

TOWN OF OYSTER BAY
TOWN BOARD
REGULAR MEETING
September 13, 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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PERSONNEL RESOLUTION NO. P-14-22

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. 585 - 2022

Resolution authorizing the Movies by Moonlight: Halloween Edition on various dates and locations. Account Nos. CYS A 7020 41800 000 0000 and CYS A 7020 45100 000 0000. (M.D. 8/2/22 #4).

RESOLUTION NO. 586 - 2022

Resolution authorizing publication of a legal notice pertaining to the 2022-2023 School Tax. Account No. ROT A 1330 44100 000 0000. (M.D. 8/2/22 #12).

RESOLUTION NO. 587 - 2022

Resolution authorizing the 2022 Senior Citizen Picnic at Marjorie R. Post Community Park on September 20, 2022, and entering into an agreement to provide entertainment and for the Supervisor, or his designee, or the Commissioner of Community & Youth to execute the Agreement. Account No. CYS A 7020 47660 000 0000. (M.D. 8/9/22 #6).

RESOLUTION NO. 588 - 2022

Resolution authorizing the Annual Family Fall & Halloween Festival at Marjorie R. Post Community Park on October 22, 2022, and entering into an Agreement to provide entertainment and for the Supervisor, or his designee, or the Commissioner of Community & Youth to execute said Agreement. Account No. CYS A 7020 47660 000 0000, CYS A 7020 45100 000 0000 and CYS A 7020 41800 000 0000. (M.D. 8/9/22 #7).

RESOLUTION NO. 589 - 2022

Resolution authorizing acceptance of a donation of a memorial plaque and new bench from Jo-Anne Dobkin, to be placed in Harry Tappen Beach in memory of Margaret Merry Taylor Schierhorst. (M.D. 8/9/22 #8).

RESOLUTION NO. 590 - 2022

Resolution authorizing acceptance of a donation of a memorial plaque from Melissa Madden, to be placed under an existing tree in Ellsworth W. Allen Park in memory of Anthony Trozolino. (M.D. 8/9/22 #9).

RESOLUTION NO. 591 - 2022

Resolution authorizing renewal of membership in the Long Island Association, Inc. (LIA) for the period September 1, 2022 through August 31, 2023. Account No. PAD B 3620 47900 000 0000. (M.D. 8/9/22 #11).

RESOLUTION NO. 592 - 2022

Resolution pertaining to the filing of Town of Oyster Bay - External Audit Report, NYS Department of Transportation, for the period ended December 31, 2021 and ratifying the actions of the Town Clerk in publishing said report as required by law. (M.D. 8/9/22 #13).

RESOLUTION NO. 593 - 2022

Resolution pertaining to the filing of Town of Oyster Bay - External Audit Report, Office of the Town Clerk, for the period ended December 31, 2021 and ratifying the actions of the Town Clerk in publishing said report as required by law. (M.D. 8/9/22 #14).

RESOLUTION NO. 594 - 2022

Resolution pertaining to the filing of Town of Oyster Bay - External Audit Report, Office of the Receiver of Taxes, for the period ended September 30, 2021 and ratifying the actions of the Town Clerk in publishing said report as required by law. (M.D. 8/9/22 #15).

RESOLUTION NO. 595 - 2022

Resolution authorizing the property cleanup assessment of 6 Primrose Avenue, Hicksville, performed on June 8, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/9/22 #16).

RESOLUTION NO. 596 - 2022

Resolution authorizing the property cleanup assessment of 14 Hazelwood Drive, Jericho, performed on June 6, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/9/22 #17).

RESOLUTION NO. 597 - 2022

Resolution authorizing the property cleanup assessment of 18 Melissa Lane, Old Bethpage, performed on May 26, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/9/22 #18).

RESOLUTION NO. 598 - 2022

Resolution authorizing the property cleanup assessment of 63 Vandewater Street, Farmingdale, performed on June 7, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/9/22 #19).

RESOLUTION NO. 599 - 2022

Resolution authorizing the property cleanup assessment of Newbridge Road, Hicksville, Section 45, Block 79, Lot 49, performed on May 16, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/9/22 #20).

RESOLUTION NO. 600 - 2022

Resolution authorizing renewal of various municipal government association memberships for the period July 1, 2022 through June 30, 2023. Account No. OTC A 1410 47900 000 0000. (M.D. 8/9/22 #21).

