

TOWN OF OYSTER BAY  
TOWN BOARD  
REGULAR MEETING  
July 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.

\* \* \* \* \*

**Hearing - P-12-23**

To consider application of Manetto Hills Associates 116, LLC, fee owner, for a Special Use Permit on premises located at 50 Manetto Hill Road, Plainview. (M.D. 6/20/23 #23).

**HEARING - Local Law**

To consider a Local Law to Amend Chapter 233 - Traffic of the Code of the Town of Oyster Bay. (M.D. 6/13/23 #25).

\* \* \* \* \*

**PERSONNEL RESOLUTION NO. P-12-23**

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

**TRANSFER OF FUNDS RESOLUTION No. TF-9-23**

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

\* \* \* \* \*

**RESOLUTION NO. 454 - 2023**

Resolution authorizing the Fall 2023 Workshop Enrichment Program and to enter into agreements with the listed instructors to conduct the workshops and for the Supervisor, or his designee, to execute said agreements; Account No. CYS A 0001 02001 511 0000. (M.D. 6/20/23 #4).

**RESOLUTION NO. 455 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Allen Park to Amelia Goncalves. Account No. PKS A 0001 02001 510 0000. (M.D. 6/20/23 #5).

**RESOLUTION NO. 456 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Marjorie Post Park to Carolina Vazquez. Account No. PKS A 0001 02001 510 0000. (M.D. 6/20/23 #6).

**RESOLUTION NO. 457 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Marjorie Post Park to Susan DeSario. Account No. PKS A 0001 02001 510 0000. (M.D. 6/20/23 #7).

**RESOLUTION NO. 458 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Marjorie Post Park to Ewa Siemion. Account No. PKS A 0001 02001 510 0000. (M.D. 6/20/23 #8).

**RESOLUTION NO. 459 - 2023**

Resolution authorizing issuance of a refund for the Ice Hockey Clinic 14/16U to Christina Yun-Cheng. Account No. PKS A 0001 02001 510 0000. (M.D. 6/20/23 #9).

**RESOLUTION NO. 460 - 2023**

Resolution authorizing acceptance of a donation of a memorial plaque and new bench, to be placed at Theodore Roosevelt Memorial Park and Beach in memory of Sabrina Navaretta. (M.D. 6/20/23 #10).

**RESOLUTION NO. 461 - 2023**

Resolution granting request from the Nassau County Bethpage PAL to utilize the Bethpage Community Park pool Monday through Friday from 6:00 AM to 9:30 AM for the period July 5, 2023 through August 18, 2023. Account No. PKS SP01 0001 02025 528 0000. (M.D. 6/20/23 #11).

**RESOLUTION NO. 462 - 2023**

Resolution granting request from the American Black Belt Academy to utilize the Marjorie R. Post Park pool Mondays and Fridays from 12:00 PM to 3:00 PM for the period July 10, 2023 through August 25, 2023. Account No. PKS SP07 0001 02025 528 0000. (M.D. 6/20/23 #12).

**RESOLUTION NO. 463 - 2023**

Resolution authorizing acceptance of the design and entrance into bid and construction phases for Contract No. DP23-262, Town of Oyster Bay Honorable Joseph Colby Golf Course Tee Box Reconstruction. (M.D. 6/20/23 #13).

**RESOLUTION NO. 464 - 2023**

Resolution authorizing final acceptance and Change Order No. 2 for Contract No. DP22-230, Francis M. Gaynor Park Synthetic Turf Field Installation, Glen Head. (M.D. 6/20/23 #14).

**RESOLUTION NO. 465 - 2023**

Resolution authorizing an agreement to provide entertainment for the Last Summer Blast Concert to be held on September 23, 2023 at Ellsworth W. Allen Town Park and for the Supervisor, or his designee, to execute said agreement. Account No. CYS A 7020 47660 000 0000. (M.D. 6/27/23 #4).

