completed by the private business owners, the scope
3 of the grant-funded project must be adjusted to
4 reflect just that.

5 Resolution No. 112 authorizes these
6 funds to redesign the project to account for the
7 work that's already been completed by private
8 business owners. The expense and redesigning the
9 project will be pursued for reimbursement from the
10 County's contribution toward this project.

11 At this time, the project must be
12 redesigned by our professionals with a potential
13 for construction later on this year. I hope this
14 clarifies these two Resolutions.

15 We have another Resolution that all of
16 us in Town government are extremely proud of to
17 reach this day. We'd like to take a moment to
18 explain Resolution 125.

19 The zoning changes before us on
20 Resolution 125 incorporates years of collaboration
21 between the Town of Oyster Bay and the Hicksville
22 community. This relates to the Hicksville
23 Revitalization and a new plan for new zoning in the
24 community of Hicksville.

25 The proposal includes a great deal of

1 feedback from community stakeholders. With the
2 goal of creating a vibrant and walkable Downtown
3 with new housing opportunities, restaurants, shops,
4 and office spaces, the zoning change sets forth
5 design guidelines to create the right aesthetics
6 creating a cohesive feel in the Downtown with
7 specific details to items such as storefronts,
8 signage, streetlights, awnings and more. All of
9 these design changes are put in place to comply
10 with the asks of the community, the needs of
11 Hicksville and the needs of all of our residents.

12 This has been a very important step in
13 the progress for Hicksville's renaissance, and it
14 compliments the recently completed traffic study
15 performed by Nassau County.

16 As you may remember, the Town of Oyster
17 Bay won a competitive \$10 million grant from
18 New York State for a Downtown Revitalization
19 initiative. This took place in 2017 -- my first
20 year as Supervisor -- where we changed our
21 approach, and we won the State's \$10 million
22 competitive bid for this grant for Downtown
23 Hicksville.

24 In addition to the \$10 million, we
25 additionally secured \$150,000 from Nassau County

1 for improvements along Broadway, and set aside
2 another \$1.1 million in Federal funding; monies to
3 be used entirely toward the Revitalization of
4 Hicksville's Downtown.

5 So we won the \$10 million grant, we
6 have a \$150,000 grant from Nassau County for
7 improvements on Broadway, and we received Federal
8 grant money of \$1.1 million all coming together for
9 Hicksville.

10 Although we approved this zoning change
11 today, and I plan to be voting for it, that does
12 not mean new projects have been approved. Any new
13 project or projects will still require public
14 hearings and approvals, including a review of
15 environmental needs, water availability, sewage
16 capacity, and the impact on traffic flow to name
17 but a few.

18 We want to specifically thank everyone
19 who participated in the public hearings in December,
20 as well as the many community groups who
21 participated in this process and collaborated with
22 the Town of Oyster Bay over the years.

23 Specifically, the Town Board -- the
24 elected officials in this Town -- and I want to
25 also thank the following Hicksville Revitalization

1 Committee members for all their work over the years
2 in helping to get us to where we are today.

3 We'd like to thank Committee Members
4 Eric Alexander and Elissa Kyle from Vision Long
5 Island.

6 We thank Phil Heckler, President of the
7 Hicksville Board of Education.

8 Thanks to Harry Single of the
9 Hicksville Community Council.

10 And Joel Berse from the Northwest Civic
11 Association, as well as all of the Members of that
12 Civic Association and the other Civic Associations
13 who are very important to this process.

14 Thanks to Lionel Chitty, former
15 President of the Hicksville Chamber of Commerce.
16 Lionel helped propel this initiative forward having
17 dedicated a decade to revitalizing the Downtown.

18 We also thank members of the South
19 Asian Chamber of Commerce, and all those in
20 government from Nassau County and especially from
21 the Town of Oyster Bay and included on that list:
22 Nassau County Legislator Rose Walker; former Town
23 Councilpeople Rebecca Alesia and Anthony Macagnone;
24 Gregory Carman, James McCaffrey, Sunita Manjrekar,
25 John Sarcone, as well as the local business leaders

1 and all of our residents.

2 A job well done by all, and I am so
3 proud to be here with my colleagues on the phone to
4 bring this before the Town representing years of
5 work to rezone and create a better Hicksville, a
6 better Downtown for Hicksville, and, quite frankly,
7 a continuation of the renaissance in Hicksville
8 that we've been working on for so long.

9 I believe this is phenomenal news, and
10 this culminates many, many years of work, lots more
11 work to go, and, of course, we welcome the hearings
12 and the public input moving forward on every
13 application that will come before the Board.

14 So, at this time, I open the floor to
15 any comments from our Board Members, and then we
16 will move on to a vote.

17 MR. LaMARCA: Let me call a motion for
18 it first, if that's okay.

19 SUPERVISOR SALADINO: Certainly.

20 MR. LaMARCA: May I have a motion to
21 adopt Resolution Nos. P-4-21 through 135-2021,
22 excluding Resolution Nos. 117 and 119-2021, which
23 have been tabled?

24 **PERSONNEL RESOLUTION NO. P-4-21;**

25 Resolution pertaining to personnel of various

1 departments within the Town of Oyster Bay.

2 **TRANSFER OF FUNDS RESOLUTION NO.**

3 **TF-3-21;** Resolution pertaining to transfer of funds
4 within various departments' accounts for the Year
5 2021.

6 **RESOLUTION NO. 92-2021;** Resolution
7 authorizing an agreement with the Nassau County
8 Department of Human Services to receive grant
9 funding for youth services, for the period
10 January 1, 2020 through December 31, 2020, and
11 authorizing the Supervisor, or his designee, to
12 execute said Agreement. (M.D. 2/2/21 #4).

13 **RESOLUTION NO. 93-2021;** Resolution
14 authorizing reimbursement to G. Kolodinsky,
15 Greenskeeper of the Hon. Joseph Colby Town of
16 Oyster Bay Golf Course, for the Long Island Golf
17 Course Superintendents Association (LIGCSA) annual
18 dues and the New York State Turfgrass Association
19 (NYSTA) annual membership required to retain a
20 pesticide license, in connection with the Town of
21 Oyster Bay Golf Course. Account No. PKS A 7110
22 44900 000 0000. (M.D. 2/2/21 #5).

23 **RESOLUTION NO. 94-2021;** Resolution
24 authorizing the issuance of a refund to R. Edwards
25 for a 2020 summer boat slip fee at Theodore

1 Roosevelt Memorial Marina. Account No. PS A 0001
2 0025 526 0000. (M.D. 2/2/21 #6).

3 **RESOLUTION NO. 95-2021;** Resolution
4 authorizing an update to Resolution No. 619-2020 to
5 reflect a vendor name change in connection with
6 On-Call Accounting Services. (M.D. 2/2/21 #7).

7 **RESOLUTION NO. 96-2021;** Resolution
8 authorizing a refund to NY State Solar for a solar
9 panel permit fee which was issued in error.
10 Account No. PAD B 0001 02555 000 0000. (M.D. 2/9/21
11 #11).

12 **RESOLUTION NO. 97-2021;** Resolution
13 authorizing the rescission of a Special Use Permit
14 and associated Restrictive Covenants for 1150 N.
15 Broadway, North Massapequa, New York, as requested
16 so the property owners can use the property as an
17 as-of-right office building. (M.D. 2/9/21 #12).

18 **RESOLUTION NO. 98-2021;** Resolution
19 pertaining to settlement of a property damage
20 claim; Claimant: GEICO General Ins. Co/Flanagan v.
21 Town of Oyster Bay/Zura, Matter ID No. 2018-6857,
22 Nassau County Index No. CV-015494-19. Account No.
23 TWN AMS 1910 43020 602 0000 000. (M.D. 2/9/21 #13).

24 **RESOLUTION NO. 99-2021;** Resolution
25 authorizing the property cleanup assessment of

1 4 West Park Drive Old Bethpage, New York, performed
2 on August 25, 2020, be referred to the County of
3 Nassau for placement on the Nassau County Tax
4 Assessment Rolls. (M.D. 2/9/21 #16).

5 **RESOLUTION NO. 100-2021;** Resolution
6 authorizing the property cleanup assessment of
7 11 Shannon Drive, Woodbury, New York, performed on
8 September 29, 2020, be referred to the County of
9 Nassau for placement on the Nassau County Tax
10 Assessment Rolls. (M.D. 2/9/21 #17).

11 **RESOLUTION NO. 101-2021;** Resolution
12 authorizing the property cleanup assessment of
13 15 Marshall Street, Massapequa, New York, performed
14 on September 17, 2020, be referred to the County of
15 Nassau for placement on the Nassau County Tax
16 Assessment Rolls. (M.D. 2/9/21 #18).

17 **RESOLUTION NO. 102-2021;** Resolution
18 authorizing the property cleanup assessment of
19 21 Johnston Street, Locust Valley, New York,
20 performed on September 16, 2020, be referred to the
21 County of Nassau for placement on the Nassau County
22 Tax Assessment Rolls. (M.D. 2/9/21 #19).

23 **RESOLUTION NO. 103-2021;** Resolution
24 authorizing the property cleanup assessment of
25 28 High Street, Farmingdale, New York, performed on

1 September 11, 2020, be referred to the County of
2 Nassau for placement on the Nassau County Tax
3 Assessment Rolls. (M.D. 2/9/21 #20).

4 **RESOLUTION NO. 104-2021;** Resolution
5 authorizing the property cleanup assessment of
6 101 Grohmans Lane, Plainview, New York, performed
7 on September 8, 2020, be referred to the County of
8 Nassau for placement on the Nassau County Tax
9 Assessment Rolls. (M.D. 2/9/21 #21).

10 **RESOLUTION NO. 105-2021;** Resolution
11 authorizing the property cleanup assessment of
12 295 Old Country Road, Hicksville, New York,
13 performed on September 8, 2020, be referred to
14 the County of Nassau for placement on the Nassau
15 County Tax Assessment Rolls. (M.D. 2/9/21 #22).

16 **RESOLUTION NO. 106-2021;** Resolution
17 authorizing the property cleanup assessment of
18 434 Briarwood Road, Massapequa, New York, performed
19 on September 3, 2020, be referred to the County of
20 Nassau for placement on the Nassau County Tax
21 Assessment Rolls. (M.D. 2/9/21 #23).

22 **RESOLUTION NO. 107-2021;** Resolution
23 authorizing the property cleanup assessment of
24 581 Hicksville Road, Massapequa, New York,
25 performed on September 10, 2020, be referred to the

1 County of Nassau for placement on the Nassau County
2 Tax Assessment Rolls. (M.D. 2/9/21 #24).

3 **RESOLUTION NO. 108-2021;** Resolution
4 authorizing the property cleanup assessment of
5 901 Main Street, Farmingdale, New York, performed
6 on September 25, 2020, be referred to the County of
7 Nassau for placement on the Nassau County Tax
8 Assessment Rolls. (M.D. 2/9/21 #25).