RESOLUTION NO. 601 - 2022

Resolution authorizing entrance into bid & construction phases for Contract No. HLR22-238, Requirements Contract for Line Striping and Pavement Markings throughout the Town of Oyster Bay. (M.D. 8/9/22 #22).

RESOLUTION NO. 602 - 2022

Resolution granting request from the Hicksville Chamber of Commerce for Town assistance in conducting their 20th Annual Street Fair on September 17, 2022 (rain date September 24, 2022), for the use of Municipal Parking Fields H-5 and H-6 in Hicksville and for use of various Town equipment for the event. (M.D. 8/9/22 #23).

RESOLUTION NO. 603 - 2022

Resolution authorizing the property cleanup assessment of 10 High Farms Road, Glen Head, performed on June 7, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/16/22 #8).

RESOLUTION NO. 604 - 2022

Resolution pertaining to Contract No. PWC 07-22, On-Call Engineering Services Relative to Civil Engineering in connection with field investigation, survey, design and cost estimating services related to the construction of a new permanent Shellfish Hatchery Building at the Western Waterfront, Theodore Roosevelt Park, Oyster Bay, and for use of sub-consultants for the project. Account No. PKS H 7197 20000 000 2202 001. (M.D. 8/16/22 #10).

RESOLUTION NO. 605 - 2022

Resolution pertaining to Contract No. PWC 08-22, On-Call Engineering Services relative to Mechanical Engineering in connection with field investigation, survey, design and cost estimating services related to the mechanical, electrical and plumbing construction of a new permanent Shellfish Hatchery Building at the Western Waterfront, Theodore Roosevelt Park, Oyster Bay, and for use of a sub-consultant. Account No. PKS H 7197 20000 000 2202 001. (M.D. 8/16/22 #11).

RESOLUTION NO. 606 - 2022

Resolution authorizing the property cleanup assessment of 15 Gables Road, Hicksville, performed on June 6, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/23/22 #8).

RESOLUTION NO. 607 - 2022

Resolution authorizing the property cleanup assessment of 15 Southwick Court N., Plainview, performed on June 7, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/23/22 #9).

RESOLUTION NO. 608 - 2022

Resolution authorizing g the property cleanup assessment of 109 Arlyn Drive West, Massapequa, performed on May 31, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/23/22 #10).

RESOLUTION NO. 609 - 2022

Resolution authorizing the property cleanup assessment of 510 Clocks Boulevard, Massapequa, performed on June 6, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/23/22 #11).

RESOLUTION NO. 610 - 2022

Resolution authorizing the property cleanup assessment of Newbridge Road, Hicksville, Section 45, Block 70, Lot 49, performed on June 22, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/23/22 #12).

RESOLUTION NO. 611 - 2022

Resolution pertaining to Contract No. H18-171-P1, Flood Diversion and Control Project for Massapequa Project 1: Outfall 126 &67 System (Harbor & Cabot) as Part of the N.Y. Rising Community Reconstruction Program. Account No. IGA CD 8689 27000 554 CN17. (M.D. 8/23/22 #13).

RESOLUTION NO. 612 - 2022

Resolution pertaining to Contract No. H18-171-P4, Flood Diversion and Control Project for Massapequa Project 4: Outfall 38 System (Division Avenue) as Part of the N.Y. Rising Community Reconstruction Program. Account No. IGA CD 8689 27000 554 CN17. (M.D. 8/23/22 #14).

RESOLUTION NO. 613 - 2022

Resolution pertaining to Contract No. H19-197-PH3, Highway & Drainage Improvements to the Intervale Avenue Area Phase 3, Farmingdale, in connection with design and bid services. Account No. HWY H5197 20000 000 2003 008. (M.D. 8/23/22 #15).

RESOLUTION NO. 614 - 2022

Resolution pertaining to Contract No. PWC19-22, On-Call Services Relative to Structural Engineering in connection with the replacement of the Bulkhead at John J. Burns Park. Account No. PKS H 7197 20000 000 2002 001. (M.D. 8/23/22 #16).

RESOLUTION NO. 615 - 2022

Resolution pertaining to Contract No. PWC09-22, On-Call Services Relative to Site Development in connection with design, bid review, site meetings, review of submittals and construction inspection regarding Marjorie Post Community Park Community Center Upgrades and for use of sub-consultants for the project. Account No. CYS H 1997 20000 000 1401 001. (M.D. 8/23/22 #19).

