

**TOWN OF OYSTER BAY
TOWN BOARD
REGULAR MEETING
March 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.

* * * * *

HEARING - P-3-22

To consider the application of Taliran, Inc., fee owner, Ritz Barklton 2 LLC, d/b/a K9 Resorts, lessee for a Special Use Permit and Revocation of Declaration of Restrictive Covenants at premises located at 120 Eileen Way, Syosset, New York. (M.D. 1/25/22 #22).

* * * * *

PERSONNEL RESOLUTION NO. P-5-22

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

TRANSFER OF FUNDS RESOLUTION NO. TF-4-22

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

* * * * *

RESOLUTION NO. 162 - 2022

Resolution authorizing Nassau BOCES to provide free manicure services for the Town of Oyster Bay's Senior Division Program participants at various Town Community Centers for the period March 2, 2022 through June 30, 2022. (M.D. 2/22/22 #4).

RESOLUTION NO. 163 - 2022

Resolution authorizing an agreement to retain a bridge instructor for the Senior Citizens Services Program for the period March 21, 2022 through December 31, 2022, 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. 2/22/22 #5).

RESOLUTION NO. 164 - 2022

Resolution authorizing acceptance of a donation of a memorial plaque and bench from Linda Barkas, to be placed in Bethpage B11 in memory of Blanche Lari and Guido Lari. (M.D. 2/22/22 #6).

RESOLUTION NO. 165 - 2022

Resolution authorizing acceptance of a donation of a memorial plaque and bench from Janine Celauro, to be placed in Ellsworth W. Allen Park in memory of Suzanne Poakeart. (M.D. 2/22/22 #7).

RESOLUTION NO. 166 - 2022

Resolution authorizing acceptance of a donation of a memorial plaque and bench from Steve Chestler, to be placed in Stehli Beach in memory of Carolyn Jaenisch. (M.D. 2/22/22 #8).

RESOLUTION NO. 167 - 2022

Resolution authorizing acceptance of a donation of a memorial plaque and bench from Craig Thomas and Tom Luongo, to be placed in Bethpage Community Park in memory of Steven M. Masta. (M.D. 2/22/22 #9).

RESOLUTION NO. 168 - 2022

Resolution authorizing reimbursement to Greg Kolodinsky, Greenskeeper of the Hon. Joseph Colby Town of Oyster Bay Golf Course, for the Long Island Golf Course Superintendents Association (LIGCSA) annual dues and the New York State Turfgrass Association (NYSTA) annual membership required to retain a pesticide license. Account No. PKS A 7110 44900 000 0000. (M.D. 2/22/22 #10).

RESOLUTION NO. 169 - 2022

Resolution authorizing payment for professional services pertaining to COVID testing, for the period January 1, 2022 through December 31, 2022. Account No. TWN A 1989 47900 000 0000. (M.D. 2/22/22 #11).

RESOLUTION NO. 170 - 2022

Resolution pertaining to Contract No. PWC31-22, On-Call Engineering Services relative to operation and development of the Old Bethpage Solid Waste Disposal Complex in connection with evaluation of proposals received as part of the RFP for management of solid waste and recyclables (LKB). Account No. DER SR05 8160 44800 000 0000. (M.D. 3/1/22 #29 & 3/8/22 #27).

RESOLUTION NO. 171 - 2022

Resolution authorizing the property cleanup assessment of 47 Thirteenth Street, Locust Valley, performed on November 8, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 2/22/22 #15).

RESOLUTION NO. 172 - 2022

Resolution authorizing the property cleanup assessment of 14 Sunset Road, Massapequa, performed on October 13, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 2/22/22 #16).

RESOLUTION NO. 173 - 2022

Resolution authorizing the property cleanup assessment of 31 Westwood Lane, Woodbury, performed on September 10, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 2/22/22 #17).

RESOLUTION NO. 174 - 2022

Resolution authorizing the property cleanup assessment of 33 Whitman Avenue, Syosset, performed on October 7, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 2/22/22 #18).

RESOLUTION NO. 175 - 2022

Resolution authorizing the property cleanup assessment of 63 Vandewater Street, Farmingdale, performed on October 12, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 2/22/22 #19).

RESOLUTION NO. 176 - 2022

Resolution authorizing the property cleanup assessment of 134 North Windhorst Avenue, Bethpage, performed on October 7, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 2/22/22 #20).

RESOLUTION NO. 177 - 2022

Resolution authorizing the property cleanup assessment of 153 Ocean Avenue, Massapequa, performed on October 8, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 2/22/22 #21).

RESOLUTION NO. 178 - 2022

Resolution authorizing the property cleanup assessment of 10 High Farms Road, Glen Head, performed on August 3, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 2/22/22 #22).