**RESOLUTION NO. 466 - 2023**

Resolution authorizing enhancement to the Senior Summer Program by holding "National Hot Dog Day" on July 19, 2023 and "Ice Cream Sandwich Day" on August 2, 2023 at the North Massapequa Community Center. Account No. CYS A 7020 41800 000 0000. (M.D. 6/27/23 #5).

**RESOLUTION NO. 467 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Marjorie Post Park to Jerry Laine. Account No. PKS A 0001 02001 510 0000. (M.D. 6/27/23 #6).

**RESOLUTION NO. 468 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Marjorie Post Park to Diana Pollack. Account No. PKS A 0001 02001 510 0000. (M.D. 6/27/23 #7).

**RESOLUTION NO. 469 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Marjorie Post Park to Kristina Merrill. Account No. PKS A 0001 02001 510 0000. (M.D. 6/27/23 #8).

**RESOLUTION NO. 470 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Marjorie Post Park to Sara Mulvey. Account No. PKS A 0001 02001 510 0000. (M.D. 6/27/23 #9).

**RESOLUTION NO. 471 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Marjorie Post Park to Muqdad Altaee. Account No. PKS A 0001 02001 510 0000. (M.D. 6/27/23 #10).

**RESOLUTION NO. 472 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Theodore Roosevelt Park to Farhad Anoosh. Account No. PKS A 0001 02001 510 0000. (M.D. 6/27/23 #11).

**RESOLUTION NO. 473 - 2023**

Resolution granting request from the North Shore Community Youth Organization to utilize the Tappen Community Park pool Monday through Friday for the period July 5, 2023 through August 11, 2023. Account No. PKS A 0001 02025 528 0000. (M.D. 6/27/23 #12).

**RESOLUTION NO. 474 - 2023**

Resolution authorizing acceptance of a donation of a memorial plaque, to be placed on an existing bench at Ellsworth W. Allen Park in memory of Kevin and Michael Regnerus. (M.D. 6/27/23 #13).

**RESOLUTION NO. 475 - 2023**

Resolution authorizing the property cleanup assessment of 92 Fourteenth Street, Hicksville, performed on May 1, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 6/27/23 #19).

**RESOLUTION NO. 476 - 2023**

Resolution authorizing the property cleanup assessment of 111 Park Avenue, Hicksville, performed on May 2, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 6/27/23 #20).

**RESOLUTION NO. 477 - 2023**

Resolution authorizing the property cleanup assessment of 5 Murray Road, Hicksville, performed on May 3, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 6/27/23 #21).

**RESOLUTION NO. 478 - 2023**

Resolution authorizing the property cleanup assessment of Melrose Avenue, Massapequa, Section 53, Block C. Lot 277, performed on May 30, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 6/27/23 #22).

**RESOLUTION NO. 479 - 2023**

Resolution authorizing the property cleanup assessment of 900 Hicksville Road, Massapequa, performed on May 2, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 6/27/23 #23).

**RESOLUTION NO. 480 - 2023**

Resolution authorizing renewal of membership in the Solid Waste Association of North America (SWANA) for the period June 1, 2023 through May 31, 2024 for the listed employees. Account No. SAN SR05 8160 47900 000 0000. (M.D. 6/27/23 #25).

**RESOLUTION NO. 481 - 2023**

Resolution authorizing an Increase/Decrease, Extension of Time, Acceptance and Final Payment under Contract No DP21-218, Replacement of the Synthetic Turf Fields at Field of Dreams Park. (M.D. 6/27/23 #26).

**RESOLUTION NO. 482 - 2023**

Resolution authorizing acceptance of design and entrance into bid and construction phase for Contract No. DP23-253, Installation of Synthetic Turf Baseball and Softball Infields at Syosset-Woodbury Park. (M.D. 6/27/23 #27).

