

TOWN BOARD
TOWN OF OYSTER BAY
SPECIAL PRESENTATION
MAY 10, 2022
7:20 P.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 STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

A B S E N T:

COUNCILMAN THOMAS P. HAND
JEFFREY P. PRAVATO, RECEIVER OF TAXES

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

RICHARD LaMARCA, TOWN CLERK

Minutes of the meeting
taken by:

TRACIE A. CINQUEMANI
Reporter/Notary Public

1 SUPERVISOR SALADINO: Good evening,
2 ladies and gentlemen, and welcome to the Town of
3 Oyster Bay Town Board meeting for Tuesday, May 10,
4 2022.

5 For those joining us this evening for
6 the first time, please note that you have the
7 opportunity to be heard on matters brought before
8 the Town Board as well as during the public comment
9 portion at the end of the meeting.

10 As always, this meeting will be
11 live-streamed on social media and on the Town's
12 website, which is oysterbaytown.com. These
13 proceedings are recorded and later transcribed and,
14 of course, your voice is important to us.

15 Statements, comments, and input from
16 the public, relative to our meetings, are always
17 welcomed and respected as part of the record.

18 To submit comments online, e-mail
19 publiccomment@oysterbay-ny.gov; or mail us at the
20 Office of the Town Attorney, 54 Audrey Avenue,
21 Oyster Bay, New York 11771.

22 Leading us in prayer this evening, as
23 we begin every Town Board meeting, is Reverend
24 Rebecca Sheridan of Faith Lutheran Church and
25 School in Syosset.

1 Rebecca Sheridan has lead her
2 congregation since 2019 through joyful worship and
3 the sharing of God's love.

4 Pastor, the floor is yours.

5 PASTOR SHERIDAN: Okay. Thank you.

6 Let us pray. Almighty God, we lift
7 before you all who govern the Town of Oyster Bay
8 tonight. Bless our public servants that they may
9 do their work in a spirit of wisdom, charity and
10 justice. Help them use their authority to serve
11 faithfully and to promote our common life.

12 In your holy name we pray. Amen.

13 ALL: Amen.

14 SUPERVISOR SALADINO: Thank you,
15 Pastor.

16 We appreciate your friendship and the
17 spiritual and humanitarian service that you provide
18 your congregation and all of us in the Town of
19 Oyster Bay.

20 PASTOR SHERIDAN: Thank you.

21 SUPERVISOR SALADINO: We always
22 appreciate seeing you.

23 Leading us in the Pledge this evening,
24 we have some very special guests:

25 United States Air Force Veteran Kevin

1 Hertell, who served our Nation from 1999 through
2 2003.

3 We also have with us United States
4 Marine Corps Major Fred Nielsen.

5 And we have a very special guest, and I
6 see him there, if you would step forward. We have
7 former Town of Oyster Bay Supervisor, former Town
8 of Oyster Bay Councilman, former District Court
9 Judge, former County Court Judge, and, now, retired
10 Supreme Court Justice, our good friend and a mentor
11 to many, Angelo Delligatti.

12 (Whereupon, a round of applause
13 ensued.)

14 SUPERVISOR SALADINO: Gentlemen, if the
15 three of you, would please step up for your
16 rightful place of respect as you lead us in the
17 Pledge of Allegiance?

18 (Whereupon, the Pledge of Allegiance
19 was recited by the assemblage present.)

20 SUPERVISOR SALADINO: Ladies and
21 gentlemen, before we move forward, and we're all
22 standing, we, on the Town Board, would like to take
23 this opportunity, with all of my colleagues, to
24 extend the Town of Oyster Bay family's deepest
25 sympathies to Councilman Tom Hand on the passing of

1 his mom, Carolyn; and to our Receiver of Taxes,
2 Jeff Pravato, on the passing of his mother-in-law,
3 Esther Golub. Our thoughts and prayers are with
4 both of them and their families at this most
5 difficult time.

6 Let us please observe a moment of
7 silence for these wonderful people.

8 (Whereupon, a moment of silence was
9 observed by the assemblage present.)

10 SUPERVISOR SALADINO: Thank you.

11 While we're all still standing, I
12 also -- we would like to take this opportunity to
13 remember the life and legacy of Farmingdale
14 resident and World War II Navy combat Veteran Sal
15 Citrano.

16 Sal was recently honored by our
17 Hometown Heroes Community Recognition Program, an
18 initiative that recognizes the service and
19 sacrifice of the brave men and women in the United
20 States Armed Forces, both living and deceased, who
21 are current or former residents.

22 All of us on the Town Board and the
23 Town family have enjoyed a close relationship with
24 Sal. He's remained extremely active in the
25 community including considerable charity work,

1 especially with the Massapequa/Farmingdale Men's
2 Club until his passing last week.

3 Shortly after graduating Farmingdale
4 High School, Sal enlisted with the United States
5 Navy and embarked upon his brave and selfless
6 service to our Nation. Sal fought in the invasion
7 of Okinawa and was in Nagasaki after the A-bomb
8 dropped.

9 As a Navy Radioman 1st Class, Sal was
10 responsible for decoding radio messages about enemy
11 positions and reporting the intelligence to his
12 commanders.

13 Now, I ask you to take another moment
14 of silence to honor Sal Citrano, along with all of
15 the men and women in the United States Armed
16 Forces, serving here and abroad, also for our men
17 and women in law enforcement, and all of our first
18 responders.

19 We are in solidarity, as well, with the
20 people of Ukraine, and we remember the victims of
21 this tragic violence.

22 (Whereupon, a moment of silence was
23 observed by the assemblage present.)

24 SUPERVISOR SALADINO: God bless them
25 all.

1 Thank you. Please be seated.

2 Folks, as always, we start our Board
3 meetings recognizing special people and recognizing
4 their initiatives that are quite amazing.

5 You'll see on the top of our podium, we
6 have this blue ribbon. This blue ribbon represents
7 support of law enforcement in an initiative that
8 our Town Board has embraced called, "Back the
9 Blue."

10 We are going to continue to show
11 respect, appreciation, and admiration for all of
12 our first responders -- especially police officers
13 -- at a time where there is consternation, which I
14 don't understand as much as, perhaps, others do,
15 but we're very proud to display these blue ribbons
16 on our homes, on our trees, anywhere you would like
17 to on your property.

18 If you would like a blue ribbon from
19 the Town of Oyster Bay, we will provide you some of
20 this ribbon at no charge. You can call
21 516-624-6380 to obtain that blue ribbon, or you can
22 come to Town Hall, here at Town Hall North.

23 And we ask you to consider this. Use
24 the opportunity to tell your kids about the
25 importance of safe communities, and how we get

1 there and the fact that so many first responders --
2 especially our police and our firefighters -- much
3 like our Veterans, risk their lives every time they
4 go to work for our safety.

5 With that, before we start our business
6 tonight, we have a special presentation.

7 Earlier, we had a chance to meet Air
8 Force Veteran Kevin Hertell.

9 Kevin is the founder of the non-profit
10 Suicide Awareness and Remembrance Flag Corporation.
11 The organization memorializes the thousands of
12 Veterans who have died by suicide after returning
13 home from war.

14 Kevin is accompanied by team members
15 Fred Nielsen, Vice President -- of the Marine
16 Corps -- Major Fred Nielsen; and VFW Post 1384 Vice
17 Commander, Joe Braskey.

18 These hometown heroes and their
19 organization has the support of many Veterans
20 organizations including the Blue Star Mothers, who
21 are represented here this evening by Andrea
22 Nordquist, who we have awarded and honored in the
23 past. She's president of the Blue Star Mothers of
24 America New York 14 here on Long Island.

25 Thank you, Andrea, for being here

1 tonight to support Kevin.

2 And the reality is that, sadly, more
3 than 100,000 Veterans have taken their own lives
4 since 2001. It's time this epidemic is recognized,
5 and, of course, we all should be providing our
6 support to help out the heroes and protect them
7 from this senseless situation.

8 Our fallen Veterans have no monument,
9 no memorials, no adequate media coverage, and,
10 quite frankly, nowhere near enough support.

11 To correct that, Kevin has spent a year
12 designing a flag, which displays a Veteran's bowed
13 head in the center of a gold star and gold wreaths
14 on a field of black. It flies with 13 states and,
15 now, will be on display here in the Town of Oyster
16 Bay, right alongside of our POW flag and chair.
17 You can see the flag from your seats.

18 The flag will honor those Veterans who
19 have taken their lives to suicide, and the toll it
20 takes upon their family members, their loved ones,
21 and beyond.

22 Quite frankly, each and every one of us
23 in the community should honor them and remember
24 them, but also think about what we can do to
25 protect them from this happening.

1 The flag reflects the lives and
2 struggles of Veterans who have taken their own
3 lives. It's also a reminder that much needs to be
4 done to address the critically important issue and
5 also honor the legacy of these Veterans who stood
6 up in defense of America's freedom.

7 Perhaps the most important message of
8 Kevin's recent efforts is that not all wounds are
9 visible. We should remember that sentence -- that
10 not all wounds are visible, and that we're here as
11 one family to support and help one another.

12 We know that this issue is extremely
13 personal for you, and it has impacted your family.

14 Would the members of the organization
15 please share some of their thoughts, and I
16 introduce Kevin Hertell.

17 MR. HERTELL: Thank you, sir.

18 (Whereupon, a round of applause and a
19 standing ovation ensued.)

20 MR. HERTELL: Thank you, Supervisor
21 Saladino.

22 Every single day we lose twenty
23 Veterans and miliary to suicide. In 2016, I lost
24 my cousin, Senior Airman Robert Dean to suicide,
25 and after years of grief and loss, I created the

1 SAR flag, which is now in 32 states.

2 Our mission is to break the stigma of
3 mental health and suicide within our warrior
4 culture. We aim to have the SAR flag fly above the
5 White House and all Federal buildings, similar to
6 the POW flag.

7 And by comparison, since World War II,
8 there has been about 82,000 POW/MIA and over
9 100,000, just since 9-11, have been lost to
10 suicide.

11 According to the VA, suicide and mental
12 health is their top priority, yet the suicide
13 persists. There's an 800 number for those who are
14 in crisis, yet the suicide persists. There are
15 non-profits across the country working to combat
16 this epidemic, yet the suicide persists. And this
17 is directly related to how we perceive mental
18 health and suicide within our warrior culture, and
19 that is why we must break the stigma of mental
20 health and suicide.

21 According to the American Foundation
22 for Suicide Prevention, all of these suicides are
23 preventable, and mental health ailments are
24 treatable. We need your help and support. Please
25 go to sarflag.org -- grab a flyer on your way out

1 with the description page of the SAR flag.

2 We thank Supervisor Saladino and the
3 Town Council and the Town of Oyster Bay for your
4 support and leadership to fly the SAR flag.

5 With this SAR flag, we honor, we
6 remember, we will end Veterans' suicide together.

7 Thank you.

8 (Whereupon, a round of applause
9 ensued.)

10 SUPERVISOR SALADINO: Kevin, on behalf
11 of the Town Board, on behalf of our Receiver and
12 our Town Clerk, and, quite frankly, the entire Town
13 family, we want to let you know how proud we are to
14 work with you on this extremely important issue,
15 and that we will make it our personal business to
16 inform people of this horrible situation, to work
17 with professionals, to do everything possible to
18 greatly reduce this number and work toward
19 elimination of Veterans' suicide.

20 We have a very special presentation to
21 make to you, and I'm going to ask Councilwoman
22 Vicki Walsh, as well as the Town Board, to come
23 down and make a presentation to you.

24 (Whereupon, a Town Citation was
25 presented, followed by a photo opportunity and a

1 round of applause.)

2 SUPERVISOR SALADINO: So, folks, we
3 have a lot of work to do tonight, and we're looking
4 forward to hearing from you all in assisting us in
5 getting our Town work done.

6 We will have one hearing this evening,
7 and then we will -- if someone wants to be heard on
8 that hearing, please fill out a slip, and then
9 after our hearing, we are going -- after listening
10 to everyone, we're not deciding on this, this
11 evening.

12 Just so you know, we will be leaving
13 the rolls open for anyone who would like to
14 communicate with the Town for ten days, where we
15 will listen to them -- be it in a letter, in an
16 e-mail, however they would like to contact us.

17 In addition to that, we'll move on to
18 our regular Resolution Calendar, where you may
19 speak out on the Resolution Calendar, and then once
20 the Calendar is done and we close the meeting,
21 that's when we go to public comment if anyone would
22 like to be heard in public comment.

23 So with that, again, a big thank you to
24 Kevin, to Fred, to Joe, Andrea and to all of our
25 Veterans.

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Let's hear it for our Veterans --
(Whereupon, a round of applause
ensued.)
SUPERVISOR SALADINO: -- and our moms
and family members.
I hope everyone enjoyed a healthy and
Happy Mother's Day.
(TIME NOTED: 7:38 P.M.)

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TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
MAY 10, 2022
7:39 P.M.

HEARING - Local Law

To consider a Local Law entitled, "A Local Law to Amend the Code of the Town of Oyster Bay, Nassau County, New York, to Comprehensively Revise Certain Definitions and Provisions of Chapter 246, Zoning" (M.D. 4/5/22 #21).

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 STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

A B S E N T:

COUNCILMAN THOMAS P. HAND
JEFFREY P. PRAVATO, RECEIVER OF TAXES

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

RICHARD LaMARCA, TOWN CLERK

Minutes of the meeting
taken by:

TRACIE A. CINQUEMANI
Reporter/Notary Public

1 SUPERVISOR SALADINO: With that, Clerk
2 LaMarca, would you please call the rolls?

3 MR. LaMARCA: Supervisor Saladino?

4 SUPERVISOR SALADINO: Present.

5 MR. LaMARCA: Councilwoman Johnson?

6 COUNCILWOMAN JOHNSON: Present.

7 MR. LaMARCA: Councilman Imbroto?

8 COUNCILMAN IMBROTO: Here.

9 MR. LaMARCA: Councilman Hand is
10 absent.

11 Councilman Labriola?

12 COUNCILMAN LABRIOLA: Here.

13 MR. LaMARCA: Councilwoman Maier?

14 COUNCILWOMAN MAIER: Here.

15 MR. LaMARCA: Councilwoman Walsh?

16 COUNCILWOMAN WALSH: Here.

17 MR. LaMARCA: We have a quorum.

18 SUPERVISOR SALADINO: Great.

19 With that, please call the first
20 hearing.

21 MR. LaMARCA: Tonight's hearing is to
22 consider a Local Law entitled, "A Local Law to
23 Amend the Code of the Town of Oyster Bay, Nassau
24 County, New York, to Comprehensively Revise Certain
25 Definitions and Provisions of Chapter 246, Zoning."

1 SUPERVISOR SALADINO: Please state your
2 presence.

3 MR. SABELLICO: Good evening,
4 Supervisor Saladino, Members of the Town Board, and
5 Clerk LaMarca.

6 My name is Thomas M. Sabellico, Special
7 Counsel, Office of the Town Attorney.

8 I'm here this evening --

9 SUPERVISOR SALADINO: Excuse me,
10 counselor, before we get started, it's important --
11 I believe that there are people here that are
12 paying close attention to the issues we're going to
13 speak about.

14 Would you mind talking about how we
15 have separated this or we're planning on that.

16 MR. SABELLICO: Okay.

17 SUPERVISOR SALADINO: I just want them
18 to know what they're listening for so we can start
19 off with addressing their concerns.

20 MR. SABELLICO: So the proposed Law
21 that's before you tonight is the same as the draft
22 that was presented on April 12th, when the Notice
23 was authorized, with one exception -- the proposed
24 change to the definition of gross floor area, which
25 included an amendment to the height of basement

1 ceilings, was deleted, and copies of the proposed
2 Law, as amended, were distributed to the Town
3 Board.

4 The definition of a gross floor area
5 and the height of basement ceilings will be the
6 subject of its own proposed Local Law to be
7 scheduled for a hearing in June.

8 SUPERVISOR SALADINO: Thank you for
9 making that clarification.

10 MR. SABELLICO: No problem.

11 So the Public Notice for tonight's
12 hearing and the publication of that Notice were
13 authorized by the Town Board by Resolution
14 No. 290-2022, adopted at the Town Board meeting on
15 April 12, 2022.

16 In accordance with that Resolution, the
17 Public Notice was published in Newsday and posted
18 on the Town website, and the proposed Local Law has
19 been available for inspection at the Office of the
20 Town Clerk and the Office of the Town Attorney.

21 In accordance with New York State Law,
22 the proposed Local Law affecting zoning was
23 forwarded to the Nassau County Planning Commission
24 for their review, and on April 28, 2022, the
25 Planning Commission issued its Resolution

1 No. 10477-22, recommending that the Town take such
2 action regarding the adoption of the proposed Local
3 Law and the resultant amendments to Chapter 246 of
4 the Code as it deems appropriate; the Commission
5 having no modifications.

6 The proposed Local Law has been
7 forwarded to the Department of Environmental
8 Resources for their review and consideration as to
9 the possible environmental impact, if any, of the
10 proposed changes to the Code.

11 The proposed Local Law is the product
12 of the Office of the Town Attorney, prepared at the
13 request of and with input and direction from the
14 Department of Planning and Development, which has
15 jurisdiction over issuing Building Permits and
16 Certificates of Occupancy for the Town and
17 administration of zoning issues.

18 The proposed changes to the Code
19 include changes bringing the Town Code into
20 alignment with New York State Codes and other
21 changes deemed necessary by the Department of
22 Planning and Development.

23 Any correspondence that has been
24 received from the public regarding the proposed
25 Local Law has been distributed to the Board and the

1 Office of the Town Attorney, and it will be
2 considered part of the public record of this
3 hearing.

4 If the Board has any questions
5 regarding the proposed Local Law, it is my
6 understanding that Commissioner Leslie Maccarone
7 and Deputy Commissioner Tim Zike of the Department
8 of Planning and Development are present this
9 evening to answer those questions.

10 SUPERVISOR SALADINO: What questions do
11 we have from the Board?

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

14 SUPERVISOR SALADINO: Not a lot of
15 questions.

16 Tom, in this overview, give us some of
17 the highlights, if you would, so people understand
18 the "what" and the "why."

19 MR. SABELLICO: I think Commissioner
20 Maccarone and Deputy Commissioner Zike are best
21 suited to answer those questions.

22 SUPERVISOR SALADINO: Commissioner and
23 Deputy Commissioner, if you would please come to
24 the podium.

25 COMMISSIONER MACCARONE: Good evening,

1 Supervisor, Town Board.

2 Tonight, before you --

3 SUPERVISOR SALADINO: Would you kindly
4 begin by stating your presence for the record.

5 COMMISSIONER MACCARONE: Oh, I'm sorry.
6 It's been a while.

7 Elizabeth Maccarone, Commissioner of
8 Planning and Development.

9 SUPERVISOR SALADINO: Thank you.

10 COMMISSIONER MACCARONE: Tonight,
11 before the Town Board, is a Local Law to modify
12 some of our Zoning sections of the Code of the Town
13 of Oyster Bay.

14 Brief overview -- some of the
15 definitions are being tweaked a little bit, such as
16 building -- Accessory Building and Structures,
17 Changeable Copy Signs.

18 Assisted Living and Congregant Care
19 Facilities used to be in one definition, we are now
20 separating those two definitions.

21 We touched upon that Gross Floor Area
22 will be a separate hearing in June.

23 We are defining and adding language to
24 Paved Surfaces -- that definition.

25 The Swimming Pool definition is coming

1 into line with the New York State Building Code so
2 that our definition meets the same language that's
3 in the New York State Building Code.

