

TOWN OF OYSTER BAY  
TOWN BOARD  
REGULAR MEETING  
August 9, 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-9-22**

To consider 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. (M.D. 6/28/22 #30).

**HEARING - P-10-22**

To consider the application of SPA 77 H L.P., fee owner and Hicksville QSR II, Inc., lessee, for a Special Use Permit for premises located at 538A S. Broadway, Hicksville, New York. (M.D. 6/28/22 #29).

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**PERSONNEL RESOLUTION NO. P-13-22**

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

**TRANSFER OF FUNDS RESOLUTION NO. TF-12-22**

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

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**RESOLUTION NO. 521 - 2022**

Resolution authorizing encumbrance of funds for Pool Operators Certification Training Course for the listed employees. Account No. PKS A 7110 44900 000 0000. (M.D. 7/5/22 #4).

**RESOLUTION NO. 522 - 2022**

Resolution authorizing the Department of Intergovernmental Affairs, Division of Employment and Training to enter into an Urban Senior Jobs Program Host Agency Training and Maintenance of Effort Agreement and for the Supervisor, or his designee, to execute said agreement. (M.D. 7/5/22 #5).

**RESOLUTION NO. 523 - 2022**

Resolution authorizing issuance of a refund for a building permit fee to Zoi McGrath. Account No. PAD B 0001 02555 000 0000. (M.D. 7/5/22 #6).

**RESOLUTION NO. 524 - 2022**

Resolution authorizing the property cleanup assessment of 18 Cheryl Road, Massapequa, performed on May 12, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment rolls. (M.D. 7/5/22 #7).

**RESOLUTION NO. 525 - 2022**

Resolution authorizing the property cleanup assessment of 28 High Street, Farmingdale, performed on May 6, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment rolls. (M.D. 7/5/22 #8).

**RESOLUTION NO. 526 - 2022**

Resolution authorizing the property cleanup assessment of 280 Boundary Avenue, Massapequa, performed on May 12, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment rolls. (M.D. 7/5/22 #9).

**RESOLUTION NO. 527 - 2022**

Resolution granting request from the Syosset Fire Department for use of two roll off containers for their annual Fire Prevention Day "Open House" for the period September 30, 2022 through October 3, 2022. (M.D. 7/5/22 #10).

**RESOLUTION NO. 528 - 2022**

Resolution pertaining to Contract No. PWC07-22, On-Call Engineering Services Relative to Civil Engineering in connection with Syosset DPW Facility Feasibility Study. Account No. HWY H 5197 20000 000 1903 008. (M.D. 7/5/22 #12).

**RESOLUTION NO. 529 - 2022**

Resolution authorizing final acceptance, Change Order No. 1 and quantity increase/decrease in connection with Contract No. DP17-151, Restoration and Improvements to Alhambra Park. (M.D. 7/5/22 #13).

**RESOLUTION NO. 530 - 2022**

Resolution pertaining to the filing of the Town of Oyster Bay Annual Comprehensive Financial Report for the year ended December 31, 2021 and ratifying the action of the Town Clerk in advertising public notice pertaining to same. (M.D. 7/5/22 #15).

**RESOLUTION NO. 531 - 2022**

Resolution authorizing issuance of a refund for an Ice Hockey Program fee to James Purpura. Account No. PKS A 0001 02001 510 0000. (M.D. 7/12/22 #4).

**RESOLUTION NO. 532 - 2022**

Resolution authorizing the issuance of refunds for Summer Recreation Program fees to the listed residents. Account No. PKS A 0001 02001 510 0000. (M.D. 7/12/22 #5).

**RESOLUTION NO. 533 - 2022**

Resolution granting request from Rocco's Voice for Autism the use of Tobay Beach Spray Park on August 29, 2022 for use by children with autism. (M.D. 7/19/22 #4).

**RESOLUTION NO. 534 - 2022**

Resolution authorizing the purchase of signage to commemorate the accomplishments of high school athletic and community youth teams that have won championships at the County, Long Island or State level to be displayed at school district locations and/or community athletic fields. Account No PKS A 7110 47670 000 0000. (M.D.7/19/22 #5).

**RESOLUTION NO. 535 - 2022**

Resolution authorizing award of contract for Automated Vendor Monitoring Services for the period August 20, 2022 through August 19, 2023, with two one-year extension options and for the Supervisor, or his designee, to execute said contract. Account No. DIG A 1345 44900 000 0000. (M.D. 7/19/22 #8).