9 **RESOLUTION NO. 109-2021;** Resolution
10 authorizing the property cleanup assessment of
11 Melrose Avenue, Massapequa, New York, performed on
12 November 9, 2020, be referred to the County of
13 Nassau for placement on the Nassau County Tax
14 Assessment Rolls. (M.D. 2/9/21 #26).

15 **RESOLUTION NO. 110-2021;** Resolution
16 authorizing the property cleanup assessment of
17 2 Summit Court, Oyster Bay, New York, performed on
18 September 29, 2020, be referred to the County of
19 Nassau for placement on the Nassau County Tax
20 Assessment Rolls. (M.D. 2/9/21 #27).

21 **RESOLUTION NO. 111-2021;** Resolution
22 authorizing the property cleanup assessment of
23 67A Belmont Avenue, Plainview, New York, performed
24 on September 25, 2020, be referred to the County of
25 Nassau for placement on the Nassau County Tax

1 Assessment Rolls. (M.D. 2/9/21 #28).

2 **RESOLUTION NO. 112-2021;** Resolution
3 pertaining encumbrance of funds for Contract
4 PWC07-20, On-Call Engineering Services Relative to
5 Civil Engineering, in connection with the Syosset
6 Streetscape and Walkability Improvements. Account
7 No. HWY H 5197 20000 000 2003 008. (M.D. 2/9/21
8 #34).

9 **RESOLUTION NO. 113-2021;** Resolution
10 pertaining to encumbrance of funds for Contract
11 PWC07-20, On-Call Consultant Request, in connection
12 with Field Inspection, Field Surveying, Developing
13 Estimates, regarding Road Restoration through the
14 Town of Oyster Bay. Account No. HWY H 5197 20000
15 000 2103 008. (LKB) (M.D. 2/9/21 #35).

16 **RESOLUTION NO. 114-2021;** Resolution
17 pertaining to encumbrance of funds for Contract
18 PWC07-20, On-Call Consultant Request, in connection
19 with Field Inspection, Field Surveying, Developing
20 Estimates, regarding Road Restoration through the
21 Town of Oyster Bay. Account No. HWY H 5197 20000
22 000 2103 008. (D&B) (M.D. 2/9/21 #36).

23 **RESOLUTION NO. 115-2021;** Resolution
24 authorizing the rejection of all bids submitted
25 under Contract No. DPW09-003R, Construction of

1 Syosset Streetscape and Walkability Improvements,
2 and authorizing permission to rebid. (M.D. 2/9/21
3 #37).

4 **RESOLUTION NO. 116-2021;** Resolution
5 pertaining to encumbrance of funds for Contract No.
6 PWC23-20, On-Call Engineering Service Request
7 relative to Environmental Engineering in connection
8 with Drainage Structural Removal at Ransom Beach.
9 Account No. PKS H 7197 20000 000 2002 001. (M.D.
10 2/9/21 #38).

11 **RESOLUTION NO. 118-2021;** Resolution
12 directing the Town Clerk to publish a Notice of
13 Hearing on a Proposed Local Law entitled: "A Local
14 Law to Amend Chapter 233 Traffic, of the Code of
15 the Town of Oyster Bay." Hearing date: March 9,
16 2021. (M.D. 2/9/21 #41).

17 **RESOLUTION NO. 120-2021;** Resolution
18 authorizing procurement of Veterinary Services
19 Basic Medical Care of Shelter Animals for the
20 period commencing March 1, 2021 through
21 February 29, 2024, and for the Supervisor, or his
22 designee, to execute said Agreement. Account No.
23 DER A 3510 44900 000 0000. (M.D. 2/9/21 #29 &
24 2/16/21 #19).

25 **RESOLUTION NO. 121-2021;** Resolution

1 authorizing procurement of Veterinary Services
2 After-hours Emergency Care of Shelter Animals for
3 the period commencing March 1, 2021 through
4 February 29, 2024 and for the Supervisor, or his
5 designee, to execute said Agreement. Account No.
6 DER A 3510 44900 000 0000. (M.D. 2/9/21 #30 &
7 2/16/21 #21).

8 **RESOLUTION NO. 122-2021;** Resolution
9 authorizing procurement of Veterinary Services
10 Euthanasia Services for the period commencing
11 March 1, 2021 through February 29, 2024 and for the
12 Supervisor, or his designee, to execute said
13 Agreement. Account No. DER A 3510 44900 000 000.
14 (M.D. 2/9/21 #31 & 2/16/21 #22).

15 **RESOLUTION NO. 123-2021;** Resolution
16 authorizing procurement of Veterinary Services
17 Feral Cat Trap, Neuter and Return ("TNR") Program
18 for the period commencing March 1, 2021 through
19 February 29, 2024 and for the Supervisor, or his
20 designee, to execute said Agreement. Account No.
21 DER A 3510 44900 000 0000. (M.D. 2/9/21 #32 &
22 2/16/21 #20).

23 **RESOLUTION NO. 124-2021;** Resolution
24 pertaining to Contract PWC14-20, On-Call Consultant
25 Services Relative to Surveying, in connection with

1 the Hicksville Parking Facility. Account No. DPW H
2 5997 20000 000 1804 016. (M.D. 2/9/21 #33 & 2/16/21
3 #14).

4 **RESOLUTION NO. 125-2021;** Resolution
5 pertaining to the decision on a Local Law entitled:
6 "A Local Law to Amend Chapter 246 Zoning, of the
7 Code of the Town of Oyster Bay, to Remove Central
8 Business Zoning District and Create Hicksville
9 Downtown Zoning District and Subdistricts."
10 Hearing held: December 8, 2020. (M.D. 12/8/20 #6).

11 **RESOLUTION NO. 126-2021;** Resolution
12 pertaining to the decision on a Local Law entitled:
13 "A Local Law to Amend Chapter 242 Wireless
14 Communication Facilities, Section 242-6, Locations
15 Subject to Special Use Permit Requirement, of the
16 Code of the Town of Oyster Bay. Hearing held:
17 December 8, 2020. (M.D. 12/8/20 #7).

18 **RESOLUTION NO. 127-2021;** Resolution
19 pertaining to the decision on the Hydrant Rental
20 for Oyster Bay Fire Protection District and Oyster
21 Bay Water District for the year 2021. Hearing
22 held: February 9, 2021. (M.D. 2/9/21 #4).

23 **RESOLUTION NO. 128-2021;** Resolution
24 pertaining to the decision on the Hydrant Rental
25 for Plainview Fire Protection District and

1 Plainview Water District for the year 2021.

2 Hearing held: February 9, 2021. (M.D. 2/9/21 #5).

3 **RESOLUTION NO. 129-2021;** Resolution
4 pertaining to the decision on the Fire Protection
5 Agreements for the Incorporated Village of
6 Farmingdale, the Glenwood Hook & Ladder Engine and
7 Hose Co. No. 1, Inc. And the Plainview Volunteer
8 Fire Department, Inc. For the year 2021. Hearing
9 held: February 9, 2021. (M.D. 2/9/21 #6).

10 **RESOLUTION NO. 130-2021;** Resolution
11 authorizing payment owed in connection with
12 property located at the former Liberty Industrial
13 Site, 55 Motor Avenue, Farmingdale, as determined
14 by the New York Appellate Division. Account No.
15 TWN A 1989 44170 000 0000. (M.D. 2/16/21 #15).

16 **RESOLUTION NO. 131-2021;** Resolution
17 authorizing Inland Marine 2021-2022 Hull &
18 Machinery Insurance Policy for the period March 1,
19 2021 through March 1, 2022. Account No. TWN AMS
20 1910 43020 601 0000 000. (M.D. 2/16/21 #16).

21 **RESOLUTION NO. 132-2021;** Resolution
22 authorizing Inland Marine 2021-2022 Equipment
23 Floater/ Rolling Stock Insurance Policy for the
24 period March 1, 2021 through March 1, 2022.
25 Account No. TWN AMS 1910 43020 601 0000 000. (M.D.

1 2/16/21 #17).

2 **RESOLUTION NO. 133-2021;** Resolution
3 amending Resolution No. 82-2021, adopted
4 February 9, 2021, for authorization and directing
5 the Town Clerk to publish a Notice of Hearing for a
6 public hearing to consider the application of
7 Dejana Industries, LLC, Lessee, 135-165 Cantiague
8 Rock Road, LLC, Fee Owner, for a Special Use Permit
9 and Site Plan Approval for premises located at
10 135-165 Cantiague Rock Road, Westbury. Hearing
11 Date: March 23, 2021. (M.D. 2/16/21 #18).

12 **RESOLUTION NO. 134-2021;** Resolution
13 authorizing the Supervisor to submit the Section
14 211 Waiver Request to the New York Civil Service
15 Commission for Justin T. McCaffrey. (M.D. 2/16/21
16 #23).

17 On the motion:

18 COUNCILWOMAN JOHNSON: Councilwoman
19 Johnson, so moved.

20 COUNCILMAN IMBROTO: Councilman
21 Imbroto, second.

22 MR. LaMARCA: Motion made by
23 Councilwoman Johnson and seconded by Councilman
24 Imbroto.

25 SUPERVISOR SALADINO: Is there any

1 comments on these Resolutions that I've outlined as
2 well as anything else on our Resolution Calendar?

3 COUNCILMAN HAND: Supervisor,
4 Councilman Hand.

5 SUPERVISOR SALADINO: Please proceed.

6 COUNCILMAN HAND: Are we removing from
7 the table Resolution 66?

8 SUPERVISOR SALADINO: No, we're not.

9 COUNCILMAN HAND: Negative. Okay.
10 Thank you.

11 SUPERVISOR SALADINO: Any other
12 questions or comments?

13 (Whereupon, there was no response from
14 the Board.)

15 SUPERVISOR SALADINO: Being that there
16 are none, let's proceed to the vote.

17 MR. LaMARCA: Supervisor Saladino?

18 SUPERVISOR SALADINO: "Aye."

19 MR. LaMARCA: Councilwoman Johnson?

20 COUNCILWOMAN JOHNSON: Councilwoman
21 Johnson, "Recuse" on 112, "Aye" on the rest.

22 MR. LaMARCA: Councilman Imbroto?

23 COUNCILMAN IMBROTO: Councilman Imbroto
24 votes "Aye" on all.

25 MR. LaMARCA: Councilman Hand?

1 COUNCILMAN HAND: Councilman Hand,
2 "Aye" on all.

3 MR. LaMARCA: Councilman Labriola?

4 COUNCILMAN LABRIOLA: Councilman
5 Labriola, "Aye" on all.

6 MR. LaMARCA: Councilwoman Maier?

7 COUNCILWOMAN MAIER: Councilwoman
8 Maier, "Aye" on all.

9 MR. LaMARCA: Councilwoman Walsh?

10 COUNCILWOMAN WALSH: Councilwoman
11 Walsh, "Aye" on all.

12 MR. LaMARCA: Motion to adopt
13 Resolution Nos. P-4-21 through 111-2021 passes with
14 seven "Ayes."

15 Motion to adopt Resolution No. 112-2021
16 passes with six "Ayes" and one "Recusal."

17 Motion to adopt 113-2021 through
18 116-2021 passes with seven "Ayes."

19 Resolution No. 117-2021 has been
20 tabled.

21 Resolution No. 118-2021 passes with
22 seven "Ayes."

23 Resolution No. 119-2021 has been
24 tabled.

25 And Resolution Nos. 120-2021 through

1 135-2021 passes with seven "Ayes" and zero "Nays."