**RESOLUTION NO. 483 - 2023**

Resolution pertaining to Contract No. PWC09-22, On-Call Engineering Services Relative to Site Development in connection with design and engineering for alterations and upgrades at the Animal Shelter Building, Syosset, and for use of sub-consultants for mechanical/electrical/structural engineering services and printing and blueprints. Account No. DGS H 1997 20000 000 2310 001. (M.D. 6/27/23 #28).

**RESOLUTION NO. 484 - 2023**

Resolution authorizing partnership with the Nassau County Office for the Aging to distribute produce coupons to income eligible seniors on August 14, 2023 at the North Massapequa Community Center and August 21, 2023 at the Hicksville Community Center. (M.D. 7/4/23 #4).

**RESOLUTION NO. 485 - 2023**

Resolution granting request from Rocco's Voice for Autism to utilize the Tobay Beach Spray Park on August 28, 2023 from 6:00pm until 8:30 pm (rain date August 29, 2023). (M.D. 7/4/23 #5).

**RESOLUTION NO. 486 - 2023**

Resolution authorizing issuance of a refund for the Syosset Swim Lessons to Shan Huang Lin. Account No. PKS A 0001 020001 510 0000. (M.D. 7/4/23 #6).

**RESOLUTION NO. 487 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Marjorie Post Park to Joanna Cervini. Account No. PKS A 0001 02001 510 0000. (M.D. 7/4/23 #7).

**RESOLUTION NO. 488 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Syosset-Woodbury Park to Nicolae Constantinescu. Account No. PKS A 0001 02001 510 0000. (M.D. 7/4/23 #8).

**RESOLUTION NO. 489 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Syosset-Woodbury Park to Alexander Vargas. Account No. PKS A 0001 02001 510 0000. (M.D. 7/4/23 #9).

**RESOLUTION NO. 490 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Syosset-Woodbury Park to Gladis Umana Benitez. Account No. PKS A 0001 02001 510 0000. (M.D. 7/4/23 #10).

**RESOLUTION NO. 491 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Syosset-Woodbury Park to Shradha Dessai. Account No. PKS A 0001 02001 510 0000. (M.D. 7/4/23 #11).

**RESOLUTION NO. 492 - 2023**

Resolution authorizing issuance of a refund for the 2023 Summer Recreation Program at Syosset-Woodbury Park to Sai Matsumoto. Account No. PKS A 0001 02001 510 0000. (M.D. 7/4/23 #12).

**RESOLUTION NO. 493 - 2023**

Resolution authorizing acceptance of a donation of a memorial plaque and new tree, to be placed in Marjorie R. Post Community Park in memory of James Masticovo. (M.D. 7/4/23 #13).

**RESOLUTION NO. 494 - 2023**

Resolution authorizing acceptance of a donation of a memorial plaque and new bench from Gina Valenze, to be placed at Theodore Roosevelt Memorial Park and Beach in memory of Danil Dreger. (M.D. 7/4/23 #14).

**RESOLUTION NO. 495 - 2023**

Resolution authorizing acceptance of a donation of a memorial plaque from Anne Vermaelen, to be placed on an existing bench at Alhambra Park in Massapequa, in memory of Charles J. Vermaelen. (M.D. 7/4/23 #15).

**RESOLUTION NO. 496 - 2023**

Resolution authorizing the Supervisor, or his designee, to execute all documents in connection with the grant award through the New York State Department of Agriculture and Markets as it pertains to the upgrade of the Town of Oyster Bay Animal Shelter. (M.D. 7/4/23 #16).

**RESOLUTION NO. 497 - 2023**

Resolution authorizing the Supervisor, or his designee, to execute all documents in connection with the New York State and Municipal Facilities Program as it pertains to the purchase of a new vacuum truck to be stationed at the Town of Oyster Bay Department of Public Works. (M.D. 7/5/23 #17).

**RESOLUTION NO. 498 - 2023**

Resolution relating to the filing of the Town of Oyster Bay Annual Comprehensive Financial Report for the year ended December 31, 2022 and ratifying the action of the Town Clerk in advertising a public notice pertaining to same. (M.D. 7/4/23 #19).

