

TOWN OF OYSTER BAY
TOWN BOARD
REGULAR MEETING
September 10, 2024
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 - Cable Franchise

To consider the renewal agreement for Cable Television Franchise with the Town of Oyster Bay. (M.D. 7/30/24 #23)

HEARING - Local Law

To consider a Local Law entitled "A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF OYSTER BAY, NEW YORK, TO SET FORTH PENALTIES ALLOWED TO BE ASSESSED BY THE BUREAU OF ADMINISTRATIVE ADJUDICATION, AMENDING CHAPTER 114 - EXPLOSIVES AND FIREARMS, CHAPTER 231 - UNMANNED AIRCRAFT, CHAPTER 233-VEHICLES AND TRAFFIC." (M.D. 8/6/24 #34)

HEARING - P-9-24

To consider the application of 62-61 Northern Boulevard Corporation, fee owner, for a Special Use Permit at premises located at 62-61 Northern Boulevard, East Norwich. (M.D. 8/6/24 #35)

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PERSONNEL RESOLUTION NO. P-14-2024

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

TRANSFER OF FUNDS RESOLUTION NO. TF-12-2024

Resolution pertaining to Transfer of Funds within various department accounts for the Year 2024.

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RESOLUTION NO. 649 - 2024

Resolution pertaining to the Dock Application of Lukas Pellizzi, 348 Riviera Drive South, Massapequa, New York. (M.D. 7/30/24 #12)

RESOLUTION NO. 650 - 2024

Resolution pertaining to the Dock Application of Peter Sanfilippo, 2 McKinley Place, Massapequa, New York. (M.D. 7/30/24 #13)

RESOLUTION NO. 651 - 2024

Resolution authorizing issuance of a refund for a Roosevelt Marina Slip Rental fee to Dorothea Monten. Account No. PKS A 0001 02025 526 0000. (M.D. 8/6/24 #4)

RESOLUTION NO. 652 - 2024

Resolution authorizing issuance of a refund for the 2024 Summer Recreation Program at Marjorie Post Park to Paul Tammany. Account No. PKS A 0001 02001 510 0000. (M.D. 8/6/24 #5)

RESOLUTION NO. 653 - 2024

Resolution authorizing issuance of a refund for the 2024 Summer Recreation Program at Marjorie Post Park to Francesco Trapuzzano. Account No. PKS A 0001 02001 510 0000. (M.D. 8/6/24 #6)

RESOLUTION NO. 654 - 2024

Resolution authorizing issuance of a refund for the 2024 Summer Recreation Program at Marjorie Post Park to Hailey Valery. Account No. PKS A 0001 02001 510 0000. (M.D. 8/6/24 #7)

RESOLUTION NO. 655 - 2024

Resolution authorizing issuance of a refund for the 2024 Summer Recreation Program at Plainview-Old Bethpage to Yim Zeshan. Account No. PKS A 0001 02001 510 0000. (M.D. 8/6/24 #8)

RESOLUTION NO. 656 - 2024

Resolution authorizing issuance of a refund for the 2024 Summer Recreation Program at Syosset-Woodbury Park to Amanda Shaffer. Account No. PKS A 0001 02001 510 0000. (M.D. 8/6/24 #9)

RESOLUTION NO. 657 - 2024

Resolution authorizing issuance of a refund for the 2024 Summer Recreation Program at Marjorie Post Park to Hailey Valery. Account No. PKS A 0001 02001 510 0000. (M.D. 8/6/24 #10)

RESOLUTION NO. 658 - 2024

Resolution authorizing acceptance of a donation of a memorial plaque from Jeffrey Warner, to be placed on an existing bench at Glenwood Park G-4 in memory of George W. Warner. Account No. PKS-A-0001-02705-000-0000. (M.D. 8/6/24 #11)

RESOLUTION NO. 659 - 2024

Resolution authorizing the award of Contract No. PWE 001-24, Exterior Painting of Oyster Bay Community Center. Account No. DGS H 1997 20000 000 2410 001. (M.D. 8/6/24 #22)