4 We're making some changes to Fences and
5 Walls, clarifying some issues in the Code.

6 We are raising the threshold for
7 Fitness Centers from 1,500-square-feet to
8 3,500-square-feet. That will be the new threshold
9 for Special Use Permits. So a small fitness, a
10 personal gym -- years ago, there was Curves -- any
11 fitness center under 3,500-square-feet will be
12 required to meet the parking calculations, meet all
13 the setbacks and so forth, but it will no longer
14 need a Special Use Permit, so we're trying to bring
15 the smaller gyms, places of personal fitness into
16 our Commercial Zones without the need to go for a
17 Special Use Permit.

18 We are changing the regulations for the
19 Neighborhood Business Zones for Accessory
20 Structures, whether it be sheds, detached garages,
21 Dumpster locations and so forth.

22 Currently, it's only three feet side
23 and rear. Now, it's going -- the request is going
24 to be ten feet from the side and rear property
25 lines because a lot of our Neighborhood Business

1 Zones abut residential properties, so we're trying
2 to pull those structures away from the rear
3 property line for noise, consideration, garbage,
4 and so forth.

5 Let's see what else.

6 We are clarifying in the Code when you
7 come before -- whether it's the Town Board,
8 Planning Advisory Board, or an in-house Site Plan
9 Approval -- Residential Lighting.

10 The Code currently allows for light
11 poles to be up to 24 feet. By practice, through
12 the planning process, we hold them to 14 feet high
13 because, again, if you're abutting residential
14 properties, you don't want tall lights that can
15 emanate and shine down, so we're just clarifying
16 that in the Code that it's going to be a 14-foot
17 height, so when the design professionals are using
18 our Codes to design the project, they will see that
19 that's one of the requirements.

20 We are clarifying the 24-hour Use
21 Abutting Residential, which requires the Special
22 Use Permit from the Zoning Board of Appeals. That
23 will remain in effect. We're just tweaking the
24 language.

25 And then we get to the parking. Some

1 of the parking recommendations, a lot of it is,
2 again, clarifying the language, and how we review
3 the applications now.

4 Currently, Motor Vehicle Retail Sales,
5 it talks about one per 300-square-feet of Gross
6 Floor Area for the showroom; that is staying the
7 same. Along with the four service bays, that's
8 staying the same.

9 What we've noticed with car
10 dealerships, they will come to us with their Site
11 Plan and show the required parking; however, they
12 end up putting inventory in those required parking
13 spaces, and we've had problems with various
14 locations throughout the Town where -- then the
15 employees park on the public streets and so forth,
16 so we're clarifying that language.

17 Again, that's -- they need to be able
18 to -- those spots have to remain open, and they
19 have to be provided for.

20 Places of Worship -- again, the Code
21 requires one spot for every three occupants. A lot
22 of times when applications come in, they're coming
23 in with one per three seats, but seats and
24 occupants are two different things because you have
25 standing areas that people worship when they're

1 standing as opposed to sitting. They're calculated
2 differently under the Public Assembly Laws as well
3 as the New York State Building Code, so we're
4 clarifying that.

5 The Warehouse and Distribution
6 Centers -- we're recommending going back to the one
7 per 500-square-feet.

8 To give you some history, back in the
9 early to mid-2000s when the Town did a
10 comprehensive Zoning Code, prior to that, the
11 zoning regulations for parking for warehouses was
12 one per 500. It changed in, like I said, in the
13 2000s. We are requesting to go back to the one per
14 500.

15 I know there's a few people that are
16 here tonight to speak on that. They have some
17 pending applications. I just want everyone to know
18 that the staff did look at other municipalities
19 here on Long Island, and just, again, for a point
20 of reference, what the other municipalities are
21 doing:

22 Town of Huntington, one per 300;

23 Brookhaven, one per 400;

24 Smithtown, one per 500;

25 Town of Oyster Bay, our recommendation

1 is one per 500;

2 Town of North Hempstead is one per 600;

3 Babylon, one per 700;

4 Town of Hempstead, one per 1,000; which
5 we are at now, so we are middle of the road
6 bringing it down to one per 500, and, you know,
7 it's based upon our review of, you know, current
8 times.

9 The last few years, the large
10 distribution centers, the eCommerce centers
11 preCOVID.

12 Now, after COVID, people working from
13 home, not going to, you know, shopping, everything
14 is, you know, instant order, same-day delivery,
15 next-day delivery, and, you know, these are the
16 types of uses that we're seeing now. We weren't
17 seeing them in the 2000s, we weren't seeing them in
18 the early 2000 -- you know, 2010, '12, '15. That's
19 our recommendation for the parking for the
20 warehouses.

21 Accessory Storage of Vehicles -- we're
22 clarifying this in the Code as well. One vehicle
23 plus you need to have a parking space if you're
24 going to have trucks, delivery trucks, vans,
25 tractor-trailers, and you're storing them on-site.

1 You would provide the parking spot for
2 the vehicle, but you have to also provide a parking
3 spot for the person who's driving to the facility
4 to park their car to get into the other vehicle, so
5 we regulate that now, but we are clarifying that as
6 well.

7 One of the things we're recommending is
8 in the General Business and Neighborhood Business
9 Zones that there'll be no parking underneath
10 buildings. We've had some situations where
11 applicants come in and instead of providing a
12 building with on-grade parking adjacent to the
13 building, they are lifting the building up on
14 stilts, maxing out the setbacks, and then putting
15 the parking underneath the building, so we are
16 eliminating that or requesting to eliminate that.

17 We have some changes to the Sign
18 Ordinance -- the changeable, multi-changeable
19 lights or messages that constantly change. That
20 will no longer be permitted, and, I think, that
21 wraps up the Codes, and, like I mentioned, we did
22 take the Gross Floor Area out, so that will be the
23 subject of a separate hearing.

24 Any questions.

25 COUNCILMAN IMBROTO: Thank you,

1 Commissioner.

2 SUPERVISOR SALADINO: Are there any
3 questions?

4 (Whereupon, there was no response from
5 the Board.)

6 SUPERVISOR SALADINO: Commissioner, for
7 people who are not particularly savvy to all the
8 things you're an expert at in terms of building and
9 design and planning, what would be the benefit of
10 these changes to the typical resident, perhaps
11 someone who lives near a site like this, perhaps a
12 resident who passes by on a regular basis, perhaps
13 someone who lives right next door and has windows
14 that face the site?

15 What would some of the benefits be so
16 that many of the residents who may be watching or
17 may be here this evening could understand the
18 "why".

19 COMMISSIONER MACCARONE: Well, you have
20 to look at the Town as a whole. We have our zoning
21 classifications and we have different sections of
22 the Town that are zoned Residential, Commercial,
23 Industrial, so the ordinance, kind of, touches on a
24 little bit of everything.

25 But in terms of, for example, the

1 Neighborhood Business, the properties that abut the
2 Residential Zones, having those accessory
3 structures pulled off or the buildings on stilts.

4 Technically, right now, someone can
5 build a building and meet the setbacks, the height
6 setbacks of the Neighborhood Business Zone, which
7 is two stories or three stories in the General
8 Business Zone, they could build that building up
9 and put the parking underneath. You're, literally,
10 shrinking the building by eliminating the building
11 on top of stilts because you have to provide the
12 parking adjacent to the building, so instead of
13 building, say, a 5,000-square-foot building with
14 the appropriate 25 parking spaces adjacent
15 on-grade, what people are doing is building it to
16 the second floor, putting the parking underneath.
17 And that would impact the neighbors behind because
18 they'll say, you know, the second floor office
19 building is looking into our backyard and so forth,
20 and then, you know, with the warehouse, it's just
21 -- it is the size of the warehouse, the parking
22 that goes with it, and the impacts that it has on,
23 you know, the local community and the streets and
24 so forth.

25 COUNCILMAN IMBROTO: Commissioner, is

1 it fair to say that all of these provisions are
2 designed to improve suburban quality of life --

3 COMMISSIONER MACCARONE: One hundred
4 percent.

5 COUNCILMAN IMBROTO: -- reduce
6 overdevelopment, reduce congestion, things like
7 that?

8 COMMISSIONER MACCARONE: Yes. Correct.

9 And there's a few, just, minor tweaks
10 on some of the definitions, but the other ones are
11 to improve the quality of life.

12 SUPERVISOR SALADINO: Commissioner, for
13 the record, we do get complaints from residents who
14 find that business, perhaps patrons or perhaps
15 employees, are parking in front of their homes when
16 the zones abut.

17 COMMISSIONER MACCARONE: Yes.

18 Absolutely --

19 SUPERVISOR SALADINO: And how will
20 this --

21 COMMISSIONER MACCARONE: -- or cutting
22 through the neighborhoods that lead to the
23 connecting streets, that lead to these commercial
24 zones.

25 SUPERVISOR SALADINO: And for everyone

1 understanding the issue of -- that issue of cutting
2 through the neighborhood, the issues of parking in
3 front of residential homes, how does that affect
4 the quality of life to those residents?

5 COMMISSIONER MACCARONE: It's, you
6 know, detrimental. They can't park in front of
7 their homes. There's, you know, cars zipping by
8 throughout the day, you know, different hours, all
9 hours and so forth. So, you know, depending on
10 different locations throughout the Town, it is, you
11 know, it's difficult. And the complaints come in,
12 whether it's to Public Safety, to Code Enforcement,
13 to Highway, and so forth.

14 SUPERVISOR SALADINO: Sometimes you'll
15 have someone bringing their shopping home and they
16 have to park a number of houses away and try to
17 walk back and forth to get their shopping items up
18 to their home.

19 COMMISSIONER MACCARONE: Correct.

20 And I do want to mention because I'm
21 sure, you know, it will come up with, you know,
22 some of the presentations, any industrial building
23 that is legally in existence right now that was
24 built in the past, you know, the Code for one per
25 thousand has been on the books since the mid-2000s,

1 but we've seen an increase in the last few years,
2 any of those properties are grandfathered at the
3 one per thousand.

4 If they were to put on an addition,
5 they would still get credit for the one per 1,000;
6 but the new portion of the building would have to
7 comply with today's Code if it is approved at the
8 one per 500, or whatever the Board chooses to
9 enact.

10 SUPERVISOR SALADINO: Thank you.

11 Are there any other questions for the
12 Commissioner.

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

15 SUPERVISOR SALADINO: Thank you,
16 Commissioner. I appreciate it.

17 Counselor, we have some speakers on
18 this.

19 Is there any other information you
20 would like to present before we hear from the
21 speakers.

22 MR. SABELLICO: No, but we're prepared
23 to answer their questions.

24 SUPERVISOR SALADINO: Wonderful.

25 Thank you.

1 Our first speaker will be Joseph
2 Rutigliano.

3 MR. RUTIGLIANO: Supervisor, Town
4 Board. Thanks for an opportunity to speak.

5 I'm a resident of Old Westbury. Some
6 of you may know my name. I've been before this
7 Board over the past thirty years at different times
8 as a vendor, as a developer. This came to light
9 today. I didn't know about it. It just came to
10 light.

11 I'm just always wary about our Town
12 Code being manipulated to block certain things that
13 are happening, and we sat with Cerro Wire over that
14 fight that I was involved with watching and voting.

15 For thirty years, we had a piece of
16 property sit fallow, not taxed, and, now, we end up
17 with an Amazon warehouse, so that's always the
18 little rub.

19 We have to watch what we do, the way we
20 get pushed a certain way, somebody saying we don't
21 want a development. It'll sit, we'll fight about
22 it, and we lose the tax revenue.

23 These districts that exist today
24 certainly can be built properly. Putting more
25 asphalt down to increase parking could

1 environmentally frustrate a project, it certainly
2 can economically frustrate a project, which, I
3 think, may be the intention here, so they won't be
4 built. But I don't think the solution is just to
5 take a man's right and his land that was purchased
6 under a Code, and do a taking by this, and that's
7 what's, kind of, happening with some properties
8 that have recently changed hands.

9 I have no skin in the game. I'm not a
10 developer here of any of these properties, and I do
11 own property in the Town, but nothing like this. I
12 develop outside, and I'm finding other states -- in
13 Connecticut and New Jersey -- are increasing their
14 lot area, they're decreasing the parking
15 requirements and increasing -- based on technology,
16 these warehouses today are a little darker than
17 they used to be, meaning, there's more automation
18 inside the warehouse.

19 So to go backwards and put less
20 square-footage per space and say we're modernizing
21 it's almost a going back. If it's a taking, it's a
22 different reason for doing it. We want to limit
23 development and harm people that might already have
24 plans in or have ideas to develop. I think that
25 needs to be considered given the history.

1 The Cerro Wire piece was a big scar on
2 us. It sat too long. We lost the ability to get a
3 good mall because two developers fought. We know
4 the story. We had Simon and Taubman in a fight,
5 and we became the victims of it. We didn't get any
6 tax revenue, we don't get any sales tax revenue out
7 of the property for 30 years, very little real
8 estate tax revenue. It sat vacant.

9 And then, I think, we have to always
10 consider that a little bit. We have to slug this a
11 little bit against the Town Budget and the revenue,
12 and we have districts that we can do that, and the
13 taxes, so we're reducing the value of several sites
14 in the Town right now by doing this. You're
15 clearly reducing the value if you can't develop it,
16 so we can't tax it if it's not developed.

17 The impacts and the covering and the
18 environmental impact, we can deal with that. I
19 would say that putting more asphalt down is an
20 environmental negative impact. I know that we went
21 here for the DEC and we received a standard
22 operation.

23 There's an impact to the environment by
24 putting down more asphalt, and that's what you're
25 going to have. You'll have more asphalt rather

1 than sitting with the developer and saying, you
2 know, maybe we can work this out. We realize you
3 don't have that many employees because the
4 warehouse is dark and automated, but we'd like you
5 to put some green space here and protect it.

6 I think there's a better way to go
7 about it than to just come out with this ruling.
8 And it's a 100 percent increase, so to say they're
9 minor tweaks, there's no minor tweak here. This is
10 a 100 percent increase in parking requirements for
11 spaces.

12 And there are several projects, I guess
13 this might be why it's coming out, that have been
14 presented or are in the terms of being presented.

15 Why don't we sit with those developers
16 and see if, maybe, there is something that can be
17 gotten from them on a financial or some other way
18 to protect?

19 As a resident here, we realize we need
20 to have some more revenue and these developers do
21 shoulder, especially the caliber of developers
22 we've been attracting to the Town lately, they can
23 shoulder some of the revenue we need, and that's a
24 conversation that should be had before we just
25 immediately economically frustrate their projects,

1 so they pick up and leave or lose value in them.

2 That's my peace. I think we should do
3 that -- and I'm talking as a resident. As a
4 businessman, there are other reasons why I think
5 it's always bad to jump right in two feet and do
6 this, and I'm finding other states -- I am
7 developing in other states -- and they're actually
8 realizing the benefit of technology in these
9 warehouses.

10 So that would be my peace. Slug it
11 against the revenue, see -- because we do need it
12 as residents here. You see the taxes and the
13 exodus that's happening of losing residents to
14 Florida, which means the ones that stay will have
15 to pay more, and we shouldn't discourage these
16 businesses, especially the caliber of operators
17 that are coming for us. It's a caliber like we
18 never saw on Long Island of deep pocketed,
19 well-heeled investors that are willing to
20 participate and fund their projects.

21 So it's worth a consideration to talk
22 to them, either through a grandfathering or through
23 a conversation about who bought recently with an
24 anticipation of development, and giving them time
25 to get their developments proper, and take them

1 through the ringer for what you need out of them,
2 but at least give them the right and their property
3 and not take their value. That's what I'll say.

4 Any questions for me.

5 SUPERVISOR SALADINO: Thank you very
6 much for coming forward, to sharing information,
7 and your opinions with us. It means a lot.

8 MR. RUTIGLIANO: I was here many years
9 ago with Lew Yevoli. I don't know if you remember
10 Lew.

11 SUPERVISOR SALADINO: Very well.

12 MR. RUTIGLIANO: A couple of times
13 before John, and I've been out of here fifteen
14 years. I haven't been before the Town Board in
15 fifteen years. I've laid back tremendously after
16 my last meeting, and I came out today only because
17 this struck me the wrong way. It's a taking.
18 We're taking value.

19 SUPERVISOR SALADINO: So if you're
20 suggesting -- because I'm not sure on every point,
21 I do want to point out you spoke of Lew Yevoli and
22 some of the previous Supervisors.

23 We happen to have with us one of the
24 finest Supervisors to ever sit in this chair, and,
25 I think, one of the very best, and that's Angelo

1 Delligatti.

2 Judge Angelo Delligatti, we're pleased
3 to have you here.

4 MR. RUTIGLIANO: Right, Angelo -- we've
5 both put on a few years.

6 JUDGE DELLIGATTI: I haven't been up
7 here for fifteen years either.

8 (Whereupon, there was laughter among
9 the assemblage present.)

10 SUPERVISOR SALADINO: So I wanted to
11 ask you, you said about compromise and other ways
12 of doing it.

13 Do you have a suggestion that would be
14 a better way that would suit the needs of the
15 residents who complain about the parking issue in
16 their neighborhoods, complain about a loss of a
17 suburban quality, who have brought to our attention
18 many of the issues that are plaguing their
19 neighborhoods.

20 MR. RUTIGLIANO: I'm, quite honestly,
21 disappointed in the Amazon warehouse we ended up
22 with on Robbins Lane. I have a property on Robbins
23 Lane.

24 SUPERVISOR SALADINO: Why?

25 MR. RUTIGLIANO: Why? Because it looks

1 like we could have had a nice sales tax presenting
2 mall if we would've done it years ago. And we had
3 Taubman at the table, they were here for awhile
4 trying to get it done.

5 We would have had some sales tax
6 revenue, we would have had great real estate tax
7 revenue, we would have had a place for our young
8 people to work and our people to shop, but we lost
9 it, and we ended up with an Amazon warehouse.

10 That was clearly because our Town Board
11 or our Town Code got grabbed by a few people that
12 wanted to pull it in different directions and it
13 got pulled. It got broken. We pulled it so hard
14 we broke it.

15 So that's what I said. I wouldn't want
16 to see that happen again where we lose good
17 development in the right areas. I know of a couple
18 pieces in the Town that are good areas for the type
19 of development.

20 Adding 100 percent more asphalt to
21 these projects or reducing the building size and
22 make them put 100 percent more asphalt, where's the
23 win there.

24 COUNCILMAN IMBROTO: By good
25 development, you mean more warehouses?

1 MR. RUTIGLIANO: Good development I
2 mean services that will fulfill what we need.
3 Obviously, we're all using it more, and by a
4 warehouse today, Amazon, obviously, that blue
5 stripe should have been a different color, if you
6 want to talk aesthetics, we should have gotten in
7 on that. It looks too blue and too Amazony.

8 The other ones that I think are being
9 presented, whether it be the old Bayer property, we
10 waited so long for that property to get cleaned up,
11 not to have it deployed properly? It's time.

12 SUPERVISOR SALADINO: I'm listening
13 very carefully to you. We greatly appreciate your
14 coming forth and sharing your experience with us,
15 but I've yet to hear a suggestion on a way to do
16 this that suits the needs of protecting the
17 suburban quality of life, protecting neighbors who
18 have issues with the parking problems in front of
19 their homes --

20 MR. RUTIGLIANO: Are we believing that
21 there would be off-site parking from these types?

22 Are we really curing a parking problem
23 or are we looking to limit the size of --

24 SUPERVISOR SALADINO: That's what our
25 Commissioner communicated earlier.

1 MR. RUTIGLIANO: Well, I don't think
2 the churches are full these days, and we're having
3 a parking conversation about churches.