RESOLUTION NO. 616 - 2022

Resolution authorizing the Senior Men's All-Star Softball Game to be held on October 10, 2022 (rain date October 12, 2022) at John J. Burns Park, Massapequa. Account No. TWN TA 0000 00085 472 0000. (M.D. 8/30/22 #4).

RESOLUTION NO. 617 - 2022

Resolution authorizing the Town of Oyster Bay Challenger Jamboree Baseball Tournament in cooperation with Challenger Baseball, to be held September 25, 2022 at John J. Burns Park, Massapequa. Account Nos. PKS A 7110 47670 000 0000, TWN TA 0000 00085 472 0000. (M.D. 8/30/22 #5).

RESOLUTION NO. 618 - 2022

Resolution granting request from Taste on the Beach, LLC to use Stehli Beach, Charles E. Ransom Beach and Centre Island Beaches to hold a food and wine tasting event on October 9, 2022, and for the waiver of Section 168-22, Alcoholic Beverages for the event. (M.D. 8/30/22 #6).

RESOLUTION NO. 619 - 2022

Resolution authorizing issuance of refunds for the 2022 Town of Oyster Bay Summer Ice Hockey program to the listed residents. Account No. PKS A 0001 02001 510 0000. (M.D. 8/30/22 #7).

RESOLUTION NO. 620 - 2022

Resolution authorizing issuance of refunds for the 2022 Town of Oyster Bay Summer Recreation Program to the listed residents. Account No. PKS A 0001 02001 510 0000. (M.D. 8/30/22 #8).

RESOLUTION NO. 621 - 2022

Resolution authorizing issuance of issue a refund for the Summer Recreation Program at Theodore Roosevelt Memorial Park to Iliana Torres. Account No. PKS A 0001 02001 510 0000. (M.D. 8/30/22 #9).

RESOLUTION NO. 622 - 2022

Resolution authorizing issuance of issue a refund for a building permit fee to Michael Sciacchitano. Account No. PAD B 0001 02555 000 0000. (M.D. 8/30/22 #18).

RESOLUTION NO. 623 - 2022

Resolution authorizing payment of costs incurred in connection with the 2022 BAN/Bond Sale Expenses. (M.D. 8/30/22 #21).

RESOLUTION NO. 624 - 2022

Resolution to accept a recommendation from the Town of Oyster Bay Housing Authority for a re-appointment to the Board. (M.D. 8/30/22 #22).

RESOLUTION NO. 625 - 2022

Resolution authorizing the property cleanup assessment of 100 Ira Road, Syosset, performed on June 21, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/30/22 #23).

RESOLUTION NO. 626 - 2022

Resolution authorizing the property cleanup assessment of 64 Ketcham Avenue, Hicksville, performed on June 15, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/30/22 #24).

RESOLUTION NO. 627 - 2022

Resolution authorizing the property cleanup assessment of 15 Reading Lane, Bethpage, performed on June 16, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/30/22 #25).

RESOLUTION NO. 628 - 2022

Resolution authorizing the property cleanup assessment of 21 Johnston Street, Locust Valley, performed on May 20, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/30/22 #26).

RESOLUTION NO. 629 - 2022

Resolution authorizing the property cleanup assessment of 28 High Street, Farmingdale, performed on June 16, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/30/22 #27).

RESOLUTION NO. 630 - 2022

Resolution authorizing the property cleanup assessment of 32 Juneau Boulevard, Woodbury, performed on June 6, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/30/22 #28).

RESOLUTION NO. 631 - 2022

Resolution authorizing the property cleanup assessment of 153 Ocean Avenue, Massapequa, performed on June 17, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/30/22 #29).

RESOLUTION NO. 632 - 2022

Resolution authorizing the property cleanup assessment of 198 North Second Street, Bethpage, performed on June 21, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/30/22 #30).

RESOLUTION NO. 633 - 2022

Resolution authorizing the property cleanup assessment of Melrose Avenue, Massapequa, Section 53, Block C, Lot 277, performed on August 6, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/30/22 #31).

RESOLUTION NO. 634 - 2022

Resolution authorizing the property cleanup assessment of 53 Carmans Road, Farmingdale, performed on June 21, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/30/22 #32).

