

TOWN OF OYSTER BAY  
TOWN BOARD  
REGULAR MEETING  
October 3, 2023  
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 - HYDRANT RENTAL**

To consider Hydrant Rental for the Glenwood-Glen Head Fire Protection District and Liberty Utilities (New York Water) Corp. for the year 2023. (M.D. 8/29/23 #48).

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**PERSONNEL**

No personnel action.

**TRANSFER OF FUNDS RESOLUTION NO. TF-12-23**

Resolution pertaining to Transfer of Funds within various department accounts for the Year 2023.

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**RESOLUTION NO. 691 - 2023**

Resolution authorizing the annual Family Fall & Halloween Festival to be held on October 21, 2023 at Marjorie R. Post Community Park, Massapequa, and to employ entertainment services, which will be paid for by the Friends of the Community Services Department, Inc., and to procure carnival equipment through the Purchasing Division. Account No. CYS A 7020 45100 000 0000. (M.D. 9/5/23 #4).

**RESOLUTION NO. 692 - 2023**

Resolution authorizing Movies by Moonlight: Halloween Edition on October 7, 2023 at Syosset-Woodbury Community Park in Woodbury and to procure movie and carnival equipment through the Purchasing Division. Account Nos. CYS A 7020 41800 000 0000 and CYS A 7020 45100 000 0000. (M.D. 9/5/23 #5).

**RESOLUTION NO. 693 - 2023**

Resolution authorizing the property cleanup assessment of Old Country Road and East Avenue, Hicksville, Section 45, Block 66, Lot 292, performed on July 10, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/5/23 #13).

**RESOLUTION NO. 694 - 2023**

Resolution authorizing the property cleanup assessment of 3 Stafford Avenue, Woodbury, performed on June 29, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/5/23 #14).

**RESOLUTION NO. 695 - 2023**

Resolution authorizing the property cleanup assessment of 29 Ninth Street, Hicksville, performed on July 12, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/5/23 #15).

**RESOLUTION NO. 696 - 2023**

Resolution authorizing an agreement to employ the services of a judge to adjudicate the Town of Oyster Bay's Independent Art Awards at the Independent Art Society's Annual Open Show to be held at the Plainview-Old Bethpage Public Library on October 3, 2023 and for the Supervisor, or his designee, to execute said agreement. Account No. CYS A 7020 47660 000 0000. (M.D. 9/12/23 #4).

**RESOLUTION NO. 697 - 2023**

Resolution authorizing a contract agreement for the 49<sup>th</sup> Program Year (2023-2024) with Nassau County and to authorize the Supervisor, or his designee, to execute said agreement. (M.D. 9/12/23 #7).

**RESOLUTION NO. 698 - 2023**

Resolution in connection with the Dock Application of Freddie Kirk, 81 Fairwater Avenue, Massapequa, New York. (9/12/23 #8).

**RESOLUTION NO. 699 - 2023**

Resolution to adopt the Preliminary Budget of the Town of Oyster Bay for the Year 2024 and directing the Town Clerk to advertise a Notice of Hearing. Hearing Date: October 17, 2023 at 10:00 a.m. and 7:00 p.m. (M.D.9/12/23 #9).

**RESOLUTION NO. 700 - 2023**

Resolution authorizing the property cleanup assessment of 7 Larson Avenue, Glenwood Landing, performed on July 18, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/12/23 #10).

**RESOLUTION NO. 701 - 2023**

Resolution authorizing the property cleanup assessment of 295 Old Country Road, SW Corner East Avenue, Hicksville, performed on July 10, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls (M.D. 9/12/23 #11).

**RESOLUTION NO. 702 - 2023**

Resolution authorizing renewal of membership in the New York State Clerks Association for the period July 1, 2023 through June 30, 2024. Account No. OTC A 1410 47900 000 0000. (M.D. 9/12/23 #12).

**RESOLUTION NO. 703 - 2023**

Resolution pertaining to Contract No. PWC07-22, On-Call Engineering Services Relative to Civil Engineering in connection with drainage and road improvements at Birch Hill Road in Locust Valley. Account No. DPW H 5197 20000 000 2303 008. (M.D. 9/12/23 #13).

**RESOLUTION NO. 704 - 2023**

Resolution authorizing agreements with the listed performers to provide entertainment for GAP Program participants and for the Supervisor, or his designee, to execute said agreements. Account No. CYS A 7020 47660 000 0000. (M.D. 9/19/23 #4).

**RESOLUTION NO. 705 - 2023**

Resolution authorizing issuance of a refund for the 2023 Ice Hockey House League 12U to Jill Carroll. Account No. PKS A 0001 02001 510 0000. (M.D. 9/19/23 #5).