RESOLUTION NO. 660 - 2024

Resolution authorizing the annual Family Fall & Halloween Festival to be held on October 26, 2024 at Marjorie R. Post Community Park, Massapequa, and to employ entertainment services which will be paid for by the Friends of the Community Services Department, Inc. and to procure carnival equipment through the Purchasing Division. Account No. CYS A 7020 45100 000 0000 and CYS A 7020 41800 000 0000. (M.D. 8/13/24 #8)

RESOLUTION NO. 661 - 2024

Resolution authorizing an Agreement to provide entertainment for the Last Summer Blast Concert to be held on September 21, 2024 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. 8/13/24 #9)

RESOLUTION NO. 662 - 2024

Resolution authorizing Movies by Moonlight: Halloween Edition on October 5, 2024 at Syosset-Woodbury Community Park and to procure movie and carnival equipment through the Purchasing Division. Account Nos. CYS A 7020 41800 000 0000 and CYS A 7020 45100 000 0000. (M.D. 8/13/24 #10)

RESOLUTION NO. 663 - 2024

Resolution authorizing issuance of a refund for the 2024 Summer Recreation Program at Marjorie Post Park to Jackeline Apolo. Account No. PKS A 0001 02001 510 0000. (M.D. 8/13/24 #11)

RESOLUTION NO. 664 - 2024

Resolution authorizing issuance of a refund for a Roosevelt Marina Slip Rental fee to Louis Maccio. Account No. PKS A 0001 02025 523 0000. (M.D. 8/13/24 #12)

RESOLUTION NO. 665 - 2024

Resolution authorizing the 2024 Oyster Fest in cooperation with the Oyster Bay/East Norwich Chamber of Commerce to be held on October 19 and October 20, 2024 in Oyster Bay in the areas of Theodore Roosevelt Memorial Park, Beekman Beach, Firemen's Field, Audrey Avenue and Spring Street and for the waiver of Chapter 173, Sections 10-18, Chapter 168-22 and Chapter 168-24 for the event. Account No. PKS A 7110 47670 000 0000. (M.D. 8/13/24 #13)

RESOLUTION NO. 666 - 2024

Resolution authorizing an Urban Senior Jobs Program Host Agency Training and Maintenance of Effort Agreement and for the Supervisor, or his designee, to execute said Agreement for the period July 1, 2024 through June 30, 2026. (M.D. 8/13/24 #17)

RESOLUTION NO. 667 - 2024

Resolution pertaining to the Dock Application of Humberto Bastos, 71 Clearwater Avenue, Massapequa, New York. (M.D. 8/13/24 #18)

RESOLUTION NO. 668 - 2024

Resolution authorizing an increase of fees regarding NSC Instructor Transition to First Aid/CPR/AED 8th Edition to allow Commissioner McCaffrey to continue to teach Town employees First Aid, CPR and the use of AEDs as a certified instructor. Account No. DPS A 3010 44140 000 0000. (M.D. 8/13/24 #21)

RESOLUTION NO. 669 - 2024

Resolution authorizing a picnic for the Senior Citizen's Program participants, to be held on September 17, 2024 (rain date September 18, 2024), at Marjorie R. Post Community Park, to enter into an agreement for entertainment services for the event and authorize the Supervisor and/or his designee to execute said Agreement. Account Nos. CYS A 0001 02001 511 0000 and CYS A 7020 47660 000 0000. (M.D. 8/20/24 #4)

RESOLUTION NO. 670 - 2024

Resolution authorizing a Senior Citizen trip on the Lauren Kristy Paddle Boat on October 1, 2024 and to authorize the Commissioner of the Department of Community and Youth Services and/or her designee to make changes, as necessary, to the date and time of the events. (M.D. 8/20/24 #5)

RESOLUTION NO. 671 - 2024

Resolution authorizing acceptance of a donation of a memorial plaque and new bench from Ami Shah, to be placed in Theodore Roosevelt Memorial Park and Beach in memory of Vasu Mahendra Shah. (M.D. 8/20/24 #6)

RESOLUTION NO. 672 - 2024

Resolution authorizing acceptance of a donation of a memorial plaque and new bench from Grace Searby, to be placed in Theodore Roosevelt Memorial Park and Beach in memory of Raymond W. Searby. (M.D. 8/20/24 #7)