RESOLUTION NO. 635 - 2022

Resolution authorizing the property cleanup assessment of 4 Elizabeth Drive, Bethpage, performed on June 6, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/30/22 #33).

RESOLUTION NO. 636 - 2022

Resolution authorizing the property cleanup assessment of 9 North Pershing Avenue, Bethpage, performed on June 7, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/30/22 #34).

RESOLUTION NO. 637 - 2022

Resolution authorizing the property cleanup assessment of 12 Spruce Avenue, Bethpage, performed on June 8, 2022, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 8/30/22 #35).

RESOLUTION NO. 638 - 2022

Resolution authorizing commencement of legal proceedings in order to properly defend the Town's interests in *Pistone v. Town of Oyster Bay*, File No. 2201-8041. (M.D. 8/30/22 #36).

RESOLUTION NO. 639 - 2022

Resolution authorizing the cancellation of contract and permission to rebid Contract No. DP22-228, Town of Oyster Bay Honorable Joseph Colby Golf Course Irrigation. (M.D. 8/30/22 #41).

RESOLUTION NO. 640 - 2022

Resolution authorizing award of Construction Contract No. H19-196PH2, Road Improvements to the Hicks Avenue Area, Syosset. Account No. HWY H5197 20000 000 2203 008. (M.D. 8/30/22 #42).

RESOLUTION NO. 641 - 2022

Resolution pertaining to Contract No. H19-196PH2, Highway Improvements to the Hicks Ave Area, Syosset, relative to bid support and construction administration and for use of a sub-consultant for construction materials testing services for the project. Account No. HWY H5197 20000 000 2203 008. (M.D. 8/30/22 #43).

RESOLUTION NO. 642 - 2022

Resolution pertaining to Contract No. H18-171-P3, Flood Diversion Control Project for Massapequa Project 3: Outfall 31 System (Brockmeyer Drive), Outfall 114 System (Clearwater Avenue), Outfall 128 System (Iroquois Place) as part of the N.Y. Rising Community Reconstruction Program. Account Nos. IGA CD 8689 27000 554 CN17 and HWY H 5197 20000 000 2003 008. (M.D. 8/30/22 #44).

RESOLUTION NO. 643 - 2022

Resolution pertaining to Contract No. PWC07-22, On-Call Engineering services relative to Civil Engineering in connection with the design, bid and construction services for the installation of synthetic turf at Marino Field baseball infields. Account No. PKS H 7197 20000 000 2002 001. (M.D. 8/30/22 #45).

RESOLUTION NO. 644 - 2022

Resolution authorizing award of Construction Contract No. DP22-236, TOBAY Beach Marina Bulkhead Upgrades. Account No. PKS H 7197 20000 000 2102 001. Account No. PKS H 7197 20000 000 2202 001. (M.D. 8/30/22 #46).

RESOLUTION NO. 645 - 2022

Resolution pertaining to Contract No. PWC22-22, On-Call Engineering Services Relative to Architecture in connection with the design, bid and inspection of shoring and selective demolition services regarding the renovation and historic preservation of the Mill Pond House. Account No. PKS H 7197 20000 000 1902 001. (M.D. 8/30/22 #47).

RESOLUTION NO. 646 - 2022

Resolution granting request from the Jericho Fire Department for use of a roll-off container for their Annual Fire Prevention Day on October 7, 2022 through October 10, 2022. (M.D. 8/30/22 #50).

RESOLUTION NO. 647 - 2022

Resolution pertaining to Settlement of a Negligence Claim; Claimant: Progressive Advanced Insurance Company a/s/o Earnest, James. Claim No. 19-1677434. (M.D. 8/30/22 #52).

RESOLUTION NO. 648 - 2022

Resolution pertaining to the decision on the application of F and Q Properties, LLC, fee owner, for a Special Use Permit to allow operation of a day care facility at premises located at 208 Merritts Road, Farmingdale, New York. Hearing held: 4/20/21. (M.D. 4/20/21 #4).

RESOLUTION NO. 649 - 2022

Resolution pertaining to the decision on the application of Jeffrey Pombar and George Pombar, fee owners, for a Special Use Permit and Revocation of Resolution No. 195-84 at premises located at 157 Glen Head Road, Glen Head, New York. Hearing held: 5/24/22. (M.D. 5/24/22 #4).