RESOLUTION NO. 179 - 2022

Resolution authorizing the property cleanup assessment of 22 Audrey Avenue, Plainview, performed on October 22, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 2/22/22 #23).

RESOLUTION NO. 180 - 2022

Resolution authorizing the property cleanup assessment of 53 Melrose Avenue, Massapequa, performed on August 24, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 2/22/22 #24).

RESOLUTION NO. 181 - 2022

Resolution authorizing the property cleanup assessment of Madison Street, Massapequa, Section 53, Block 3, Lots 21 and 22, performed on June 28, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 2/22/22 #25)

RESOLUTION NO. 182 - 2022

Resolution authorizing acceptance of design and entrance into the bid and construction phases for Town Hall North Brick Re-Pointing and Window Replacement under Contract No. DPW 22-225. (M.D. 2/22/22 #31).

RESOLUTION NO. 183 - 2022

Resolution revising the registration donation for the Gap Summer Camp Program. (M.D. 3/1/22 #8).

RESOLUTION NO. 184 - 2022

Resolution pertaining to the decision on the application of 92 FHB LLC, for a Modification of existing Declaration of Restrictive Covenants to allow construction of a one-story community center with in-ground pool and relocation of an existing one-story building on premises 7627 Jericho Turnpike, Woodbury. Hearing held: June 29, 2021. (M.D. 6/29/21 #6).

RESOLUTION NO. 185 - 2022

Resolution authorizing the property cleanup assessment of Madison Street, Massapequa, Section 53, Block 3, Lots 21 and 22, performed on September 7, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 3/1/22 #12).

RESOLUTION NO. 186 - 2022

Resolution authorizing the property cleanup assessment of Madison Street, Massapequa, Section 53, Block 3, Lots 21 and 22, performed on November 15, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 3/1/22 #13).

RESOLUTION NO. 187 - 2022

Resolution authorizing the property cleanup assessment of 301 Jerusalem Avenue, Hicksville, performed on September 21, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 3/1/22 #14).

RESOLUTION NO. 188 - 2022

Resolution authorizing the property cleanup assessment of 150 West Avenue, Hicksville, performed on November 16, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 3/1/22 #15).

RESOLUTION NO. 189 - 2022

Resolution authorizing the property cleanup assessment of 45 Thirteenth Street, Locust Valley, performed on November 8, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 3/1/22 #16).

RESOLUTION NO. 190 - 2022

Resolution authorizing the property cleanup assessment of 28 Terrehans Lane, Syosset, performed on November 10, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 3/1/22 #17).

RESOLUTION NO. 191 - 2022

Resolution authorizing the property cleanup assessment of 23 Indiana Street, Hicksville, performed on November 10, 2021, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 3/1/22 #18).

RESOLUTION NO. 192 - 2022

Resolution authorizing retention of special counsel to assist the Town in its negotiation of certain franchise agreements for the period March 15, 2022 through March 14, 2023, with two (2) one (1) year extension options. Account No. OTA A 1420 44110 000 0000. (M.D. 3/1/22 #19).

RESOLUTION NO. 193 - 2022

Resolution pertaining to Contract No. PWC07-22, On-Call Engineering Services Relative to Civil Engineering in connection to close-out services for the Coronet Crescent Road Construction in Bethpage. Account No. HWY H 5197 20000 000 1903 008. (M.D. 3/1/22 #20).

RESOLUTION NO. 194 - 2022

Resolution pertaining to Contract No. DP17-151, Restoration and Improvements to Alhambra Park, Massapequa, relative to engineering services. Account No. IGA CD 8689 27000 551 CN17. (M.D. 3/1/22 #21).

RESOLUTION NO. 195 - 2022

Resolution pertaining to Contract No. DPW91-560A, Syosset Landfill Remediation in connection to United States Environmental Protection Agency oversight costs. Account No. HWY H 5197 20000 000 2103 008. (M.D. 3/1/22 #22).

RESOLUTION NO. 196 - 2022

Resolution authorizing acceptance of the design and enter into the bid and construction phases for Contract No. DP22-228, Joseph Colby Golf Course irrigation upgrades. (M.D. 3/1/22 #30).

RESOLUTION NO. 197 - 2022

Resolution pertaining to Contract No. PWC17-22, On-Call Technical Assistance relative to laboratory analysis in connection with laboratory analytical services for the Old Bethpage Landfill monitoring, due to requirements of the NYSDEC (PAS). Account No. DER SR05 8160 44800 000 0000. (3/1/22 #23 & 3/8/22 #21)

RESOLUTION NO. 198 - 2022

Resolution pertaining to Contract No. PWC27-22, On-Call Technical Assistance relative to groundwater monitoring for the Old Bethpage Landfill in connection with groundwater monitoring program for the former Old Bethpage Landfill. Account No. DER SR05 8160 44800 000 0000. (M.D. 3/1/22 # 24 & 3/8/22 #22).