4 I don't believe it's for the churches
5 that I attend. They seem to be well parked.

6 COUNCILMAN IMBROTO: Parking is one
7 consideration. It's one consideration.

8 MR. RUTIGLIANO: It's one, but I'm just
9 saying, are we using the parking, and I'll speak to
10 the elephant in the room, are we using parking to
11 limit development or to limit certain people's
12 usage of property?

13 If that's what we're doing, call --

14 COUNCILMAN IMBROTO: I think that
15 you're using a lot of legal terminology that might
16 be --

17 MR. RUTIGLIANO: No, no, no.

18 COUNCILMAN IMBROTO: -- better to
19 discuss with the attorneys.

20 MR. RUTIGLIANO: No. I'm just
21 saying --

22 COUNCILMAN IMBROTO: Like takings and
23 things like that.

24 MR. RUTIGLIANO: Well, there is a
25 degree of taking. Development rights went down by

1 50 percent.

2 COUNCILMAN IMBROTO: It has legal
3 implications that are not appropriate to discuss.

4 SUPERVISOR SALADINO: Why don't we do
5 this.

6 Tom, I'm going to ask you, is anything
7 that you've heard thus far in the presentation by
8 the Commissioner, does any of that sound
9 unconstitutional to you in terms of property
10 owners' rights?

11 MR. SABELLICO: No, sir.

12 SUPERVISOR SALADINO: Have you reviewed
13 this with any other attorneys?

14 MR. SABELLICO: The Office of the Town
15 Attorney reviewed it.

16 SUPERVISOR SALADINO: Has any attorney
17 in that Office suggested that anything in this
18 draft, this proposal, would be unconstitutional to
19 property owners' rights?

20 MR. SABELLICO: No, sir.

21 SUPERVISOR SALADINO: Thank you for
22 your input.

23 Well, sir, we're going to listen to
24 everybody. We're going to leave the rolls open,
25 we're going to continue to consider what the

1 balance is, and we greatly appreciate your coming
2 forth.

3 MR. RUTIGLIANO: Thanks, Supervisor.

4 COUNCILMAN LABRIOLA: If I could just
5 add --

6 SUPERVISOR SALADINO: Sure, Steve.

7 COUNCILMAN LABRIOLA: Mr. Rutigliano,
8 I'd like to add a few comments.

9 In terms of what the Department is
10 trying to do is strike the proper balance between
11 our residents and our commercial industrial
12 developers, and sometimes when they get too close
13 to each other, there are things that happen and, of
14 course, we answer for a lot of the complaints when
15 mistakes have been made from prior bad zoning.

16 Zoning is what protects our Town, it
17 protects our property values, and I think that this
18 Department, through a couple of decades of
19 experience between our management team here, has
20 seen where there are problems that creep up,
21 loopholes in our Zoning Code, but remember this --
22 there is always the Zoning Board of Appeals.

23 When somebody has a property and a good
24 project, and they want to come and pitch it to the
25 Department of Planning and Development, and it's

1 good for business, it's good for taxpayers and good
2 for the residents, there's always that fallback if
3 they can present a hardship to the Zoning Board of
4 Appeals, they can get an exception to some of
5 these, what you may consider, overly harsh parking
6 restrictions.

7 MR. RUTIGLIANO: But as a developer,
8 having been there, I mean, that puts you on a very
9 long path, and it could end up like a Cerro and not
10 getting developed. It's a little much.

11 COUNCILMAN LABRIOLA: That's a
12 different battle --

13 COUNCILMAN IMBROTO: That was years
14 ago, we weren't here --

15 COUNCILMAN LABRIOLA: -- that was a
16 battle between two mall titans, and they were
17 trying to prevent development.

18 MR. RUTIGLIANO: I know. I know. And
19 as a resident, not as a business owner, as a
20 resident, we got caught in the middle of that clash
21 of the titans and ended up with nothing for thirty
22 years.

23 The revenue -- if we scored the revenue
24 against the fight and who benefitted, thirty years
25 our residents didn't get the revenue, and I

1 understand we have to put that in the room
2 sometimes. We're a wealthy community, and a nice
3 community, let's put the revenue in the room when
4 we make these decisions and have the developer at
5 the table quickly.

6 SUPERVISOR SALADINO: So the members of
7 this Town Board weren't there when that
8 application -- when those issues were going on.

9 What this Board was faced with was a
10 piece of property that had issues, and a developer
11 who was interested in cleaning the property to
12 New York State DEC standards, cleaning up the site,
13 visually cleaning the site, providing for jobs,
14 providing for quite a bit that's now benefitted,
15 and one of the issues we're going to be voting on
16 tonight is to accept revenue for the paving of
17 Robbins Lane.

18 So there are so many up sides that have
19 to be weighed into this application --

20 MR. RUTIGLIANO: I'm not criticizing
21 the application --

22 SUPERVISOR SALADINO: -- this
23 development.

24 MR. RUTIGLIANO: Supervisor, I'm not
25 criticizing the Amazon. I'm saying that was the

1 result.

2 Would you rather Amazon or it was a
3 million and a half, or 900,000, or
4 800,000-square-foot nice shopping mall like, Frank,
5 I guess, was going to put up --

6 SUPERVISOR SALADINO: Yup.

7 MR. RUTIGLIANO: -- and we lost it.

8 COUNCILMAN IMBROTO: I think we're
9 getting a little far --

10 MR. RUTIGLIANO: No, no, we lost it
11 though --

12 SUPERVISOR SALADINO: Again, that was
13 years ago before this Board was in place --

14 MR. RUTIGLIANO: I know, but we lost
15 it, and here now --

16 SUPERVISOR SALADINO: -- we didn't have
17 that choice between the two.

18 MR. RUTIGLIANO: -- and here now we
19 might have the opportunity to control some
20 development, whether it be warehouse or
21 distribution -- food distribution being one -- that
22 we need.

23 SUPERVISOR SALADINO: Okay.

24 MR. RUTIGLIANO: We need it, and we
25 should look at it and not just zing the Zone on

1 them and then it shuts down the projects.

2 SUPERVISOR SALADINO: Well, as you
3 heard, we're going to continue to listen, we're
4 going to listen to bring everyone up who asks to
5 speak today, and we're going to continue to try and
6 strike that balance --

7 MR. RUTIGLIANO: Thank you.

8 SUPERVISOR SALADINO: -- and we're
9 listening for suggestions from the experienced
10 community.

11 MR. RUTIGLIANO: Well, my suggestion is
12 we sit down with the developer, if we could, who
13 might be already in the process and have the
14 conversation before -- future people, you come in,
15 right, my industry is we were in the waste industry
16 and owning landfills. You can get in trouble,
17 right, people own a landfill. If you live near it
18 before we arrived, you had a beef. If you bought
19 the house next to the landfill, you got the
20 landfill discount. It's, kind of, how it works.
21 And people that are here, that came in to play by
22 the rules, should be considered while the rules
23 were in place, and if they change, the new group
24 comes in, and we consider them a little
25 differently. That's fair.

1 SUPERVISOR SALADINO: Thank you very
2 much.

3 MR. RUTIGLIANO: I'll stop. It's fair.
4 Thank you.

5 SUPERVISOR SALADINO: Thank you.

6 Our next speaker is Phillip Butler from
7 the Rockefeller Group.

8 Hi, Mr. Butler.

9 How are you this evening?

10 MR. BUTLER: Good evening,
11 Mr. Supervisor. I am well. Thank you.

12 Phillip Butler with the law firm of
13 Farrell Fritz. I'm a land-use attorney. I
14 represent the Rockefeller Group, which has a
15 pending application into the Town for a
16 150,000-square-foot warehouse facility on what is
17 currently the site of the News 12 headquarters.

18 I understand that there is a concern
19 over certain types of warehouses and facilities
20 coming into the Town. We've just discussed it at
21 length, but there is a difference between something
22 like an eCommerce or a last-mile warehouse, and
23 what I'll refer to as a traditional warehouse and
24 storage uses. This is a rising tide that is going
25 to raise all ships, and that becomes problematic

1 for traditional uses that do not operate at the
2 same volume as something like an Amazon or a
3 last-mile warehouse.

4 So what we would ask the Board to maybe
5 consider is whether or not this is actually a
6 necessary move for a warehouse that is not going to
7 operate as an Amazon or a last-mile, whether
8 there's maybe another ratio that would be better
9 suited, and whether we need to revert to something
10 as conservative as a one to 500.

11 Presumably, when that comprehensive
12 study was done all those years ago in 2006, it was
13 found that a one per 1,000 ratio was workable for
14 traditional uses, so, again, I question whether or
15 not going back to the one per 500 is actually
16 necessary for those uses, all uses, or something
17 like Amazon.

18 I understand that it's a quality of
19 life issue, but there are traditional zoning
20 mechanisms in place that have been used time and
21 time again such as Restrictive Covenants you can
22 enforce, you can raise fines, which has the added
23 benefit of creating revenue, but, again, you know,
24 there are alternatives to simply raising the tide
25 for everyone.

1 In the case of my client's project, we
2 started this nine months ago. We sat down with the
3 Town Planning staff, we talked about a fully zoning
4 compliant warehouse facility requiring no
5 variances, and that had more parking, actually,
6 than is required under your current Code, and based
7 on the representation and the belief that we could
8 actually create that project, my client closed on
9 the property and has now been pursuing approvals
10 for the last nine months. That's our particular
11 situation. It's not a last-mile facility, it's not
12 an Amazon facility, it's nowhere near Residential
13 Districts, and, yet, we're going to be caught in
14 this Code amendment.

15 So if the Board does decide to go
16 forward with the Local Law as proposed, we would
17 hope that you would consider a carve-out for
18 certain warehouse projects that are already
19 pending, that are Code compliant, and that do not
20 present the same perspective issues as a warehouse
21 or last-mile.

22 In a way, this Code amendment could, in
23 fact, operate differently than you're anticipating
24 by inviting larger projects into your community.
25 Larger projects are going to require more parking

1 whether or not you require it or not. If your
2 Planning staff identifies a project that actually
3 requires more parking than your Code requires of
4 them, presumably they would identify that and say,
5 well, you need to provide more parking because
6 you're proposing something that is going to be
7 disproportioned to what our Code requires.

8 What it's going to do, potentially, is
9 hurt smaller projects that don't require that much
10 parking because, operationally, it's just not
11 necessary and, yet, your Code is going to require
12 them to put in more paved area, which means more
13 drainage infrastructure, which means more storm
14 water, and, you know, Long Island is the place of
15 the sea of parking lots, and this has the potential
16 to work against what you're, actually, trying to
17 accomplish, so I would just ask that that be
18 considered.

19 COUNCILMAN IMBROTO: Thank you,
20 Mr. Butler.

21 SUPERVISOR SALADINO: Greatly
22 appreciate providing suggestions. It's always
23 helpful when someone experienced and bright
24 provides suggestions.

25 How long have you been with Farrell

1 Fritz.

2 They are a fine firm.

3 MR. BUTLER: About four years.

4 SUPERVISOR SALADINO: Four years.

5 How long have you been practicing law
6 now.

7 MR. BUTLER: Are you telling me I look
8 young?

9 (Whereupon, there was laughter among
10 the assemblage present.)

11 SUPERVISOR SALADINO: You look a lot
12 younger than I do.

13 MR. BUTLER: Eleven years.

14 SUPERVISOR SALADINO: Eleven years.

15 Let me ask you a quick question.

16 MR. BUTLER: Sure.

17 SUPERVISOR SALADINO: Based on your
18 professional experience as an attorney, in your
19 opinion, have you heard anything that makes you
20 feel that this is unconstitutional in terms of the
21 rights of property owners?

22 MR. BUTLER: You're going to ask the
23 attorney that question? Okay.

24 So unconstitutional, perhaps not. I
25 mean, there's Case Law in New York about when you

1 have vested rights in development and when it would
2 constitute taking. I think it becomes fact
3 dependent.

4 I cannot say a Local Law on its face is
5 unconstitutional, but that doesn't mean it is not
6 problematic, that does not mean it doesn't invite
7 lawsuits. I'm not saying anything on behalf of my
8 client, but the reality is that when you have
9 prospective implications like for my client, if
10 this gets passed and they have to comply with it,
11 they're going to have to shrink their project by
12 roughly 25 percent. They're going to have to
13 redesign their parking areas, and they're going to
14 lose open space on the property, so, I mean,
15 there's a cost component attached to that, so there
16 are very real world implications to the law
17 regardless of whether or not it is quote/unquote
18 "legal."

19 SUPERVISOR SALADINO: Thank you for
20 your input. Much appreciated.

21 MR. BUTLER: Absolutely.

22 Thank you.

23 SUPERVISOR SALADINO: Our next speaker
24 is Christopher Robinson.

25 MR. ROBINSON: Good evening,

1 Mr. Supervisor, Members of the Board.

2 SUPERVISOR SALADINO: Good evening.

3 MR. ROBINSON: Christopher Robinson,
4 President of Robinson and Muller Engineers, 50 Elm
5 Street, Huntington, New York. We're a practicing
6 land-use zoning civil engineering firm.

7 I'm here tonight representing the
8 Rockefeller Group, similar to Mr. Butler. I'm just
9 going to be very brief.

10 As Mr. Butler said, Rockefeller has
11 closed on the property, purchased the property.
12 After an extensive due diligence period looking at
13 what the laws are currently in the Town, they made
14 a decision to move forward on that property and
15 purchase it, and it moved forward with an
16 application that we filed some eight or nine months
17 ago. We've been working very diligently with
18 Ms. Maccarone's department and Mr. Zike to work
19 towards the approvals for the DER and through the
20 various groups of the Town.

21 Doubling the parking requirement for a
22 warehouse facility, I figure, is not in the right
23 direction for what these are. National studies
24 done by the Institute of Transportation Engineers,
25 whose study in warehouses, show that the average

1 parking for a warehouse through the country is one
2 per 2,500-square-feet, not one per 500, even a half
3 of the one per 1,000 that was there before.

4 The ITE's analysis, the 85th percentile
5 was about one per 900; that means almost 85 percent
6 of the warehouses in the country have a less
7 parking requirement than one per 900; only 15
8 percent of which would be between one per 900 and
9 one per 500.

10 What they noticed in their analysis was
11 that the highest peak parking demand anywhere in
12 the country was a one per 500 one, when the average
13 is really one per 2,500.

14 So looking at the climate-smart
15 community we have here and the analysis that we do
16 for DER, doubling the amount of pavement for
17 parking, kind of, runs afoul with the direction the
18 Town's been going. I believe the one per 1,000
19 number is a very good number. I would encourage
20 the Board to think that and see if that can remain
21 in place. Presumably, or if there is a change on
22 it, to grandfather applications that have been
23 going through a diligent review and that have been
24 filed previously.

25 SUPERVISOR SALADINO: Do any of the

1 Board members have any questions?

2 (Whereupon, there was no response from
3 the Board.)

4 SUPERVISOR SALADINO: I just have one.

5 MR. ROBINSON: Sure.

6 SUPERVISOR SALADINO: You quoted a
7 statistic -- a national statistic -- in regard to
8 one spot per 2,500-square-feet.

9 MR. ROBINSON: Yes.

10 SUPERVISOR SALADINO: Does that
11 include -- in that national analysis -- rural
12 areas, areas where there's enormous amounts of open
13 space, areas where there's endless parking, or is
14 that only for sites like here on Long Island where
15 there's very limited parking, where there's very
16 limited amounts of open space?

17 MR. ROBINSON: It was done for a
18 general urban and suburban area is what the code
19 is --

20 SUPERVISOR SALADINO: Across the
21 country.

22 MR. ROBINSON: -- and this is based on
23 parking -- peak parking demand, and they found that
24 timeframe between 11:00 a.m. and 4:00 p.m. It's
25 actual counts of actual parking.

1 So whether there's parking in the
2 neighborhood, or they're counting what's required
3 to build that type of facility -- and there's very
4 distinct differences between warehouse facilities
5 and last-mile delivery stations -- so there are
6 many types of industrial uses, and maybe we need to
7 create additional categories in the Code that
8 recognize those different types of uses that have
9 different parking demands.

10 SUPERVISOR SALADINO: Thank you very
11 much. It was very helpful.

12 MR. ROBINSON: Thank you.

13 COUNCILMAN LABRIOLA: Mr. Robinson,
14 just to calculate that -- just quantify that for me
15 in terms of if this proposal were to go through as
16 is, how that affects your project in terms of
17 parking spaces.

18 What will that do.

19 For instance, you need 150 and now you
20 need 300.

21 How is that --

22 MR. ROBINSON: The effect of doubling
23 the parking requirement would result in reducing
24 the building area to add more parking underground
25 to get it, so it's an iterative process.

1 We came up with -- this particular
2 project -- probably losing close to
3 30,000-square-feet of buildable area, which has a
4 value over time when you purchase a piece of
5 property based upon the anticipated yield, so it is
6 a real impact to that developer who bought the
7 property based on an anticipated yield.

8 COUNCILMAN LABRIOLA: I haven't seen
9 your project. It hasn't come before us.

10 MR. ROBINSON: It hasn't been in front
11 of the Board yet. It is in front of the
12 departments.

13 COUNCILMAN LABRIOLA: Okay. But what
14 I'm saying is, what I'm trying to get to you is
15 what is your calculation now for how many parking
16 spaces you need under the current Code, under the
17 project that you have?

18 MR. ROBINSON: It's 150,000-square-foot
19 building at one per 1,000, we require 150 parking
20 spaces.

21 COUNCILMAN LABRIOLA: So you're saying
22 it would require 300 spaces if you left it, which
23 you couldn't do.

24 MR. ROBINSON: The same sized building
25 would go to 300 spaces, yes.

1 COUNCILMAN LABRIOLA: Okay.

2 MR. BUTLER: It's a doubling of the
3 parking requirement.

4 COUNCILMAN LABRIOLA: That's what I was
5 getting at.

6 MR. BUTLER: And it's where, you know,
7 my perspective is if the data didn't show that you
8 don't need that parking, why would you want to
9 build all that excess asphalt, which just invites
10 other uses to take up empty parking lots.

11 We've seen the GEICO office building in
12 Woodbury filled with new car storage throughout the
13 whole back parking lot. We've seen parking lots in
14 other industrial areas that have just gone afoul
15 with weeds growing through the asphalt --

16 COUNCILMAN IMBROTO: There are ways to
17 address that too in the planning process.

18 MR. ROBINSON: Absolutely. I, one
19 hundred percent, agree. And we'd be welcome to
20 talk to your department and come up with
21 suggestions that may help with that.

22 SUPERVISOR SALADINO: We would
23 encourage that.

24 MR. ROBINSON: Thank you.

25 SUPERVISOR SALADINO: Thank you, sir.

1 Thank you so much for taking the time
2 to come down tonight.

3 Our next speaker is Justin Drysdale.

4 Good evening.

5 How are you?

6 MR. DRYSDALE: Good.

7 How are you?

8 SUPERVISOR SALADINO: Very well,
9 thanks.

10 MR. DRYSDALE: Thank you for the time
11 tonight.

12 I'm Justin Drysdale. I'm a Senior Vice
13 President of Development for Brookfield Properties.
14 I'm here on behalf of our project at 125 New South
15 Road in Hicksville.