**RESOLUTION NO. 536 - 2022**

Resolution authorizing award of contract for Electronic Security Assessment for the period August 20, 2022 through August 19, 2023 with two one-year extension options, and for the Supervisor, or his designee, to execute said contract. Account No. DIG A 1345 44900 000 0000. (M.D. 7/19/22 #9).

**RESOLUTION NO. 537 - 2022**

Resolution to surrender Special Use Permit and Revocation of Restrictive Covenants for Brush Hollow Road Associates, LLC, 1038 Brush Hollow Road, Westbury in order to construct a new car dealership.(M.D. 7/19/22 #10).

**RESOLUTION NO. 538 - 2022**

Resolution pertaining to the Dock Application of Stephen J. Risolo, 31 Brockmeyer Drive, Massapequa, New York. (M.D. 7/19/22 #11).

**RESOLUTION NO. 539 - 2022**

Resolution pertaining to the Dock Application of Seth R. Rosenberg, 75 Brockmeyer Drive, Massapequa, New York. (M.D. 7/19/22 #12).

**RESOLUTION NO. 540 - 2022**

Resolution pertaining to the Dock Application of Mindy Gettler, 3 Lincoln Place, Massapequa, New York. (M.D. 7/19/22 #13).

**RESOLUTION NO. 541 - 2022**

Resolution amending Resolution No. 801-2021 to reflect the name change of one of the law firms authorized to perform services on behalf of the Town of Oyster Bay. (M.D. 7/19/22 #15).

**RESOLUTION NO. 542 - 2022**

Resolution pertaining to Contract No. H19-196PH3, Highway Improvements to the Hicks Avenue Area, Syosset. Account No. HWY H 5197 20000 000 2003 008. (M.D. 7/19/22 #16).

**RESOLUTION NO. 543 - 2022**

Resolution authorizing an extension of time for Contract No. H18-171-P1, Massapequa Flood Diversion & Control Project #1, Outfalls 126 & 67 (Harbor Place/Cabot Road West). (M.D. 7/19/22 #17).

**RESOLUTION NO. 544 - 2022**

Resolution authorizing the Town of Oyster Bay Animal Shelter to host a "Free Rabies Clinic" event in conjunction with the Nassau County Department of Health, to be held September 17, 2022. (M.D. 7/19/22 #18).

**RESOLUTION NO. 545 - 2022**

Resolution authorizing the Town of Oyster Bay Animal Shelter to hold a "Free Adoption Month" event waiving adoption fees during the month of September 2022. (M.D. 7/19/22 #19).

**RESOLUTION NO. 546 - 2022**

Resolution amending Resolution No. 121-21 to increase funds in connection with the After Hours Emergency Veterinary Care Contract to cover an unforeseen after hour emergency as well as any other emergency that may arise for the remainder of the year. Account No. DER A 3510 44900 000 0000. (M.D. 7/19/22 #20).

**RESOLUTION NO. 547 - 2022**

Resolution authorizing the 2022 September 11th Memorial and Walls of Honor Ceremony on September 8, 2022 at TOBAY Beach (bay side), to lease a tent, to utilize sound and lighting services and for the Supervisor and/or his designee and/or the Commissioner of the Department to execute said agreements. Account Nos. CYS A 7020 41800 000 0000, CYS A 7020 45100 000 0000 and CYS A 7020 47660 000 0000. (M.D. 7/26/22 #4).

**RESOLUTION NO. 548 - 2022**

Resolution authorizing the Fall 2022 Workshop Enrichment Program and to enter into agreements to retain professional services for instructors to conduct the workshops, for the Commissioner of Community & Youth and/or her designee to process refunds and for the Supervisor, or his designee, or the Commissioner of Community & Youth, to execute said agreements. (M.D. 7/26/22 #5)

**RESOLUTION NO. 549 - 2022**

Resolution authorizing the issuance of refunds for Summer Recreation Program fees to the listed residents. Account No. PKS A 0001 02001 510 0000. (M.D. 7/26/22 #6).

**RESOLUTION NO. 550 - 2022**

Resolution authorizing the issuance of refunds for the Harry Tappen Marina Boat Slip fees to the listed residents. Account No. PKS A 0001 02001 510 0000. (M.D. 7/26/22 #7).

**RESOLUTION NO. 551 - 2022**

Resolution authorizing the issuance of a refund for an Ice Hockey Program fee to Robert Cannon. Account No. PKS A 0001 02001 510 0000. (M.D. 7/26/22 #8).

