

TOWN OF OYSTER BAY
TOWN BOARD
REGULAR MEETING
November 15, 2022
10:00 A.M.

NOTE:

ANYONE WISHING TO ADDRESS THE TOWN BOARD ON ANY PUBLIC HEARING 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.

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 - P-13-22

To consider the application of Dream Car Restoration LLC, lessee, and 45 South Service CW NF LLC, fee owner, for Special Use Permit and Site Plan Approval for premises located at 45 S. Service Road, Plainview, New York. (M.D. 10/11/22 #34).

HEARING - P-12-22

To consider the application of 7-Eleven Inc., lessee and Sunnyside Corner, LLC, fee owner, for Modification of existing Declaration of Restrictive Covenants, Special Use Permit and Site Plan Approval for premises located at 175 Sunnyside Boulevard, Plainview, New York. (M.D. 10/11/22 #33).

HEARING - Local Law

To consider a Local Law entitled "A Local Law to Amend Chapter 233 - Traffic, of the Code of the Town of Oyster Bay". (M.D. 10/18/22 #32).

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PERSONNEL RESOLUTION NO. P-17-22

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

TRANSFER OF FUNDS RESOLUTION NO. TF-17-22

Resolution pertaining to transfer of funds within various departments' accounts for the Year 2022.

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RESOLUTION NO. 789 - 2022

Resolution authorizing the Distinguished Artist's Concert Series, agreements for the services of performers and for the Supervisor and/or his designee or the Commissioner of the department to execute said agreements. Account No. CYS A 7020 47660 000 0000. (M.D. 10/18/22 #5).

RESOLUTION NO. 790 - 2022

Resolution authorizing the 2022 Drive-in Holiday Experience to be held at Marjorie R. Post Community Park in Massapequa from December 9, 2022 through December 12, 2022. Account Nos. CYS A 7020 47660 000 0000, CYS A 7020 45100 000 0000 and CYS A 7020 41800 000 0000. (M.D. 10/18/22 #6).

RESOLUTION NO. 791 - 2022

Resolution authorizing agreements for the employment of performers for the 2022 Drive-in Holiday Experience, to be held at Marjorie R. Post Community Park on various dates, and for the Supervisor, and/or his designee, or the Commissioner of Community & Youth Services to execute said agreements. Account No. CYS A 7020 47660 000 0000. (M.D. 10/18/22 #7).

RESOLUTION NO. 792 - 2022

Resolution authorizing the continuation of the contract with the Long Island Developmental Disabilities Regional Office for a Program for Children with Autism for the period January 1, 2023 through December 31, 2023 and for the Supervisor, and/or his designee, or the Commissioner of Community & Youth Services to execute said contract. (M.D. 10/18/22 #8).

RESOLUTION NO. 793 - 2022

Resolution authorizing the continuation of the contract with the Long Island Developmental Disabilities Regional Office for Family Support Services rendered to the developmentally disabled persons through the Group Activities Program (GAP) for the period January 1, 2023 through December 31, 2023 and for the Supervisor, and/or his designee, or the Commissioner of Community & Youth Services to execute said contract. (M.D. 10/18/22 #9).

RESOLUTION NO. 794 - 2022

Resolution authorizing the second one-year extension of an agreement for professional sound equipment and services used for the Music Under the Stars concerts and various other special events, for the period January 1, 2023 through December 31, 2023 and to authorize the Supervisor and/or his designee to execute said agreement. Account No. CYS A 7020 47660 000 0000. (M.D. 10/18/22 #10).

RESOLUTION NO. 795 - 2022

Resolution authorizing the second one-year extension of an agreement for professional lighting equipment and services used for the Music Under the Stars concerts and various other special events, for the period January 1, 2023 through December 31, 2023 and to authorize the Supervisor and/or his designee to execute said agreement. Account No. CYS A 7020 47660 000 0000. (M.D. 10/18/22 #11).