16 Just as a way of background, I don't
17 know if everyone knows who Brookfield is but
18 Brookfield is a large, hard asset owner, which
19 basically means we invest in real estate,
20 infrastructure, renewable, and a couple other
21 categories.

22 Here, specific to this local area,
23 other than just real estate, we also have renewable
24 power, so we are, actually, the largest hydro
25 operator of renewable energy in the State of

1 New York, so up in Upstate New York, I think it's
2 Fire Falls, we have facilities where we provide
3 renewable energy.

4 As a real estate operator, I do take
5 pride in that I think we are one of the
6 best-in-class operators. If you ever are down
7 Lower Manhattan, next to World Trade Center, it's
8 called Brookfield Place, which is formerly known as
9 the World Financial Center.

10 We were there during 9-11. If you talk
11 to Zuccotti, which was Occupy Wall Street, if you
12 visit Zuccotti Park, he's the chairman who built
13 Battery Park. We are very big supporters of the
14 9-11 museum, so we are really good corporate
15 citizens, and I'm here to address our concern what
16 we are facing today with the change in zoning.

17 Locally, our team -- we're based in One
18 Meadowlands Plaza -- my team, comprised of about 70
19 people, we have about 45-million-square-feet of
20 about 500 tenants across the nation. We have
21 offices in L.A., Dallas, Chicago, New Jersey, and,
22 as mentioned, Brookfield Place in New York.

23 Our tenant pool -- I know the issue at
24 hand is the Amazon that we're discussing today, but
25 this is not an Amazon. We provide services of real

1 estate to Kellogg's, Wayfair, Peloton, and Home
2 Depot, and that's just a general example, a feel of
3 who we are.

4 We acquired this property of 15-acres,
5 which was a former Superfund site -- an
6 environmentally-challenged site -- back in August
7 of last year.

8 We, prior to acquiring the site, as
9 part of our due diligence, we do like to be open to
10 the Town and provide honest comment and
11 communication to say, hey, this is our intent of
12 what we're proposing to develop. We proposed to
13 develop two buildings -- 200,000-square-feet and
14 100,000-square-feet -- totaling
15 300,000-square-feet.

16 We played by your rules, which we saw
17 as-a-right zoning, we applied, including the
18 parking ratio, we were fairly upfront, and at that
19 time speaking with your Planning Board, speaking
20 with your Building Department, we felt comfortable
21 to proceed with the closing of our purchase of the
22 land.

23 So I know the gentleman before me was
24 speaking about the economics, and just to give you
25 guys all an idea of what this means to us today, we

1 are increasing the parking from one to 1,000 to one
2 per 500, which, basically, doubles the parking
3 count. That, for me and for my investment
4 committee, and the lay value of this land, it's
5 eliminating both a third of the floor area ratio of
6 the project.

7 So what does that mean.

8 We bought this site for \$45 million.
9 Because of this change of the zoning, that,
10 basically, impairs our value by a third, so,
11 effectively, we're losing \$15 million on this
12 project.

13 My problem with this is that we were
14 playing with the rule of law where you guys brought
15 it to us, and we said, hey, this is the rules, and
16 we played with your rules. And we have been in
17 this process for over nine months. Again, we were
18 back in August. We have received numerous comment
19 letters from your departments, and it was only
20 brought to us about three weeks ago about this
21 change in the Zoning.

22 I wish we had -- and I want to listen,
23 I want to speak to you, I want to see how we can
24 make things better, I understand your concern about
25 Amazon, but I also think that there are other

1 tenants out there that are just not Amazon, and I
2 just, you know, I'm here to say, look, we want to
3 play ball, we want to be fair, we want to play with
4 your rules, we want -- Brookfield as a whole -- we
5 want to continue to invest in this community and
6 bring gradables, especially on a site that, I mean,
7 if you haven't seen the site, it's 15-acres. It's
8 just a gravel lot right now.

9 It's an environmentally contaminated
10 site. We're going to bring gradables to the
11 property. It's not going to be developed.
12 Industrial is a perfect use, it's in a very
13 industrialized area, but the impact of the parking
14 ratio is dramatically compromising the economics of
15 the deal, and, frankly, if we had to do it again,
16 Brookville probably wouldn't be here today.

17 So I think -- I'm here just to say,
18 look, I'm all ears. I want to sit down with the
19 Board and have a conversation about how we can
20 amend it, how we can fix this, and I want to have a
21 conversation about the parking ratios.

22 I, you know, the study about
23 Huntington, Smithtown, Hempstead and all these
24 other towns, I haven't seen that. I would be
25 curious to say, share it with me, and I can also

1 share my experience as a pure play operator of
2 industrial real estate and say, hey, well, I've
3 seen this across the nation in -- I get it, you're
4 saying rural areas, but I also understand what
5 tenants want, and not all tenants need one per 500
6 parking ratio.

7 Generally speaking, how Brookfield
8 operates is one per 2,000 and, again, I'm open to
9 just listening and having an honest conversation
10 with everyone. So that's it.

11 COUNCILMAN IMBROTO: Mr. Drysdale,
12 where is Brookfield based out of?

13 MR. DRYSDALE: So our real estate is
14 headquartered in Lower Manhattan -- Brookfield
15 Place, 250 Vesey.

16 COUNCILMAN IMBROTO: What is the value
17 of the assets that Brookfield holds?

18 MR. DRYSDALE: In total?

19 COUNCILMAN IMBROTO: Yeah.

20 MR. DRYSDALE: For real estate, it's
21 over \$200 billion.

22 COUNCILMAN IMBROTO: 200 how much?

23 MR. DRYSDALE: Billion.

24 COUNCILMAN IMBROTO: \$200 billion.

25 Thank you.

1 SUPERVISOR SALADINO: Sir, we all
2 appreciate your testimony, your candor, and your
3 information that you are presenting.

4 As you heard from our Commissioner --
5 Commissioner, would you raise your hand, please.

6 (Whereupon, Commissioner Maccarone
7 identified herself by raising her hand in the
8 audience.)

9 SUPERVISOR SALADINO: That's Leslie
10 Maccarone, our Commissioner in the Department of
11 Planning and Development.

12 We are open to listening to you and to
13 everyone to learn about the differences in
14 different business needs, and the more we learn,
15 the better job we do.

16 MR. DRYSDALE: And, look, I will come
17 here tomorrow. I live in Southern New Jersey, but
18 I operate in East Rutherford. I'll come here
19 tomorrow and sit down, and I would just like to
20 have an honest conversation about what you're
21 seeing and how we can try to mitigate this for our
22 project.

23 SUPERVISOR SALADINO: Sir, why don't
24 you give your contact information to Tim Zike --

25 MR. DRYSDALE: Yeah, sure.

1 SUPERVISOR SALADINO: -- right there
2 (indicating), the Deputy Commissioner of the
3 Department, and let's start that conversation.

4 MR. DRYSDALE: Thank you so much. I
5 really appreciate it.

6 SUPERVISOR SALADINO: Thank you very
7 much.

8 MR. DRYSDALE: Thank you.

9 SUPERVISOR SALADINO: Is there anyone
10 else who would like to be heard on this particular
11 hearing?

12 (Whereupon, a member of the assemblage
13 present raised their hand to be recognized.)

14 SUPERVISOR SALADINO: Of course.

15 Mr. McKenna, why don't you step right
16 up.

17 MR. McKENNA: Good evening, Town Board.
18 Kevin McKenna, Syosset, New York.

19 In listening to the proposed, very
20 complicated and lengthy dissertation by
21 Commissioner Maccarone, I think about the current
22 projects that have already been proposed, such as
23 the Seritage project, which we know is on hold, and
24 as per Deputy Commissioner Tim Zike, just recently
25 it's on hold. The Town doesn't know whether or not

1 Seritage is going to go forward or not.

2 I also think about the Marriott Hotel
3 project that was approved for a Special Use Permit
4 next to the illegal Milleridge Inn, and the Town --
5 and that project's been on hold, and I believe the
6 Town has -- their Special Use Permit expired, the
7 traffic study that was done for that hotel
8 initially, the applicant admitted, was two years
9 before the Special Use Permit, and the Town has
10 recently renewed that.

11 My question is, to get to the point,
12 will -- if these new laws or Code -- and I really,
13 really feel for the two gentlemen that, you know,
14 as a resident listening to this, and what I just
15 heard was that this gentleman that was just up here
16 was negotiating with the Town, it sounded like up
17 to three weeks ago, where he knew nothing about
18 this. I don't see how everything that
19 Ms. Maccarone just explained -- I can't even
20 imagine how that has gotten done in the last three
21 weeks, and yet, these people were led to believe
22 that everything was going fine.

23 But my question is, if this were to be
24 passed, would this affect those two projects or any
25 other projects that were approved prior in the Town

1 of Oyster Bay, and I can't believe -- I can't
2 believe how you are so concerned about this parking
3 issue having mainly, I guess, to affect commercial
4 businesses when you have no concern whatsoever
5 about the overcrowding of parking in Hicksville, in
6 particular, because you don't enforce -- because
7 you do not enforce Town Code, so you're causing the
8 problem by not enforcing Town Code.

9 Thank you very much.

10 I'd like to get an answer as to whether
11 it will affect the projects in place.

12 SUPERVISOR SALADINO: Okay. If you'd
13 kindly take your seat, we'll ask our --

14 MR. SABELLICO: I have the answer.

15 SUPERVISOR SALADINO: Okay.

16 MR. SABELLICO: So most of the comments
17 have not been about the general affect of the Law,
18 but the affect on those projects for the speakers.

19 And to answer your question about
20 taking, although it's not set forth in the Law, I
21 think it's clear that Commissioner Maccarone
22 indicated that there's a grandfather clause, so
23 those buildings that have already been built, or
24 those properties that are already in the process,
25 are not affected by this Law.

1 The rest is up to you, as a Board, to
2 implement, to institute an implementation date, so
3 those projects that already have shovels in the
4 ground, and I think it might be clear, there might
5 be an argument as to taking if you change the Law
6 on projects that are already underway, but those
7 projects that haven't been started yet, that,
8 clearly, is in your domain.

9 You could say that this project could
10 take effect six months from now, there could be a
11 moratorium on it, that's a question for you to
12 decide, but I think it's clear, to answer your
13 question as to those that are already started and
14 done, that a change in the Law would not affect
15 those.

16 SUPERVISOR SALADINO: Thank you for the
17 answer, counselor.

18 Is there anyone else who has not spoken
19 yet who would like to be heard on this individual
20 hearing.

21 Please let the record reflect --

22 (Whereupon, a member of the assemblage
23 present raised their hand to be recognized.)

24 SUPERVISOR SALADINO: Yes, would you
25 like to be heard?

1 Please, come on up.

2 Would you kindly begin by giving us
3 your name and full address for the record.

4 MS. BERNARD: Lorraine Bernard, Charles
5 Street, in Hicksville.

6 SUPERVISOR SALADINO: Thank you.

7 MS. BERNARD: My question is, I got the
8 impression of what I heard is that this will be an
9 Amazon building on New South Road?

10 SUPERVISOR SALADINO: No.

11 COUNCILWOMAN MAIER: No.

12 COUNCILWOMAN JOHNSON: No.

13 COUNCILMAN IMBROTO: No. That's not
14 the subject of the hearing.

15 MS. BERNARD: Thank you.

16 SUPERVISOR SALADINO: You're welcome.

17 Is there anyone else who would like to
18 be heard on this individual hearing.

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

21 SUPERVISOR SALADINO: Please let the
22 record reflect that no one has indicated that they
23 would like to be heard.

24 Counselor, please proceed.

25 MR. SABELLICO: Supervisor, that being

1 the case, it is requested that the hearing be
2 closed and that the public record be kept open for
3 ten days so that any party wishing to submit
4 comments regarding the proposed Local Law may do so
5 either by e-mail or to the Office of the Town
6 Attorney.

7 SUPERVISOR SALADINO: Thank you,
8 counselor.

9 May I have a motion.

10 COUNCILWOMAN JOHNSON: Supervisor, I'll
11 make a motion that this public hearing be closed,
12 and the record be kept open for ten days.

13 COUNCILMAN IMBROTO: Second.

14 SUPERVISOR SALADINO: All in favor,
15 please signify by stating, "Aye."

16 ALL: "Aye."

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

19 (Whereupon, there were no "Nay"
20 responses from the Board.)

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

23 Thank you very much for everyone who is
24 here today, and if you'd like, please present your
25 contact information to Deputy Commissioner Tim Zike.

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Thank you.

So that concludes our hearings.

Counselor, thank you very, very much
for your participation today.

MR. SABELLICO: Thank you, Supervisor.

(TIME NOTED: 8:36 P.M.)

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TOWN BOARD
TOWN OF OYSTER BAY
ACTION CALENDAR
MAY 10, 2022
8:37 P.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 STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

A B S E N T:

COUNCILMAN THOMAS P. HAND
JEFFREY P. PRAVATO, RECEIVER OF TAXES

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

RICHARD LaMARCA, TOWN CLERK

Minutes of the meeting
taken by:

TRACIE A. CINQUEMANI
Reporter/Notary Public

1 SUPERVISOR SALADINO: Would you please
2 call the Regular Action Calendar?

3 Do you need a break?

4 THE COURT REPORTER: No, I'm fine.

5 Thank you very much.

6 SUPERVISOR SALADINO: You sure?

7 THE COURT REPORTER: Yes.

8 SUPERVISOR SALADINO: Okay.

9 MR. LaMARCA: May I have a motion to
10 table Resolution No. P-8-22?

11 On the motion:

12 COUNCILWOMAN JOHNSON: So moved.

13 COUNCILMAN IMBROTO: Second.

14 MR. LaMARCA: Motion made by
15 Councilwoman Johnson and seconded by Councilman
16 Imbroto.

17 On the vote:

18 Supervisor Saladino?

19 SUPERVISOR SALADINO: "Aye."

20 MR. LaMARCA: Councilwoman Johnson?

21 COUNCILWOMAN JOHNSON: "Aye."

22 MR. LaMARCA: Councilman Imbroto?

23 COUNCILMAN IMBROTO: "Aye."

24 MR. LaMARCA: Councilman Labriola?

25 COUNCILMAN LABRIOLA: "Aye."

1 MR. LaMARCA: Councilwoman Maier?

2 COUNCILWOMAN MAIER: "Aye."

3 MR. LaMARCA: Councilwoman Walsh?

4 COUNCILWOMAN WALSH: "Aye."

5 MR. LaMARCA: Motion to table

6 Resolution No. P-8-22 passes with six "Ayes."

7 (TIME NOTED: 8:37 P.M.)

8 MR. LaMARCA: May I have a motion,
9 please, to suspend the Rules and add Resolution
10 Nos. 357 and 358-2022?

11 **RESOLUTION NO. 357-2022;** Resolution
12 authorizing an Agreement with Syosset Park
13 Development, LLC in connection with the resurfacing
14 and/or paving of a segment of Robbins Lane in
15 Syosset and for the Supervisor, or his designee, to
16 execute said Agreement. (M.D. 5/3/22 #23).

17 **RESOLUTION NO. 358-2022;** Resolution
18 authorizing payment for the Town's use and
19 occupancy of the commuter parking lot at 47 West
20 Barclay Street, Hicksville. Account No. TWN A 1989
21 47900 000 0000. (M.D. 5/3/22 #24).

22 On the motion:

23 COUNCILWOMAN JOHNSON: So moved.

24 COUNCILMAN IMBROTO: Second.

25 MR. LaMARCA: Motion made by

1 Councilwoman Johnson and seconded by Councilman
2 Imbroto.

3 On the vote:

4 Supervisor Saladino?

5 SUPERVISOR SALADINO: "Aye."

6 MR. LaMARCA: Councilwoman Johnson?

7 COUNCILWOMAN JOHNSON: "Aye."

8 MR. LaMARCA: Councilman Imbroto?

9 COUNCILMAN IMBROTO: "Aye."

10 MR. LaMARCA: Councilman Labriola?

11 COUNCILMAN LABRIOLA: "Aye."

12 MR. LaMARCA: Councilwoman Maier?

13 COUNCILWOMAN MAIER: "Aye."

14 MR. LaMARCA: Councilwoman Walsh?

15 COUNCILWOMAN WALSH: "Aye."

16 MR. LaMARCA: Motion to suspend the
17 Rules and add Resolution Nos. 357 and 358-2022
18 passes with six "Ayes" and Zero "Nays."

19 May I have a motion to adopt Resolution
20 Nos. TF-7-22 through 358-2022?

21 **TRANSFER OF FUNDS RESOLUTION NO.**

22 **TF-7-22;** Resolution pertaining to transfer of funds
23 within various departments' accounts for the Year
24 2022.

25 **RESOLUTION NO. 294-2022;** Resolution

1 authorizing the property cleanup assessment of
2 7 Sterling Court, Plainview, performed on
3 November 8, 2021, be referred to the County of
4 Nassau for placement on the Nassau County Tax
5 Assessment Rolls. (M.D. 4/5/22 #7).

6 **RESOLUTION NO. 295-2022;** Resolution
7 authorizing the property cleanup assessment of
8 11 Rave Street, Hicksville, performed on
9 October 12, 2021 and October 20, 2021, be referred
10 to the County of Nassau for placement on the Nassau
11 County Tax Assessment Rolls. (M.D. 4/5/22 #8).

12 **RESOLUTION NO. 296-2022;** Resolution
13 authorizing the property cleanup assessment of
14 18 Melissa Lane, Old Bethpage, boarded up the
15 premises on January 5, 2022, be referred to the
16 County of Nassau for placement on the Nassau County
17 Tax Assessment Rolls. (M.D. 4/5/22 #9).

18 **RESOLUTION NO. 297-2022;** Resolution
19 authorizing the property assessment of 112 Willard
20 Avenue, Farmingdale, performed on October 13, 2021,
21 be referred to the County of Nassau for placement
22 on the Nassau County Tax Assessment Rolls. (M.D.
23 4/5/22 #11).

24 **RESOLUTION NO. 298-2022;** Resolution
25 authorizing the property cleanup assessment of

1 4699 Merrick Road, Massapequa, performed on
2 June 15, 2021, be referred to the County of Nassau
3 for placement on the Nassau County Tax Assessment
4 Rolls. (M.D. 4/5/22 #12).

5 **RESOLUTION NO. 299-2022;** Resolution
6 authorizing an Extension of Time, Acceptance &
7 Final Payment for Contract No. DPW19-185R, Lake Ave
8 C.V.M. Building Extension. (M.D. 4/5/22 #15).

9 **RESOLUTION NO. 300-2022;** Resolution
10 authorizing payment of annual membership dues for
11 2022 to Hempstead Harbor Protection Committee
12 (HHPC). Account No. DER A 8090 44900 000 0000.
13 (M.D. 4/5/22 #17).

14 **RESOLUTION NO. 301-2022;** Resolution
15 amending Resolution 163-2022, to add Canasta
16 Instruction to the Senior Citizen Services Program
17 for the period July 6, 2022 through August 10, 2022
18 at the North Massapequa Community Center. (M.D.
19 4/12/22 #7).