2 The calendar is complete, Supervisor.

3 SUPERVISOR SALADINO: Thank you.

4 I'd like to thank all of my colleagues
5 on the Town Board for your support in passing
6 Resolution 125. The Hicksville rezoning is now
7 complete, and, obviously, the work continues in
8 Downtown Hicksville, but this is an exciting and
9 very proud day for the Town of Oyster Bay. So
10 thank you for your assistance and your cooperation
11 to our Town Board Members.

12 Before we ask for a motion to close
13 this hearing, I'm going to call on our Receiver of
14 Taxes, Jeff Pravato, for an update as it relates to
15 the dates of tax payments.

16 Because of the pandemic, we have been
17 able to lobby for and successfully bring an
18 extension for our residents, and I know, Jeff, you
19 and all of us, as well as our residents, are very
20 happy about that.

21 Mr. Pravato?

22 MR. PRAVATO: Good morning, Supervisor,
23 thank you.

24 Thank you for the time and thank you
25 for your assistance in getting the extension.

1 Just if I could have a few minutes.

2 SUPERVISOR SALADINO: Certainly.

3 MR. PRAVATO: We do have the property
4 tax deadline extension to March 12th for your first
5 half general taxes. As always, you can mail the
6 checks to 74 Audrey Avenue, Oyster Bay, New York
7 11771. Make the checks out to Receiver of Taxes,
8 Jeffrey P. Pravato.

9 You can come in person to our walk-up
10 windows from 9:00 a.m. to 4:45 p.m. at Town Hall
11 North at 74 Audrey Avenue and Town Hall South at
12 977 Hicksville Road. Online payments by ACH check
13 or credit or debit card, which are subject to fees.
14 With the ACH check we've negotiated that down to a
15 75 cent fee. You can do that at the
16 oysterbaytown.com website and go to Receiver of
17 Taxes website.

18 Also I'd like to announce -- we are
19 doing this Wednesday and Thursday -- we have two
20 tax grievance seminars we are doing jointly with
21 the Town of Hempstead and Legislator John Ferretti
22 over at Levittown Hall at 201 Levittown Parkway in
23 Hicksville. Wednesday, February 24th at 2:00 p.m. ;
24 Thursday, February 25th at 7:00 p.m. We ask that
25 you call for reservations at 516-414-6598.

1 You can also look at a grievance video
2 that I have up on our Town website at
3 oysterbaytown.com/grievancevideo. You can go to my
4 Facebook page, Receiver of Taxes Jeff Pravato, my
5 Facebook page, it's on there also, and those are
6 all free.

7 That is all, Supervisor. I yield back
8 any time.

9 SUPERVISOR SALADINO: Thank you so
10 much, Jeff Pravato, and thank you to everyone in
11 your office for continuing on a job well done.

12 If there is no other business for this
13 hearing, Clerk?

14 MR. LaMARCA: No.

15 SUPERVISOR SALADINO: Okay.

16 Then I'm going to take this moment to
17 remind everyone, thank you for your cooperation and
18 your patience as we deal with protecting our
19 residents and protecting our workforce.

20 We look forward to meeting in person
21 for Town Board meetings in the future, especially
22 when the State signals that it's safe.

23 In the meantime, to comment on our
24 hearing and to get your views across to the Town of
25 Oyster Bay and to our Town Board, please do so with

1 an e-mail to public comment, that's one word,
2 publiccomment@oysterbay-ny.gov or mail us, Town
3 Attorney, 54 Audrey Avenue, Oyster Bay, New York
4 11771. All of this information is available on our
5 website oysterbaytown.com.

6 If you are interested in taking part in
7 any of the programs that we spoke about, be it our
8 Healthcare Hero Recognition program or donating
9 blood or any of the programs that we opened our
10 meeting with, you can contact the Office of Public
11 Information at area code 516-624-6380 and if --
12 that's 516-624-6380. That number is on our
13 website, and if you have any difficulty in
14 communicating with all of the ways in which we
15 described earlier, feel free to call my office or
16 call the Town Board members. My office is
17 516-624-6350.

18 Thank you, everyone, for your
19 participation and your cooperation.

20 At this time, I wish to call for a
21 motion to close our hearing.

22 COUNCILWOMAN JOHNSON: Supervisor, it's
23 Councilwoman Michele Johnson.

24 I make a motion that today's hearing be
25 closed -- sorry, that today's meeting be closed.

1 SUPERVISOR SALADINO: May I have a
2 second?

3 COUNCILMAN IMBROTO: Yes.

4 Councilman Lou Imbroto hearing the
5 motion made by Councilwoman Michele Johnson to
6 close this meeting hereby seconds that motion made
7 by Councilwoman Johnson to close the meeting.

8 SUPERVISOR SALADINO: Thank you,
9 Councilman, for your thoroughness.

10 It's very much appreciated.

11 All in favor, please signify by saying,
12 "Aye."

13 ALL: "Aye."

14 SUPERVISOR SALADINO: All opposed,
15 signify by saying, "Nay."

16 (Whereupon, there was no "Nay" response
17 from the Board.)

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

20 And I thank you very much for your
21 assistance and your cooperation.

22 And thank you to our residents.

23 Have a wonderful day. Please stay safe
24 and stay TOB strong.

25 (TIME NOTED: 11:32 A.M.)

#	<p>109-2021 [1] - 23:9 11 [2] - 21:7, 22:1 11) [1] - 20:11 110-2021 [1] - 23:15 111-2021 [2] - 23:21, 31:13 112 [3] - 11:17, 14:5, 30:21 112-2021 [2] - 24:2, 31:15 113-2021 [2] - 24:9, 31:17 114-2021 [1] - 24:16 115 [2] - 11:17, 13:19 115-2021 [1] - 24:23 1150 [1] - 20:14 116-2021 [2] - 25:4, 31:18 117 [2] - 4:5, 18:22 117-2021 [3] - 2:17, 2:18, 31:19 11771 [2] - 33:7, 35:4 118-2021 [2] - 25:11, 31:21 119-2021 [5] - 2:17, 2:25, 4:5, 18:22, 31:23 11:06 [1] - 1:3 11:32 [1] - 36:25 12) [1] - 20:17 12/8/20 [2] - 27:10, 27:17 120-2021 [2] - 25:17, 31:25 121-2021 [1] - 25:25 122-2021 [1] - 26:8 123-2021 [1] - 26:15 124-2021 [1] - 26:23 125 [3] - 14:18, 14:20, 32:6 125-2021 [1] - 27:4 126-2021 [1] - 27:11 127-2021 [1] - 27:18 128-2021 [1] - 27:23 129-2021 [1] - 28:3 12th [1] - 33:4 13) [1] - 20:23 130 [3] - 4:8, 6:20, 7:22 130-2021 [2] - 4:9, 28:10 131 [1] - 8:13 131-2021 [2] - 4:15, 28:16 132 [1] - 8:19 132-2021 [2] - 4:20, 28:21 133 [1] - 8:25 133-2021 [2] - 5:1, 29:2 134 [1] - 9:17 134-2021 [4] - 4:8, 5:11, 6:20, 29:12 135 [1] - 9:23 135-165 [6] - 5:6, 5:9, 9:5, 9:8, 29:7, 29:10 135-2021 [5] - 6:24, 10:8, 11:6, 18:21, 32:1 14) [1] - 27:3 15 [2] - 2:21, 21:13 15) [2] - 4:14, 28:15 16 [1] - 21:20 16) [3] - 4:19, 21:4, 28:20 17 [1] - 21:14</p>	<p>17) [3] - 4:25, 21:10, 29:1 18 [1] - 2:21 18) [3] - 5:10, 21:16, 29:11 1804 [1] - 27:2 19) [2] - 21:22, 25:24 1910 [5] - 4:19, 4:24, 20:23, 28:20, 28:25 1989 [2] - 4:14, 28:15</p>	<p>23 [3] - 1:2, 5:10, 29:11 23) [3] - 5:15, 22:21, 29:16 233 [1] - 25:14 24) [1] - 23:2 242 [1] - 27:13 242-6 [1] - 27:14 246 [1] - 27:6 24th [1] - 33:23 25 [3] - 21:2, 23:6, 23:24 25) [1] - 23:8 25th [1] - 33:24 26) [1] - 23:14 27 [1] - 7:3 27) [1] - 23:20 28 [1] - 21:25 28) [1] - 24:1 29 [6] - 21:8, 23:18, 25:21, 26:4, 26:11, 26:19 295 [1] - 22:12 2:00 [1] - 33:23</p>
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6			B
<p>6 [3] - 20:2, 27:10, 28:9 601 [4] - 4:19, 4:24, 28:20, 28:25 602 [1] - 20:23 619-2020 [1] - 20:4 66 [1] - 30:7 67A [1] - 23:23</p>			<p>Basic [1] - 25:19 BAY [1] - 1:1 Bay [21] - 8:10, 11:25, 14:21, 15:17, 16:22, 17:21, 19:1, 19:16, 19:21, 23:17, 24:14, 24:21, 25:15, 27:7, 27:16, 27:20, 27:21, 32:9, 33:6, 34:25, 35:3 Bay/Zura [1] - 20:21 Beach [2] - 2:22, 25:8 beautiful [1] - 8:7 Belmont [1] - 23:23 Berse [1] - 17:10 Bethpage [1] - 21:1 better [2] - 18:5, 18:6 between [1] - 14:21 bid [4] - 13:15, 13:17, 13:19, 15:22 bidder [1] - 12:11 bidder's [1] - 13:9 bidding [1] - 12:7 bids [4] - 12:11, 13:2, 13:5, 24:24 blood [1] - 35:9 BMW [1] - 2:20 BOARD [1] - 1:1 Board [13] - 2:7, 9:15, 16:23, 17:7, 18:13, 18:15, 30:14, 32:5, 32:11, 34:21, 34:25, 35:16, 36:17 boat [1] - 19:25 Briarwood [1] - 22:18 briefed [1] - 2:7 briefly [1] - 7:18 bring [3] - 11:12, 18:4, 32:17 Broadway [3] - 16:1, 16:7, 20:15 building [1] - 20:17 built [1] - 8:6 business [5] - 7:17, 14:2, 14:8, 17:25, 34:12 Business [1] - 27:8 businesses [2] - 12:16, 13:21</p>
7			
<p>7 [2] - 20:6, 27:17 7110 [1] - 19:21 7197 [1] - 25:9 74 [2] - 33:6, 33:11 75 [1] - 33:15 7:00 [1] - 33:24</p>			
8			
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9			
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A			C
<p>A.M [2] - 1:3, 36:25 a.m [1] - 33:10 able [1] - 32:17</p>			<p>CALENDAR [1] - 1:2 calendar [2] - 11:10, 32:2 Calendar [3] - 2:3, 2:14, 30:2 Cantiague [6] - 5:6, 5:9, 9:5, 9:8, 29:7, 29:10</p>