RESOLUTION NO. 796 - 2022

Resolution authorizing the issuance of a refund for the Summer Recreation Program to Delia Donohue. Account No. PKS A 0001 02001 510 0000. (M.D. 10/18/22 #12).

RESOLUTION NO. 797 - 2022

Resolution authorizing the issuance of a refund for the Summer Recreation Program to Maria Papasevastos. Account No. PKS A 0001 02001 510 0000. (M.D. 10/18/22 #13).

RESOLUTION NO. 798 - 2022

Resolution authorizing publication of a legal notice pertaining to the 2023 General Tax. Account No. ROT A 1330 44100 000 0000. (M.D. 10/18/22 #15).

RESOLUTION NO. 799 - 2022

Resolution authorizing a second one-year extension of the contract for General Planning Services in the Town of Oyster Bay for the period January 1, 2023 through December 31, 2023. (M.D. 10/18/22 #16).

RESOLUTION NO. 800 - 2022

Resolution authorizing a second one-year extension of the contract for Consultant Service for Technical Assistance with Engineering and Architectural Services for the Department of Planning and Development for the period January 1, 2023 through December 31, 2023. Account No. PAD B 3620 44800 000 0000. (M.D. 10/18/22 #17).

RESOLUTION NO. 801 - 2022

Resolution authorizing a second one-year extension of the contract for Planning Consultant Services for the period January 1, 2023 through December 31, 2023. Account No. PAD B 3620 44800 000 0000. (M.D. 10/18/22 #18).

RESOLUTION NO. 802 - 2022

Resolution authorizing a first one-year extension of the contract for Outside Legal Services for the Zoning Board of Appeals for the period January 1, 2023 through December 31, 2023. Account No. PAD B 8010 44800 000 0000. (M.D. 10/18/22 #19).

RESOLUTION NO. 803 - 2022

Resolution authorizing the second one-year extension for the Town of Oyster Bay Dental Plan Agreement for the period January 1, 2023 through December 31, 2023 and authorizing the Comptroller to make payment. Account No. TWN AMM 9060 80000 000 0000 000. (M.D. 10/18/22 #20).

RESOLUTION NO. 804 - 2022

Resolution pertaining to Contract No. PWC23-22, On-Call Engineering Services relative to Environmental Engineering in connection with completion of prepared plans and specifications for the new pumping station, force main and outlet structure regarding the flooding of Tobay Beach Tunnels. Account No. PKS H 7197 20000 000 1902 001. (M.D. 10/18/22 #28).

RESOLUTION NO. 805 - 2022

Resolution amending Resolution 371-1997 to reallocate a petty cash fund to the newly created Department of Sanitation. Account No. TWN SR 000 00210 000 0000. (M.D. 10/18/22 #29).

RESOLUTION NO. 806 - 2022

Resolution authorizing the Senior Citizen Holiday Luncheon to be held on December 16, 2022 at the Crest Hollow Country Club. (M.D. 10/25/22 #6).

RESOLUTION NO. 807 - 2022

Resolution authorizing an agreement for entertainment services for the Senior Citizen Holiday Luncheon to be held on December 16, 2022 at the Crest Hollow Country Club and for the Supervisor, and/or his designee or the Commissioner of Community and Youth Services to execute said agreements. Account No. CYS A 7020 47660 000 0000. (M.D. 10/25/22 #7).

RESOLUTION NO. 808 - 2022

Resolution authorizing Nassau Boces to provide free manicure services for the Town of Oyster Bay's Senior Division Program participants at various Community Centers from January 4, 2023 through June 30, 2023. (M.D. 10/25/22 #8).

RESOLUTION NO. 809 - 2022

Resolution authorizing issuance of a refund for the Ice Hockey Program to Jaclyn Kuppelmeyer. Account No. PKS A 0001 02001 510 0000. (M.D. 10/25/22 #9).