20 **RESOLUTION NO. 302-2022;** Resolution
21 authorizing "Project Thank A Cop" and "Law
22 Enforcement Officers Weekend" to conduct the Joey
23 Zask "Back the Blue" Car Show at TOBAY Beach
24 East parking field on May 21, 2022, to waive any
25 permit fees for the event, and to waive Chapter 173

1 Sections 10-18 of the Code of the Town of Oyster
2 Bay - Peddlers for the event. (M.D. 4/12/22 #8).

3 **RESOLUTION NO. 303-2022;** Resolution
4 granting request from Nassau County Bethpage PAL
5 for the rental of pool space on Mondays through
6 Fridays from 6:00 AM to 9:30 AM for the period
7 July 5, 2022 through August 17, 2022. Account No.
8 SP01 0001 02025 528 0000. (M.D. 4/12/22 #9).

9 **RESOLUTION NO. 304-2022;** Resolution
10 authorizing acceptance of a donation of a memorial
11 plaque and bench from Deborah Haile, to be placed
12 in Bayfront Park in memory of John Haile and
13 Barbara Cronen. (M.D. 4/12/22 #10).

14 **RESOLUTION NO. 305-2022;** Resolution
15 authorizing acceptance of a donation of a memorial
16 plaque from The Rotary Club of Locust Valley, to be
17 placed on a tree purchased by the Rotary Club and
18 planted in Thomas Park, Locust Valley, in memory of
19 past Rotary Members. (M.D. 4/12/22 #11).

20 **RESOLUTION NO. 306-2022;** Resolution
21 authorizing a third one-year extension of the
22 contract for online auction services for Surplus
23 Town Property for the period May 21, 2022 through
24 May 20, 2023. (M.D. 4/12/22 #12).

25 **RESOLUTION NO. 307-2022;** Resolution

1 authorizing a second one-year extension for lead
2 paint testing services for the Division of
3 Community Development's Residential Rehabilitation
4 program for the period June 1, 2022 through May 31,
5 2023. Account No. IGA CD 8668 48250 731 CD 21
6 (M.D. 4/12/22 #19).

7 **RESOLUTION NO. 308-2022;** Resolution
8 authorizing the issuance of a refund for a building
9 permit extension of time fee to Dennis and Clare
10 Crossley. Account No. PAD B 0001 02555 000 0000.
11 (M.D. 4/12/22 #20).

12 **RESOLUTION NO. 309-2022;** Resolution
13 authorizing the issuance of a refund for a building
14 permit fee to Peter Sullivan. Account No. PAD B
15 0001 02555 000 0000. (M.D. 4/12/22 #21).

16 **RESOLUTION NO. 310-2022;** Resolution
17 pertaining to Contract No. PWC07-22, On-Call
18 Technical Assistance Relative to Civil Engineering
19 in connection with field investigations and
20 construction inspection regarding road
21 reconstruction requirements contract. Account No.
22 HWY H 5197 20000 000 2103 008. (D&B). (M.D. 4/12/22
23 #26).

24 **RESOLUTION NO. 311-2022;** Resolution
25 pertaining to Contract No. PWC07-22, On-Call

1 Technical Assistance Relative to Civil Engineering
2 in connection with field inspection and estimating
3 services regarding the requirements contract for
4 road restoration. Account No. HWY H 5197 20000 000
5 2103 008. (LKB). (M.D. 4/12/22 #27).

6 **RESOLUTION NO. 312-2022;** Resolution
7 authorizing award of engineering services under
8 Contract No. H19-197 PH2, Construction of Highway &
9 Drainage Improvements to the Intervale Avenue Area
10 Phase 2, Farmingdale and for use of a
11 sub-consultant. Account No. HWY H5197 20000 000
12 2203 008. (M.D. 4/12/22 #28).

13 **RESOLUTION NO. 313-2022;** Resolution
14 granting request from the Bethpage-Central Park
15 Kiwanis Club, for Town assistance in conducting
16 their Annual Street Fair to be held on May 15,
17 2022 on Broadway in Bethpage between Powell Avenue
18 and Nibbe Lane and to use various Town equipment
19 for the event. (M.D. 4/12/22 #29).

20 **RESOLUTION NO. 314-2022;** Resolution
21 authorizing the use of two (2) Town buses to
22 transport Veterans from United Veterans of
23 Hicksville New York to their annual Memorial Day
24 Parade and festivities on May 30, 2022. (M.D.
25 4/19/22 #4).

1 **RESOLUTION NO. 315-2022;** Resolution
2 granting request from Ray Birney to donate a
3 memorial plaque and bench, to be placed at Bayfront
4 Park in Massapequa in memory of John Bonifacio.
5 (M.D. 4/19/22 #5).

6 **RESOLUTION NO. 316-2022;** Resolution
7 granting request from Margaret Ann Gannon, to
8 donate a memorial plaque on an existing bench, to
9 be placed at Phillip B. Healy Beach at Florence
10 Avenue, in memory of Irene Patti. (M.D. 4/19/22
11 #6).

12 **RESOLUTION NO. 317-2022;** Resolution
13 granting request from Linda Smyth to donate a
14 memorial plaque and bench, to be placed at Bayfront
15 Park in Massapequa in memory of Lauren Dittrich
16 Bilyeu. (M.D. 4/19/22 #7).

17 **RESOLUTION NO. 318-2022;** Resolution
18 granting request from Joe Melfa, to donate a
19 memorial plaque on an existing bench, to be placed
20 at Ellsworth W. Allen Park in memory of Margaret
21 Ann Melfa. (M.D. 4/19/22 #8).

22 **RESOLUTION NO. 319-2022;** Resolution
23 authorizing reimbursement for the cost of the
24 certification of the American Red Cross Lifeguard
25 Training to Bryan Rhoads. Account No. PKS A 7110

1 44900 000 0000. (M.D. 4/19/22 #9).

2 **RESOLUTION NO. 320-2022;** Resolution
3 granting request to donate a permanent bronze
4 monument and observation area, to be placed at
5 Theodore Roosevelt Memorial Park, Oyster Bay, from
6 the Baymen Tribute Memorial Committee. (M.D.
7 4/19/22 #10).

8 **RESOLUTION NO. 321-2022;** Resolution
9 authorizing sponsorship of the Empire State Ride
10 Long Island, at Theodore Roosevelt Memorial Park,
11 Oyster Bay, in cooperation with the Roswell
12 Park Alliance Foundation to be held July 23, 2022,
13 (with a rain date August 6, 2022) to raise money
14 for cancer research. (M.D. 4/19/22 #11).

15 **RESOLUTION NO. 322-2022;** Resolution
16 authorizing the Supervisor to sign the Subrecipient
17 agreement with the New York State Department of
18 Labor (NYSDOL) for the Systems Change and Inclusive
19 Opportunities Network (SCION). (M.D. 4/19/22 #12).

20 **RESOLUTION NO. 323-2022;** Resolution
21 authorizing award of Construction Contract No.
22 DPW09-003RRConstruction of Syosset Streetscape &
23 Walkability Improvements located in Syosset,
24 New York. Account No. HWY H 5197 20000 2203 008.
25 (M.D. 4/19/22 #23).

1 **RESOLUTION NO. 324-2022;** Resolution
2 granting request from American Public Works
3 Association - New York Chapter, Long Island Branch,
4 to use the Highway yard at the Department of Public
5 Works in Syosset from May 17, 2022 through May 19,
6 2022 for the chapter's annual equipment and
7 products show. (M.D. 4/19/22 #24).

8 **RESOLUTION NO. 325-2022;** Resolution
9 authorizing an Inter-Municipal Agreement with the
10 City of Glen Cove to allow its residents access to
11 Harry Tappen Beach boat ramp from June 16th through
12 June 19, 2022, with a fee, for parking and boat
13 launch and to authorize the Supervisor, or his
14 designee, to execute said agreement. (M.D. 4/26/22
15 #4).

16 **RESOLUTION NO. 326-2022;** Resolution
17 authorizing issuance of a refund for the 2022 Town
18 of Oyster Bay Spring Ice Hockey Program to Peter
19 Cheung, due to a scheduling conflict. Account No.
20 PKS A 0001 02025 02001 510 0000. (M.D. 4/26/22 #5).

21 **RESOLUTION NO. 327-2022;** Resolution
22 authorizing issuance of a refund for the 2022 Town
23 of Oyster Bay Spring Ice Hockey Program to John
24 Henderson. Account No. PKS A 0001 02001 510 0000.
25 (M.D. 4/26/22 #6).

1 **RESOLUTION NO. 328-2022;** Resolution
2 authorizing issuance of a refund for the 2022 Town
3 of Oyster Bay Spring Ice Hockey Program to Dave
4 Spano. Account No. PKS A 0001 02001 510 0000.
5 (M.D. 4/26/22 #7).

6 **RESOLUTION NO. 329-2022;** Resolution
7 authorizing issuance of a refund for rental of
8 lights from the Town of Oyster Bay to be used by
9 the Metropolitan Oval Academy for an event to
10 Christopher Welch. Account No. PKS A 0001 02414
11 000 0000. (M.D. 4/26/22 #8).

12 **RESOLUTION NO. 330-2022;** Resolution
13 authorizing issuance a refund for the 2022 Town of
14 Oyster Bay Summer Recreation Program to Youguo
15 Zeng. Account No. PKS A 0001 02001 510 0000. (M.D.
16 4/26/22 #9).

17 **RESOLUTION NO. 331-2022;** Resolution
18 authorizing issuance of a refund for an ice rental
19 fee at the Town of Oyster Bay Ice Skating Center to
20 Cara Ross. Account No. PKS A 0001 02025 523 0000.
21 (M.D. 4/26/22 #10).

22 **RESOLUTION NO. 332-2022;** Resolution
23 granting request from Robert Verbanac, to donate a
24 memorial plaque and bench, to be placed at Theodore
25 Roosevelt Memorial Park and Beach, Oyster Bay, in

1 memory of Franko Verbanac. (M.D. 4/26/22 #11).

2 **RESOLUTION NO. 333-2022;** Resolution
3 authorizing the Supervisor, or his designee, to
4 execute an amendment to a Community Development
5 Block Grant Subrecipient Agreement: Downtown
6 Hicksville with the County of Nassau, for the
7 purpose of extending the end date of agreement
8 through March 31, 2023. (M.D. 4/26/22 #14).

9 **RESOLUTION NO. 334-2022;** Resolution
10 directing the Town Clerk to publish a notice in
11 connection with a transfer of funds for the Nassau
12 County Contract 44th Program Year. Account No. IGA
13 CD 8686 44100 000 CD22. (M.D. 4/26/22 #15).

14 **RESOLUTION NO. 335-2022;** Resolution
15 authorizing the Supervisor, or his designee, to
16 execute a Gun Violence Prevention Program
17 Subrecipient Agreement with the New York State
18 Department of Labor. Account No. CD 6293 48010 000
19 CW 21 & IGA CD 6293 12010 000 CW 21. (M.D.
20 4/26/2022 #16).

21 **RESOLUTION NO. 336-2022;** Resolution
22 directing the Town Clerk to publish a legal notice
23 stating that the 2021 Annual Financial Report of
24 the Town of Oyster Bay is on file for public
25 inspection and copying. (M.D. 4/26/22 #17).

1 **RESOLUTION NO. 337-2022;** Resolution
2 authorizing agreements with various Auxiliary
3 Police Units to assist the units to recruit, equip
4 and train their members, and for the Supervisor, or
5 his designee, to execute said agreements. Account
6 No. TWN A 1989 47900 000 0000. (M.D. 4/26/22 #18).

7 **RESOLUTION NO. 338-2022;** Resolution
8 directing the Town Clerk to advertise a Notice of
9 Hearing in connection with the application of
10 Jeffrey Pombar and George Pombar, fee owners, for a
11 Special Use Permit and Revocation of Resolution No.
12 195-84 at premises located at 157 Glen Head Road,
13 Glen Head, New York. Hearing date: May 24, 2022.
14 (M.D. 4/26/22 #19).

15 **RESOLUTION NO. 339-2022;** Resolution
16 authorizing the property cleanup assessment of
17 28 High Street, Farmingdale, performed on
18 September 14, 2021, be referred to the County of
19 Nassau for placement on the Nassau County Tax
20 Assessment rolls. (M.D. 4/26/22 #20).

21 **RESOLUTION NO. 340-2022;** Resolution
22 authorizing the property cleanup assessment of
23 18 Melissa Lane, Old Bethpage, performed on
24 October 29, 2021, be referred to the County of
25 Nassau for placement on the Nassau County Tax

1 Assessment rolls. (M.D. 4/26/22 #21).

2 **RESOLUTION NO. 341-2022;** Resolution
3 authorizing the property cleanup assessment of
4 64 Ketcham Avenue, Hicksville, performed on
5 October 7, 2021, be referred to the County of
6 Nassau for placement on the Nassau County Tax
7 Assessment rolls. (M.D. 4/26/22 #22).

8 **RESOLUTION NO. 342-2022;** Resolution
9 authorizing the property cleanup assessment of
10 30 Rave Street, Hicksville, performed on
11 February 15, 2022, be referred to the County of
12 Nassau for placement on the Nassau County Tax
13 Assessment rolls. (M.D. 4/26/22 #23).

14 **RESOLUTION NO. 343-2022;** Resolution
15 authorizing the property cleanup assessment of
16 101 Clocks Boulevard, Massapequa, performed on
17 February 2, 2022, be referred to the County of
18 Nassau for placement on the Nassau County Tax
19 Assessment rolls. (M.D. 4/26/22 #24).

20 **RESOLUTION NO. 344-2022;** Resolution
21 authorizing the property cleanup assessment of
22 329 Broadway, Massapequa, performed on February 26,
23 2022, be referred to the County of Nassau for
24 placement on the Nassau County Tax Assessment
25 rolls. (M.D. 4/26/22 #25).

1 **RESOLUTION NO. 345-2022;** Resolution
2 authorizing the property cleanup assessment of
3 361 Eastern Parkway, Farmingdale, performed on
4 December 14, 2021, be referred to the County of
5 Nassau for placement on the Nassau County Tax
6 Assessment rolls (M.D. 4/26/22 #26).

7 **RESOLUTION NO. 346-2022;** Resolution
8 authorizing rejection of bids for Contract No.
9 DP21-223R, Tobay Beach Center Ocean Pavilion Canopy
10 Installation. (M.D. 4/26/22 #28).

11 **RESOLUTION NO. 347-2022;** Resolution
12 authorizing award of Construction Contract No.
13 DP21-218, Replacement of the Synthetic Turf Fields
14 at Field of Dreams Park. Account No. PKS H 7197
15 20000 000 2002 001. (M.D. 4/26/22 #29).

16 **RESOLUTION NO. 348-2022;** Resolution
17 authorizing acceptance of the design and entrance
18 into bid and construction phases for Contract No.
19 DP22-232, Borella Field Synthetic Turf Fields
20 Installation. (M.D. 4/26/22 #30).

21 **RESOLUTION NO. 349-2022;** Resolution
22 authorizing a third one-year extension of Contract
23 PRE19-194, Parks Electrical Services Throughout the
24 Town of Oyster Bay, at the same prices, conditions
25 and terms provided for in the present contract,

1 commencing May 7, 2022 through May 6, 2023. (M.D.
2 4/26/22 #31).

3 **RESOLUTION NO. 350-2022;** Resolution
4 authorizing the fourth and final extension of
5 General Reconstruction Requirements Contract
6 HGR17-162, commencing April 24, 2022 through
7 April 23, 2023. (M.D. 4/26/22 #32).

8 **RESOLUTION NO. 351-2022;** Resolution
9 granting request from 2 Spring Restaurant in Oyster
10 Bay for Town assistance in conducting a street fair
11 on May 14, 2022, to use Parking Lot 08 and closure
12 of roads and for the use of various Town equipment
13 for the event. (M.D. 4/26/22 #33).

14 **RESOLUTION NO. 352-2022;** Resolution
15 granting request from Oyster Bay-East Norwich
16 Chamber of Commerce for Town assistance in hosting
17 Classic Cruise Nights every Tuesday from May 31,
18 2022 through September 12, 2022, for the closure of
19 roads and the use of Municipal Parking Field 0-8,
20 for the use of Fireman's Field to stage cars prior
21 to start time and for the use of various Town
22 equipment for the event. (M.D. 4/26/22 #34).

23 **RESOLUTION NO. 353-2022;** Resolution
24 authorizing payment to Outside Counsel in order to
25 satisfy the outstanding fees, disbursements and

1 expenses in connection with certain negligence
2 actions. Account No. TWN AMS 1910 43010 602 0000
3 000. (M.D. 4/26/22 #39).

4 **RESOLUTION NO. 354-2022;** Resolution
5 directing the Town Clerk to advertise a Notice of
6 Hearing to consider the placement of a cellular
7 communications monopole tower on Town property
8 located in Woodbury, New York. Hearing date:
9 May 24, 2022. (M.D. 4/26/22 #37).

10 **RESOLUTION NO. 355-2022;** Resolution
11 authorizing settlement of negligence claim;
12 Claimant: Karen Krummel. Matter ID No.:
13 2022-8430. Account No. TWN AMS 1910 43020 602 0000
14 000. (M.D. 4/26/22 #40).

15 **RESOLUTION NO. 356-2022;** Resolution
16 authorizing an agreement with the National
17 Development Council for the purpose of providing
18 grants development and administration services as
19 funded by the Coronavirus State and Local Fiscal
20 Recovery Funding program, and for Colin Bell,
21 Deputy Commissioner, IGA, to execute documents in
22 connection with the Coronavirus State and Local
23 Fiscal Recovery Funding program. (M.D. 4/26/22 #13
24 and 5/3/22 #12).

25 **RESOLUTION NO. 357-2022;** Resolution

1 authorizing an Agreement with Syosset Park
2 Development, LLC in connection with the resurfacing
3 and/or paving of a segment of Robbins Lane in
4 Syosset and for the Supervisor, or his designee, to
5 execute said Agreement. (M.D. 5/3/22 #23).

6 **RESOLUTION NO. 358-2022;** Resolution
7 authorizing payment for the Town's use and
8 occupancy of the commuter parking lot at 47 West
9 Barclay Street, Hicksville. Account No. TWN A 1989
10 47900 000 0000. (M.D. 5/3/22 #24).

11 On the motion:

12 COUNCILWOMAN JOHNSON: So moved.

13 COUNCILMAN IMBROTO: Second.

14 MR. LaMARCA: Motion made by
15 Councilwoman Johnson and seconded by Councilman
16 Imbroto.

17 I believe we have some speakers,
18 Supervisor.

19 SUPERVISOR SALADINO: Yes.

20 Our first speaker will be John Kennedy.

21 MS. FAUGHNAN: Mr. Supervisor, how many
22 Resolutions would he like to speak on?

23 SUPERVISOR SALADINO: One.

24 MS. FAUGHNAN: Thanks so much.

25 MR. KENNEDY: I'll be pretty quick.

1 I just wanted to start it off. This
2 Baymen's Heritage Association, we were formed two
3 years ago after the death of my son when -- he was
4 a bayman, and he went out when it was bad, and he
5 was out working like most of these guys do, in bad
6 times and good times, of course, but he -- the
7 Baymen Group came to me and asked me about putting
8 a memorial up for Michael, and I said no, I don't
9 want to do that and neither would he, but I do want
10 to do a memorial for all baymen, not only in Oyster
11 Bay, but all throughout the country.

12 And it took us two years to get where
13 we are today, I mean, literally, to come in here
14 and see you guys about getting a piece of property
15 and putting a memorial on it to all baymen.

16 I think you'll find that our plans for
17 it are outstanding, and I think that it will be a
18 tribute to Oyster Bay and everybody else around.
19 It's going to be a draw in this area, probably from
20 all over the country like all these other memorials
21 are, and that's what I'm here for.