<p>capacity [1] - 16:16 Capital [1] - 12:22 car [1] - 8:17 card [1] - 33:13 Care [2] - 25:19, 26:2 Carman [1] - 17:24 Cat [1] - 26:17 cent [1] - 33:15 Central [1] - 27:7 ceremony [2] - 7:2, 9:25 certain [1] - 9:21 Certainly [2] - 18:19, 33:2 Chamber [2] - 17:15, 17:19 change [3] - 15:4, 16:10, 20:5 changed [1] - 15:20 changes [2] - 14:19, 15:9 Chapter [3] - 25:14, 27:6, 27:13 chapter [1] - 8:5 check [2] - 33:12, 33:14 checks [2] - 33:6, 33:7 Chitty [1] - 17:14 CINQUEMANI [1] - 1:24 Civic [3] - 17:10, 17:12 Civil [5] - 5:13, 9:19, 9:20, 24:5, 29:14 claim [1] - 20:20 Claimant [1] - 20:20 clarifies [1] - 14:14 clarify [1] - 10:6 clarity [1] - 11:12 cleanup [13] - 20:25, 21:6, 21:12, 21:18, 21:24, 22:5, 22:11, 22:17, 22:23, 23:4, 23:10, 23:16, 23:22 CLERK [2] - 1:5, 1:13 Clerk [8] - 2:1, 5:4, 9:2, 9:10, 11:8, 25:12, 29:5, 34:13 close [4] - 32:12, 35:21, 36:6, 36:7 closed [2] - 35:25 closes [1] - 8:10 closing [1] - 8:5 Co [1] - 28:7 Co/Flanagan [1] - 20:20 Code [3] - 25:14, 27:7, 27:16 code [1] - 35:11 cohesive [1] - 15:6 Colby [1] - 19:15 collaborated [1] - 16:21 collaboration [1] - 14:20 colleagues [2] - 18:3, 32:4 coming [1] - 16:8 commencing [4] - 25:20, 26:3, 26:10, 26:18 comment [2] - 34:23, 35:1</p>	<p>comments [3] - 18:15, 30:1, 30:12 Commerce [2] - 17:15, 17:19 Commission [4] - 5:14, 9:20, 29:15 commitment [2] - 7:16, 12:17 Committee [2] - 17:1, 17:3 communicating [1] - 35:14 Communication [1] - 27:14 Community [2] - 12:23, 17:9 community [5] - 14:22, 14:24, 15:1, 15:10, 16:20 competitive [2] - 15:17, 15:22 complete [2] - 32:2, 32:7 completed [3] - 14:2, 14:7, 15:14 completion [1] - 12:6 compliments [1] - 15:14 comply [1] - 15:9 concludes [1] - 8:1 condemnation [1] - 8:11 conduct [1] - 9:25 connection [10] - 4:10, 7:23, 19:20, 20:5, 24:5, 24:11, 24:18, 25:7, 26:25, 28:11 consider [3] - 5:5, 9:4, 29:6 Construction [1] - 24:25 construction [3] - 12:8, 12:10, 14:13 Consultant [3] - 24:11, 24:18, 26:24 contact [1] - 35:10 continuation [1] - 18:7 continue [2] - 7:16, 7:20 continues [1] - 32:7 continuing [1] - 34:11 Contract [6] - 24:3, 24:10, 24:17, 24:25, 25:5, 26:24 contractor [1] - 13:17 contractors [1] - 13:4 contribution [3] - 12:3, 12:20, 14:10 cooperation [4] - 32:10, 34:17, 35:19, 36:21 cost [1] - 12:8 costs [1] - 12:10 Council [1] - 17:9 COUNCILMAN [23] - 1:9, 1:10, 1:10, 3:7, 3:16, 3:18, 3:21, 5:19, 6:5, 6:8, 6:11, 7:7, 10:16, 10:18, 10:21, 29:20, 30:3, 30:6, 30:9, 30:23, 31:1, 31:4, 36:3 Councilman [31] - 3:7, 3:15, 3:17, 3:18, 3:20, 3:21,</p>	<p>5:21, 6:4, 6:5, 6:7, 6:8, 6:10, 6:11, 7:7, 7:10, 10:15, 10:17, 10:18, 10:20, 10:21, 29:20, 29:23, 30:4, 30:22, 30:23, 30:25, 31:1, 31:3, 31:4, 36:4, 36:9 Councilpeople [1] - 17:23 Councilwoman [33] - 3:4, 3:12, 3:13, 3:23, 3:24, 4:1, 4:2, 5:17, 5:21, 6:1, 6:2, 6:13, 6:14, 6:16, 6:17, 7:10, 10:12, 10:13, 10:23, 10:24, 11:1, 11:2, 29:18, 29:23, 30:19, 30:20, 31:6, 31:7, 31:9, 31:10, 35:23, 36:5, 36:7 councilwoman [1] - 7:5 COUNCILWOMAN [20] - 1:9, 1:11, 1:11, 3:4, 3:13, 3:24, 4:2, 5:17, 6:2, 6:14, 6:17, 7:5, 10:13, 10:24, 11:2, 29:18, 30:20, 31:7, 31:10, 35:22 counsel [1] - 2:8 Country [1] - 22:12 County [36] - 11:24, 12:18, 12:19, 15:15, 15:25, 16:6, 17:20, 17:22, 19:7, 20:22, 21:2, 21:3, 21:8, 21:9, 21:14, 21:15, 21:21, 22:1, 22:2, 22:7, 22:8, 22:14, 22:15, 22:19, 22:20, 23:1, 23:6, 23:7, 23:12, 23:13, 23:18, 23:19, 23:24, 23:25 County's [1] - 14:10 course [1] - 18:11 Course [3] - 19:16, 19:17, 19:21 Court [1] - 23:17 Covenants [1] - 20:14 Create [1] - 27:8 create [2] - 15:5, 18:5 creating [2] - 15:2, 15:6 credit [1] - 33:13 culminates [1] - 18:10 Curb [1] - 12:22 CV-015494-19 [1] - 20:22</p>	<p>17:17 decades [1] - 8:2 December [4] - 16:19, 19:10, 27:10, 27:17 decision [5] - 27:5, 27:12, 27:19, 27:24, 28:4 dedicated [1] - 17:17 deemed [1] - 13:6 Dejana [3] - 5:6, 9:4, 29:7 delineation [1] - 10:2 demonstrates [1] - 13:6 Department [3] - 13:10, 19:8, 28:8 departments [1] - 19:1 departments' [1] - 19:4 DER [4] - 25:23, 26:6, 26:13, 26:21 described [1] - 35:15 design [3] - 12:10, 15:5, 15:9 designee [5] - 19:11, 25:22, 26:5, 26:12, 26:20 detail [1] - 11:12 details [1] - 15:7 determined [2] - 4:12, 28:13 Developing [2] - 24:12, 24:19 difficulty [1] - 35:13 directing [4] - 5:3, 9:2, 25:12, 29:4 Discretionary [1] - 12:23 District [6] - 27:8, 27:9, 27:20, 27:21, 27:25, 28:1 Division [2] - 4:13, 28:14 donating [1] - 35:8 done [2] - 18:2, 34:11 DOT [1] - 13:13 down [1] - 33:14 Downtown [11] - 11:21, 12:4, 15:2, 15:6, 15:18, 15:22, 16:4, 17:17, 18:6, 27:9, 32:8 DPW [1] - 27:1 DPW09-003R [1] - 24:25 Drainage [1] - 25:8 Drive [2] - 21:1, 21:7 Driving [1] - 2:20 Drucker [2] - 12:25, 13:1 due [1] - 13:18 dues [1] - 19:18</p>	<p>39</p>
		D		
		<p>D&B [1] - 24:22 damage [1] - 20:19 date [1] - 25:15 Date [2] - 5:10, 29:11 dates [1] - 32:15 deadline [1] - 33:4 deal [2] - 14:25, 34:18 debit [1] - 33:13 decade [3] - 8:5, 8:12,</p>		
		E		
		<p>e-mail [1] - 35:1 Education [1] - 17:7 Edwards [1] - 19:24 effort [3] - 7:15, 12:14, 13:23</p>		