RESOLUTION NO. 810 - 2022

Resolution authorizing a holiday toy drive in cooperation with the United States Marine Corps Toys for Tots program to be held on December 3, 2022 (rain date December 4) at John J. Burns Park. Account No. PKS A 7110 47670 000 0000. (M.D. 10/25/22 #10).

RESOLUTION NO. 811 - 2022

Resolution authorizing use of a sub-consultant for Contract No. PWC 09-22, On-Call Engineering Services Relative to Site Development in connection with oversight of the Theodore Roosevelt Memorial Park. (M.D. 10/25/22 #15).

RESOLUTION NO. 812 - 2022

Resolution granting request from Holy Trinity Greek Orthodox Church in Hicksville for use of a roll-off container for their Fall Clean-up on October 24, 2022 through October 31, 2022. (M.D. 10/25/22 #16).

RESOLUTION NO. 813 - 2022

Resolution authorizing the issuance of a refund for the Ice Hockey Program to Lisette DiPasquale. Account No. PKS A 0001 02001 510 0000. (M.D. 10/25/22 #17).

RESOLUTION NO. 814 - 2022

Resolution authorizing an agreement to retain a Yoga Instructor for the Senior Citizen Services Program commencing January 1, 2023 through December 31, 2023, and for the Supervisor, or his designee, or the Commissioner of Community and Youth Services to execute said agreement. Account No. CYS A 7020 47660 000 0000. (M.D. 11/1/22 #6).

RESOLUTION NO. 815 - 2022

Resolution authorizing an agreement to retain a Bridge/Canasta Instructor for the Senior Citizens Services Program commencing January 1, 2023 through December 31, 2023, and for the Supervisor, or his designee, or the Commissioner of Community and Youth Services to execute said agreement. Account No. CYS 7020 47660 000 0000. (M.D. 11/1/22 #7).

RESOLUTION NO. 816 - 2022

Resolution authorizing an agreement to retain an Art Instructor for the Senior Citizen Services Program commencing January 1, 2023 through December 31, 2023, and for the Supervisor, or his designee, or the Commissioner of Community and Youth Services to execute said agreement. Account No. CYS 7020 47660 000 0000. (M.D. 11/1/22 #8).

RESOLUTION NO. 817 - 2022

Resolution authorizing the Town of Oyster Bay Thirty-Seventh Annual Bluefish Tournament at Theodore Roosevelt Memorial Park on October 1, 2023, with fees, regulations and conditions unchanged. Account Nos. TWN TA 0000 00085 474 0000 and PKS A 7110 44900 000 0000. (M.D. 11/1/22 #9).

RESOLUTION NO. 818 - 2022

Resolution authorizing the first Annual Town of Oyster Bay Snapper Derby at Theodore Roosevelt Memorial Park on October 1, 2023. Account Nos. TWN TA 0000 00085 474 0000 and PKS A 7110 44900 000 0000. (M.D. 11/1/22 #10).

RESOLUTION NO. 819 - 2022

Resolution authorizing acceptance of a donation of a memorial plaque and new bench from Claude Elie, to be placed in Syosset Woodbury Park in memory of Gerald and Jacqueline Elie. (M.D. 11/1/22 #11).

RESOLUTION NO. 820 - 2022

Resolution authorizing acceptance of a donation of a memorial plaque from Kellie Paradiso, to be placed on an existing bench at Marjorie R. Post Park in memory of Carol L. Paradiso. (M.D. 11/1/22 #12).

RESOLUTION NO. 821 - 2022

Resolution authorizing issuance of a refund of the fee for the Ice Hockey Program to Lauren Degen. Account No. PKS A 0001 02001 510 0000. (M.D. 11/1/22 #13).

RESOLUTION NO. 822 - 2022

Resolution authorizing issuance of a refund of the fee for the Ice Hockey Program to Mary Centonze. Account No. PKS A 0001 02001 510 0000. (M.D. 11/1/22 #14).