**RESOLUTION NO. 552 - 2022**

Resolution authorizing the issuance of a refund for Summer Recreation Program fees at Marjorie R. Post Community Park to Sarah Cimino. Account No PKS A 0001 02001 510 0000. (M.D. 7/26/22 #9).

**RESOLUTION NO. 553 - 2022**

Resolution authorizing the issuance of refunds for Summer Recreation Programs fees to the listed residents. Account No. PKS A 0001 02001 510 0000. (M.D. 7/26/22 #10).

**RESOLUTION NO. 554 - 2022**

Resolution authorizing the 2022 Walk for Autism event with AdvantageCare Health Centers to be held on September 24, 2022 at Burns Park. (M.D. 7/26/22 #11).

**RESOLUTION NO. 555 - 2022**

Resolution authorizing acceptance of a donation of a memorial plaque from Bruce Carlow, to be placed on an existing bench in Ellsworth W. Allen Park in memory of Stuart Carlow. (M.D. 7/26/22 #12).

**RESOLUTION NO. 556 - 2022**

Resolution authorizing the issuance of a donation of a memorial plaque from Gina Ring, to be placed on an existing bench in Ellsworth W. Allen Park in memory of Antonio Leporino. (M.D. 7/26/22 #13).

**RESOLUTION NO. 557 - 2022**

Resolution authorizing payment of membership dues for the Building Inspectors Association of Nassau County (BIANCO) for the period May 1, 2022 through April 30, 2023. Account No. PAD B 3620 44140 000 0000. (M.D. 7/26/22 #15).

**RESOLUTION NO. 558 - 2022**

Resolution pertaining to the building application review and approval for the Locust Valley Water District, 226 Buckram Road, Locust Valley, Section 23, Block K, Lot 16 & 119. (M.D. 7/26/22 #16).

**RESOLUTION NO. 559 - 2022**

Resolution amending Resolution Nos. 799-2019, 714-2020, 689-2021, 645-2020 and 645-2021 to reflect the name change of the court reporting agency which has been acquired by another company. (M.D. 7/26/22 #17).

**RESOLUTION NO. 560 - 2022**

Resolution authorizing the property cleanup assessment of 47 Thirteenth Street, Locust Valley, performed on May 24, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment rolls. (M.D. 7/26/22 #18).

**RESOLUTION NO. 561 - 2022**

Resolution authorizing the property cleanup assessment of 12 Woodbine Drive South, Hicksville, performed on May 11, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment rolls. (M.D. 7/26/22 #19).

**RESOLUTION NO. 562 - 2022**

Resolution authorizing the property cleanup assessment of 19 Dakota Street, Hicksville, performed on May 17, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment rolls. (M.D. 7/26/22 #20).

**RESOLUTION NO. 563 - 2022**

Resolution authorizing the property cleanup assessment of 23 Ann Drive, Syosset, performed on May 18, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment rolls. (M.D. 7/26/22 #21).

**RESOLUTION NO. 564 - 2022**

Resolution authorizing the property cleanup assessment of 94 East Street, Hicksville, performed on May 11, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment rolls. (M.D. 7/26/22 #22).

**RESOLUTION NO. 565 - 2022**

Resolution authorizing the property cleanup assessment of 210 North Wyoming Avenue, Massapequa, performed on May 17, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment rolls. (M.D. 7/26/22 #23).

**RESOLUTION NO. 566 - 2022**

Resolution authorizing the property cleanup assessment of 4699 Merrick Road, Massapequa, performed on May 17, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment rolls. (M.D. 7/26/22 #24).

**RESOLUTION NO. 567 - 2022**

Resolution pertaining to Contract No. PWC09-22, On-Call Engineering Services relative to Site Development in connection with design of a new playground for children, removing & replacing chain link and modified lacrosse field striping regarding a turf installation at Francis M. Gaynor Park. Account No. PKS H 7197 20000 000 2202 001. (M.D. 7/26/22 #25).

**RESOLUTION NO. 568 - 2022**

Resolution pertaining to Contract No. PWC09-22, On-Call Engineering Services relative to Site Development in connection with assistance with FEMA reimbursement for Tropical Storm Isaias. Account No. HWY H 5197 20000 000 2003 008. (M.D. 7/26/22 #26).

**RESOLUTION NO. 569 - 2022**

Resolution authorizing Quantity Increase/Decrease, Acceptance and Final Payment for Contract No. DER20-207, Old Bethpage Solid Waste Disposal Complex Truck Scales Replacement. (M.D. 7/26/22 #28).