22 And I wanted to introduce some of our
23 people who have all of the stuff that I don't have,
24 so I guess, John Taylor, I guess, you want to come
25 up?

1 (Whereupon, documentation was presented
2 to Mr. LaMarca who presented it to the Board for
3 perusal.)

4 MR. TAYLOR: You should have on your
5 screens, hopefully, our presentation.

6 SUPERVISOR SALADINO: Yes.

7 MR. TAYLOR: As John said, we're here
8 to talk about presenting a plan for a monument in
9 the Town of Oyster Bay to honor the hard work of
10 the baymen who are the primary shellfishers in this
11 area.

12 This project, unfortunately, started
13 with a tragedy. On May 17, 2020, John's son,
14 Michael, was out clamming in the waters off Oyster
15 Bay and an accident had occurred --

16 SUPERVISOR SALADINO: Sir, I'm sorry to
17 interrupt you, would you mind speaking into the
18 microphone?

19 MR. TAYLOR: Yes. I'm sorry.

20 SUPERVISOR SALADINO: It's okay. That
21 way we can make sure everyone --

22 MR. TAYLOR: Okay. Sorry.

23 SUPERVISOR SALADINO: Thank you.

24 MR. TAYLOR: This project was started
25 because of the tragedy of a drowning of a clammer,

1 a bayman, when he was working the bay, Michael
2 Kennedy.

3 And what happened was some of us
4 observed this tragedy, and we knew Michael, and we
5 said let's start and find out if the community is
6 interested in doing something in making a tribute
7 for these hard working men, so we went on social
8 media to start. We posted and got enormous
9 reaction. You know, everybody recognizes the hard
10 work of the baymen for which Oyster Bay is named
11 after. We got 20,000 views on Facebook, 2,000
12 reactions. I put up a petition, we got 867
13 signatures looking for people to support this
14 project. So there's tremendous interest. Lots of
15 people know them firsthand. A lot of people -- we
16 all eat their product. So it was a very worthwhile
17 project.

18 It sort of also started with some very
19 famous monuments, the most famous is the
20 Fisherman's Memorial in Gloucester, Massachusetts;
21 where they say those who go down to the sea in
22 ships, and a lot of those guys do drown and don't
23 make it back.

24 Luckily, in Babylon, there's a memorial
25 to the baymen. They do it differently. Up here

1 they clam with rakes. Down there they use tongs
2 because the water is shallow, so there's a nine-
3 foot high bronze in Babylon, in Argyle Park, just
4 surrounded by all kinds of plaques that talk about
5 the history of it and how the bay -- how they
6 actually do the work down there. It was donated by
7 the public. There were pavers in the area that
8 were inscribed with the people who donated to the
9 project, and very interesting placards surrounding
10 the park telling about the history of clamming and
11 the baymen in the Great South Bay.

12 Luckily, right here in our backyard,
13 we've got a beautiful bronze statue honoring our
14 former president and hometown boy, Theodore
15 Roosevelt.

16 In Port Washington, there's -- and most
17 people don't even know about this -- there's a huge
18 park area right off of the boulevard along
19 Hempstead Harbor honoring the sand miners.

20 The sand miners are the people who dug
21 all those cliffs out, and that sand was used to
22 build Manhattan, so there's a beautiful park there,
23 bronze statue of the miners, a steel replica of the
24 New York City skyline, and, again, these
25 interesting plaques that tell the story of their

1 history of these workers, and it was sponsored --
2 it was community outreach and public donations and
3 run by the Town of North Hempstead.

4 We're talking about asking you for land
5 in Teddy Roosevelt Park. This is an overhead view
6 of the park (indicating).

7 You see the red circle and the arrow up
8 at the top, that's where we're talking about. It's
9 near the boat launching ramp appropriately because
10 that's where a lot of these guys launch their boats
11 to go out into the harbor to dig for clams. A
12 closeup view of it there (indicating), that's the
13 area, and that is, actually, where Michael went out
14 that morning -- faithfully left, and he came back
15 not with us any more, unfortunately.

16 This is what the area looks like now
17 (indicating). It's actually a blight. It's not
18 kept. There's a pier out there, a rock jetty, a
19 lot of weeds, a lot of overgrown trees. People
20 pull up next to it to wash their boats and empty
21 their gear and whatnot, so it's really right for
22 renovation, and what we're talking about is a nice
23 brick circle around the monument with some park
24 benches. We would surround the actual pedestal the
25 bronze statue would sit on with oyster shells,

1 fittingly.

2 And we've had site surveys done. We've
3 been working on this for a few years. We
4 understand the logistics of it. We had a concept
5 sketch done by a local artist from Hicksville, Kirk
6 Larsen, and he envisioned a bronze statue. We
7 still have yet to determine the height it can be --
8 anywhere from six to nine feet -- depending on cost
9 and final logistics, but it would be a
10 representation of a bayman in a boat with a rake
11 and a basket and the little seagull on the end,
12 which they are usually like there waiting for
13 scraps.

14 So this is the sketch that Kirk did
15 (indicating) to show what that area could look like
16 with the brick circle around it, park benches. You
17 can imagine some beautiful little cleared area,
18 beautifully planted with new gardens, park benches,
19 the placards, and then the bronze statue right in
20 the middle.

21 We have done a lot of research because
22 we've been on this for two years now, and we found
23 a fantastic sculptor who would do the final work.
24 It's a one-step process. He does a lot of
25 beautiful sculptures all over the country,

1 Jeff Boccaccio, and some of his work is in
2 municipalities like the Town of Oyster Bay in honor
3 of all kinds of people: Soldiers, firemen, local
4 heroes and that nature, and he has already come and
5 visited the site and thinks it's an ideal location
6 for this type of statue.

7 The proposed calendar is aggressive.
8 We would hope to get it done by 2023, maybe not
9 realistic, maybe it's going to take to 2024 because
10 we have to do a lot of fundraising. We would love
11 to schedule -- whenever it is done -- right in
12 October so there's a grand unveiling at the Oyster
13 Festival. Just a perfect time for this. And we
14 would capitalize on the awareness of the Festival.
15 Probably do it the day before is what we were
16 thinking, so there can be a big -- we don't want
17 500,000 people there stealing our thunder, so to
18 speak. We want to have it right before that nice
19 opportunity to get a lot of press coverage when we
20 pull the tarp off the new statue and show the world
21 what it is.

22 The funding would be done by a new
23 organization that was just founded, The Baymen's
24 Heritage Association. We got, effective a year
25 ago, IRS approval for a 501(c)(3) charity, so

1 anybody who donates to this cause could get their
2 contributions as a write-off to their taxes.

3 The people involved are Bill Painter,
4 who is also the president of the North Baymen's
5 Association; Nick Peterson, John Kennedy, Mary
6 Crowley, Jeff Armstrong, Doug Rogers, Robert
7 Harrington, and our counsel is Anthony Capetola.

8 There is the letter to see from the IRS
9 that proves that we are a 501(c)(3) charity
10 (indicating).

11 And the funding would be -- we've
12 already reached out to some high net worth
13 families, luckily, who already shown great interest
14 and already told us they'd write a big check. We
15 would also do outreach to the public through the
16 press, social media, hold events, and then we would
17 sell the bricks with the inscriptions of families
18 who want to donate -- we don't know yet -- \$150,
19 \$250 for each brick depending upon the size, and
20 that's as they did in Argyle Park for the Baymen
21 Monument in Babylon. And we would look for grants.
22 This is an expensive project.

23 We have a committee that's separate and
24 apart from the Baymen's Association. John Kennedy,
25 Carol, his wife. John is a former Deputy

1 Commissioner of Nassau County Police and a Judge in
2 our Village of Bayville; Carol is a former Trustee
3 in the Village of Bayville and a former Senior VP
4 as HSBC Bank. I'm involved in -- I was a former
5 Trustee in the Village of Bayville and four years
6 ago, we were with you when we were presenting our
7 fight against the tunnel. Tonight. Four years ago
8 tonight.

9 I was the Chairman of the Bayville
10 Anti-Tunnel Committee, and I co-founded the
11 Coalition Against an Unsound Crossing, and as you
12 all know, we successfully beat back a very
13 determined Governor to build that tunnel under our
14 Town and my village.

15 Also joining us is Al Staab, who is a
16 former Trustee in the Village of Bayville, and the
17 founder of the Oak Neck Athletic Council, which is
18 a great resource for our youth, and then John
19 Muller, who's really -- John and I talked and came
20 up with this idea of the monument, and John is a
21 landscape developer in Bayville; Bill Painter, who
22 is the head of the North Baymen's Oyster Bay
23 Baymen's Association; Doug Rogers, VP of the
24 Baymen's Association; Robert Harrington is here
25 tonight, who's a bayman; and Rick Alfano, who is a

1 Bayville resident and New York City Fire Department
2 retired, who also, tragically, lost his son, so he
3 understands what motivated us to start this
4 project, and that's it.

5 Thank you very much.

6 SUPERVISOR SALADINO: I want to thank
7 you for --

8 MR. KENNEDY: I just want to introduce
9 Bill Painter. He's the President of anything that
10 has anything to do with the baymen, and especially
11 this organization, the Baymen's Heritage
12 Association. Bill.

13 MR. PAINTER: Thank you.

14 Thank you, John Taylor.

15 Thank you, John Kennedy.

16 Good evening, Supervisor, and Council.

17 I'm Bill Painter, and I'm proudly the
18 President of the Baymen's Heritage, and I'd just
19 like to thank everybody here for listening to us
20 tonight and hearing our plan, and, hopefully, we'll
21 be able to raise enough money to put this fabulous
22 statue in the Town of Oyster Bay. We want to be
23 proud, and we want to be number one, and we know
24 what's around up in Gloucester. There's a famous
25 statue up there very, very well visited, and we

1 want to make this the best, so with your help, we
2 are hoping to succeed.

3 Thank you.

4 Does anybody have any questions on the
5 project?

6 MR. TAYLOR: I'll answer one question
7 I'm sure is going to come up. How much will this
8 cost -- we don't know yet, but we estimate it could
9 be almost a half a million dollars.

10 And to put this in perspective, we
11 found out that the statue of Teddy Roosevelt at the
12 entrance to the Hamlet here cost about \$400,000 in
13 2005 money, 17 years ago, so these statues and
14 preparing the land is not cheap, but they last
15 forever, and they're definitely a big attraction
16 and a huge enhancement to the park.

17 SUPERVISOR SALADINO: Thank you.

18 We'd like to thank all of you for an
19 incredible presentation of a beautiful plan and
20 quite in depth. We're very impressed with the
21 presentation and all that's gone into this.

22 I would like to state that I was part
23 of that team in Babylon when I represented Babylon
24 as a New York State Assemblyman, and very proud of
25 the monument that was built there, and I, for one,

1 find this to be incredibly beautiful and very
2 fitting for this site.

3 We have other speakers that would like
4 to be heard on this proposal, and the next speaker
5 is a man that is no stranger to this room, to this
6 podium, and he is the man who was the former
7 Councilman and Town of Oyster Bay Supervisor,
8 Justice Angelo Delligatti.

9 (Whereupon, a round of applause
10 ensued.)

11 JUSTICE DELLIGATTI: Supervisor, and
12 Members of the Board, it's a real pleasure to be
13 here. It's been a long time since I've been in
14 this room where I spent 21 years sitting in various
15 seats on that dais.

16 I can't add a lot more, but I can say
17 this, I've known John Kennedy for over fifty years.
18 I was an Assistant District Attorney, and he was a
19 young detective, and we had a case together, we
20 became fast friends. He rose to great heights all
21 the way to the Deputy Commissioner of the Nassau
22 County Police Department, and I, kind of, followed
23 along behind him. Anytime I needed help, John was
24 always there.

25 John has served this County extremely

1 well for many, many years, and Michael, his son,
2 was a wonderful young man. It's a very sad and
3 tragic thing, but out of tragedy, sometimes good
4 things come, and I couldn't more wholeheartedly
5 support this application. I want to be there when
6 the statue's unveiled.

7 Thank you for your time, folks.

8 SUPERVISOR SALADINO: Your Honor, may I
9 ask you a question?

10 JUSTICE DELLIGATTI: Sure.

11 SUPERVISOR SALADINO: You've been a
12 member of this Board for 21 years and a lifelong
13 resident of the Town of Oyster Bay with incredible
14 insight, and we're very privileged to have you here
15 this evening.

16 What would a monument like this mean to
17 the baymen, to the residents, and to the heritage
18 of the Town of Oyster Bay?

19 JUSTICE DELLIGATTI: Well, I think,
20 first of all, the baymen have been a part of this
21 Town for hundreds of years, and they have also --
22 they deserve recognition.

23 There's been times when there's been a
24 rocky relationship, I can remember between the
25 baymen and the Board, through no fault of anyone's,

1 and I think this would be such a fitting way to
2 recognize that contribution that they have made to
3 the Town, and, certainly, to this area of Bayville
4 and the Hamlet of Oyster Bay, and the entire North
5 Shore.

6 So, again, I wholeheartedly support
7 this. This is the first time I've ever stood up on
8 this side of the podium, but it's for a good cause,
9 so I'm happy to be here.

10 Thank you, again, Supervisor.

11 SUPERVISOR SALADINO: Judge, it's an
12 honor to have you here.

13 I remember as a young man, myself,
14 sitting in this room when you were sworn in as
15 Judge, and I remember your speech that evening.
16 Perhaps it was before a Town Board meeting, the
17 room was filled with residents, friends, your
18 family, and an enormous amount of admirers, and I
19 remember your words.

20 Judge, as Supervisor, you said you
21 planned to be like Avis, and we're going to try
22 harder.

23 JUSTICE DELLIGATTI: I did say that.

24 SUPERVISOR SALADINO: Please know that
25 I remember that as if it was yesterday and took it

1 to heart, and I'm very proud to work with the Town
2 Board Members and our other elected officials and
3 all of our Town employees. Your words influenced
4 more than the people of your day because those
5 words and your sentiment and the way that you have
6 continued to embrace us, to provide us guidance and
7 good advice, has had an enormous impact, and still
8 has an impact today, on the people you see sitting
9 before you.

10 So we owe you a great debt of
11 gratitude, and we thank you each and every day for
12 all you have done for this Town throughout your
13 entire life and the indelible mark -- positive mark
14 -- that you've made upon this institution.

15 JUSTICE DELLIGATTI: I appreciate your
16 saying that, but I received a great deal from my
17 relationship with the Town, and I'll always be
18 proud of it.

19 Thank you.

20 Thank you, Supervisor.

21 (Whereupon, a round of applause
22 ensued.)

23 COUNCILMAN LABRIOLA: But I can't let
24 him sit.

25 Angelo, I can't let you sit down

1 without at least allowing me to comment a few words
2 to say -- to talk to you on that side of the podium
3 because for many, many years I sat here as Town
4 Clerk serving for you as a Council member, and many
5 times, I guess, it would be thousands of votes I
6 called upon you to vote, it's really an unusual
7 thing to be able to address you from this
8 standpoint.

9 But I will say, and I echo the remarks
10 of our Town Supervisor, that you have been a mentor
11 to many of us here in this Town. Many of us have
12 watched you and learned from the way you interact
13 with our residents, the way you carefully guarded
14 our suburban quality of life during your tenure and
15 all your years here, and the sacrifice you made to
16 be a public servant. So it's truly appreciated,
17 and, of course, your advocacy on this amazing
18 project, which I have to say, I wish somebody had
19 thought of it sooner.

20 It's such a wonderful, wonderful
21 tribute to our baymen, and I was here during some
22 of those times where we're always trying to strike
23 the balance and do the right thing by our baymen,
24 so I think that your words mean a lot to us, and
25 I'm sure you're going to be happy with the result

1 when we take our vote.

2 JUSTICE DELLIGATTI: Well, all I can
3 say is, as I said before, sometimes out of tragedy
4 come great things.

5 Thank you.

6 Thanks.

7 SUPERVISOR SALADINO: Thank you, Judge
8 Delligatti.

9 The Town of Oyster Bay is a better
10 place because of you.

11 We have another gentleman who would
12 like to be heard. I believe it is -- the address
13 is 39 West Main Street in Oyster Bay. Is it
14 Michael -- could you give me your last name, I'm
15 sorry.

16 MR. RANT: Rant, R-A-N-T.

17 SUPERVISOR SALADINO: Rant.

18 Michael Rant, please step forward.

19 MR. RANT: Good evening,

20 Mr. Supervisor, Council people.

21 Michael Rant from North Coast Civil.
22 It's a tough act to follow, but I'm just going to
23 have a quick few words. I got brought in from the
24 Site Planning process.

25 I've known John Kennedy, his wife,

1 Carol, for many years, and I think this is going to
2 be a great project for the community, and I'm happy
3 to be a part of it, and, I think, again, it's going
4 to be a great benefit to the area, so I just wanted
5 to give my support and say we're here to help out
6 as much as we can.

7 Thank you.

8 SUPERVISOR SALADINO: We're privileged
9 to have everyone who's a part of this committee,
10 who is in leadership, from the baymen to the
11 community activists and the list goes on and on.

12 And it's really nice to see everyone
13 working together for such an important and lasting
14 cause.

15 And I'll just say one final word to
16 Steve Labriola, since I've been Supervisor, there's
17 no problem between the administration and the
18 baymen. I don't know what was happening then.

19 (Whereupon, there was laughter among
20 the assemblage present.)

21 SUPERVISOR SALADINO: I'm kidding you,
22 Steve.

23 Is there anyone else who would like to
24 be heard on this item or on any other Resolution on
25 our agenda?

1 COUNCILWOMAN JOHNSON: Supervisor, I'd
2 just like to add --

3 SUPERVISOR SALADINO: Please.

4 COUNCILWOMAN JOHNSON: -- that John and
5 Carol and the whole group who have been working,
6 again, for two years, and what a wonderful
7 presentation, what a wonderful tribute, I'm so
8 excited to see it finally get to this point.

9 Thank you.

10 SUPERVISOR SALADINO: And coming from
11 Councilwoman Michele Johnson, that's very fitting.

12 One of the many reasons that we have
13 such a great relationship with the baymen and those
14 who love Oyster Bay is because of the advocacy
15 brought by Councilwoman Johnson.

16 From the day I took over here, she has
17 been one of the most ardent and passionate
18 supporters of the baymen, of the environment, and
19 everything that's important to that, and that's
20 also been echoed by the rest of our Board members.

21 For the public's information, we built
22 a hatchery for oysters and clams, and we
23 participate in that with the collaboration of the
24 baymen, we have continued to protect and strengthen
25 our environment in the bay and have thwarted off

1 developments like a bridge or tunnel that would
2 have had devastating effects, so it really is a
3 microcosm of what everyone in America should be
4 embracing and what Judge Delligatti spoke about --
5 about collaboration, working together from a love
6 for each other, for the environment, for the
7 history in this Town, and all of those things and
8 so much more are represented with this absolutely
9 gorgeous monument. I'm looking forward to the
10 vote.

11 COUNCILWOMAN WALSH: Councilwoman
12 Johnson, when I met with Carol and John and Judge
13 about a year and a half ago, they said they were
14 getting a presentation together ready for you.
15 This is unbelievable. I think you had a few
16 sheets, and you showed me that you met with them.
17 This is unbelievable.