**RESOLUTION NO. 706 - 2023**

Resolution authorizing issuance of a refund for the Summer Recreation Program at Plainview-Old Bethpage Park to Karina Britez. Account No. PKS A 0001 02001 510 0000. (M.D. 9/19/23 #6).

**RESOLUTION NO. 707 - 2023**

Resolution authorizing acceptance of a donation of a memorial plaque from Leslie Austin, to be placed under an existing tree at Theodore Roosevelt Memorial Park and Beach in memory of Anne and Jerry Austin. (M.D. 9/19/23 #7).

**RESOLUTION NO. 708 - 2023**

Resolution authorizing acceptance of a donation of a memorial plaque and new bench from Anne Connolly, to be placed at Theodore Memorial Park and Beach in memory of Dana Connolly. (M.D. 9/19/23 #8).

**RESOLUTION NO. 709 - 2023**

Resolution authorizing a first one-year renewal of the agreement for consulting for communications VoIP and information security for the period October 4, 2023 through October 3, 2024. Account No. TWN A 1989 47900 000 0000. (M.D. 9/19/23 #9).

**RESOLUTION NO. 710 - 2023**

Resolution authorizing On-The-Job Training Agreements for the period of November 1, 2023 through December 31, 2024 and to authorize the Supervisor to execute said agreements. (M.D. 9/19/23 #16).

**RESOLUTION NO. 711 - 2023**

Resolution authorizing the property cleanup assessment of 10 Georgia Street, Hicksville, performed on July 19, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/19/23 #18).

**RESOLUTION NO. 712 - 2023**

Resolution authorizing the property cleanup assessment of 15 Bayview Street East, Massapequa, performed on July 21, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/19/23 #19).

**RESOLUTION NO. 713 - 2023**

Resolution authorizing the property cleanup assessment of 107 Lawrence Street, Farmingdale, performed on July 25, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/19/23 #20).

**RESOLUTION NO. 714 - 2023**

Resolution authorizing the property cleanup assessment of 249 New Hampshire Avenue, Massapequa, performed on July 21, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/19/23 #21).

**RESOLUTION NO. 715 - 2023**

Resolution authorizing the property cleanup assessment of 153 Ocean Avenue, Massapequa, performed on July 21, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/19/23 #22).

**RESOLUTION NO. 716 - 2023**

Resolution authorizing the property cleanup assessment of 300 Broadway, Hicksville, performed on July 10, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/19/23 #23).

**RESOLUTION NO. 717 - 2023**

Resolution authorizing the property cleanup assessment of 4699 Merrick Road, Massapequa, performed on July 21, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/19/23 #24).

**RESOLUTION NO. 718 - 2023**

Resolution authorizing an extension of an Inter-Municipal Agreement between the Town of Oyster Bay and the Incorporated Village of Farmingdale for the Town to maintain the Village's street lighting system for a two (2) year term, from December 1, 2023 through and including November 30, 2025, and for the Supervisor, or his designee, to execute said Agreement. (M.D. 9/19/23 #26).

**RESOLUTION NO. 719 - 2023**

Resolution pertaining to Contract No. PWC23-22, On-Call Engineering Services Relative to Environmental Engineering in connection with investigation and sampling for potential environmental factors at Tinker Mansion, located at Syosset-Woodbury Community Park. Account No. PKS H 7197 20000 000 2302 001. (M.D. 9/19/23 #27).

**RESOLUTION NO. 720 - 2023**

Resolution authorizing Change Order No. 1, Quantity Increase/Decrease and Final Acceptance under Contract No. H19-196PH2, Road Improvements to the Hicks Avenue Area in Syosset. (M.D. 9/19/23 #28).

**RESOLUTION NO. 721 - 2023**

Resolution granting request from the Locust Valley Chamber of Commerce for Town assistance in conducting their annual Fall Fest on October 14, 2023 (rain date October 15, 2023) and for use of various Town equipment for the event. (M.D. 9/19/23 #29).

**RESOLUTION NO. 722 - 2023**

Resolution granting request from People Loving People Inc. for Town assistance in hosting their Community Food Pantry Event on September 29, 2023 on Railroad Avenue in Oyster Bay. (M.D. 9/19/23 #30).

**RESOLUTION NO. 723 - 2023**

Resolution authorizing contracts with the listed companies for On-Call Transportation Resources for the period October 5, 2023 through December 31, 2025, with two (2) periods of one (1) year extension options and for the Supervisor, or his designee, to execute said contracts. (M.D. 9/19/23 #34).

**RESOLUTION NO. 724 - 2023**

Resolution pertaining to technical assistance with engineering and architectural services to assist in assessing dangerous and abandoned buildings. Account No. PAD B 3620 44800 000 0000. (M.D. 9/19/23 #35).

