

**TOWN OF OYSTER BAY
TOWN BOARD
REGULAR MEETING
April 18, 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 P-11-23

To consider the application of Mastdi Associates LLC, fee owner, and Samoli Corp d/b/a Platia Greek Restaurant, lessee, for a Special Use Permit on premises located at 4 Berry Hill Road, Syosset, New York. (M.D. 3/7/23/#20).

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PERSONNEL RESOLUTION NO. P-8-23

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

TRANSFER OF FUNDS RESOLUTION No. TF-5-23

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

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RESOLUTION NO. 218 - 2023

Resolution authorizing an agreement to provide entertainment for the GAP Program participants on May 16, 2023 at the Syosset-Woodbury Community Center, which will be paid by Friends of the Community Services Dept., Inc. and for the Commissioner of Community and Youth Services to execute said agreement. (M.D. 3/14/23 #4).

RESOLUTION NO. 219 - 2023

Resolution authorizing agreements to provide entertainment for the Gap Program participants on the listed dates and locations, and for the Supervisor, or his designee, to execute said agreements. Account No. CYS A 7020 47660 000 0000. (M.D. 3/14/23 #5).

RESOLUTION NO. 220 - 2023

Resolution granting request from Nancy Loughlin to accept a donation of a memorial plaque and new bench, to be placed at Theodore Roosevelt Memorial Park and Beach in memory of Rick Loughlin. (M.D. 3/14/23 #6).

RESOLUTION NO. 221 - 2023

Resolution authorizing issuance of a refund for the 2023 Spring Ice Hockey Program to Stephanie Brienza. Account No. PKS A 0001 02001 510 0000. (M.D. 3/14/23 #8).

RESOLUTION NO. 222 - 2023

Resolution authorizing the working banks at the Joseph Colby Golf Course be dissolved. (M.D. 3/14/23 #9).

RESOLUTION NO. 223 - 2023

Resolution authorizing the property cleanup assessment of 10 High Farms Road, Glen Head, performed on January 5, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 3/14/23 #16).

RESOLUTION NO. 224 - 2023

Resolution authorizing the property cleanup assessment of 28 Eagle Lane, Farmingdale, performed on January 11, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 3/14/23 #17).

RESOLUTION NO. 225 - 2023

Resolution authorizing the property cleanup assessment of 11 Lenmore Drive, Old Bethpage, performed on December 28, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 3/14/23 #18).

RESOLUTION NO. 226 - 2023

Resolution authorizing use of sub-consultants for Contract No. PWC10-22, On-Call Engineering Services relative to Construction Management in connection with planning, design and preparation. (M.D. 3/14/23 #23).

RESOLUTION NO. 227 - 2023

Resolution authorizing Final Acceptance, Quantity Increase/Decrease and Change Order No. 1 under Contract No. H19-197PH2, Construction of Highway & Drainage Improvements to the Intervale Avenue Area Phase 2. (M.D. 3/14/23 #24).

RESOLUTION NO. 228 - 2023

Resolution authorizing issuance of a refund for the 2023 Spring Ice Hockey Program to Don Ogurick. Account No. PKS A 0001 02001 510 0000. (M.D. 3/21/23 #8).

RESOLUTION NO. 229 - 2023

Resolution authorizing issuance of a refund for the 2023 Spring Ice Hockey Program to Mike Condela. Account No. PKS A 0001 02001 510 0000. (M.D. 3/21/23 #9).

RESOLUTION NO. 230 - 2023

Resolution pertaining to the Dock Application of Louis Valenti, 117 Stillwater Avenue, Massapequa, New York. (M.D. 3/21/23 #10).

RESOLUTION NO. 231 - 2023

Resolution authorizing the Comptroller to pay costs incurred in connection with the 2023 BAN Sale Expenses. (M.D. 3/21/23 #13).

RESOLUTION NO. 232 - 2023

Resolution authorizing the property cleanup assessment of 107 Lawrence Street, Farmingdale, performed on January 10, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 3/21/23 #14).

RESOLUTION NO. 233 - 2023

Resolution authorizing the property cleanup assessment of 107 Lawrence Street, Farmingdale, vacated and secured on January 10, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment. (M.D. 3/21/23 #15).

RESOLUTION NO. 234 - 2023

Resolution authorizing Acceptance of the Design and Request to Enter Bid and Construction Phase under Contract No. DPW22-229, Fireman's Field Green Infrastructure Improvements. (M.D. 3/21/23 #17).

RESOLUTION NO. 235 - 2023

Resolution granting request from Auudi Community Coalition for Town assistance in conducting their Lunar New Year Event on March 18, 2023 in Syosset and to use Municipal Parking Field S-1 for the event. (M.D. 3/21/23 #18).

RESOLUTION NO. 236 - 2023

Resolution authorizing Senior Citizen Summer Aquatic Classes for the period July 6, 2023 to September 1, 2023. (M.D. 3/28/23 #4).