RESOLUTION NO. 823 - 2022

Resolution authorizing advertisement of the list of surplus equipment for public auction, as required by the Town Surplus Policy, Resolution No. 415-2018. (M.D. 11/1/22 #15).

RESOLUTION NO. 824 - 2022

Resolution authorizing acceptance of the surrender of the Special Use Permit and termination of the Restrictive Covenants on 1 Media Crossways, Woodbury, New York. (M.D. 11/1/22 #18).

RESOLUTION NO. 825 - 2022

Resolution authorizing the property cleanup assessment of 101 Grohmans Lane, Plainview, performed on July 26, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 11/1/22 #19).

RESOLUTION NO. 826 - 2022

Resolution authorizing the property cleanup assessment of 6 Stewart Avenue, Bethpage, performed on June 30, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 11/1/22 #20).

RESOLUTION NO. 827 - 2022

Resolution granting request from the Chamber of Commerce of the Massapequas, Inc. for Town assistance in conducting their annual Christmas Tree and Menorah Lighting Ceremony to be held on December 3, 2022 (rain date December 10, 2022), for the closure of the corner of Pennsylvania Avenue and Broadway to the corner of Clark Avenue and Broadway in Massapequa and for use of various Town equipment for the event. (M.D. 11/1/22 #21).

RESOLUTION NO. 828 - 2022

Resolution authorizing award of Contract No. DP21-224, John J. Burns Park Bulkhead Replacement. Account Nos. PKS H 7197 20000 000 2202 001 and PKS H 7197 20000 000 2102 001. (M.D. 11/1/22 #32).

RESOLUTION NO. 829 - 2022

Resolution authorizing award of Contract No. PWE004-22, Roof Replacement at Highway Department Salt Barn, Glen Head. Account No. DGS H 1997 20000 000 2210 001. (M.D. 11/1/22 #33).

RESOLUTION NO. 830 - 2022

Resolution pertaining to Contract No. PWC07-22, On-Call Engineering Services relative to civil engineering in connection with engineering services for the bidding for the replacement of the TOBAY center ocean pavilion canopy. Account No. PKS H 7197 20000 000 2202 001. (M.D. 11/1/22 #34).

RESOLUTION NO. 831 - 2022

Resolution pertaining to Contract No. PWC07-22, On-Call Engineering Services Relative to civil engineering in connection with inspection and construction management for the completion of the 2022 road restoration program. Account No. HWY H 5197 20000 000 2103 008. (M.D. 11/1/22 #35).

RESOLUTION NO. 832 - 2022

Resolution authorizing acceptance of the design and entrance into bid and construction phases for Contract No. DP22-246, Marino Park Baseball Field replacement. (M.D. 11/1/22 #36).

RESOLUTION NO. 833 - 2022

Resolution authorizing retention of a trainer for Public Safety First Responders in the subject area of first aid and trauma and scenario-based training. Account No. DPS A 3010 44140 000 000. (M.D. 11/1/22 #37).

RESOLUTION NO. 834 - 2022

Resolution directing the Town Clerk to advertise a Notice of Hearing to consider the issuance of Serial Bonds for Oyster Bay Water District Improvements. Hearing date: December 13, 2022. (M.D. 11/1/22 #38).

RESOLUTION NO. 835 - 2022

Resolution rescinding Resolution No. 559-2022, and to amend Resolution Nos. 799-2019, 714-2020, 689-2021, 645-2020 and 645-2021 to reflect the name change of the court reporting agency. (M.D. 11/1/22 #39).

RESOLUTION NO. 836 - 2022

Resolution authorizing the schedule of the 2023 Town Board Meeting Dates. (M.D. 11/1/22 #40).

RESOLUTION NO. 837 - 2022

Resolution pertaining to General Planning Services in connection with updating the 2006 Town of Oyster Bay Zoning Maps. Account No. PAD B 8020 44800 000 0000. (M.D. 11/1/22 #42).