**RESOLUTION NO. 499 - 2023**

Resolution authorizing the property cleanup assessment of 32 South Oakdale Avenue, Bethpage, performed on May 22, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 7/4/23 #20).

**RESOLUTION NO. 500 - 2023**

Resolution authorizing the property cleanup assessment of 181 High Farms Road, Glen Head, performed on May 15, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 7/4/23 #21).

**RESOLUTION NO. 501 - 2023**

Resolution authorizing the property cleanup assessment of 10 High Farms Road, Glen Head, performed on May 11, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 7/4/23 #22).

**RESOLUTION NO. 502 - 2023**

Resolution authorizing the property cleanup assessment of 52 Kuhl Avenue, Hicksville, performed on May 18, 2023, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 7/4/23 #23).

**RESOLUTION NO. 503 - 2023**

Resolution directing the Town Clerk to advertise a Notice of Hearing on the application of 5002 Farmingdale Owner LLC, fee owner, and 5002 Food Corp., lessee, for a Special Use Permit on premises located at 5002 Hempstead Turnpike, Farmingdale. Hearing date: August 15, 2023. (M.D. 7/4/23 #24).

**RESOLUTION NO. 504 - 2023**

Resolution authorizing a License Agreement be provided to Hicksville Road LLC, for the use of a portion of a marginal road for access and maintenance of a sign for its business on a portion of Town Land. (M.D. 7/4/23 #25).

**RESOLUTION NO. 505 - 2023**

Resolution granting request from Parish of the Holy Family Church in Hicksville for Town assistance in conducting their annual festival from August 9 through August 12, 2023 and to use various Town equipment for the event. (M.D. 7/4/23 #26).

**RESOLUTION NO. 506 - 2023**

Resolution authorizing award of Construction Contract No. DP23-249, Haypath Park Synthetic Turf Field Installation located in Old Bethpage. Account No. PKS H 7197 20000 000 2302 001. (M.D. 7/4/23 #29).

**RESOLUTION NO. 507 - 2023**

Resolution authorizing acceptance of design and entrance into bid and construction phase for Contract No. DPW23-272, Animal Shelter Masonry Improvements. (M.D. 7/4/23 #30).

**RESOLUTION NO. 508 - 2023**

Resolution authorizing acceptance of design and entrance into bid and construction phase for Contract No. DPW23-275, 150 Miller Place CVM Garage Heating System Improvements. (M.D. 7/4/23 #31).

**RESOLUTION NO. 509 - 2023**

Resolution authorizing acceptance of design and entrance into bid and construction phase for Contract No. DS23-274, Transfer Station Tipping Floor Repairs. (M.D. 7/4/23 #32).

**RESOLUTION NO. 510 - 2023**

Resolution pertaining to final payment for Contract No. ERR14-121, OBSWDC Treatment System Equipment. Account No. DER H 8797 20000 000 2106 015. (M.D. 7/4/23 #33).

**RESOLUTION NO. 511 - 2023**

Resolution pertaining to quantity increase-quantity decrease, acceptance and final payment for Contract No. H18-171-P3, Massapequa Flood Diversion and Control Project #3 Brockmeyer Drive, Clearwater Avenue and Iroquis Place, Massapequa. (M.D. 7/4/23 #34).

**RESOLUTION NO. 512 - 2023**

Resolution granting request from the Il Giglio USA Festa Del Giglio Inaugural Festival, for Town assistance in conducting their festival to be held July 27, 2023 through July 31, 2023, for the use of Municipal Parking Fields M-4 and M-5, as well as posting of temporary "No Parking" signs and various Town Equipment for the event. (M.D. 7/4/23 #35).