**RESOLUTION NO. 570 - 2022**

Resolution granting request from the Syosset Woodbury Chamber of Commerce for Town assistance in conducting their Annual Street Fair to be held on September 18, 2022 and for use of various Town equipment for the event. (M.D. 7/26/22 #33).

**RESOLUTION NO. 571 - 2022**

Resolution authorizing a license agreement for Rowing Programs at the Oyster Bay Western Waterfront for the period September 1, 2022 through August 31, 2027, with a one (1) five (5) year extension option, and for the Supervisor, or his designee, to execute said agreement. (M.D. 7/26/22 #34).

**RESOLUTION NO. 572 - 2022**

Resolution granting request from the Holy Trinity Greek Orthodox Church for Town assistance in conducting their annual Garden Festival on September 9th, 10th, & 11th, 2022 and for use of various Town equipment for the event. (M.D. 7/26/22 #36).

**RESOLUTION NO. 573 - 2022**

Resolution granting request from Mukesh Modi, Advisor of IDP USA Inc, for Town assistance in conducting their India Day Parade on August 7th 2022, for use of parking field H-17 in Hicksville and for various Town equipment. (M.D. 7/26/22 #37).

**RESOLUTION NO. 574 - 2022**

Resolution granting request from the Jericho Fire District for the use of portable bleachers for their annual Fire Prevention Day to be held on October 9, 2022. (M.D. 7/26/22 #38).

**RESOLUTION NO. 575 - 2022**

Resolution authorizing award of Engineering Services under Contract No. DPW22-229, Firemans Field Green Infrastructure Improvements and for use of sub-consultants for surveying services, geotechnical services and wetland demarcation. (M.D. 7/26/22 #29 & 8/2/22 #13).

**RESOLUTION NO. 576 - 2022**

Resolution authorizing Change Order No. 1, Quantity Increase/Decrease 1 for Contract No. H18-171-P1, Massapequa Flood Diversion and Control Project #1 Outfalls 126 & 67 (Harbor Place/Cabot Road West), Massapequa. Account No. IGA-CD-8689-27000-556. (M.D. 7/26/22 #31 & 8/2/22 #14).

**RESOLUTION NO. 577 - 2022**

Resolution authorizing award of engineering services under Contract No. DP22-231, Theodore Roosevelt Memorial Park Sanitary System Upgrades and for use of sub-consultants for utility mark out, soil borings and pipeline video inspection. (M.D. 7/26/22 #32 & 8/2/22 #15).

**RESOLUTION NO. 578 - 2022**

Resolution authorizing an agreement for Website Development Services for the period September 1, 2022 through August 31, 2024, with two (2) one-year extension options, and for the Supervisor, or his designee, to execute said Agreement. (M.D. 7/26/22 #35 & 8/2/22 #11).



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

**RESOLUTION NO. 579 - 2022**

Resolution authorizing retention of litigation counsel relative to a Civil Action, *In Re Claim of B&B Maintenance Services, Inc.* Account No. OTA A 1420 44110 000 0000. (M.D. 8/2/22 #21).

**RESOLUTION NO. 580 - 2022**

Resolution amending Resolution No. 636-2021, to add a fitness instructor for Tai Chi at the Hicksville Athletic Center. Account No. PKS A 7110 44900 000 0000. (M.D. 8/2/22 #5).

**RESOLUTION NO. 581 - 2022**

Resolution authorizing payment of outstanding invoices for engineering fees for Contract No. PWC14-20, On-Call Engineering Services Relative to Surveying in connection with the Hicksville Parking Facility. Account No. OTA A 1420 44110 000 0000. (M.D. 8/2/22 #18).

**RESOLUTION NO. 582 - 2022**

Resolution authorizing the Comptroller to make payment of the second half of the 2022 general tax associated with acquisition by Eminent Domain of 47 West Barclay Street, Hicksville and for the Town Attorney to obtain retroactive relief for the remainder of the 2021/2022 School and 2022 General Taxes, by seeking a Chapter Bill with the New York State Assembly/Senate. Account No. TWN A 1989 47900 000 0000. (M.D. 8/2/22 #19).

**RESOLUTION NO. 583 - 2022**

Resolution pertaining to settlement of negligence claim; Claimant: Helga Preussner v. Town of Oyster Bay, Matter ID No. 2016-5601. Account No. TWN AMS 1910 43010 602 0000 000. (M.D. 8/2/22 #20).