RESOLUTION NO. 673 - 2024

Resolution authorizing issuance of a refund for the 2024 Summer Recreation Program at Syosset-Woodbury Park to Bing Xu. Account No. PKS A 0001 02001 510 0000. (M.D. 8/20/24 #8)

RESOLUTION NO. 674 - 2024

Resolution pertaining to settlement of a negligence claim; *Geraldine Allen v. Town of Oyster Bay*, Matter ID No. 2018-6795. Account No. TWN AMS 1910 43010 602 0000 000. (M.D. 8/20/24 #10)

RESOLUTION NO. 675 - 2024

Resolution authorizing Extension of Time, Acceptance and Final Payment under Contract No. DPW23-264, Soil Investigation at Bethpage Community Park. (M.D. 8/20/24 #11)

RESOLUTION NO. 676 - 2024

Resolution authorizing Acceptance of Design and Request to Enter Bid and Construction Phase under Contract No. DP22-231, Theodore Roosevelt Memorial Park Sanitary System Upgrade. (M.D. 8/20/24 #12)

RESOLUTION NO. 677 - 2024

Resolution authorizing DPW Commissioner Richard W. Lenz to take required continuing education course specific to engineering ethics. Account No. DPW A 1490 44140 000 0000. (M.D. 8/20/24 #13)

RESOLUTION NO. 678 - 2024

Resolution authorizing DPW Deputy Commissioner Matthew Russo to take the listed continuing education seminars required for engineers in New York State. Account No. DPW A 1490 44140 000 0000. (M.D. 8/20/24 #14)

RESOLUTION NO. 679 - 2024

Resolution granting request from the Hicksville Chamber of Commerce for Town assistance in conducting their Annual Street Fair on September 15, 2024 (rain date September 22, 2024), for the use of Municipal Parking Fields H-5 and H-6 and for the use of various Town equipment for the event. (M.D. 8/20/24 #15)

RESOLUTION NO. 680 - 2024

Resolution pertaining to Nassau County DPW Contract Number H66302Y in connection with the removal and replacement of a drainage catch basin in line with an existing driveway apron located at 7 Alhambra Road, Massapequa. Account No. HWY H 5197 20000 000 2303 008. (M.D. 8/20/24 #17)

RESOLUTION NO. 681 - 2024

Resolution authorizing acceptance of a donation of a self-service beach cleanup up station at Centre Island Beach in partnership with Friends of the Bay. (M.D. 8/27/24 #4)

RESOLUTION NO. 682 - 2024

Resolution granting request from Paws of War for the use of Centre Island Beach on May 17, 2025 to hold their annual fundraiser and for the waiver of Chapter 173 Section 10-18, Peddlers and Chapter 168-22, Alcoholic Beverages for the event. (M.D. 8/27/24 #5)

RESOLUTION NO. 683 - 2024

Resolution authorizing a second one-year renewal of the Agreement for Consulting for Communications VoIP and Information Security for the period October 4, 2024 through October 3, 2025. Account No. TWN A 1989 47900 000 0000 and Account No. DGS A 1620 44800 000 0000. (M.D. 8/27/24 #6)

RESOLUTION NO. 684 - 2024

Resolution authorizing preparation of the list of surplus equipment for public auction. (M.D. 8/27/24 #7)

RESOLUTION NO. 685 - 2024

Resolution authorizing an extension of time in connection with Resolution No. 724-94, Petition of Sunrise Promenade Associates, 5278 Sunrise Highway, East Massapequa, until December 31, 2025. (M.D. 8/27/24 #9)

RESOLUTION NO. 686 - 2024

Resolution authorizing membership in the Long Island Association, Inc. for the period September 1, 2024 through August 31, 2025. Account No. PAD B 3620 47900 000 0000. (M.D. 8/27/24 #10)

RESOLUTION NO. 687 - 2024

Resolution authorizing the Comptroller to pay costs incurred in connection with the 2024 BAN Sale Expenses. (M.D. 8/27/24 #11)

RESOLUTION NO. 688 - 2024

Resolution authorizing the property cleanup assessment of 430 Jericho Turnpike, Jericho, New York, performed on June 20, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #12)