RESOLUTION NO. 838 - 2022

Resolution authorizing a Licensing Agreement for the use of the Tilles Center at Long Island University for the Town's Annual Holiday Concert Series on December 5, 2022 and December 6, 2022 and for the Supervisor, and/or his designee, to execute said Agreement. CYS A 7020 47660 000 0000. (M.D. 11/1/22 #4 & 11/8/22 #4).

RESOLUTION NO. 839 - 2022

Resolution authorizing the Town's Annual Holiday Concert Series on December 5, 2022 and December 6, 2022 at the Tilles Center for the Performing Arts at LIU Post, Brookville and for the Supervisor, or his designee, or the Commissioner of Community & Youth to execute agreements with the listed performers for the concert. Account No. CYS A 7020 47660 000 0000. (M.D. 11/1/22 #5 & 11/8/22 #5).

RESOLUTION NO. 840 - 2022

Resolution granting request from Locust Valley Chamber of Commerce for Town assistance in conducting their Annual Tree Lighting Ceremony to be held in Thomas Park on December 6, 2022 and for use of various Town equipment for the event. (M.D 11/1/22 #22 & 11/8/22 #18).

RESOLUTION NO. 841 - 2022

Resolution granting request from Nassau Shores Civic Association for Town assistance in conducting their annual Holiday Tree Lighting Event on November 25, 2022, to utilize Unqua Road at Suffolk Road and portions of Nassau Road in Massapequa and for use of various Town equipment for the event. (M.D 11/1/22 #23 & 11/8/22 #19).

RESOLUTION NO. 842 - 2022

Resolution granting request from Oyster Bay Main Street Association for Town assistance in conducting their Holiday Market and Christmas Stroll on December 10, 2022, for the closure of sections of Audrey Avenue and for use of various Town equipment for the event. (M.D 11/1/22 #24 & 11/8/22 #20).

RESOLUTION NO. 843 - 2022

Resolution authorizing an extension of time for Contract No. H20-206R, Repairs to the Hicksville Parking Facility Elevators. (M.D 11/1/22 #25 & 11/8/22 #21).

RESOLUTION NO. 844 - 2022

Resolution pertaining Contract No. PWC23-22, On-Call Engineering Services Relative to Environmental Engineering in connection with route optimization for recycling routes for the Department of Sanitation. Account No. CMP H 1997 26000 000 2207 001. (M.D 11/1/22 #26 & 11/8/22 #22).

RESOLUTION NO. 845 - 2022

Resolution pertaining Contract No. PWC09-22, On-Call Engineering Services Relative to site development in connection with engineering services for the replacement of the existing turf field at Centre Island Beach, Bayville. Account No. PKS H 7197 20000 000 2202 001 (M.D 11/1/22 #27 & 11/8/22 #23).

RESOLUTION NO. 846 - 2022

Resolution pertaining to Contract No. PWC09-22, On-Call Engineering Services relative to site development in connection to engineering services for the replacement of existing synthetic turf field at Robbins Lane Community Park. Account No. PKS H 7197 20000 000 2202 001. (M.D 11/1/22 #28 & 11/8/22 #24).

RESOLUTION NO. 847 - 2022

Resolution pertaining to Contract No. PWC07-22, On-Call Engineering Services relative to Civil Engineering in connection with surveying, testing and design services necessary to secure permits for the dredging of South Oyster Bay canals and for use of a sub-consultants. Account No. PKS H 7197 20000 000 2102 001. (M.D 11/1/22 #29 & 11/8/22 #25).

RESOLUTION NO. 848 - 2022

Resolution pertaining to Contract No. PWC07-22, On-Call Engineering Services relative to Civil Engineering in connection with inspection and construction management oversight of road resurfacing project throughout the Town. Account No. HWY H 5197 20000 000 2003 008. (M.D 11/1/22 #30 & 11/8/22 #26).

