

TOWN OF OYSTER BAY
TOWN BOARD
REGULAR MEETING
January 23, 2024
10:00 A.M.

NOTE:

ANYONE WISHING TO ADDRESS THE TOWN BOARD ON ANY PUBLIC HEARING AND/OR RESOLUTION ON THE ACTION CALENDAR IS REQUIRED TO FILL OUT A "PERSON INTENDING TO SPEAK" FORM, WHICH MAY BE OBTAINED FROM THE TOWN CLERK. PLEASE RETURN COMPLETED FORM TO THE TOWN CLERK.

AT THE CONCLUSION OF THE PUBLIC HEARINGS, THE TOWN BOARD WILL CONSIDER THE ACTION CALENDAR. AT THE CONCLUSION OF THE ACTION CALENDAR, THE TOWN BOARD MAY CONSIDER PUBLIC COMMENT.

DURING PUBLIC COMMENT ANYONE MAY ADDRESS THE TOWN BOARD RELATED TO ANY MATTER UPON FILLING OUT A "PERSON INTENDING TO SPEAK" FORM, WHICH MAY BE OBTAINED FROM THE TOWN CLERK. PLEASE RETURN COMPLETED FORM TO THE TOWN CLERK AND YOU WILL BE CALLED AT THE APPROPRIATE TIME.

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HEARING - Condemnation

To consider Eminent Domain over property at Herzog Place Hicksville, Vacant Lot, 14 Herzog Place Hicksville, 10-12 Herzog Place Hicksville, 30 Herzog Place, Hicksville and Three Jerusalem Avenue, Hicksville. (M.D. 11/28/23 #37).

HEARING - Local Law

to consider a Local Law to Amend Chapter 246 - Zoning, of the Code of the Town of Oyster Bay, Section 246-4 and Section 246-5, General Regulations, and to Amend the Building Zoning Map of the Town of Oyster Bay. Hearing Date: January 23, 2024. (M.D. 1/2/24 #6).

HEARING - Finance

To consider the 2024 Capital Program - Park Districts. (M.D. 12/26/23 #14).

HEARING - Finance

To consider for Special District Solid Waste Improvements in the 2024 Capital Program. (M.D. 12/26/23 #15).

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PERSONNEL RESOLUTION NOS. P-3-2024

Resolution pertaining to personnel of various departments within the Town of Oyster Bay.

TRANSFER OF FUNDS RESOLUTION NO. TF-2-24

Resolution pertaining to Transfer of Funds within various department accounts for the Year 2024.

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RESOLUTION NO. 56 - 2024

Resolution authorizing acceptance of a donation of a memorial plaque and new bench from Debra LoGuidice, to be placed in Bayfront Park M34, in memory of Mary Hurst. (M.D. 1/2/24 #4)

RESOLUTION NO. 57 - 2024

Resolution authorizing the property cleanup assessment of 2 Kenneth Street, Plainview, performed on October 10, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 1/2/24 #7)

RESOLUTION NO. 58 - 2024

Resolution authorizing the property cleanup assessment of 10 High Farms Road, Glen Head, performed on October 17, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 1/2/24 #8)

RESOLUTION NO. 59 - 2024

Resolution authorizing the property cleanup assessment of 16 Sutton Terrace, Jericho, performed on October 4, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 1/2/24 #9)

RESOLUTION NO. 60 - 2024

Resolution authorizing the property cleanup assessment of 295 Old Country Road, SW Corner East Avenue, Hicksville, performed on October 11, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 1/2/24 #10)

RESOLUTION NO. 61 - 2024

Resolution authorizing the property cleanup assessment of Old Country Road and East Avenue, Hicksville, Section 45, Block 66, Lot 292, performed on October 11, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 1/2/24 #11)

RESOLUTION NO. 62 - 2024

Resolution authorizing acceptance and final payment under Contract No. DP23-250, John J. Burns Park Majors Field and Practice Area Turf Replacement. (M.D. 1/2/24 #12)

RESOLUTION NO. 63 - 2024

Resolution authorizing a Senior Trip to the Argyle Theatre, Babylon, New York, on February 21, 2024. (M.D. 1/9/24 #6).

RESOLUTION NO. 64 - 2024

Resolution authorizing the 2024 Spring Festival to be held on April 4, 2024 at Syosset-Woodbury Community Park. Account Nos. CYS A 7020 41800 000 0000 and CYS A 7020 45100 000 0000. (M.D. 1/9/24 #7).

RESOLUTION NO. 65 - 2024

Resolution authorizing acceptance of a donation of a memorial plaque from Brian Keena, to be placed on an existing bench at Ellsworth Allen Park in memory of Betsy and Larry Van Derlofske. (M.D. 1/9/24 #8).

RESOLUTION NO. 66 - 2024

Resolution authorizing a donation of a memorial plaque from Judy Mazzio, to be placed on an existing bench at John J. Burns Park in memory of Michael O'Dwyer. (M.D. 1/9/24 #9).

RESOLUTION NO. 67 - 2024

Resolution authorizing Town of Oyster Bay lifeguards, rink guards and summer recreation counselors to take the required American Red Cross CPR AED for Professional Rescuers with First Aid Certification Courses to be held January 7, 2024 through December 31, 2024. Account No. PKS A 7110 44900 000 0000. (M.D. 1/9/24 #10).

RESOLUTION NO. 68 - 2024

Resolution authorizing issuance of a refund for a Bethpage Rink rental fee to Albert Markopoulos. Account No. PKS A 0001 02025 523 0000. (M.D. 1/9/24 #11).

RESOLUTION NO. 69 - 2024

Resolution authorizing preparation of the attached list of surplus equipment for public auction. (M.D. 1/9/24 #12).