RESOLUTION NO. 689 - 2024

Resolution pertaining to the decision on the application of South Service Jericho Associates, L.P., fee owner, and The Swing, Golf Lounge Inc., lessee for a Special Use Permit at premises located at 33 S. Service Road, Jericho, New York. Hearing held: June 11, 2024. (6/11/24 #5)

RESOLUTION NO. 690 - 2024

Resolution authorizing the property cleanup assessment of 41 Nancy Place, Massapequa, New York, performed on May 28, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #14)

RESOLUTION NO. 691 - 2024

Resolution authorizing the property cleanup assessment of Melrose Avenue, Massapequa, New York, Section 53, Block C, Lot 277, performed on July 31, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #15)

RESOLUTION NO. 692 - 2024

Resolution authorizing the property cleanup assessment of 45 Thirteenth Street, Locust Valley, New York, performed on June 3, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #16)

RESOLUTION NO. 693 - 2024

Recommending the property cleanup assessment of 51 Osprey Place, Massapequa, New York, performed on June 10, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #17)

RESOLUTION NO. 694 - 2024

Resolution authorizing the property cleanup assessment of 53 Clearwater Avenue, Massapequa, New York, performed on May 30, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #18)

RESOLUTION NO. 695 - 2024

Resolution authorizing the property cleanup assessment of 62 Alhambra Road, Massapequa, New York, performed on May 31, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #19)

RESOLUTION NO. 696 - 2024

Resolution authorizing the property cleanup assessment of 66 Alhambra Road, Massapequa, New York, performed on May 30, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #20)

RESOLUTION NO. 697 - 2024

Resolution authorizing the property cleanup assessment of 32 South Oakdale Avenue, Bethpage, New York, performed on January 26, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #21)

RESOLUTION NO. 698 - 2024

Resolution authorizing the property cleanup assessment of 149 Nassau Road, Massapequa, New York, performed on June 10, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #22)

RESOLUTION NO. 699 - 2024

Resolution authorizing the property cleanup assessment of 153 Ocean Avenue, Massapequa, New York, performed on May 30, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #23)

RESOLUTION NO. 700 - 2024

Resolution authorizing the property cleanup assessment of 295 Old Country Road, SW Corner East Avenue, Hicksville, New York, performed on May 28, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #24)

RESOLUTION NO. 701 - 2024

Resolution authorizing the property cleanup assessment of 544 Old Country Road, Plainview, New York, performed on June 5, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #25)

RESOLUTION NO. 702 - 2024

Resolution authorizing the property cleanup assessment of 574 A Stewart Avenue, Bethpage, New York, performed on June 6, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #26)

RESOLUTION NO. 703 - 2024

Resolution authorizing the property cleanup assessment of Newbridge Road, Hicksville, New York, Section 45, Block 70, Lot 49, performed on June 3, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #27)

RESOLUTION NO. 704 - 2024

Resolution authorizing the property cleanup assessment of Seneca Drive, Massapequa, New York, Section 52, Block 412, Lot 32, performed on June 14, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #28)

RESOLUTION NO. 705 - 2024

Resolution authorizing the property cleanup assessment of 10 A Hamilton Avenue, Massapequa, New York, performed on June 3, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #29)

RESOLUTION NO. 706 - 2024

Resolution authorizing the property cleanup assessment of 10 High Farms Road, Glen Head, New York, performed on June 11, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #30)

RESOLUTION NO. 707 - 2024

Resolution authorizing the property cleanup assessment of 12 Radcliff Lane, Farmingdale, New York, performed on May 28, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/27/24 #31)

RESOLUTION NO. 708 - 2024

Resolution authorizing an agreement for professional geese control and egg addling services for the period September 1, 2024 through December 31, 2027, with two (2) one-year extension options, and for the Supervisor, or his designee, to execute said agreement. Account No. DPW A 3510 44900 000 0000. (M.D. 8/27/24 #33)

RESOLUTION NO. 709 - 2024

Resolution authorizing the use of a sub-consultant for electrical load testing and monitoring under Contract No. PWC16-24, Engineering Services for Interior Alterations and Upgrades at the Town of Oyster Bay Animal Shelter. (M.D. 8/27/24 #34)