<p>elected [1] - 16:24 Elissa [1] - 17:4 Emergency [1] - 26:2 encumbrance [4] - 24:3, 24:10, 24:17, 25:5 endorsed [1] - 12:24 Engine [1] - 28:6 engineering [1] - 8:8 Engineering [4] - 24:4, 24:5, 25:6, 25:7 enhancement [1] - 12:4 enhancements [1] - 11:22 entirely [1] - 16:3 entitled [3] - 25:13, 27:5, 27:12 environmental [1] - 16:15 Environmental [1] - 25:7 Equipment [2] - 4:21, 28:22 equipment [3] - 8:18, 8:20, 8:23 Eric [1] - 17:4 error [1] - 20:9 especially [2] - 17:20, 34:21 Estimates [2] - 24:13, 24:20 Euthanasia [1] - 26:10 exciting [1] - 32:8 excluding [1] - 18:22 execute [5] - 19:12, 25:22, 26:5, 26:12, 26:20 Executive [2] - 2:7, 2:9 expense [1] - 14:8 Experience [1] - 2:20 explain [2] - 11:17, 14:18 Extension [1] - 8:8 extension [3] - 32:18, 32:25, 33:4 extremely [1] - 14:16</p>	<p>feedback [2] - 13:14, 15:1 fees [1] - 33:13 Feral [1] - 26:17 Ferretti [1] - 33:21 few [3] - 13:21, 16:17, 33:1 Field [5] - 2:22, 24:12, 24:19 finally [1] - 9:23 financial [1] - 12:17 Fire [4] - 27:20, 27:25, 28:4, 28:8 first [3] - 15:19, 18:18, 33:4 floater [1] - 8:20 Floater [2] - 4:22, 28:23 floor [1] - 18:14 flow [1] - 16:16 Following [1] - 12:6 following [2] - 6:23, 16:25 former [5] - 4:11, 7:24, 17:14, 17:22, 28:12 forth [2] - 11:21, 15:4 forward [3] - 17:16, 18:12, 34:20 frankly [1] - 18:6 free [2] - 34:6, 35:15 fruition [1] - 13:24 funded [1] - 14:3 funding [3] - 12:24, 16:2, 19:9 funds [6] - 14:6, 19:3, 24:3, 24:10, 24:17, 25:5 FUNDS [1] - 19:2 future [2] - 9:16, 34:21</p>	<p style="text-align: center;">H</p> <p>half [1] - 33:5 Hall [3] - 33:10, 33:11, 33:22 HAND [8] - 1:10, 3:18, 6:8, 10:18, 30:3, 30:6, 30:9, 31:1 Hand [9] - 3:17, 3:18, 6:7, 6:8, 10:17, 10:18, 30:4, 30:25, 31:1 happy [1] - 32:20 Harry [1] - 17:8 Healthcare [1] - 35:8 Hearing [12] - 5:4, 5:9, 9:3, 25:13, 25:15, 27:10, 27:16, 27:21, 28:2, 28:8, 29:5, 29:10 hearing [12] - 5:5, 9:3, 9:9, 9:13, 9:15, 29:6, 32:13, 34:13, 34:24, 35:21, 35:24, 36:4 hearings [3] - 16:14, 16:19, 18:11 Heckler [1] - 17:6 held [6] - 2:21, 27:10, 27:16, 27:22, 28:2, 28:9 helped [1] - 17:16 helping [1] - 17:2 Hempstead [1] - 33:21 hereby [1] - 36:6 Hero [1] - 35:8 Hicksville [21] - 14:21, 14:22, 14:24, 15:11, 15:23, 16:9, 16:25, 17:7, 17:9, 17:15, 18:5, 18:6, 18:7, 22:12, 22:24, 27:1, 27:8, 32:6, 32:8, 33:12, 33:23 Hicksville's [2] - 15:13, 16:4 High [1] - 21:25 Hon [1] - 19:15 honor [1] - 13:17 Hook [1] - 28:6 hope [1] - 14:13 Hose [1] - 28:7 hours [1] - 26:2 housing [1] - 15:3 hull [1] - 8:14 Hull [2] - 4:16, 28:17 Human [1] - 19:8 HWY [3] - 24:7, 24:14, 24:21 Hydrant [2] - 27:19, 27:24</p>	<p>3:16, 5:19, 6:5, 7:7, 10:16, 29:20, 30:23, 36:3 Imbroto [13] - 3:7, 3:15, 5:22, 6:4, 6:6, 7:8, 7:11, 10:15, 29:21, 29:24, 30:22, 30:23, 36:4 impact [1] - 16:16 important [2] - 15:12, 17:13 improve [1] - 11:21 Improvements [2] - 24:6, 25:1 improvements [2] - 16:1, 16:7 Inc [2] - 28:7, 28:8 included [1] - 17:21 includes [1] - 14:25 including [1] - 16:14 Incorporated [1] - 28:5 incorporates [1] - 14:20 Index [1] - 20:22 Industrial [3] - 4:11, 7:24, 28:12 Industries [3] - 5:6, 9:4, 29:7 inflation [1] - 13:18 information [1] - 35:4 Information [1] - 35:11 initiative [2] - 15:19, 17:16 Inland [4] - 4:16, 4:21, 28:17, 28:22 inland [2] - 8:14, 8:20 input [1] - 18:12 Inspection [2] - 24:12, 24:19 installed [1] - 13:22 insurance [4] - 8:15, 8:16, 8:21, 8:23 Insurance [4] - 4:17, 4:22, 28:18, 28:23 interest [1] - 11:14 interested [1] - 35:6 Island [2] - 17:5, 19:16 issuance [2] - 2:19, 19:24 issue [1] - 8:11 issued [1] - 20:9 items [1] - 15:7</p>
F	G	I	J
<p>Facebook [2] - 34:4, 34:5 Facilities [1] - 27:14 facility [2] - 2:19, 8:9 Facility [1] - 27:1 Farmingdale [6] - 4:12, 7:25, 21:25, 23:5, 28:6, 28:13 favor [1] - 36:11 FEBRUARY [1] - 1:2 February [13] - 5:3, 7:3, 9:1, 25:21, 26:4, 26:11, 26:19, 27:22, 28:2, 28:9, 29:4, 33:23, 33:24 Federal [2] - 16:2, 16:7 Fee [2] - 5:7, 29:8 fee [6] - 7:2, 9:6, 9:25, 19:25, 20:9, 33:15</p>	<p>GEICO [1] - 20:20 general [1] - 33:5 General [1] - 20:20 Glenwood [1] - 28:6 goal [1] - 15:2 Golf [3] - 19:16, 19:21 government [3] - 7:21, 14:16, 17:20 grant [9] - 12:2, 13:12, 14:3, 15:17, 15:22, 16:5, 16:6, 16:8, 19:8 grant-funded [1] - 14:3 great [1] - 14:25 Greenskeeper [1] - 19:15 Gregory [1] - 17:24 grievance [2] - 33:20, 34:1 Grohman's [1] - 22:6 groups [1] - 16:20 guidelines [1] - 15:5</p>	<p>ID [1] - 20:21 IMBROTO [10] - 1:9, 3:7,</p>	<p>Jackson [2] - 11:23, 13:22 James [1] - 17:24 January [1] - 19:10 Jeff [4] - 32:14, 32:18, 34:4, 34:10 JEFFREY [1] - 1:14 Jeffrey [1] - 33:8 job [2] - 18:2, 34:11 Joel [1] - 17:10 John [2] - 17:25, 33:21</p>