RESOLUTION NO. 199 - 2022

Resolution pertaining to Contract No. PWC28-22, On-Call Technical Assistance Relative to Air Monitoring for the Old Bethpage Landfill in connection to the required air monitoring program (RTP). Account No. DER SR05 8160 44800 000 0000. (M.D. 3/1/22 #25 & 3/8/22 #23).

RESOLUTION NO. 200 - 2022

Resolution pertaining to Contract No. PWC29-22, On-Call Technical Assistance relative to oversight of Environmental Monitoring Programs for the Old Bethpage Landfill in connection with air and groundwater monitoring and preparation of necessary reporting (LKB). Account No. DER SR05 8160 44800 000 0000. (M.D. 3/1/22 #26 & 3/8/22 #24).

RESOLUTION NO. 201 - 2022

Resolution pertaining to Contract No. PWC31-22, On-Call Engineering Services relative to operation and development of the Old Bethpage Solid Waste Disposal Complex in connection with evaluation of proposals received as part of the RFP for management of solid waste and recyclables and technical assistance with O.B.S.W.D.C facilities (D&B). Account No. DER SR05 8160 44800 000 0000. (M.D. 3/1/22 #27 & 3/8/22 #25).

RESOLUTION NO. 202 - 2022

Resolution pertaining to Contract No. PWC31-22, On-Call Engineering Services relative to operation and development of the Old Bethpage Solid Waste Disposal Complex in connection with evaluation of proposals received as part of the RFP for management of solid waste and recyclables and to authorize the use of a sub-consultant (CA). Account No. DER SR05 8160 44800 000 0000. (M.D. 3/1/22 #28 & 3/8/22 #26).

RESOLUTION NO. 203 - 2022

Resolution pertaining to the decision on a Local Law entitled, "A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF OYSTER BAY, NEW YORK, CHAPTER 4 ADMINISTRATION OF GOVERNMENT, TO DELETE ARTICLE XVII, HIGHWAY DEPARTMENT, TO AMEND CHAPTER 4, ARTICLE XI, PUBLIC WORKS DEPARTMENT, BY DELETING AND REPLACING SECTIONS 4-115 AND 4-117, TO AMEND CHAPTER 64, PURCHASING, BY DELETING AND REPLACING SECTION 64-9, TO AMEND CHAPTER 84, ALL TERRAIN VEHICLES, BY DELETING AND REPLACING SECTION 84-6, TO AMEND CHAPTER 96, DANGEROUS BUILDINGS AND ABANDONED BUILDINGS, BY DELETING AND REPLACING SECTION 96-21.4, TO AMEND CHAPTER 135, HOUSING STANDARDS, BY DELETING AND REPLACING SECTION 135-54.B, TO AMEND CHAPTER 160, NOTICE OF DEFECTS, BY DELETING AND REPLACING SECTION 160-1, TO AMEND CHAPTER 180, PLUMBING, BY DELETING AND REPLACING SECTION 180-11.A(2), TO AMEND CHAPTER 182, PROPERTY MAINTENANCE, BY DELETING AND REPLACING SECTION 182-22.B, TO AMEND CHAPTER 201, SOLID WASTE, BY DELETING AND REPLACING SECTION 201-42.F, TO AMEND CHAPTER 205, STREETS AND SIDEWALKS, BY DELETING AND REPLACING ARTICLE II, SIDEWALKS, CURBS AND GUTTERS, AND ARTICLE III, EXCAVATIONS AND CURB CUTS, AND TO AMEND CHAPTER 242, WIRELESS TELECOMMUNICATIONS FACILITIES, BY DELETING AND REPLACING SECTION 242-16.E" Hearing held: February 8, 2022. (M.D. 2/8/22 #8).