18 But I also wanted to mention, I've
19 lived here for twenty years, and two weeks ago was
20 the first time I actually walked through TR Park
21 with my -- with one child, as a parent, walked
22 through, and I never realized the different parts
23 of history that were throughout the park, like the
24 Theodore Roosevelt bricks. I was telling you about
25 it. This is so strange. It's a brick from each

1 building he was in, and I think that this monument
2 is just going to be another part of the park that
3 we can walk past with the kids and say, look, this
4 is the 9-11 monument, and, Supervisor, it's funny,
5 yesterday we were at the Brian Moore Monument, and
6 you were pointing out how beautiful these statues
7 are, so I'm very excited about it. Very excited to
8 be part of this.

9 SUPERVISOR SALADINO: Is there anyone
10 else who would like to be heard?

11 We would love to hear your opinion on
12 this item on the Resolution Calendar before I move
13 on to other speakers on other Resolutions.

14 (Whereupon, there was no response from
15 the assemblage present.)

16 SUPERVISOR SALADINO: Okay.

17 Thank you.

18 Thank you to all of you who have come
19 out this evening, and thank you to everyone who has
20 prepared.

21 Mr. Kennedy, do you have anything to
22 add?

23 MR. KENNEDY: The only thing I have to
24 add, I wanted -- this is the original drawing of
25 the memorial, and we'd love to have it in your

1 office.

2 SUPERVISOR SALADINO: Oh, wonderful.
3 That would be a real privilege to hang that.

4 Thank you very much.

5 We might have to have a Resolution to
6 accept it, but --

7 (Whereupon, there was laughter among
8 the assemblage present.)

9 SUPERVISOR SALADINO: -- we're happy to
10 do that. It's an honor.

11 We appreciate you being here, we
12 appreciate all you being here, and when you think
13 about all the sentiment and all the heartfelt
14 feelings that are involved in this, it really makes
15 it all the more special.

16 Thank you.

17 MR. KENNEDY: Thank you.

18 I thank everyone, especially you,
19 Michele.

20 COUNCILWOMAN JOHNSON: It's been my
21 absolute pleasure.

22 SUPERVISOR SALADINO: Especially,
23 Michele Johnson. She's awesome.

24 COUNCILWOMAN WALSH: But it's not going
25 in your office. I'm kidding.

1 (Whereupon, there was laughter among
2 the assemblage present.)

3 SUPERVISOR SALADINO: Maybe we will all
4 take turns. Maybe we'll all take turns with it in
5 our office and then find a place where all the
6 public can see it and enjoy it.

7 Our next speaker on the Resolution
8 Calendar is Arthur Adelman, and with the love in
9 this room, Arthur, I hope you continue it in that
10 vein.

11 MR. ADELMAN: Good evening, Town Board.

12 I'm glad to see a group of people here,
13 and this was a great presentation. I didn't even
14 know it was going to come. I'm glad the Flowers
15 Organization isn't speaking out against it.

16 I'm speaking about a bunch of
17 Resolutions. The first two I'll go over very
18 quickly.

19 Resolution No. 338 is in regard to a
20 hearing to be held next month. I reached out to
21 the Town Attorney off the record before the
22 meeting, and he confirmed he will get me
23 information regarding Resolution No. 195-84, which
24 is a Resolution from 1984, so I can look at it and
25 see how it pertains to the hearing at the next

1 meeting.

2 The next quick item -- I see we did a
3 property cleanup on Eastern Parkway where the total
4 was \$325,000. That's incredible. I sure hope we
5 get that money back.

6 COUNCILMAN IMBROTO: We always do,
7 Arthur.

8 SUPERVISOR SALADINO: Yeah, sir, that
9 includes legal fees --

10 MR. ADELMAN: Yes. I saw it was a huge
11 project, it was a big commercial space. I don't
12 understand why the owner, who was written to, I
13 think is name is Banyan (phonetic) or something,
14 why he can't be held more responsible for his
15 commercial property.

16 SUPERVISOR SALADINO: So, Arthur, what
17 I'm reading between the lines is you're saying that
18 while there are some members of the business
19 community that might not take care of their
20 properties, you sound very happy --

21 MR. ADELMAN: I'm thrilled that the
22 Town did it.

23 SUPERVISOR SALADINO: -- that the Town
24 is always ready to step in and take care of it for
25 our residents.

1 MR. ADELMAN: I would just like to hope
2 that we really -- because I looked at the property
3 on the County Tax Map, and it's a million dollars
4 in arrears in taxes already.

5 COUNCILMAN IMBROTO: It doesn't matter,
6 Arthur. We still get the money.

7 MR. ADELMAN: That's what I -- the
8 County -- okay --

9 COUNCILMAN IMBROTO: We get the money.

10 MR. ADELMAN: -- so you guys told us.
11 We get the money.

12 All right. Now, I've got a couple of
13 things that, I don't know, maybe the smiles might
14 not stay.

15 You mentioned earlier in regards to the
16 property and the paving on Robbins Lane. I wasn't
17 even going to bring it up, but in my small way, I
18 don't understand why the owner of the -- the
19 developer, who might have been a cause of a lot of
20 the road disrepair there, wouldn't be responsible
21 for the complete -- or offer, as a good will
22 gesture, to pay for all of the paving, the whole
23 \$200,000 if that's what it's going to cost.

24 I think, according to the backup
25 information, the Amazon people are only looking to

1 kick in \$112,000. I was a little disappointed in
2 that. I'd like to know if, maybe, our Town
3 Attorney could negotiate a better deal with the
4 people who are renting the space over on Robbins
5 Lane.

6 Next, something that is bothering me a
7 little. In my view, there seems to be a trend that
8 the Town is offer -- there's a trend to offer Town
9 assets to private concerns to not so much for the
10 advantage of the residents, but for the benefit of
11 outside people that could profit from the use of
12 the Town property.

13 One of these is the trade show -- the
14 annual trade show that takes place over at the
15 150 Miller Place. It's a trade show like any other
16 trade show that's held across the country -- be it
17 the New York Auto Show at the Javits Center or the
18 Fireman's Association has a convention every year.
19 I attended one upstate where there were about 40
20 vendors at a hotel, and all the vendors paid to
21 attend -- a substantial amount of money -- but the
22 association that sponsored the show, the
23 exhibition, definitely did not get the space for
24 free.

25 This is an example of an association,

1 the American Public Works Association, the Long
2 Island division, is getting use of 38 acres of our
3 property at 150 Miller Place. They're renting out
4 stalls, 400-square-feet, 20 x 20, for \$300 and for
5 each additional 20 x 20 cubicle, they get another
6 \$200. 38 acres is a lot of square-feet, you know,
7 it's 14,000-square-feet to the acre. I'm sure they
8 rent out a lot of land.

9 There's a lot of traffic. Other Public
10 Works supervisors, employees, everybody comes to
11 look at this stuff, but the association is charging
12 a substantial amount of money, and the Town is
13 getting nothing back. I really feel that there
14 should be something that the Town gets from this.
15 If it be a small token fee of 5 percent of the
16 proceeds that the Association is taking in should
17 be paid to the Town for rental of the space.

18 It's three days, and this Association
19 doesn't have to go elsewhere to rent space, so why
20 are we giving it for free?

21 Last year I brought this up, and it was
22 brought to my attention, well, it's great because
23 our staff can walk right out of the building and
24 not take time off to attend the show.

25 Well, that's great. I really think

1 it's an example of Town assets being utilized by a
2 private concern, not to the advantage of the
3 residents.

4 Another situation similar to that is
5 the Resolution No. 351 where a restaurant around
6 the corner wants to sponsor their own street fair
7 to their benefit using our barricades, our
8 supplies, our street sweeper at the end, closing
9 off the street for five hours on a Saturday, by a
10 private entity.

11 This is different than Resolution No.
12 313, which is a request by the Kiwanis, who state
13 in their request to have a street fair that it's
14 the most successful event they have each year, and
15 they're a charitable organization that does a lot
16 of good.

17 I don't know what 2 Spring, the
18 restaurant, is giving back to the community by
19 having this street fair. They're going to have
20 grills out there selling food. They want to have
21 liquor sold in the street on a Saturday afternoon.
22 They've even issued -- it's really weird. In the
23 backup documentation, which I don't know if any of
24 you have seen -- did any of you look at the backup
25 Draft Resolution and take a look at the Special

1 Event Permit application, New York State Liquor
2 Authority Landlord Authorization form that was part
3 of the documents given to everybody?

4 Did everybody -- did you see it
5 Supervisor?

6 SUPERVISOR SALADINO: I'm trying to
7 understand what is your issue with that when that
8 is the law, and that's the proper procedure being
9 followed.

10 MR. ADELMAN: Okay, well, I didn't -- I
11 just want to know if this is accurate that the
12 landlord is one John Bishop, and he signs it as
13 Deputy Commissioner DPW.

14 Is that a valid application?

15 I don't know.

16 SUPERVISOR SALADINO: We'll ask the
17 Town Attorney to take a look at that.

18 MR. ADELMAN: Well, in any case, I
19 think it would be moot because I don't think a
20 Resolution giving this restaurant permission to
21 close a street off for their benefit and their
22 benefit alone and use of our parking lot while they
23 are not contributing anything in any way to any
24 needy persons or groups. I'd like to know why that
25 would be considered. It doesn't -- they're using

1 -- it's our use of our assets for a private entity,
2 and I don't think that's right.

3 Thank you.

4 SUPERVISOR SALADINO: Thank you,
5 Arthur.

6 I will ask our Town Attorney to address
7 the accusations made, and, really, address the
8 benefit to the public.

9 MR. SCALERA: Good evening, Town Board,
10 Supervisor, Town Board.

11 Frank Scalera, Town Attorney.

12 The first Resolution you spoke on
13 was --

14 SUPERVISOR SALADINO: Frank, I'm going
15 to ask you to just stick to Resolution No. 351.

16 MR. SCALERA: Oh, 351. Okay. 351 is
17 for Spring Street to conduct a street fair.

18 We have, over the years, particularly
19 during COVID, to assist, not just economically,
20 which is for the benefit of Oyster Bay, it's also
21 recreational, cultural types of endeavors, which we
22 are permitted to do. This is one of them.

23 Yes, typically -- typically, we would
24 have a Chamber of Commerce make the request for
25 something like this. It happened to come directly

1 from 2 Spring Street.

2 Basically, as you see at every Town
3 Board meeting, we have street fairs and parades
4 where streets are closed for different
5 organizations. This particular one looks like it's
6 combining the closure of streets for what they say
7 -- face painting for the children, things that will
8 be for also the community, so that is why we
9 permitted the ability to use that.

10 Now, as far as the fee is concerned,
11 the fees for the closure of streets and use of
12 barricades we have gone back and forth over the
13 years in the policy. The policy we had most
14 recently was we were not charging for the closure
15 of a street.

16 Again, we permitted to go either way on
17 it, so I don't know what more I can add to that
18 other than that --

19 SUPERVISOR SALADINO: Mr. Scalera, may
20 I ask you a couple of brief questions?

21 MR. SCALERA: Sure.

22 SUPERVISOR SALADINO: Especially during
23 the last two years, have we had events sponsored by
24 a whole host of different entities providing for
25 live music, dancing in the streets, show cars,

1 social activity --

2 MR. SCALERA: Correct.

3 SUPERVISOR SALADINO: -- has this been
4 to the benefit of the public to have the dancing in
5 the streets and have the public come in for these
6 types of activities?

7 MR. SCALERA: Yes.

8 You know there's an exhaustive list,
9 you know, dancing in the street, live music, Oyster
10 Fest, marathons, you name it. We've closed streets
11 for a lot of different events that has a component
12 to it that, obviously, is for the public --

13 SUPERVISOR SALADINO: Let me ask you
14 another question --

15 MR. SCALERA: -- and this has those
16 components.

17 SUPERVISOR SALADINO: -- can a
18 resident, or even for that matter, a non-resident,
19 could someone come to this event, park their car,
20 come there without spending a dime and enjoy
21 dancing, enjoy live music, enjoy face painting,
22 enjoy all of that?

23 MR. SCALERA: Absolutely.

24 SUPERVISOR SALADINO: Can they go shop
25 at any restaurant or go to any food location?

1 MR. SCALERA: Correct. They can do --

2 SUPERVISOR SALADINO: Has this been a
3 pattern in this Town in an effort to provide an
4 economic boost to all of the organizations,
5 especially restaurants and locations and businesses
6 that were -- that took a big economic hit during
7 the pandemic?

8 MR. SCALERA: We know from day-to-day
9 here, and we know from discussions that the
10 pandemic and the COVID period changed a lot for a
11 lot of different municipalities in the manner in
12 which they conduct their business.

13 The City of New York, Brooklyn, Queens,
14 other states have done these types of endeavors
15 over the last couple of years.

16 SUPERVISOR SALADINO: Have the ones
17 that have taken place in the Town of Oyster Bay
18 been successful?

19 MR. SCALERA: I've seen -- I have yet
20 to see one that's not. They keep asking.

21 We allowed for certain outside dining
22 during COVID when people needed to be social
23 distanced. All these things.

24 For what? To drive the economic impact
25 for our community, which includes businesses as

1 well as residents.

2 SUPERVISOR SALADINO: In a positive
3 way.

4 MR. SCALERA: Well, and this one adds
5 the component --

6 SUPERVISOR SALADINO: Frank, I can't
7 point the finger at Mr. Adelman because when I
8 first read it, that thought crossed my mind. I
9 came to you. I asked you for your opinion.

10 Is this legal, is this ethical, and are
11 we conducting business properly, and what was your
12 answer to me?

13 MR. SCALERA: I said, indeed we are.
14 Indeed we are.

15 At first, as we discussed it, I looked
16 at it because it was a private business. When I
17 looked at it further, I realized that it is -- it
18 has all the indicia of all the other requests that
19 are made from our private businesses and residents,
20 particularly, over the last couple of years where
21 they took major hits in their revenues with respect
22 to the pandemic.

23 So we've allowed, like I said, closed
24 streets for a couple of nights when we did some of
25 the dining here up in Oyster Bay, where we closed

1 the street for a night and, again, we're trying to
2 balance what has occurred --

3 SUPERVISOR SALADINO: And this also
4 takes place in villages not only in this Town, but
5 throughout Long Island and our State.

6 MR. SCALERA: Well, that's one of the
7 things I wanted to mention.

8 The City of New York, the villages,
9 yes. Villages not just across this Town, all the
10 towns. These are some of the ways, of course, to,
11 again, to address what had happened over the last
12 couple years.

13 We had to, I guess, as a whole
14 government, not just us, governments had to find
15 more creative ways to keep the economics and
16 connected with some of the recreational, and in
17 this one, it does connect with the recreational
18 because they are providing different activities for
19 children and families, which, as you aptly stated,
20 they don't have to pay anything. They can walk
21 through, and just enjoy the sights.

22 COUNCILWOMAN WALSH: And all of the
23 other restaurants are staying open and the shops
24 during that time?

25 MR. SCALERA: Correct.

1 SUPERVISOR SALADINO: So everyone
2 benefits from this?

3 MR. SCALERA: Well, just like we, like
4 I said, we've done in the past, the last couple of
5 summers when we closed down some streets with all
6 the restaurants in Oyster Bay. We happen to be
7 focusing on Downtown Oyster Bay, but we've done it
8 elsewhere.

9 SUPERVISOR SALADINO: So as our Town
10 Attorney, you looked over this carefully, and you
11 found it to meet all of our Codes, to be legal and
12 appropriate --

13 MR. SCALERA: Correct.

14 SUPERVISOR SALADINO: -- including the
15 application that they had to provide from the
16 New York State Liquor Authority?

17 MR. SCALERA: Correct.

18 SUPERVISOR SALADINO: And they have all
19 the proper insurance that we require of anyone?

20 MR. SCALERA: All the insurance is
21 already in.

22 SUPERVISOR SALADINO: I'm satisfied
23 with that.

24 Thank you so much, Mr. Scalera.

25 Our next speaker is Laura Schultz.

1 AUDIENCE SPEAKER: You didn't answer
2 the question about John Bishop signing as the
3 landlord.

4 COUNCILMAN IMBROTO: He said the
5 application was appropriate.

6 Thanks, Kevin.

7 Please wait your turn.

8 AUDIENCE SPEAKER: He didn't answer the
9 question.

10 COUNCILMAN IMBROTO: Please don't call
11 out from the audience.

12 SUPERVISOR SALADINO: Gentlemen.
13 Gentlemen.

14 We have to be fair to everyone.

15 We have to be fair to everyone.

16 AUDIENCE MEMBER: Answer his question.

17 COUNCILMAN IMBROTO: He did. It's not
18 your turn to speak.

19 AUDIENCE MEMBER #2: What about the
20 Public Works thing, the show?

21 MR. SCALERA: With respect to the
22 Public Works --

23 SUPERVISOR SALADINO: Just one moment,
24 Ms. Schultz.

25 MR. SCALERA: With respect to the

1 Public Works, as you can see on the Public Works
2 application, it is the American Public Works
3 Organization.

4 If you look at the request made and
5 knowing from speaking with the Department of Public
6 Works, if you look at the Executive Board of the
7 Chapter, it's all folks that are affiliated with
8 villages -- Village of Floral Park, Village of Rye
9 Brook, Village of Mineola, this is a -- it appears
10 to be an industry type of organization, and we
11 belong to the Long Island Chapter.

12 The request has been made by another
13 municipality, Mineola, and I understand it rotates
14 at different places, different times, different
15 municipalities use it to help the public --

16 SUPERVISOR SALADINO: Frank --

17 MR. SCALERA: -- this is really geared
18 towards municipalities use or potential use of any
19 new equipment in the industry. That's what --

20 SUPERVISOR SALADINO: Okay.

21 Frank Scalera, you are our Town
22 Attorney.

23 I understand the questions, and this is
24 the appropriate place to ask those questions,
25 that's why we hold a public meeting so the public

1 can come, ask questions of anything that suits them
2 and is appropriate.

3 You've gone over this as our Town
4 Attorney --

5 MR. SCALERA: Yes.

6 SUPERVISOR SALADINO: -- does
7 everything related to this show meet our legal
8 qualifications?

9 Does it pass the test?

10 MR. SCALERA: Yes, it does.

11 And, also, we got the insurance as
12 well, but most importantly, it is a municipal
13 association, a municipal-related association with
14 municipal entities as members who do this program.

15 SUPERVISOR SALADINO: So you're saying
16 it's appropriate and legal to proceed?

17 MR. SCALERA: Yes.

18 SUPERVISOR SALADINO: Thank you.

19 COUNCILMAN IMBROTO: And it's been
20 hosted in the past with no controversy
21 whatsoever --

22 MR. SCALERA: Correct --

23 COUNCILMAN IMBROTO -- and there's no
24 reason for there to be controversy right now?

25 MR. SCALERA: -- and according to the

1 type of organization, it rotates around. And I
2 spoke with Public Works, and they've done it a
3 number of times.

4 SUPERVISOR SALADINO: And, by the way,
5 I think it's important to point out, Frank, that
6 this is a very small portion of our Highway yard.
7 This is not --

8 MR. SCALERA: Correct.

9 SUPERVISOR SALADINO: -- acres of
10 property. It's one small portion. Our employees,
11 who normally would have to travel out to a site
12 elsewhere, are able to come out of their offices,
13 see the equipment, ask the questions without any
14 travelling costs and without having to use up a
15 whole day, and they get back to their work, and
16 they're able to assess the equipment.