RESOLUTION NO. 237 - 2023

Resolution authorizing issuance of a partial refund for the 2023 Tappen Slip Rental to L&D Laundry Inc. (Luis Moyett Jr.) Account No. PKS A 0001 02025 526 0000. (M.D. 3/28/23 #5).

RESOLUTION NO. 238 - 2023

Resolution authorizing issuance of a refund for the 2023 Spring Ice Hockey Program to Scott Kenney. Account No. PKS A 0001 02001 510 0000. (M.D. 3/28/23 #6).

RESOLUTION NO. 239 - 2023

Resolution authorizing issuance of a refund for the 2023 Spring Ice Hockey Program to Tunwei Lee. Account No. PKS A 0001 02001 510 0000. (M.D. 3/28/23 #7).

RESOLUTION NO. 240 - 2023

Resolution authorizing publication of legal notice for RFP/Lead Containing Material Testing Services. Account No. IGA CD 8686 44100 000 CD23. (M.D. 3/28/23 #13).

RESOLUTION NO. 241 - 2023

Resolution pertaining to site plan review and approval for India Pentecostal Assembly, 310A South Oyster Bay Road, Syosset, New York. (M.D. 3/28/23 #14).

RESOLUTION NO. 242 - 2023

Resolution authorizing an Extension of Time for Contract No. DP22-236, Tobay Beach Marina Bulkhead Upgrades, for 48 days beyond current completion date of March 14, 2023 to the new completion date of May 1, 2023. (M.D. 3/28/23 #15).

RESOLUTION NO. 243 - 2023

Resolution authorizing establishment of a tipping fee for municipal solid waste, not picked up by the Town, and delivered to the Old Bethpage Solid Waste Disposal Complex. (M.D. 3/28/23 #16).

RESOLUTION NO. 244 - 2023

Resolution authorizing the Town of Oyster Bay "Battle at Bethpage" in cooperation with the Bethpage UFSD, to be held on May 7, 2023 at Bethpage High School. Account No. PKS A 7110 47670 000 0000. (M.D. 4/4/23 #4).

RESOLUTION NO. 245 - 2023

Resolution authorizing payment of membership dues for the Building Inspectors Association of Nassau County (BIANCO) for the period May 1, 2023 through April 30, 2024. Account No. IGA CD 8668 48250 732 CD20. (M.D. 4/4/23 #6).

RESOLUTION NO. 246 - 2023

Resolution authorizing an Extension of Time for Stipulation of Settlement in connection with 120 Jericho Turnpike, Jericho, New York. (M.D. 4/4/23 #7).

RESOLUTION NO. 247 - 2023

Resolution authorizing renewal of the 2023 membership in the National Government Finance Officers Association. Account No. CMP A1315.47900 000 0000. (M.D. 4/4/23 #8).

RESOLUTION NO. 248 - 2023

Resolution authorizing the property cleanup assessment of 56 Riverdale Avenue, Massapequa, vacated and secured on December 30, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 4/4/23 #18).

RESOLUTION NO. 249 - 2023

Resolution authorizing a First Amendment to the Agreement in connection with mortgage registration fees, and for the Supervisor, or his designee, to execute said Amendment. (M.D. 4/4/23 #19).

RESOLUTION NO. 250 - 2023

Resolution amending Resolution No. 836-2022 to eliminate the June 13, 2023 Town Board Meeting. (M.D. 4/4/23 #20).

RESOLUTION NO. 251 - 2023

Resolution pertaining to the decision on the Town of Oyster Bay cable television renewal agreement with Cablevision Systems Long Island Corporation. Hearing held: January 10, 2023. (M.D. 1/10/23 #4).

RESOLUTION NO. 252 - 2023

Resolution pertaining to Contract No. PWC22-22, On-Call Services Relative to Architecture in connection with construction management and construction administration regarding Tappen Beach Restaurant. Account No. PKS H 7197 20000 000 2302 001. (M.D. 4/4/23 #23).

RESOLUTION NO. 253 - 2023

Resolution pertaining to Contract No. PWC07-22, On-Call Engineering Services Relative to Civil Engineering in connection with construction management services for highway improvements through the use of requirements contracts. Account No. HWY H 5197 20000 000 2103 008. (M.D. 4/4/23 #24).

RESOLUTION NO. 254 - 2023

Resolution authorizing Extension of Time, Acceptance and Final Payment for Contract No. DP21-216, Renovations to Mill Pond House Phase 1, Selective Demolition and Structural Shoring. (M.D. 4/4/23 #25).

RESOLUTION NO. 255 - 2023

Resolution authorizing acceptance of the design and entrance into bid and construction phase for Contract No. H19-197PH3, Construction of Highway & Drainage Improvements to the Intervale Avenue Area Farmingdale - Phase 3. (M.D. 4/4/23 #26).

RESOLUTION NO. 256 - 2023

Resolution authorizing acceptance of the design and entrance into bid and construction phase for Contract No. PWC20-22, Fuel System Improvements at Town of Oyster Bay Central Vehicle Maintenance Facility. (M.D. 4/4/23 #27).