RESOLUTION NO. 849 - 2022

Resolution pertaining to Contract No. H21-220, Concrete Replacement at Various Locations throughout the Town of Oyster Bay. (M.D 11/1/22 #31 & 11/8/22 #27).

RESOLUTION NO. 850 - 2022

Resolution pertaining to Site Plan Review and Approval under Chapter 246, Section 4.1.4.2 of the Code of the Town of Oyster Bay for Gold Coast Public Library, 180 Glen Head Road, Glen Head. (M.D 11/1/22 #41 & 11/8/22 #8).

RESOLUTION NO. 851 - 2022

Resolution pertaining to the decision on the application of 71 W. Main LLC, fee owner, for a Special Use Permit at premises located at 71 West Main Street, Oyster Bay, New York. Hearing held: April 12, 2022. (M.D. 4/12/22 #5).

RESOLUTION NO. 852 - 2022

Resolution pertaining to the decision the application of A. Pironi & Son, Inc. d/b/a Pironi Homes, fee owner, for a Change of Zone and Revocation of Special Use Permit on premises at 1057 Jericho-Oyster Bay Road, East Norwich. Hearing held: February 8, 2022. (M.D. 2/8/22 #4).

RESOLUTION NO. 853 - 2022

Resolution pertaining to the decision on the application of Harbour Green Shore Club, Inc., fee owner, for a Modification of the Conditions of a Special Use Permit for premises located at 38 Riviera Drive East, Massapequa, New York. Hearing held February 11, 2020. (M.D. 2/11/20 #5).

REMOVE FROM THE TABLE AND ADD THE FOLLOWING:

RESOLUTION NO. 707 - 2022 tabled on October 4, 2022

Resolution pertaining to the decision on the application of 4 B's Realty III Michael Drive, LLC, fee owner and Syosset Jumpers, LLC, lessee, for a Special Use Permit for premises located at 310 Michael Drive, Syosset, New York.
Hearing held: August 9, 2022. (M.D. 8/9/22 #4).

SUSPEND THE RULES AND ADD THE FOLLOWING:

RESOLUTION NO. 854 - 2022

Resolution authorizing a License Agreement for the purpose of installing and maintaining a multi-user communications facility on Town-owned property and authorizing the Supervisor, or his designee to execute said Agreement. (M.D. 11/8/22 #34).

RESOLUTION NO. 855 - 2022

Resolution authorizing an appraisal in connection with Herzog Place, Hicksville (Section 11, Block 240, Lot 218, Vacant Lot) 14 Herzog Place, Hicksville (Section 11, Block 240, Lot 10), 10-12 Herzog Place, Hicksville (Section 11, Block 240, Lot 11), 30 Herzog Place & Three Jerusalem Avenue, Hicksville (Section 11, Block 240, Lot 213). Account No. OTA A 1420 44800 000 0000. (M.D. 11/8/22 #11).

RESOLUTION NO. 856 - 2022

Resolution directing the Town Clerk to advertise a Notice of Hearing on the application of 1099 Old Country LLC, fee owner, for a Special Use Permit and Site Plan Approval on premises located at 1099 Old Country Road, Plainview, New York. Hearing date: December 13, 2022. (M.D. 11/8/22 #12).

RESOLUTION NO. 857 - 2022

Resolution directing the Town Clerk to advertise a Notice of Hearing to consider a Local Law entitled "A Local Law to Amend Chapter 246 - Zoning, Section 246-4, General Regulations, and Section 246-5, District Regulations, of the Code of the Town of Oyster Bay and to Amend the Building Zoning Map of the Town of Oyster Bay". Hearing date: December 13, 2022. (M.D. 11/8/22 #13).

RESOLUTION NO. 858 - 2022

Resolution amending Resolution No. 731-2015 in connection with fees for special counsel to represent Town employees in proceedings involving employees' work duties. Account No. OTA A 1420 44110 000 0000. (M.D. 11/8/22 #33).