<p>Johnson [18] - 3:5, 3:12, 3:14, 5:18, 5:21, 6:1, 6:3, 7:6, 7:10, 10:12, 10:14, 29:19, 29:23, 30:19, 30:21, 35:23, 36:5, 36:7</p> <p>JOHNSON [10] - 1:9, 3:4, 3:13, 5:17, 6:2, 7:5, 10:13, 29:18, 30:20, 35:22</p> <p>Johnston [1] - 21:19</p> <p>jointly [1] - 33:20</p> <p>Joseph [2] - 7:1, 19:15</p> <p>JOSEPH [2] - 1:5, 1:8</p> <p>Justin [2] - 5:14, 29:15</p>	<p>light [1] - 14:1</p> <p>Lionel [2] - 17:14, 17:16</p> <p>list [2] - 7:18, 17:21</p> <p>LKB [1] - 24:15</p> <p>LLC [6] - 5:6, 5:7, 9:4, 9:5, 29:7, 29:8</p> <p>lobby [1] - 32:17</p> <p>local [1] - 17:25</p> <p>Local [6] - 25:13, 27:5, 27:6, 27:12, 27:13</p> <p>located [6] - 4:11, 5:8, 7:24, 9:7, 28:12, 29:9</p> <p>location [1] - 9:14</p> <p>Locations [1] - 27:14</p> <p>Locust [1] - 21:19</p> <p>look [2] - 34:1, 34:20</p> <p>Lou [1] - 36:4</p> <p>LOUIS [1] - 1:9</p> <p>lowest [1] - 12:11</p>	<p>Massapequa [5] - 20:15, 21:13, 22:18, 22:24, 23:11</p> <p>Matter [1] - 20:21</p> <p>McCaffrey [3] - 5:14, 17:24, 29:15</p> <p>mean [1] - 16:12</p> <p>meantime [1] - 34:23</p> <p>Medical [1] - 25:19</p> <p>meet [1] - 2:7</p> <p>meeting [7] - 1:23, 9:16, 34:20, 35:10, 35:25, 36:6, 36:7</p> <p>meetings [1] - 34:21</p> <p>Melrose [1] - 23:11</p> <p>members [3] - 17:1, 17:18, 35:16</p> <p>Members [4] - 17:3, 17:11, 18:15, 32:11</p> <p>membership [1] - 19:19</p> <p>Memorial [1] - 20:1</p> <p>met [1] - 12:7</p> <p>MICHELE [1] - 1:9</p> <p>Michele [2] - 35:23, 36:5</p> <p>million [7] - 12:2, 15:17, 15:21, 15:24, 16:2, 16:5, 16:8</p> <p>minutes [1] - 33:1</p> <p>Minutes [1] - 1:23</p> <p>moment [3] - 2:6, 14:17, 34:16</p> <p>money [2] - 9:11, 16:8</p> <p>monies [1] - 16:2</p> <p>months [1] - 13:13</p> <p>morning [1] - 32:22</p> <p>Motion [1] - 7:9</p> <p>motion [22] - 2:16, 3:3, 4:4, 4:7, 5:16, 5:20, 6:19, 6:22, 7:4, 11:4, 18:17, 18:20, 29:17, 29:22, 31:12, 31:15, 31:17, 32:12, 35:21, 35:24, 36:5, 36:6</p> <p>Motor [3] - 4:12, 7:25, 28:13</p> <p>move [1] - 18:16</p> <p>moved [4] - 3:5, 5:18, 7:6, 29:19</p> <p>moving [1] - 18:12</p> <p>MR [44] - 2:4, 2:9, 2:15, 3:6, 3:9, 3:12, 3:15, 3:17, 3:20, 3:23, 4:1, 4:4, 5:20, 6:1, 6:4, 6:7, 6:10, 6:13, 6:16, 6:19, 7:9, 8:3, 10:6, 10:12, 10:15, 10:17, 10:20, 10:23, 11:1, 11:4, 18:17, 18:20, 29:22, 30:17, 30:19, 30:22, 30:25, 31:3, 31:6, 31:9, 31:12, 32:22, 33:3, 34:14</p> <p>must [3] - 13:18, 14:3, 14:11</p>	<p style="text-align: center;">N 4 1</p>
<p style="text-align: center;">K</p>			
<p>knows [1] - 8:6</p> <p>Kolodinsky [1] - 19:14</p> <p>Kyle [1] - 17:4</p>			<p>name [2] - 16:16, 20:5</p> <p>Nassau [35] - 11:24, 12:18, 15:15, 15:25, 16:6, 17:20, 17:22, 19:7, 20:22, 21:3, 21:9, 21:15, 21:21, 22:2, 22:8, 22:14, 22:20, 23:1, 23:7, 23:13, 23:19, 23:25</p> <p>national [1] - 8:8</p> <p>Nay [2] - 36:15, 36:16</p> <p>Nays [4] - 4:6, 6:21, 11:6, 32:1</p> <p>nearly [2] - 12:9, 13:16</p> <p>need [3] - 2:6, 2:9, 7:17</p> <p>needs [3] - 15:10, 15:11, 16:15</p> <p>Negative [1] - 30:9</p> <p>negotiated [1] - 33:14</p> <p>nets [1] - 13:7</p> <p>Neuter [1] - 26:17</p> <p>New [24] - 4:13, 5:13, 9:19, 13:10, 15:18, 19:18, 20:15, 21:1, 21:7, 21:13, 21:19, 21:25, 22:6, 22:12, 22:18, 22:24, 23:5, 23:11, 23:17, 23:23, 28:14, 29:14, 33:6, 35:3</p> <p>new [7] - 11:22, 13:22, 14:23, 15:3, 16:12</p> <p>news [1] - 18:9</p> <p>NO [50] - 2:18, 2:25, 4:9, 4:15, 4:20, 5:1, 5:11, 18:24, 19:2, 19:6, 19:13, 19:23, 20:3, 20:7, 20:12, 20:18, 20:24, 21:5, 21:11, 21:17, 21:23, 22:4, 22:10, 22:16, 22:22, 23:3, 23:9, 23:15, 23:21, 24:2, 24:9, 24:16, 24:23, 25:4, 25:11, 25:17, 25:25, 26:8, 26:15, 26:23, 27:4, 27:11, 27:18, 27:23, 28:3, 28:10, 28:16, 28:21, 29:2, 29:12</p> <p>none [1] - 30:16</p> <p>North [2] - 20:15, 33:11</p> <p>Northwest [1] - 17:10</p> <p>Nos [8] - 2:17, 4:5, 4:8, 6:20, 18:21, 18:22, 31:13, 31:25</p> <p>NOTED [1] - 36:25</p> <p>Notice [4] - 5:4, 9:3, 25:12, 29:5</p> <p>November [1] - 23:12</p> <p>number [2] - 13:4, 35:12</p> <p>NY [1] - 20:8</p> <p>ny.gov [1] - 35:2</p> <p>NYSTA [1] - 19:19</p>
<p style="text-align: center;">L</p>	<p style="text-align: center;">M</p>		
<p>LABRIOLA [5] - 1:10, 3:21, 6:11, 10:21, 31:4</p> <p>Labriola [8] - 3:20, 3:22, 6:10, 6:12, 10:20, 10:22, 31:3, 31:5</p> <p>Ladder [1] - 28:6</p> <p>LaMarca [44] - 1:5, 1:13, 2:2, 2:4, 2:13, 2:15, 3:6, 3:9, 3:12, 3:15, 3:17, 3:20, 3:23, 4:1, 4:4, 5:20, 6:1, 6:4, 6:7, 6:10, 6:13, 6:16, 6:19, 7:9, 10:6, 10:12, 10:15, 10:17, 10:20, 10:23, 11:1, 11:4, 18:17, 18:20, 29:22, 30:17, 30:19, 30:22, 30:25, 31:3, 31:6, 31:9, 31:12, 34:14</p> <p>Lane [1] - 22:6</p> <p>large [2] - 13:4</p> <p>last [1] - 13:21</p> <p>LAURA [1] - 1:11</p> <p>law [2] - 9:21, 12:7</p> <p>Law [6] - 25:13, 25:14, 27:5, 27:6, 27:12, 27:13</p> <p>leaders [1] - 17:25</p> <p>leading [1] - 8:10</p> <p>least [1] - 8:4</p> <p>legally [1] - 13:19</p> <p>Legislator [3] - 12:24, 17:22, 33:21</p> <p>lessee [1] - 9:5</p> <p>Lessee [2] - 5:6, 29:7</p> <p>Levittown [2] - 33:22</p> <p>Liberty [3] - 4:11, 7:24, 28:12</p> <p>license [1] - 19:20</p> <p>LIGCSA [1] - 19:17</p>	<p>M.D [48] - 2:23, 3:2, 4:14, 4:19, 4:24, 5:10, 5:14, 19:12, 19:22, 20:2, 20:6, 20:10, 20:17, 20:23, 21:4, 21:10, 21:16, 21:22, 22:3, 22:9, 22:15, 22:21, 23:2, 23:8, 23:14, 23:20, 24:1, 24:7, 24:15, 24:22, 25:2, 25:9, 25:16, 25:23, 26:6, 26:14, 26:21, 27:2, 27:10, 27:17, 27:22, 28:2, 28:9, 28:15, 28:20, 28:25, 29:11, 29:15</p> <p>Macagnone [1] - 17:23</p> <p>machinery [1] - 8:14</p> <p>Machinery [2] - 4:17, 28:18</p> <p>MAIER [5] - 1:11, 3:24, 6:17, 10:24, 31:7</p> <p>Maier [8] - 3:23, 3:25, 6:16, 6:18, 10:23, 10:25, 31:6, 31:8</p> <p>mail [3] - 33:5, 35:1, 35:2</p> <p>Main [1] - 23:5</p> <p>maintained [1] - 11:24</p> <p>mandate [1] - 9:22</p> <p>mandates [1] - 9:21</p> <p>Manjrekar [1] - 17:24</p> <p>March [20] - 4:17, 4:18, 4:23, 5:10, 8:15, 8:16, 8:21, 8:22, 25:15, 25:20, 26:3, 26:11, 26:18, 28:18, 28:19, 28:24, 29:11, 33:4</p> <p>Marina [1] - 20:1</p> <p>marine [2] - 8:14, 8:20</p> <p>Marine [4] - 4:16, 4:21, 28:17, 28:22</p> <p>marriage [2] - 7:1, 9:25</p> <p>Marshall [1] - 21:13</p>	<p>Massapequa [5] - 20:15, 21:13, 22:18, 22:24, 23:11</p> <p>Matter [1] - 20:21</p> <p>McCaffrey [3] - 5:14, 17:24, 29:15</p> <p>mean [1] - 16:12</p> <p>meantime [1] - 34:23</p> <p>Medical [1] - 25:19</p> <p>meet [1] - 2:7</p> <p>meeting [7] - 1:23, 9:16, 34:20, 35:10, 35:25, 36:6, 36:7</p> <p>meetings [1] - 34:21</p> <p>Melrose [1] - 23:11</p> <p>members [3] - 17:1, 17:18, 35:16</p> <p>Members [4] - 17:3, 17:11, 18:15, 32:11</p> <p>membership [1] - 19:19</p> <p>Memorial [1] - 20:1</p> <p>met [1] - 12:7</p> <p>MICHELE [1] - 1:9</p> <p>Michele [2] - 35:23, 36:5</p> <p>million [7] - 12:2, 15:17, 15:21, 15:24, 16:2, 16:5, 16:8</p> <p>minutes [1] - 33:1</p> <p>Minutes [1] - 1:23</p> <p>moment [3] - 2:6, 14:17, 34:16</p> <p>money [2] - 9:11, 16:8</p> <p>monies [1] - 16:2</p> <p>months [1] - 13:13</p> <p>morning [1] - 32:22</p> <p>Motion [1] - 7:9</p> <p>motion [22] - 2:16, 3:3, 4:4, 4:7, 5:16, 5:20, 6:19, 6:22, 7:4, 11:4, 18:17, 18:20, 29:17, 29:22, 31:12, 31:15, 31:17, 32:12, 35:21, 35:24, 36:5, 36:6</p> <p>Motor [3] - 4:12, 7:25, 28:13</p> <p>move [1] - 18:16</p> <p>moved [4] - 3:5, 5:18, 7:6, 29:19</p> <p>moving [1] - 18:12</p> <p>MR [44] - 2:4, 2:9, 2:15, 3:6, 3:9, 3:12, 3:15, 3:17, 3:20, 3:23, 4:1, 4:4, 5:20, 6:1, 6:4, 6:7, 6:10, 6:13, 6:16, 6:19, 7:9, 8:3, 10:6, 10:12, 10:15, 10:17, 10:20, 10:23, 11:1, 11:4, 18:17, 18:20, 29:22, 30:17, 30:19, 30:22, 30:25, 31:3, 31:6, 31:9, 31:12, 32:22, 33:3, 34:14</p> <p>must [3] - 13:18, 14:3, 14:11</p>	<p>name [2] - 16:16, 20:5</p> <p>Nassau [35] - 11:24, 12:18, 15:15, 15:25, 16:6, 17:20, 17:22, 19:7, 20:22, 21:3, 21:9, 21:15, 21:21, 22:2, 22:8, 22:14, 22:20, 23:1, 23:7, 23:13, 23:19, 23:25</p> <p>national [1] - 8:8</p> <p>Nay [2] - 36:15, 36:16</p> <p>Nays [4] - 4:6, 6:21, 11:6, 32:1</p> <p>nearly [2] - 12:9, 13:16</p> <p>need [3] - 2:6, 2:9, 7:17</p> <p>needs [3] - 15:10, 15:11, 16:15</p> <p>Negative [1] - 30:9</p> <p>negotiated [1] - 33:14</p> <p>nets [1] - 13:7</p> <p>Neuter [1] - 26:17</p> <p>New [24] - 4:13, 5:13, 9:19, 13:10, 15:18, 19:18, 20:15, 21:1, 21:7, 21:13, 21:19, 21:25, 22:6, 22:12, 22:18, 22:24, 23:5, 23:11, 23:17, 23:23, 28:14, 29:14, 33:6, 35:3</p> <p>new [7] - 11:22, 13:22, 14:23, 15:3, 16:12</p> <p>news [1] - 18:9</p> <p>NO [50] - 2:18, 2:25, 4:9, 4:15, 4:20, 5:1, 5:11, 18:24, 19:2, 19:6, 19:13, 19:23, 20:3, 20:7, 20:12, 20:18, 20:24, 21:5, 21:11, 21:17, 21:23, 22:4, 22:10, 22:16, 22:22, 23:3, 23:9, 23:15, 23:21, 24:2, 24:9, 24:16, 24:23, 25:4, 25:11, 25:17, 25:25, 26:8, 26:15, 26:23, 27:4, 27:11, 27:18, 27:23, 28:3, 28:10, 28:16, 28:21, 29:2, 29:12</p> <p>none [1] - 30:16</p> <p>North [2] - 20:15, 33:11</p> <p>Northwest [1] - 17:10</p> <p>Nos [8] - 2:17, 4:5, 4:8, 6:20, 18:21, 18:22, 31:13, 31:25</p> <p>NOTED [1] - 36:25</p> <p>Notice [4] - 5:4, 9:3, 25:12, 29:5</p> <p>November [1] - 23:12</p> <p>number [2] - 13:4, 35:12</p> <p>NY [1] - 20:8</p> <p>ny.gov [1] - 35:2</p> <p>NYSTA [1] - 19:19</p>