RESOLUTION NO. 257 - 2023

Resolution granting request from the Department of Environmental Resources for Town assistance in conjunction with the Nassau County Soil and Water Conservation District in conducting their S.E.P.T.I.C. Smart Saturday event on April 15, 2023 (rain date April 16, 2023) and to use Fireman's Field in Oyster Bay for the event. (M.D. 4/4/23 #28).

RESOLUTION NO. 258 - 2023

Resolution granting request from the Oyster Bay-East Norwich Chamber of Commerce for Town assistance in hosting Oyster Bay Day on Audrey Avenue, Oyster Bay, on June 10, 2023 and to use various Town equipment for the event. (M.D. 4/4/23 #29).

RESOLUTION NO. 259 - 2023

Resolution granting request from the Oyster Bay-East Norwich Chamber of Commerce for Town assistance in hosting the Classic Cruise Nights on Audrey Avenue in Oyster Bay every Tuesday evening from May 30, 2023 through September 5, 2023, for use of Municipal Parking Field O-8 and to use various Town equipment for the event. (M.D. 4/4/23 #30).

RESOLUTION NO. 260 - 2023

Resolution granting requesting Town Board approval of a request from the Chamber of Commerce of the Massapequas, Inc. for Town assistance in conducting their Annual Community Street Festival on June 4, 2023 (rain date June 11, 2023) to be held on Broadway in Massapequa, to use various Town equipment for the event and for the waiver of Chapter 82-3, Alcoholic Beverages. (M.D. 4/4/23 #31).

RESOLUTION NO. 261 - 2023

Resolution granting request from the Locust Valley Chamber of Commerce for Town assistance in conducting their Spring Antiques, Design and Vintage Show on April 30, 2023 on the west side of the median located on Birch Hill Road, Locust Valley, and to use various Town equipment for the event. (M.D. 4/4/23 #32).

RESOLUTION NO. 262 - 2023

Resolution authorizing payment for the 2022-2023 Oyster Bay/Cold Spring Harbor Protection Committee annual membership dues. Account No. DER A 8090 44900 000 0000. (M.D. 4/4/23 #33).

RESOLUTION NO. 263 - 2023

Resolution authorizing payment for the 2023 Hempstead Harbor Protection Committee (HHPC) annual membership dues. Account No. DER A 8090 44900 000 0000. (M.D. 4/4/23 #34).

RESOLUTION NO. 264 - 2023

Resolution granting request from the First Presbyterian Church in Oyster Bay for use of a roll off container for their Spring Clean-Up for the period May 9, 2023 through May 16, 2023. (M.D. 4/4/23 #35).

RESOLUTION NO. 265 - 2023

Resolution directing the Town Clerk to advertise a Notice of Hearing to consider 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, Amend Chapter 156, Noise, Section 156-3.C, Amend Chapter 241, Waterways, Section 241-9.D, and to Amend Chapter 4 Administration of Government, Article XI, Public Works Department, By Deleting and Replacing Sections 4-115 and 4-117" Hearing Date: May 9, 2023. (M.D. 4/4/23 #36).

RESOLUTION NO. 266 - 2023

Resolution directing the Town Clerk to advertise a Notice of Hearing to consider a Local Law entitled "A Local Law Creating a Building Amnesty Program for Residential and Non-Residential Property Owners within the Town of Oyster Bay" Hearing Date: May 9, 2023. (M.D. 4/4/23 #37).

RESOLUTION NO. 267 - 2023

Resolution directing the Town Clerk to advertise a Notice of Hearing to consider a Local Law entitled "A Local Law to Amend the Code of the Town of Oyster Bay by Adding Chapter 116 Failure to Stop for School Buses, in Accordance with Section 1174-a of the New York State Vehicle and Traffic Law Governing Drivers Who Illegally Overtake or Pass a School Bus That Has Stopped to Receive or Discharge Passengers" Hearing Date: May 9, 2023. (M.D. 4/4/23 #38).

RESOLUTION NO. 268 - 2023

Resolution authorizing award of Construction Contract No. DP23-244, Centre Island Beach Synthetic Turf Replacement. Account No. PKS H 7197 20000 000 2302 001. (M.D. 4/4/23 #21 & 4/11/23 #15).

RESOLUTION NO. 269 - 2023

Resolution pertaining to the decision on "A Local Law to Amend the Code of the Town of Oyster Bay, New York, Chapter 93 - Building Construction, to add new Section 93-16.4 - Construction Site Safety Training and Amend Existing Section 93-16.4 and Renumber it as Section 93-15.5." Hearing held: October 4, 2022. (M.D. 10/4/22 #4).

RESOLUTION NO. 270 - 2023

Resolution pertaining to the decision 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 held: December 13, 2022. (M.D. 12/13/22 #6).

RESOLUTION NO. 271 - 2023

Resolution pertaining to the decision on the application of Vesta Acquisitions LLC, contract vendee, New York Institute of Technology, lessee, for a Special Use Permit and Modification of Restrictive Covenant for premises located at 120 Jericho Turnpike, Jericho, New York. Hearing held: March 21, 2023. (M.D. 3/21/23 #4).