RESOLUTION NO. 710 - 2024

Resolution pertaining to Contract No. H19-197-PH4, Highway and Drainage Improvements to the Intervale Avenue Area, Farmingdale, Phase 4 and for use of a sub-consultant for concrete laboratory testing services. Account No. HWY H 5197 20000 000 2303 008. (M.D. 8/27/24 #35)

RESOLUTION NO. 711 - 2024

Resolution authorizing the cancellation of Contract H22-235, Hicksville Parking Facility Trench Drain Girder Reinforcement and request to rebid this contract. (M.D. 8/27/24 #36)

RESOLUTION NO. 712 - 2024

Resolution authorizing acceptance and final payment under Contract No. DPW 22-234, Town Hall North Window Replacement. (M.D. 8/27/24 #37)

RESOLUTION NO. 713 - 2024

Resolution pertaining to increase in authorization for Contract No. HRR23-257, Road Restoration Requirements. (M.D. 8/27/24 #38)

RESOLUTION NO. 714 - 2024

Resolution granting request from the Columbus Lodge #2143, Order Sons and Daughters of Italy in America, for Town assistance in conducting their 28th Annual Columbus Lodge Italian Feast and Festival on North Broadway in North Massapequa on September 29, 2024 (rain date October 6, 2024), for the waiver of Chapter 82-3 of the Town Code and for the use of various Town equipment for the event. (M.D. 8/27/24 #40)

RESOLUTION NO. 715 - 2024

Resolution granting request from the Oyster Bay Main Street Association for Town assistance in conducting their Oyster Bay Farmers Market on Sundays starting on September 8, 2024 through November 17, 2024 and for the use of Parking Lot O-8 in Oyster Bay and for use of various Town equipment. (M.D. 8/27/24 #41)

RESOLUTION NO. 716 - 2024

Resolution granting request from the Syosset Woodbury Chamber of Commerce for Town assistance in conducting their Annual Street Fair on September 29, 2024 on Jackson Avenue in Syosset and for use of various Town equipment for the event. (M.D. 8/27/24 #42)

RESOLUTION NO. 717 - 2024

Resolution granting request from NY South Asian Chamber of Commerce for Town assistance in conducting their Hicksville Mela Event on September 28, 2024 and for use of Municipal Parking Fields H-16 and H-17 in Hicksville as well as use of various Town equipment for the event. (M.D. 8/27/24 #43 & 9/3/24 #11)

RESOLUTION NO. 718 - 2024

Resolution authorizing extension of the License Agreement for management consulting services at the Town of Oyster Bay Ice Skating Center for the period September 1, 2024 through December 31, 2024. (M.D. 8/27/24 #44 & 9/3/24 #6)

SUSPEND THE RULES AND ADD THE FOLLOWING

RESOLUTION NO. 719 - 2024

Resolution directing the Town Clerk to advertise a Notice of Hearing on a Proposed Local Law entitled "A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF OYSTER BAY, NEW YORK, AMENDING CHAPTER 241 - WATERWAYS, TO SET FORTH PENALTIES ALLOWED TO BE ASSESSED BY THE BUREAU OF ADMINISTRATIVE ADJUDICATION" Hearing Date: October 1, 2024. (M.D. 9/3/24 #12)

RESOLUTION NO. 720 - 2024

Resolution authorizing an Agreement for use of Town of Oyster Bay beach rake at Pine Island Association's Soundside Beach for the period May 1, 2025 through September 30, 2025 and for the Supervisor, or his designee, to execute said Agreement. (M.D. 9/3/24 #13)

RESOLUTION NO. 721 - 2024

Resolution authorizing amendments to the Glenwood Hook & Ladder, Engine & Hose Co., Inc. Length of Service Award Program, subject to a referendum by the residents of the Glenwood Fire Protection District. (M.D. 9/3/24 #14)

RESOLUTION NO. 722 - 2024

Resolution directing the Town Clerk to advertise a Notice of Hearing to consider a six (6) month extension of the Town's Battery Energy Storage System ("BESS") Moratorium. Hearing Date: October 1, 2024. (M.D. 9/3/24 #15)

RESOLUTION NO. 723 - 2024

Resolution authorizing the Supervisor to submit a Waiver Request to the New York State Civil Service Commission for the appointment of a Deputy Commissioner of Public Safety. (M.D. 9/3/24 #16)