O			Q 42
<p>obviously [2] - 7:20, 32:7 OF [3] - 1:1, 1:14, 19:2 offer [1] - 13:9 Office [1] - 35:10 office [6] - 12:13, 15:4, 20:17, 34:11, 35:15, 35:16 officer [1] - 7:1 officials [1] - 16:24 Old [2] - 21:1, 22:12 On-Call [6] - 20:6, 24:4, 24:11, 24:18, 25:6, 26:24 once [1] - 8:9 one [5] - 2:5, 9:25, 13:5, 31:16, 35:1 online [1] - 33:12 open [1] - 18:14 opened [1] - 35:9 openness [1] - 9:12 opportunities [1] - 15:3 opposed [1] - 36:14 outlined [1] - 30:1 owed [3] - 4:10, 7:23, 28:11 owned [1] - 11:23 owner [1] - 9:6 Owner [2] - 5:7, 29:8 owners [3] - 14:2, 14:8, 20:16 OYSTER [1] - 1:1 Oyster [22] - 8:10, 11:24, 14:21, 15:16, 16:22, 17:21, 19:1, 19:16, 19:21, 20:21, 23:17, 24:14, 24:21, 25:15, 27:7, 27:16, 27:20, 32:9, 33:6, 34:25, 35:3 oysterbaytown.com [2] - 33:16, 35:5 oysterbaytown.com/grievancevideo [1] - 34:3</p>	<p>participation [1] - 35:19 passes [8] - 4:5, 6:21, 11:6, 31:13, 31:16, 31:18, 31:21, 32:1 passing [2] - 13:16, 32:5 patience [1] - 34:18 payment [3] - 4:10, 7:23, 28:11 payments [2] - 32:15, 33:12 pedestrian [1] - 11:22 perform [2] - 7:1, 13:2 performed [14] - 15:15, 21:1, 21:7, 21:13, 21:20, 21:25, 22:6, 22:13, 22:18, 22:25, 23:5, 23:11, 23:17, 23:23 period [11] - 4:17, 4:23, 8:15, 8:21, 19:9, 25:20, 26:3, 26:10, 26:18, 28:18, 28:24 permission [1] - 25:2 Permit [6] - 5:7, 9:6, 9:14, 20:13, 27:15, 29:8 permit [2] - 2:19, 20:9 person [2] - 33:9, 34:20 PERSONNEL [1] - 18:24 personnel [1] - 18:25 pertaining [13] - 18:25, 19:3, 20:19, 24:3, 24:10, 24:17, 25:5, 26:24, 27:5, 27:12, 27:19, 27:24, 28:4 pesticide [1] - 19:20 phenomenal [1] - 18:9 Phil [1] - 17:6 phone [1] - 18:3 PKS [2] - 19:21, 25:9 place [4] - 9:15, 13:7, 15:9, 15:19 placement [13] - 21:3, 21:9, 21:15, 21:21, 22:2, 22:8, 22:14, 22:20, 23:1, 23:7, 23:13, 23:19, 23:25 Plainview [5] - 22:6, 23:23, 27:25, 28:1, 28:7 plan [3] - 11:21, 14:23, 16:11 Plan [3] - 5:8, 9:7, 29:9 policy [4] - 8:15, 8:16, 8:21, 8:23 Policy [5] - 3:2, 4:17, 4:22, 28:18, 28:23 potential [1] - 14:12 Pravato [5] - 32:14, 32:21, 33:8, 34:4, 34:10 PRAVATO [3] - 1:14, 32:22, 33:3 premises [3] - 5:8, 9:7, 29:9 President [2] - 17:6, 17:15 previous [1] - 11:20 prices [1] - 13:18 private [2] - 14:2, 14:7</p>	<p>procedure [1] - 11:5 Procedures [1] - 3:2 proceed [4] - 2:2, 2:13, 30:5, 30:16 process [4] - 9:12, 12:7, 16:21, 17:13 procurement [4] - 25:18, 26:1, 26:9, 26:16 Procurement [1] - 3:1 professionals [1] - 14:12 program [1] - 35:8 Program [3] - 12:22, 12:24, 26:17 programs [2] - 35:7, 35:9 progress [1] - 15:13 Project [1] - 11:19 project [15] - 12:2, 12:8, 12:9, 12:17, 12:20, 13:12, 13:20, 13:23, 13:24, 14:3, 14:6, 14:9, 14:10, 14:11, 16:13 projects [2] - 16:12, 16:13 propel [1] - 17:16 property [21] - 4:11, 7:24, 8:12, 20:16, 20:19, 20:25, 21:6, 21:12, 21:18, 21:24, 22:5, 22:11, 22:17, 22:23, 23:4, 23:10, 23:16, 23:22, 28:12, 33:3 proposal [1] - 14:25 Proposed [1] - 25:13 protect [5] - 8:18, 8:23, 8:24, 12:14, 13:8 protecting [2] - 34:18, 34:19 Protection [3] - 27:20, 27:25, 28:4 proud [3] - 14:16, 18:3, 32:9 PS [1] - 20:1 public [13] - 5:5, 7:15, 7:19, 8:6, 9:3, 9:13, 12:6, 13:7, 16:13, 16:19, 18:12, 29:6, 35:1 Public [2] - 1:25, 35:10 publiccomment@oysterbay [1] - 35:2 publiccomment@oysterbay-ny.gov [1] - 35:2 publish [4] - 5:4, 9:3, 25:12, 29:5 purposes [1] - 7:19 pursued [1] - 14:9 put [3] - 11:21, 13:7, 15:9 PWC07-20 [3] - 24:4, 24:11, 24:18 PWC14-20 [1] - 26:24 PWC23-20 [1] - 25:6</p>	<p>questions [1] - 30:12 quite [1] - 18:6</p>
<p>P</p> <p>P-4-21 [3] - 18:21, 18:24, 31:13 p.m [3] - 33:10, 33:23, 33:24 PAD [1] - 20:10 page [2] - 34:4, 34:5 pandemic [1] - 32:16 panel [1] - 20:9 park [1] - 8:7 Park [2] - 8:7, 21:1 Parking [2] - 2:22, 27:1 Parkway [1] - 33:22 part [1] - 35:6 participated [2] - 16:19, 16:21</p>			<p>R</p> <p>Ransom [1] - 25:8 reach [1] - 14:17 Rebecca [1] - 17:23 rebid [3] - 13:20, 13:25, 25:2 receive [1] - 19:8 received [3] - 13:2, 13:5, 16:7 RECEIVER [1] - 1:14 Receiver [4] - 32:13, 33:7, 33:16, 34:4 recently [2] - 14:1, 15:14 Recognition [1] - 35:8 Recusal [1] - 31:16 Recuse [1] - 30:21 redesign [1] - 14:6 redesigned [1] - 14:12 redesigning [1] - 14:8 reducing [1] - 13:23 reevaluated [1] - 12:16 referred [13] - 21:2, 21:8, 21:14, 21:20, 22:1, 22:7, 22:13, 22:19, 22:25, 23:6, 23:12, 23:18, 23:24 reflect [2] - 14:4, 20:5 refund [2] - 19:24, 20:8 regard [1] - 11:16 regarding [2] - 24:13, 24:20 regular [1] - 2:2 reimbursement [2] - 14:9, 19:14 reject [1] - 13:19 rejection [1] - 24:24 related [2] - 8:11, 13:19 relates [2] - 14:22, 32:14 Relative [2] - 24:4, 26:25 relative [1] - 25:7 remember [1] - 15:16 remind [1] - 34:17 Removal [1] - 25:8 Remove [1] - 27:7 removing [1] - 30:6 renaissance [2] - 15:13, 18:7 Rental [2] - 27:19, 27:24 Reporter/Notary [1] - 1:25 representing [1] - 18:4 Request [5] - 5:13, 24:11, 24:18, 25:6, 29:14 request [1] - 9:19 requested [1] - 20:15</p>