17 MR. SCALERA: Correct.

18 But according to due diligence with
19 Public Works, the type of equipment that's being
20 shown here is the very equipment that's used for
21 municipal types of projects and roads of the like,
22 so it really is geared towards municipalities.

23 SUPERVISOR SALADINO: Thank you very
24 much. I appreciate your opinion.

25 Laura Schultz, you're our next speaker.

1 Thank you.

2 MS. SCHULTZ: Hi. Good evening,
3 Mr. Supervisor and the Town Board. This is in
4 relationship to Resolution No. 323.

5 I'm Laura Schultz, President of
6 Residents for a More Beautiful Syosset.

7 We have waited a long time for this
8 Resolution, and I want to thank you for it on the
9 agenda for tonight.

10 This relates to the safety and
11 beautification in Downtown Syosset. This will
12 bring residents into the downtown area. It will
13 encourage economic vitality and also make it safer
14 for when people go back on the Long Island Rail
15 Road, which we hope, eventually, we can all get
16 back there in one way or another.

17 The restaurants and the small
18 businesses in the Downtown have suffered during the
19 pandemic. I just came from a Syosset Chamber of
20 Commerce meeting, and the restaurants are still
21 suffering, so anything that makes it safer, more
22 walkable, and has families and individuals come and
23 enjoy some normal activities in the Downtown is
24 worth it. We need it for our mental health during
25 this pandemic, so the kids and our grandkids,

1 everybody can get back to walking down the streets,
2 going out to eat, and getting back to some kind of
3 normalcy.

4 I'd like to thank Colin Bell for his
5 patience and persistence over these many years and
6 shepherding this project to final fruition.

7 SUPERVISOR SALADINO: And, Laura, we
8 thank Colin Bell, too, and all of the Town
9 employees who played such a critical role in seeing
10 this to fruition.

11 COUNCILMAN IMBROTO: We thank you for
12 your patience.

13 MS. SCHULTZ: Thank you.
14 Thank you.

15 SUPERVISOR SALADINO: We thank you.

16 And you know the story. That it wasn't
17 the Town of Oyster Bay. In fact, it was other
18 municipalities that we were waiting on to get this
19 done.

20 MS. SCHULTZ: It was amazing. I mean,
21 the complexity of this -- just because of all the
22 different -- as Colin explained to me all the time
23 -- all the levels of government and how everybody's
24 got to get on the same page.

25 SUPERVISOR SALADINO: Yes.

1 And everyone requires some of the
2 studies and all of the different pieces.

3 MS. SCHULTZ: It's amazing. It was
4 eye-opening to me and my husband with all the
5 complexity of it, but we made it. We made it.

6 SUPERVISOR SALADINO: I also appreciate
7 the fact that you pointed out the importance of
8 people being able to go outside and recreate in our
9 downtowns, and how much the restaurants need the
10 assistance, whether it's Syosset, Oyster Bay, or
11 anywhere else in the Town.

12 MS. SCHULTZ: Well, we had such a
13 turnout -- the Chamber of Commerce I should say --
14 had such a turnout. You were there last September.
15 They're going to do it all again this September,
16 but it was just amazing. We had thousands of
17 people. People just want to get out and get back
18 to some kind of normalcy, so we're going to have
19 that again, and Syosset Chamber will put that, I
20 forget what the date is, but that will be in
21 September again. They're going to do the same
22 thing, bigger and better, and, hopefully, we have a
23 nice day, you know, everybody gets out.

24 SUPERVISOR SALADINO: We're looking
25 forward to it.

1 MS. SCHULTZ: Okay. Great.

2 Thank you.

3 SUPERVISOR SALADINO: Thank you very
4 much, Laura.

5 Okay, we don't have any other slips for
6 speakers as it relates to the Resolution Calendar.

7 AUDIENCE MEMBER: You have my slip.

8 SUPERVISOR SALADINO: Oh, of course,
9 Kevin.

10 AUDIENCE MEMBER: I know you like to
11 skip over me, but it ain't going to happen.

12 SUPERVISOR SALADINO: I'm sorry.

13 You spoke already, but you have
14 additional comments on the Resolution Calendar
15 specifically on these items.

16 AUDIENCE MEMBER: Yeah.

17 SUPERVISOR SALADINO: Please proceed.

18 MS. FAUGHNAN: May I ask how many
19 Resolutions?

20 MR. McKENNA: Kevin McKenna, Syosset,
21 New York.

22 SUPERVISOR SALADINO: One, two, three,
23 four. It looks like four on the resos.

24 MS. FAUGHNAN: Thank you.

25 MR. McKENNA: All right.

1 I was going to pick up on the Spring
2 Street, but since Ms. Schultz just spoke, a lot of
3 the reasons that we come here is to understand how
4 much it's going to cost the taxpayer for the money
5 that you spend, and it's important that the public
6 know the real reason as to why the Syosset
7 Streetscapes project took so long, and I'm going to
8 tell everybody the real reason.

9 The real reason is because the initial
10 bid that went out included the sidewalks in front
11 of the retail storefronts. The storefronts between
12 the train station and Split Rock Road, that's where
13 the project is taking place, there's two landlords
14 that own that storefront, it's not one landlord,
15 and, initially, the Streetscapes project was
16 supposed to replace the sidewalks in front of the
17 whole strip mall.

18 Well, one day when I was waiting for
19 the Syosset Streetscapes project to get done, I
20 noticed that the landlord was replacing all the
21 sidewalks in front of the storefronts, and I said
22 to myself, why would they do that when it's going
23 to be done in the Syosset Streetscapes project?

24 There was a lot of money built in to
25 the Syosset Streetscapes project for all that

1 sidewalk work, so what did I do?

2 The inquisitive person that I am, I
3 went to the landlords, and I spoke to them, and
4 they told me that the Town of Oyster Bay,
5 basically, told them that if they didn't replace
6 the sidewalks and pay for it themselves that they
7 were going to be issued violations, and the person
8 who went there from the Town of Oyster Bay took it
9 to the extent of saying, what are you worried
10 about? Your insurance company will cover that.

11 So what did I do?

12 I called up the District Attorney's
13 Office in Nassau County, and I made them aware of
14 this whole scam that was taking place.

15 So long and short of it is that once
16 this got back to Mr. Colin Bell, who I work with,
17 he's a gentleman and a scholar, and I've been in
18 touch with him. It had to go out to rebid once you
19 guys found out that, basically, you were charging
20 money for something that you didn't have to do.

21 Now, I'd like to know how much money
22 was saved by backing out the sidewalk work that the
23 landlords paid for, but, more importantly, most
24 importantly, Legislator Arnold Drucker, three years
25 ago, before an election, he announced that he was

1 going to contribute a grant of money from Nassau
2 County to go towards this project, and I have
3 e-mails into Mr. Bell, and he normally answers all
4 my e-mails, but for some reason I can't get an
5 answer to this e-mail, and the simple question is,
6 is Legislator Drucker still helping as he made the
7 public believe?

8 It was a grandiose announcement that
9 got covered in all the local newspapers right
10 before an election -- it, actually, helped him get
11 elected.

12 Is he contributing the grant money that
13 he initially promised?

14 I'd like to get an answer to that
15 question.

16 Let's move on to Spring Street. It's
17 very interesting, Spring Street. Spring Street is
18 the location that the Town of Oyster Bay used to
19 shakedown under the former Planning and Development
20 Commissioner. So now it's the complete opposite.

21 The optics on this, Mr. Supervisor, are
22 terrible. Listen, I am all for -- I am all for
23 helping the businesses and doing all the things to
24 help the businesses. You might know that, you
25 know, there's times that I promote businesses on my

1 Facebook page that I'm broadcasting to right now
2 called Nassau County NY News, but aren't you
3 setting a precedent -- aren't you setting a
4 precedent, and you really didn't answer two
5 questions that Mr. Adelman brought up, and they're
6 two very, very important questions.

7 I know you'd like the time to run out,
8 Mr. Supervisor, but I have five minutes and 52
9 seconds.

10 He brought up a very, very important
11 fact. Deputy Commissioner John Bishop, of Highway,
12 he signed the document that you talked about that's
13 from the New York State Alcohol.

14 Why is Deputy Commissioner John Bishop
15 posing as the landlord in the document that's part
16 of the backup?

17 And the other question that I have is
18 that -- it's a really important question -- because
19 the landlord didn't even sign the document.

20 The Deputy Commissioner of our Highway
21 Department, am I correct, he signed the document
22 making believe he's the landlord?

23 How is that legal, Mr. Scalera?

24 The second question I'm, actually,
25 forgetting. As I said, the optics are really bad

1 because I know that -- I know the Town, and,
2 listen, it's a restaurant across the street. I
3 want to see them be successful, but I'm sure that
4 you guys -- I'm sure you guys go over there and eat
5 there. I, actually, know the owner of Spring
6 Street, well, I don't know him well. I, actually,
7 picked him up -- I do ride-sharing, and I meet a
8 lot of interesting people, and I picked up the
9 owner of Spring Street when they were opening up
10 that restaurant, and, believe me, they are not a
11 small operation. They're based out of Manhattan.
12 They're not a business that needs help. In fact,
13 they have a backup on reservations. It's not like
14 they're in need of business. They're backed up. I
15 think it was two to three weeks to get a
16 reservation there.

17 My other question is, did you tell the
18 neighbors around Spring Street -- did you tell them
19 that you were closing the street down?

20 Does the Tomato over there -- do they
21 know?

22 But, more importantly, why should the
23 taxpayers have to pay for the services that have to
24 be provided to clean up after this street fair, and
25 how are you going to block off Main Street going

1 down to the beach? It's this Saturday. The event
2 is this Saturday in case you're not aware of it.

3 Was anybody notified about this?

4 It seems to me to be a quid quo pro
5 [sic] between the Town and Spring Street because
6 you guys all eat there, you all eat there, so
7 you're setting a precedent.

8 If, as Barbara Schultz just said,
9 there's restaurants in Syosset, so that means to
10 say that next week or maybe even -- maybe even the
11 hamburger place in Massapequa -- so now when all
12 the restaurants, and they're listening right now on
13 my Facebook page, not all of them, but they will
14 see it eventually, that means that they can call
15 up, and they can have their street blocked off, and
16 the Town and the taxpayers will have to pay for all
17 the services because of what you're doing at Spring
18 Street.

19 Now, I'd like to get answers to those
20 questions -- you know what, I'm going give you my
21 time in order to answer those questions.

22 SUPERVISOR SALADINO: Thank you.

23 MR. McKENNA: This is a quid quo pro
24 [sic] -- does the Town have a house account, do you
25 have a house account there --

1 COUNCILMAN IMBROTO: Kevin, you're
2 making very inappropriate accusations right now --

3 SUPERVISOR SALADINO: Please. Please.

4 COUNCILMAN IMBROTO: Why would you let
5 him say that?

6 MR. McKENNA: Because it's called
7 freedom of speech, Mr. Imbroto --

8 SUPERVISOR SALADINO: Sir, sir,
9 Mr. McKenna --

10 MR. McKENNA: -- freedom of speech.
11 The U.S. Constitution. You should know about that
12 you're an attorney.

13 COUNCILWOMAN JOHNSON: You're not
14 permitted to address one Board member --

15 SUPERVISOR SALADINO: Mr. McKenna,
16 would you kindly have a seat?

17 Thank you. I really appreciate that.

18 MR. McKENNA: I really want to know how
19 John Bishop signs as the owner of the property.

20 SUPERVISOR SALADINO: Sir --

21 COUNCILMAN IMBROTO: It's not the
22 property. It's the street, Kevin.

23 MR. McKENNA: I still have time left.
24 I can talk.

25 SUPERVISOR SALADINO: No, no, no, so

1 you can't talk anymore --

2 MR. McKENNA: Oh, I can't talk anymore?

3 COUNCILWOMAN JOHNSON: You yielded your
4 time.

5 SUPERVISOR SALADINO: We've yielded
6 your time --

7 MR. McKENNA: All right.

8 Answer my questions.

9 SUPERVISOR SALADINO: -- and we thank
10 you for what you're bringing to the Town this
11 evening. Once again, bringing your opinions.

12 I do want to point out that the
13 majority of what we just heard is devoid of fact,
14 but I will say one point that's very important, and
15 in this Town, we do support the businesses.

16 In this Town, we do make sure that all
17 the businesses have a fighting chance under all
18 circumstances whether it's in the Downtown of
19 Syosset, the Downtown of Oyster Bay, and on and on.

20 As a matter of fact, we do spend money
21 on businesses, and we're going to continue to do
22 that, and we're very proud. I know I'm extremely
23 proud and my colleagues are for a vote that's
24 coming up momentarily, and that's Resolution 356
25 that underscores our point and answers the

1 questions that you just heard because we're about
2 to vote on Federal COVID funding in part to support
3 our businesses.

4 The Town was awarded \$25 million in
5 Federal stimulus funding through the American
6 Rescue Plan Act --

7 AUDIENCE MEMBER: Sir, could you answer
8 my questions, please?

9 Could you answer my questions?

10 COUNCILMAN IMBROTO: Please stop
11 screaming from the audience.

12 AUDIENCE MEMBER: Is Legislator Drucker
13 -- is he contributing money to the project --

14 SUPERVISOR SALADINO: -- that was
15 approved by Congress --

16 AUDIENCE MEMBER: -- I asked
17 questions --

18 SUPERVISOR SALADINO: Sir, sir --

19 AUDIENCE MEMBER: -- and you have a
20 prepared speech right there --

21 SUPERVISOR SALADINO: -- we're not
22 going to go back and forth --

23 AUDIENCE MEMBER: -- has nothing to do
24 with my questions.

25 SUPERVISOR SALADINO: Kevin, we're not

1 going to go back and forth, okay.

2 I understand you're upset --

3 AUDIENCE MEMBER: He has a prepared
4 speech, and he's not even answering my questions.

5 COUNCILMAN IMBROTO: You're out of
6 time, and you're out of order, Kevin.

7 AUDIENCE MEMBER: Have a good day.
8 Take care.

9 COUNCILMAN IMBROTO: Good night.

10 SUPERVISOR SALADINO: This money was
11 designed to help businesses recover from the
12 COVID-19 pandemic.

13 To help these businesses impacted by
14 overreaching government shutdowns, the Town Board
15 is allocating \$5 million to the grant program
16 that's supports businesses and Chambers of Commerce
17 within this Town. It's how we're spending part of
18 that \$25 million from the Federal government.

19 Businesses can apply for funding to
20 cover lost revenue, PPE expenses, recruitment and
21 hiring costs. Chambers of Commerce can apply for
22 funding to host events, like the event we're
23 talking about this evening, and activities that
24 attract more customers to businesses and to our
25 downtowns, which absolutely fits the model that

1 we've been speaking about.

2 Additionally, funding is available for
3 non-profit organizations to help residents facing
4 many different criteria including substance abuse
5 issues and mental health issues and other health
6 related matters brought on by the pandemic.

7 To administer the program, the
8 Department of Intergovernmental Affairs of the Town
9 of Oyster Bay is issuing an RFP and recommends the
10 National Development Council run this program.
11 They'll be responsible to develop guidelines for
12 programs; process, review, and recommend
13 applications, as well as distribute the awards.

14 For over fifty years, the National
15 Development Council has played an integral role in
16 shaping strategies and methodologies that have set
17 the standard for excellence in the practice of
18 economic and community development. In fact, in
19 just the last eighteen months, they've deployed
20 over \$512 million in disaster recovery.

21 We look forward to working with them,
22 and getting this critical aid into the hands of
23 those who create jobs and keep our economy moving
24 forward.

25 So, yes, we do support businesses.

1 Yes, we do support our downtowns, and, yes, we are
2 going to make sure that everyone in this Town --
3 everyone prospers and everyone has a beautiful
4 downtown.

5 Whether they're coming to Oyster Bay to
6 enjoy a great meal, to dance in the streets, or go
7 see one of the best monuments in America -- that we
8 hope will be built right here in Oyster Bay -- or
9 they're visiting the downtowns everywhere
10 throughout the Town.

11 So, yes, the answer to the question
12 is -- yes, is the answer to the question that was
13 asked. We do use important dollars to support our
14 community, to support the needs of our residents,
15 and to keep our businesses going strong, and I, for
16 one, am looking forward to voting "Aye" not only on
17 the use of this Federal funding, but also on one of
18 the most gorgeous memorials that I have ever seen.

19 I don't have any other slips for those
20 who would like to be heard on items on our
21 Resolution Action Calendar.

22 If anyone would like to be heard
23 outside of the slips we have on the public comment
24 portion, please raise your hand now.

25 (Whereupon, there was no response from

1 the assemblage present.)

2 SUPERVISOR SALADINO: And let the
3 record reflect that no one has raised their hand.

4 At this time, I'd like to ask for a
5 vote of our Town Board.

6 Before I do, are there any postings and
7 any correspondence?

8 MR. LaMARCA: No further
9 correspondence, Supervisor.

10 SUPERVISOR SALADINO: Thank you.
11 Would you please call for the vote,
12 sir?

13 MR. LaMARCA: Supervisor Saladino?

14 SUPERVISOR SALADINO: I am extremely
15 proud tonight, especially tonight, to vote "Aye"
16 for all of the Resolutions including this very
17 special monument that I look forward to supporting.
18 Not only the fundraising effort for, but also for
19 anything needed along the way.

20 MR. LaMARCA: Councilwoman Johnson?

21 COUNCILWOMAN JOHNSON: I vote "Aye" on
22 all, and I echo the Supervisor's sentiments.

23 MR. LaMARCA: Councilman Imbroto?

24 COUNCILMAN IMBROTO: "Aye" on all
25 except 351.

1 "No" on 351.

2 MR. LaMARCA: Councilman Labriola?

3 COUNCILMAN LABRIOLA: "Aye" on all and
4 two times on Resolution 320.

5 SUPERVISOR SALADINO: Figuratively
6 speaking.

7 (Whereupon, there was laughter among
8 the assemblage present.)

9 COUNCILMAN LABRIOLA: I know you can't
10 do that, I'd put you in a dilemma, right, Town
11 Clerk?

12 (Whereupon, there was laughter among
13 the assemblage present.)

14 MR. LaMARCA: Councilwoman Maier?

15 COUNCILWOMAN MAIER: I vote "Aye" on
16 all.

17 MR. LaMARCA: Councilwoman Walsh?

18 COUNCILWOMAN WALSH: I'm also very
19 excited to vote "Aye" on all.

20 MR. LaMARCA: Resolution No. P-8-22 has
21 been tabled.

22 Resolution No. TF-7-22 through 350-2022
23 passes with six "Ayes."

24 Resolution No. 351-2022 passes with
25 five "Ayes" and one "Nay."

1 Resolution No. 352 through 358-2022
2 passes with six "Ayes."

3 The Calendar is complete.

4 (TIME NOTED: 9:43 P.M.)

5 SUPERVISOR SALADINO: Thank you so
6 much, Clerk.

7 You do a phenomenal job not only
8 tonight but for every Board Meeting.

9 So we're done with the Regular Action
10 Calendar, and to that, I ask my very loyal and
11 wonderful colleague, Michele Johnson, for a motion.

12 COUNCILWOMAN JOHNSON: Supervisor, I'll
13 make a motion that this meeting be closed.

14 COUNCILMAN IMBROTO: Second the motion.

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

17 ALL: "Aye."

18 SUPERVISOR SALADINO: All against,
19 "Nay."

20 (Whereupon, there were no "Nay"
21 responses from the Board.)

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

24 Thank you very much.

25 (TIME NOTED: 9:44 P.M.)

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