RESOLUTION NO. 204 - 2022

Resolution pertaining to the decision on a Local Law entitled, "A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF OYSTER BAY, NEW YORK, CHAPTER 4 ADMINISTRATION OF GOVERNMENT, TO ADD ARTICLE XVII, SANITATION DEPARTMENT, TO AMEND CHAPTER 4, ARTICLE XI, PUBLIC WORKS DEPARTMENT, BY DELETING AND REPLACING SECTIONS 4-115 AND 4-117, TO AMEND CHAPTER 4, ARTICLE XIV, DEPARTMENT OF ENVIRONMENTAL RESOURCES, BY DELETING AND REPLACING SECTIONS 4-148 AND 4-150, TO AMEND CHAPTER 135 HOUSING STANDARDS BY DELETING AND REPLACING SECTION 135-54.B TO AMEND CHAPTER 182, PROPERTY MAINTENANCE, BY DELETING AND REPLACING SECTION 182-22.B, TO AMEND CHAPTER 201, SOLID WASTE, PART 1, SOLID WASTE REGULATIONS, ARTICLE I, GENERAL PROVISIONS, BY DELETING

AND REPLACING SUBSECTIONS 201-1.9,201-1.12.B, 201-1.22, 201-1.25 AND 201-1.31. ARTICLE II COLLECTION AND CONTAINER PROVISIONS, BY DELETING AND REPLACING SUBSECTION 201-2.A(1), 201-3.A(1), 201-4.A(1), 201-11 AND 201-15, ARTICLE III, PRIVATE COLLECTION; PERMITS; VEHICLES, BY DELETING AND REPLACING SEUBSECTIONS 201-18, 201-19, 201-24.B, 201-26, 201-27, 201-28, 201-29, ARTICLE IV, PUBLIC DISPOSAL FACILITES, BY DELETING AND REPLACING SUBSECTIONS 201-38, 201-42.B, 201-42.F, 201-43.N, 201-47, 201-47.1, 201-48, 201-49, ARTICLE VI, RECYCLING, BY DELETING AND REPLACING SUBSECTION 201-70, 201-71, 201-72, PART 2, SOLID WASTE MANAGEMENT, ARTICLE VIII, GENERAL PROVISIONS, BY DELETING AND REPLACING SUBSECTION 201-78.1, AND DELETING SUBSECTION 201-78.2, ARTICLE IX, DISPOSAL REGULATIONS, BY DELETING AND REPLACING SUBSECTION 201-79, ARTICLE X, ENFORCEMENT, BY DELETING AND REPLACING SUBSECTION 201-80, AND TO AMEND CHAPTER 241, WATERWAYS, BY DELETING AND REPLACING SUBSECTION 241-31A" Hearing held: February 8, 2022. (M.D. 2/8/22 #9).

RESOLUTION NO. 205 - 2022

Resolution pertaining to the decision on a Local Law entitled, "A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF OYSTER BAY, NEW YORK, CHAPTER 4 ADMINISTRATION OF GOVERNMENT, TO DELETE ARTICLE XVI, ECONOMIC DEVELOPMENT DEPARTMENT, AND TO AMEND CHAPTER 4 ARTICLE V, PLANNING AND DEVELOPMENT DEPARTMENT, BY DELETING AND REPLACING SECTIONS 4-53 and 4-55." Hearing held: February 8, 2022. (M.D. 2/8/22 #10).

RESOLUTION NO. 206 - 2022

Resolution pertaining to the decision on a Local Law entitled, "A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF OYSTER BAY, NEW YORK, CHAPTER 4 ADMINISTRATION OF GOVERNMENT, ARTICLE XIV, DEPARTMENT OF ENVIRONMENTAL RESOURCES BY DELETING AND REPLACING SECTIONS 4-148 AND 4-150, TO AMEND CHAPTER 156, NOISE, BY DELETING AND REPLACING SECTION 156-3, DUTIES AND RESPONSIBILITIES OF TOWN DEPARTMENTS AND TO AMEND CHAPTER 241, WATERWAYS, BY DELETING AND REPLACING SUBSECTION 241-9." Hearing held: February 8, 2022. (M.D. 2/8/22 #12).

SUSPEND THE RULES AND ADD THE FOLLOWING:

RESOLUTION NO. 207 - 2022

Resolution authorizing an agreement for the Town of Oyster Bay Self-Insured Worker's Compensation Program Third-Party Administrative Services, for the period January 1, 2022 through December 31, 2022, with an option for a second and third year, and for the Supervisor, or his designee, to execute said agreement. Account No. TWN AMW 9040 84030 0000 000. (M.D. 3/8/22 #30).

RESOLUTION NO. 208 - 2022

Resolution authorizing the Town's Cyber and Multimedia Liability Insurance coverage for the period February 28, 2022 through February 28, 2023. Account No. TWN AMS 1910 43010 602 0000 000. (M.D. 3/8/22 #31).

RESOLUTION NO. 209 - 2022

Resolution amending Resolution No. 16-2022 to correct a scrivener's error in the annual premium for the 2022-2023 Public Officials & Employees Liability Insurance. Account No. TWN AMS 1910 43030 601 0000 000. (M.D. 3/8/22 #32).