<p>requests [1] - 13:3 require [1] - 16:13 required [2] - 13:11, 19:19 Requirement [1] - 27:15 rescission [1] - 20:13 reservations [1] - 33:25 residents [8] - 11:14, 12:15, 15:11, 18:1, 32:18, 32:19, 34:19, 36:22 RESOLUTION [50] - 2:18, 2:25, 4:9, 4:15, 4:20, 5:1, 5:11, 18:24, 19:2, 19:6, 19:13, 19:23, 20:3, 20:7, 20:12, 20:18, 20:24, 21:5, 21:11, 21:17, 21:23, 22:4, 22:10, 22:16, 22:22, 23:3, 23:9, 23:15, 23:21, 24:2, 24:9, 24:16, 24:23, 25:4, 25:11, 25:17, 25:25, 26:8, 26:15, 26:23, 27:4, 27:11, 27:18, 27:23, 28:3, 28:10, 28:16, 28:21, 29:2, 29:12 resolution [1] - 8:25 Resolution [88] - 2:17, 2:18, 2:25, 4:5, 4:8, 4:9, 4:15, 4:20, 5:1, 5:2, 5:11, 6:20, 6:23, 6:24, 6:25, 7:22, 8:13, 8:19, 8:25, 9:17, 9:23, 10:8, 11:5, 13:19, 14:5, 14:15, 14:18, 14:20, 18:21, 18:22, 18:25, 19:3, 19:6, 19:13, 19:23, 20:3, 20:4, 20:7, 20:12, 20:18, 20:24, 21:5, 21:11, 21:17, 21:23, 22:4, 22:10, 22:16, 22:22, 23:3, 23:9, 23:15, 23:21, 24:2, 24:9, 24:16, 24:23, 25:4, 25:11, 25:17, 25:25, 26:8, 26:15, 26:23, 27:4, 27:11, 27:18, 27:23, 28:3, 28:10, 28:16, 28:21, 29:2, 29:3, 29:12, 30:2, 30:7, 31:13, 31:15, 31:19, 31:21, 31:23, 31:25, 32:6 Resolutions [9] - 7:18, 10:3, 11:10, 11:11, 11:13, 11:16, 11:17, 14:14, 30:1 respondent [1] - 13:5 response [2] - 30:13, 36:16 rest [1] - 30:21 restaurants [1] - 15:3 Restoration [2] - 24:13, 24:20 Restrictive [1] - 20:14 resuspend [3] - 6:22, 10:7, 11:4 retain [1] - 19:19 Return [1] - 26:17 review [2] - 13:13, 16:14 revised [1] - 3:1</p>	<p>Revitalization [5] - 12:23, 14:23, 15:18, 16:3, 16:25 revitalizing [1] - 17:17 rezone [1] - 18:5 rezoning [1] - 32:6 RICHARD [2] - 1:5, 1:13 Road [12] - 5:7, 5:9, 9:5, 9:8, 22:12, 22:18, 22:24, 24:13, 24:20, 29:8, 29:10, 33:12 roadway [1] - 12:18 Rock [6] - 5:7, 5:9, 9:5, 9:8, 29:8, 29:10 Rolling [2] - 4:22, 28:23 rolling [1] - 8:20 Rolls [13] - 21:4, 21:10, 21:16, 21:22, 22:3, 22:9, 22:15, 22:21, 23:2, 23:8, 23:14, 23:20, 24:1 Roosevelt [1] - 20:1 Rose [1] - 17:22 rules [6] - 4:8, 6:20, 6:23, 10:7, 11:5, 13:12</p>	<p>Service [5] - 5:13, 9:19, 9:20, 25:6, 29:14 Services [9] - 19:8, 20:6, 24:4, 25:18, 26:1, 26:9, 26:10, 26:16, 26:25 services [1] - 19:9 Session [2] - 2:7, 2:10 set [1] - 16:1 sets [1] - 15:4 settlement [1] - 20:19 seven [7] - 4:5, 6:21, 11:6, 31:14, 31:18, 31:22, 32:1 sewage [1] - 16:15 Shannon [1] - 21:7 shared [1] - 13:9 Shelter [2] - 25:19, 26:2 shops [1] - 15:3 shortfall [1] - 12:20 sidewalk [1] - 14:1 Sidewalk [1] - 12:22 sidewalks [2] - 11:23, 13:22 signage [1] - 15:8 signals [1] - 34:22 signify [2] - 36:11, 36:15 Single [1] - 17:8 site [1] - 8:7 Site [6] - 4:12, 5:8, 7:25, 9:6, 28:13, 29:9 situation [2] - 8:1, 12:14 six [1] - 31:16 slip [1] - 19:25 Solar [1] - 20:8 solar [1] - 20:8 sorry [1] - 35:25 sought [1] - 12:17 South [2] - 17:18, 33:11 spaces [1] - 15:4 special [1] - 11:14 Special [6] - 5:7, 9:6, 9:14, 20:13, 27:15, 29:8 specific [1] - 15:7 specifically [2] - 16:18, 16:23 spend [1] - 9:11 stakeholders [1] - 15:1 State [6] - 13:10, 13:13, 15:18, 19:18, 20:8, 34:22 State's [1] - 15:21 stay [2] - 36:23, 36:24 step [1] - 15:12 STEVE [1] - 1:10 still [3] - 12:12, 12:15, 16:13 stock [1] - 8:21 Stock [2] - 4:22, 28:23 storefronts [1] - 15:7 Street [4] - 21:13, 21:19, 21:25, 23:5</p>	<p>streetlights [1] - 15:8 Streetscape [2] - 24:6, 25:1 Streetscaping [1] - 11:18 strong [1] - 36:24 Structural [1] - 25:8 study [1] - 15:14 Subdistricts [1] - 27:9 subject [1] - 33:13 Subject [1] - 27:15 submit [3] - 5:12, 9:18, 29:13 submitted [1] - 24:24 successfully [1] - 32:17 summer [1] - 19:25 Summit [1] - 23:17 Sunita [1] - 17:24 Superintendents [1] - 19:17 supervisor [1] - 3:10 SUPERVISOR [26] - 1:5, 1:8, 2:1, 2:5, 2:11, 3:11, 5:25, 7:14, 8:4, 10:11, 11:7, 18:19, 29:25, 30:5, 30:8, 30:11, 30:15, 30:18, 32:3, 33:2, 34:9, 34:15, 36:1, 36:8, 36:14, 36:18 Supervisor [22] - 2:4, 2:15, 5:12, 5:24, 6:25, 7:13, 9:18, 9:24, 10:10, 15:20, 19:11, 25:21, 26:4, 26:12, 26:19, 29:13, 30:3, 30:17, 32:2, 32:22, 34:7, 35:22 support [1] - 32:5 Surveying [3] - 24:12, 24:19, 26:25 suspend [2] - 4:7, 6:19 Syosset [6] - 11:18, 11:22, 12:5, 12:16, 24:5, 25:1</p>
S			
	<p>safe [2] - 34:22, 36:23 safety [1] - 13:7 SALADINO [26] - 1:5, 1:8, 2:1, 2:5, 2:11, 3:11, 5:25, 7:14, 8:4, 10:11, 11:7, 18:19, 29:25, 30:5, 30:8, 30:11, 30:15, 30:18, 32:3, 33:2, 34:9, 34:15, 36:1, 36:8, 36:14, 36:18 Saladino [6] - 3:10, 5:24, 7:1, 7:13, 10:10, 30:17 Sarcone [1] - 17:25 satisfies [1] - 9:21 Saturday [2] - 7:2, 10:1 saw [1] - 12:13 Scalera [1] - 2:6 SCALERA [2] - 2:9, 8:3 scope [2] - 13:23, 14:2 second [6] - 3:6, 5:19, 7:8, 8:22, 29:21, 36:2 seconded [3] - 5:21, 7:10, 29:23 seconds [2] - 3:8, 36:6 Section [4] - 5:12, 9:18, 27:14, 29:13 secured [2] - 12:1, 15:25 see [1] - 13:24 seminars [1] - 33:20 sent [1] - 13:3 September [11] - 21:8, 21:14, 21:20, 22:1, 22:7, 22:13, 22:19, 22:25, 23:6, 23:18, 23:24</p>		
T		<p>TA [1] - 2:23 table [3] - 2:16, 4:4, 30:7 tabled [3] - 18:23, 31:20, 31:24 Tax [13] - 21:3, 21:9, 21:15, 21:22, 22:2, 22:8, 22:15, 22:20, 23:2, 23:7, 23:13, 23:19, 23:25 tax [3] - 32:15, 33:4, 33:20 TAXES [1] - 1:14 Taxes [4] - 32:14, 33:7, 33:17, 34:4 taxes [1] - 33:5 taxpayers [4] - 8:18, 8:24, 12:15, 13:8 terms [1] - 9:22 TF-3-21 [1] - 19:3 Theodore [1] - 19:25</p>	

<p>THOMAS^[1] - 1:10 thoroughness^[1] - 36:9 three^[1] - 11:16 Thursday^[2] - 33:19, 33:24 TIME^[1] - 36:25 TNR^[1] - 26:17 TOB^[1] - 36:24 TOBAY^[1] - 2:22 today^[3] - 11:10, 16:11, 17:2 today's^[2] - 35:24, 35:25 together^[1] - 16:8 took^[2] - 13:13, 15:19 total^[1] - 12:9 toward^[2] - 14:10, 16:3 towards^[1] - 12:20 TOWN^[4] - 1:1, 1:1, 1:5, 1:13 Town^[46] - 2:1, 2:6, 5:4, 7:17, 8:9, 9:2, 9:10, 9:15, 11:7, 11:15, 11:24, 12:3, 13:2, 13:24, 14:16, 14:21, 15:16, 16:22, 16:23, 16:24, 17:21, 17:22, 18:4, 19:1, 19:15, 19:20, 20:21, 24:14, 24:21, 25:12, 25:15, 27:7, 27:16, 29:5, 32:5, 32:9, 32:11, 33:10, 33:11, 33:21, 34:2, 34:21, 34:24, 34:25, 35:2, 35:16 TRACIE^[1] - 1:24 traffic^[2] - 15:14, 16:16 Traffic^[1] - 25:14 TRANSFER^[1] - 19:2 transfer^[1] - 19:3 transparency^[2] - 7:16, 9:12 transparent^[1] - 7:21 Transportation^[1] - 13:11 Trap^[1] - 26:17 true^[1] - 12:8 Turfgrass^[1] - 19:18 TWN^[9] - 2:22, 2:23, 4:13, 4:18, 4:24, 20:23, 28:15, 28:19, 28:25 two^[6] - 11:13, 11:15, 13:2, 13:5, 14:14, 33:19</p>	<p style="text-align: center;">V</p> <p>Valley^[1] - 21:19 variety^[1] - 13:4 various^[2] - 18:25, 19:4 vendor^[1] - 20:5 Veterinary^[4] - 25:18, 26:1, 26:9, 26:16 vibrant^[1] - 15:2 VICKI^[1] - 1:11 video^[1] - 34:1 views^[1] - 34:24 Village^[1] - 28:5 Vision^[1] - 17:4 Volunteer^[1] - 28:7 vote^[10] - 3:9, 5:23, 7:12, 7:14, 10:5, 10:9, 11:9, 11:11, 18:16, 30:16 votes^[1] - 30:24 voting^[2] - 10:7, 16:11</p>	<p>word^[1] - 35:1 workforce^[1] - 34:19</p> <p style="text-align: center;">Y</p> <p>year^[6] - 13:16, 14:13, 15:20, 27:21, 28:1, 28:8 Year^[1] - 19:4 years^[6] - 13:21, 14:20, 16:22, 17:1, 18:4, 18:10 yield^[1] - 34:7 York^[24] - 4:13, 5:13, 9:19, 13:10, 15:18, 19:18, 20:15, 21:1, 21:7, 21:13, 21:19, 21:25, 22:6, 22:12, 22:18, 22:24, 23:5, 23:11, 23:17, 23:23, 28:14, 29:14, 33:6, 35:3 youth^[1] - 19:9</p>
<p style="text-align: center;">U</p> <p>Ultimate^[1] - 2:20 under^[2] - 13:11, 24:25 unqualified^[1] - 13:6 up^[2] - 33:9, 34:2 upcoming^[1] - 9:13 update^[2] - 20:4, 32:14</p>	<p style="text-align: center;">W</p> <p>waiver^[1] - 9:19 Waiver^[2] - 5:13, 29:14 walk^[2] - 10:7, 33:9 walk-on^[1] - 10:7 walk-up^[1] - 33:9 Walkability^[2] - 24:6, 25:1 walkable^[1] - 15:2 walked^[2] - 6:23, 11:5 walked-on^[2] - 6:23, 11:5 Walker^[1] - 17:22 Walsh^[8] - 4:1, 4:3, 6:13, 6:15, 11:1, 11:3, 31:9, 31:11 WALSH^[5] - 1:11, 4:2, 6:14, 11:2, 31:10 water^[1] - 16:15 Water^[2] - 27:21, 28:1 ways^[1] - 35:14 website^[5] - 33:16, 33:17, 34:2, 35:5, 35:13 wedding^[1] - 7:2 Wednesday^[2] - 33:19, 33:23 welcome^[1] - 18:11 West^[1] - 21:1 Westbury^[3] - 5:9, 9:8, 29:10 willing^[1] - 13:17 windows^[1] - 33:10 winning^[1] - 13:9 Wireless^[1] - 27:13 wish^[1] - 35:20 won^[4] - 8:8, 15:17, 15:21, 16:5 wonderful^[1] - 36:23 Woodbury^[1] - 21:7</p>	<p style="text-align: center;">Z</p> <p>Zero^[1] - 4:6 zero^[3] - 6:21, 11:6, 32:1 zoning^[4] - 14:19, 14:23, 15:4, 16:10 Zoning^[3] - 27:6, 27:8, 27:9</p>