RESOLUTION NO. 70 - 2024

Resolution authorizing the Supervisor, or his designee, to execute all documents in connection with the New York State Community Resiliency, Economic Sustainability and Technology (CREST) Program for the Pickleball Court located at Plainview-Old Bethpage Community Park. (M.D. 1/9/24 #22).

RESOLUTION NO. 71 - 2024

Resolution authorizing the second option to renew the agreement to provide Employee Online Compliance and Non-compliance Training for the period January 1, 2024 through December 31, 2024. Account No. TWN-A-1989-47900-000-0000. (M.D. 1/9/24 #23).

RESOLUTION NO. 72 - 2024

Resolution authorizing an agreement for Flexible Spending Third-Party Administrator for the period January 1, 2024 through December 31, 2024. Account No. TWN AMM 9060-80040-000-0000-000. (M.D. 1/9/24 #24).

RESOLUTION NO. 73 - 2024

Resolution authorizing the option to renew the agreement to provide the Employee Physical Examination Program, Rabies Vaccinations and Hepatitis B Vaccines for the period January 1, 2024 through December 31, 2024. Account No. DHR A1430.44130.000.0000. (M.D. 1/9/24 #25).

RESOLUTION NO. 74 - 2024

Resolution authorizing the second option to renew the agreement to provide Worker's Compensation TPA services for the period January 1, 2024 through December 31, 2024. Account No. TWN-AMW-9040-84030-000-0000. (M.D. 1/9/24 #26).

RESOLUTION NO. 75 - 2024

Resolution authorizing renewal of membership in the Nassau-Suffolk Town Clerks' Association for the period July 1, 2023 through June 30, 2024. Account No. OTC A 1410 47900 000 0000. (M.D. 1/9/24 #27).

RESOLUTION NO. 76 - 2024

Resolution authorizing the re-appointment of George Pombar and Richard Arena to serve as members of the Board of Directors of the Water Authority of the North Shore in accordance with New York State Law for the period February 1, 2024 through January 31, 2026. (M.D. 1/9/24 #37).

RESOLUTION NO. 77 - 2024

Resolution authorizing quantity increase/decrease, acceptance and final payment under Contract No. H18-171-P1, Massapequa Flood Diversion and Control Project #1, Outfalls 126 & 67 (Harbor Place/Cabot Road West). (M.D. 1/9/24 #29).

RESOLUTION NO. 78 - 2024

Resolution directing the Town Clerk to advertise a Notice of Hearing on the application of Sunrise Mass, LLC, fee owner, for a Special Use Permit to allow for the construction and operation of a Starbucks facility with drive-thru services on premises located at 5500 Sunrise Highway, Massapequa. Hearing Date: February 13, 2024. (M.D. 1/9/24 #35).

RESOLUTION NO. 79 - 2024

Resolution correcting Resolution No. 607-2023 to authorize the Division of Purchasing to proceed with setting a bid date for Contract No. HGR23-256, Requirements Contract for General Reconstruction throughout the Town of Oyster Bay. (M.D. 1/9/24 #36).

RESOLUTION NO. 80 - 2024

Resolution authorizing a Change Order No. 1, under Contract No. DPW23-254, South Oyster Bay Canal Dredging; Account No. PKS H 7197 20000 000 2302 001. (M.D. 1/9/24 #30 & 1/16/24 #18)

RESOLUTION NO. 81 - 2024

Resolution authorizing the Supervisor, or his designee, execute a Memorandum of Understanding with the Cornell Extension of Suffolk County allowing for the Department of Environmental Resources staff to participate in a training program at Cornell Cooperative Extension of Suffolk County's Marine Environmental Learning Center's Shellfish Hatchery for a period of February 1, 2024 through April 30, 2024. (M.D. 1/9/24 #32 & 1/16/24 #19)

RESOLUTION NO. 82A - 2024

Resolution/Order pertaining to the decision for Special District Solid Waste Improvements in the 2024 Capital Program. Hearing held: January 23, 2024. (M.D. 12/26/23 #15).

RESOLUTION NO. 82B - 2024

Resolution authorizing issuance of bonds for Special District Solid Waste Improvements in the 2024 Capital Program. Hearing held: January 23, 2024. (M.D. 12/26/23 #15).

RESOLUTION NO. 83A - 2024

Resolution/Order pertaining to the decision for the 2024 Capital Program - Park Districts. Hearing held: January 23, 2024 (M.D. 12/26/23 #14).

RESOLUTION NO. 83B - 2024

Resolution authorizing issuance of bonds for the 2024 Capital Program - Park Districts. Hearing held: January 23, 2024 (M.D. 12/26/23 #14).

SUSPEND THE RULES AND ADD THE FOLLOWING:

RESOLUTION NO. 84 - 2024

Resolution authorizing the sale of William Street, Hicksville, New York, and for the Supervisor, or his designee, to execute a Contract of Sale for the property, subject to permissive referendum. (M.D. 1/16/24 #20).

RESOLUTION NO. 85 - 2024

Resolution authorizing payment for an interpreter to translate testimony in the Claim of *Yang, et al. v. Town of Oyster Bay*, File No. 2023-9033; Account No. OTA A 1420 44110 000 0000. (M.D. 1/16/24 #21).

RESOLUTION NO. 86 - 2024

Resolution pertaining to settlement of a negligence claim entitled *CC, an infant by her mother and natural guardian, Patricia Catania v. Town of Oyster Bay*, Nassau County Index No. 608468/2019; Account No. TWN AMS 1910 43010 602 0000 000. (M.D.1/16/24 #22).