**RESOLUTION NO. 725 - 2023**

Resolution authorizing the second one-year extension option for management consulting service for operation at the Town of Oyster Bay Ice Skating Center for the period September 1, 2023 through August 31, 2024. (M.D. 9/19/23 #36).

**RESOLUTION NO. 726 - 2023**

Resolution authorizing the renewal of the License and Permit Bond for the period November 2, 2023 to November 2, 2024. Account No. DPW DB 5110 44900 000 0000. (M.D. 9/19/23 #37).

**RESOLUTION NO. 727 - 2023**

Resolution authorizing an agreement to provide Federal Department of Transportation Mandated Employee Drug and Alcohol Testing for the period October 1, 2023 through December 31, 2024 and for the Supervisor, or his designee, to execute said agreement. Account No. TWN AMS 1910 43020 603 0000 000. (M.D. 9/19/23 #17 & 9/26/23 #20).

**RESOLUTION NO. 728 - 2023**

Resolution granting request from the Oyster Festival Committee for Town assistance in conducting the 2023 Oyster Festival on October 14th and 15th, 2023, for the utilization of parking field O-6 (Fireman's Field) and the closure of the listed streets for the event, for the waiver of Chapter 82-3 alcoholic beverages and for the use of various Town equipment. (M.D. 9/19/23 #31 & 9/26/23 #23).

**RESOLUTION NO. 729 - 2023**

Resolution granting request from Hicksville High School for Town Assistance in hosting their New York State Field Band Show on October 15, 2023 on Division Avenue in Hicksville and for use of various Town equipment for the event. (9/19/23 #33 & 9/26/23 #19).

**RESOLUTION NO. 730 - 2023**

Resolution pertaining to the decision on the application of Manetto Hills Associates 116, LLC, fee owner, for a Special Use Permit on premises located at 50 Manetto Hill Road, Plainview. Hearing held: August 15, 2023. (M.D. 8/15/23 #4).

**RESOLUTION NO. 731 - 2023**

Resolution pertaining to the decision for the Hydrant Rental for the Glenwood-Glen Head Fire Protection District and Liberty Utilities (New York Water) Corp. for the year 2023. Hearing held: October 3, 2023. (M.D. 8/29/23 #48).

**SUSPEND THE RULES AND ADD THE FOLLOWING:**

**RESOLUTION NO. 732 - 2023**

Resolution authorizing retention of counsel relative to condemnation proceedings of Herzog Place, Hicksville. Account No. OTA A 1420 44110 000 0000. (M.D. 9/26/23 #22).

**RESOLUTION NO. 733 - 2023**

Resolution authorizing Flood Insurance for Town Buildings for the period September 18, 2023 through September 18, 2024. Account No. TWN AMS 1910 43010 602 0000 000. (M.S. 9/26/23 #25).

**RESOLUTION NO. 734 - 2023**

Resolution granting request from the Rolling Thunder Inc., NY Chapter 6, for Town assistance in conducting their 8<sup>th</sup> Annual Ride for PTSD Awareness to be held on October 8, 2023 and to use various Town equipment for the event. (M.D. 9/26/23 #26).

**RESOLUTION NO. 735 - 2023**

Resolution pertaining to retention of counsel relative to a Civil Action, *Clubcorp ECC, LLC v The Town of Oyster Bay*. (M.D. 9/26/23 #27).

**RESOLUTION NO. 736 - 2023**

Resolution granting request from the New York Marine Trades Association (NYMTA) to use the parking lot at TOBAY Beach and the Joseph J. Saladino Memorial Marina at TOBAY, for their Annual In-Water Boat Show to be held October 6 through 8, 2023, as well a waiver of Town of Oyster Bay Ordinance 168-22, alcoholic beverages, for the event. (M.D. 9/26/23 #28).

**RESOLUTION NO. 737 - 2023**

Resolution pertaining to the replacement of one synthetic turf infield at Pop's Field in Farmingdale and three synthetic turf infields at Abe Levitt Field in Hicksville. Account No. PKS H 7197 20000 000 2302 001. (M.D. 9/26/23 #29).

**REMOVE FROM THE TABLE AND ADD THE FOLLOWING;**

**RESOLUTION NO. 353 - 2023 - tabled on May 23, 2023**

Resolution pertaining to the decision on the application of Roundswamp Properties Inc., fee owner and 732 Old Bethpage Rd. Corp., lessee, for a Special Use Permit and Site Plan Approval on premises located at 728 Old Bethpage Road, Old Bethpage, New York. Hearing held: March 21, 2023. (M.D. 3/21/23 #5).