**RESOLUTION NO. 513 - 2023**

Resolution authorizing acceptance of a donation of a memorial plaque from Lenore Cox, to be placed on an existing bench at Philip B. Healey Beach in memory of BethAnn Gagliano. (M.D. 7/4/23 #37).

**RESOLUTION NO. 514 - 2023**

Resolution pertaining to the filing of Town of Oyster Bay - External Audit Report, NYS Department of Transportation, for the period ended December 31, 2022 and ratifying the actions of the Town Clerk in publishing said report as required by law. (M.D. 7/4/23 #38).

**RESOLUTION NO. 515 - 2023**

Resolution pertaining to the filing of Town of Oyster Bay - External Audit Report, Office of the Town Clerk, for the period ended December 31, 2022 and ratifying the actions of the Town Clerk in publishing said report as required by law. (M.D. 7/4/23 #39).

**RESOLUTION NO. 516 - 2023**

Resolution authorizing litigation related title search fees in the matter entitled *Prestia v Henderson, et al.*, Nassau County Index Number 612010/2019, TOB File No. 2019-7071. Account No. OTA A 1420 44110 000 0000. (M.D. 7/4/23 #40).

**RESOLUTION NO. 517 - 2023**

Resolution pertaining to expenditures in connection with the density planning study on behalf of the Department of Planning & Development for the remainder of the 2023 calendar year. Account No. PAD B 8020 44800 000 0000. (M.D. 7/4/23 #18 & 7/11/23 #11).



**RESOLUTION NO. 518 - 2023**

Resolution authorizing acceptance and final payment for Contract No. DP22-236, Tobay Beach Marina Bulkhead Upgrades. (M.D. 7/4/23 #27 & 7/11/23 #16).

**RESOLUTION NO. 519 - 2023**

Resolution pertaining to Contract No. PWC19-22, on-call engineering services relative to structural engineering in connection with additional inspection services for the installation of waterproofing membrane on the upper level and design services for structural and water infiltration improvements at the Hicksville Parking Facility. Account No. HWY H 5997 20000 000 2104 016. (M.D. 7/4/23 #28 & 7/11/23 #17).

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

**RESOLUTION NO. 269 - 2023 tabled on April 18, 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).

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

**RESOLUTION NO. 520 - 2023**

Resolution authorizing an agreement to install and maintain camera systems on school buses to allow for the monitoring of vehicles passing stopped school buses and to issue notices of liability to vehicle owners for the period August 1, 2023 through July 31, 2024 with the option to extend for additional periods of one year each, not exceeding five years total and for the Supervisor, or his designee, execute said agreement. (M.D. 7/11/23 #19).

**RESOLUTION NO. 521 - 2023**

Resolution authorizing the retention of outside counsel to provide counsel to the Town in connection to land use, density planning and increase growth within the Town. Account No. OTA A 1420 44110 000 0000. (M.D. 7/11/23 #20).

**RESOLUTION NO. 522 - 2023**

Resolution authorizing the extension of the Town's contract for Department of Transportation ("DOT") and Non-Department of Transportation ("Non-DOT") Drug and Alcohol Testing of Town Employees for the period January 1, 2023 through September 30, 2023. Account No. TWN AMS 1910 43020 603 0000 000. (M.D. 7/11/23 #21).

**RESOLUTION NO. 523 - 2023**

Resolution pertaining to settlement of a negligence claim, Claimant: Vivian Waldeck v. Town of Oyster Bay, Nassau County Index No. 610862/2019, Matter ID No. 2019-7064. Account No. TWN AMS 1910 43010 602 0000. (M.D. 7/11/23 #22).

**RESOLUTION NO. 524 - 2023**

Resolution granting request from the Oyster Bay Main Street Association to hold a Street Fair and for the closure of Audrey Avenue in Oyster Bay between the post office and Townsend Park as well as Townsend Park and Town Hall and South Street to Spring Street in Oyster Bay for the event to be held on July 22, 2023 and for the use of various Town equipment. (M.D. 7/11/23 #23).