RESOLUTION NO. 650 - 2022

Resolution amending Resolution No. 657-2021, which authorized the Thirty Sixth Annual Bluefish Tournament, to include Account No. PKS A 7110 44900 000 0000. (M.D. 8/30/22 #55).

RESOLUTION NO. 651 - 2022

Resolution authorizing the Supervisor or his designee, to execute Youth Program Contracts under the Workforce Innovation and Opportunity Act (WIOA) for the period October 1, 2022 through September 30, 2025. Account Nos. IGA CD 6293 47850 000 CW22 and IGA CD 6293 47850 000 CW23. (M.D. 8/30/22 #16 & 9/6/22 #9).

RESOLUTION NO. 652 - 2022

Resolution authorizing award of contract for Telecommunications Facilities Consultant for the Town of Oyster Bay commencing September 14, 2022 through December 31, 2023, with an option for one two-year renewal period and for the Supervisor, or his designees to execute said agreement. (M.D. 8/30/22 #19 & 9/6/22 #11).

RESOLUTION NO. 653 - 2022

Resolution appointing a Zoning Board of Appeals Member for the period September 14, 2022 through December 31, 2026. (M.D. 8/30/22 #20 & 9/6/22 #12).

RESOLUTION NO. 654 - 2022

Resolution granting request from Columbus Lodge #2143 Sons and Daughters of Italy in America for Town assistance in conducting their 26th Annual Columbus Lodge Italian Feast and Festival to be held on September 25, 2022 (rain date October 2, 2022) at North Broadway, North Massapequa, event. (M.D. 8/30/22 #38 & 9/6/22 #17).

RESOLUTION NO. 655 - 2022

Resolution authorizing Change Order No. 1 for Contract No. DP21-216, renovations to Mill Pond House Phase 1, Selective Demolition and Structural Shoring. Account No. PKS H 7197 20000 000 1902. (M.D. 8/30/22 #40 & 9/6/22 #18).

SUSPEND THE RULES AND ADD THE FOLLOWING:

RESOLUTION NO. 656 - 2022

Resolution authorizing retention of outside counsel in connection with *Town of Oyster Bay v. 500 Old Bethpage Road Realty, LLC* and for payment of legal fees and services in connection with said matter. Account No. OTA A 1420 44110 000 0000. (M.D. 9/6/22 #23).

RESOLUTION NO. 657 - 2022

Resolution granting request from the New York Marine Trades Association to hold their annual In-Water Boat Show in the Tobay Beach parking lot and the Joseph J. Saladino Memorial Marina at Tobay on September 16 through September 18, 2022 and for the waiver of Town of Oyster Bay Ordinance 168-22, alcoholic beverages for the event. (M.D. 9/6/22 #24).

RESOLUTION NO. 658 - 2022

Resolution authorizing the first one-year extension option of the license agreement for the use of a portion of Town owned property located at the Old Bethpage Solid Waste Disposal Complex for the period November 1, 2022 through October 31, 2023. (M.D. 9/6/22 #19).

RESOLUTION NO. 659 - 2022

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 93, Building Construction, to Add New Section 93-16.4 - Construction Site Safety Training, and Renumber Existing Section 93-16.4 as Section 93-16.5". Hearing date: October 4, 2022. (M.D. 9/6/22 #20).

RESOLUTION NO. 660 - 2022

Resolution authorizing a referendum relating to the proposed amendment to the Length of Service Award Program for the Plainview Volunteer Fire Department, Inc., for the Supervisor, or his designee, to execute any documents or agreements in connection to the subject referendum and directing the Town Clerk to publish a public notice calling for the referendum to be held November 14, 2022. Account No. TWN SF09 3410 44910 000 0000. (M.D. 9/6/22 #21).

RESOLUTION NO. 661 - 2022

Resolution granting request from the Oyster Bay East Norwich Chamber of Commerce to extend their annual Cruise Night event one more week until September 13, 2022. (M.D. 9/6/22 #22).

RESOLUTION NO. 662 - 2022

Resolution securing flood insurance on thirty-nine Town buildings for the period September 18, 2022 through September 18, 2023. Account No. TWN AMS 1910 43010 602 0000 000. (M.D. 9/6/22 #25).