

TOWN OF OYSTER BAY  
TOWN BOARD  
REGULAR MEETING  
October 15, 2024  
10:00 A.M. and 7:00 P.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.

THE TOWN BOARD WILL CONSIDER THE ACTION CALENDAR IN THE MORNING AS WELL AS THE PUBLIC COMMENT PORTION OF THE CALENDAR. THE EVENING PORTION WILL SOLELY ADDRESS THE PROPOSED BUDGET.

AT THE CONCLUSION OF 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 - BUDGET**

To consider the Preliminary Budget for the Town of Oyster Bay for the Year 2025 (M.D. 9/17/24 #25).

**HEARING - Local Law**

To consider a new Local Law to extend the Town's Battery Energy Storage System ("BESS") Moratorium for an additional six (6) month period. (M.D. 9/24/24 #46)

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**PERSONNEL**

No personnel action.

**TRANSFER OF FUNDS RESOLUTION NO. TF-14-24**

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

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**RESOLUTION NO. 774 - 2024**

Resolution pertaining to the Dock Application of Michael Bishai, 5 Beach Road, Massapequa, New York (M.D. 9/17/24 #10)

**RESOLUTION NO. 775 - 2024**

Resolution pertaining to the Dock Application of Annette Perea, 360 Riviera Drive South, Massapequa, New York. (M.D. 9/17/24 #11)

**RESOLUTION NO. 776 - 2024**

Resolution authorizing an Agreement for a President Theodore Roosevelt reenactor to take place at various locations throughout Oyster Bay Hamlet during the "History Comes Alive in Oyster Bay" day on October 27, 2024 and for the Supervisor, or his designee, to execute said Agreement. (M.D. 9/24/24 #4)

**RESOLUTION NO. 777 - 2024**

Resolution authorizing Agreements with the listed performers on various dates to provide entertainment for the Group Activities Program (GAP) at the Syosset-Woodbury Community Center and for the Commissioner of Community and Youth Services to execute said Agreements. (M.D. 9/24/24 #5)

**RESOLUTION NO. 778 - 2024**

Resolution authorizing an Agreement to provide entertainment for the Group Activities Program (GAP) at the Syosset-Woodbury Community Center on December 7, 2024. (M.D. 9/24/24 #6)

**RESOLUTION NO. 779 - 2024**

Resolution authorizing a License Agreement for the use of the Tilles Center at Long Island University for the Town's Annual Holiday Concert Series to be held on November 25, 2024 and November 26, 2024 and for the Supervisor, or his designee, to execute said Agreement. Account No. CYS A 7020 47660 000 0000. (M.D. 9/24/24 #7)

**RESOLUTION NO. 780 - 2024**

Resolution authorizing issuance of a refund for the 2024 Summer Recreation Program at Plainview Park to Shuying Li. Account No. PKS A 0001 02001 510 0000. (M.D. 9/24/24 #8)

**RESOLUTION NO. 781 - 2024**

Resolution authorizing issuance of a refund for the 2024 Summer Recreation Program at Plainview Park to Joanne Calise. Account No. PKS A 0001 02001 510 0000. (M.D. 9/24/24 #9)

**RESOLUTION NO. 782 - 2024**

Resolution authorizing issuance of a refund for the 2024 Summer Recreation Program at Syosset-Woodbury Park to David Keselman. Account No. PKS A 0001 02001 510 0000. (M.D. 9/24/24 #10)

**RESOLUTION NO. 783 - 2024**

Resolution authorizing issuance of a refund for the 2024 Summer Recreation Program at Syosset-Woodbury Park to Jill Swidler. Account No. PKS A 0001 02001 510 0000. (M.D. 9/24/24 #11)

**RESOLUTION NO. 784 - 2024**

Resolution authorizing issuance of a refund for a Town of Oyster Bay non-resident golf membership to the Estate of Robert Chen. Account No. PKS A 0001 02025 523 0000. (M.D. 9/24/24 #12)

**RESOLUTION NO. 785 - 2024**

Resolution authorizing issuance of a refund for a Theodore Roosevelt Park facility use fee to Event Power due to a cancellation. Account No. PKS A 0001 02410 000 0000. (M.D. 9/24/24 #13)

**RESOLUTION NO. 786 - 2024**

Resolution authorizing acceptance of a donation of baseball dugout covers from the Bethpage Baseball Association to be installed at Borella Field in Plainview. (M.D. 9/24/24 #14)

**RESOLUTION NO. 787 - 2024**

Resolution authorizing the property cleanup assessment of 15 Marshall Street, Massapequa, New York, performed on June 7, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/24/24 #17)

**RESOLUTION NO. 788 - 2024**

Resolution authorizing the property cleanup assessment of 2 Todd Court, Glen Head, New York, performed on July 22, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/24/24 #18)

**RESOLUTION NO. 789 - 2024**

Resolution authorizing the property cleanup assessment of 15 Bayview Street East, Massapequa, New York, performed on July 1, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/24/24 #19)

**RESOLUTION NO. 790 - 2024**

Resolution authorizing the property cleanup assessment of 1 Vin Court, Farmingdale, New York, performed on July 26, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/24/24 #20)

**RESOLUTION NO. 791 - 2024**

Resolution authorizing the property cleanup assessment of 15 Marshall Street, Massapequa, New York, performed on August 7, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/24/24 #21)

**RESOLUTION NO. 792 - 2024**

Resolution authorizing the property cleanup assessment of 72 Eighth Street, Hicksville, New York, performed on June 26, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/24/24 #22)

**RESOLUTION NO. 793 - 2024**

Resolution authorizing the property cleanup assessment of 47 Thirteenth Street, Locust Valley, New York, performed on July 12, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/24/24 #23)

**RESOLUTION NO. 794 - 2024**

Resolution authorizing the property cleanup assessment of 39 Irving Street, Bethpage, New York, performed on July 31, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/24/24 #24)

**RESOLUTION NO. 795 - 2024**

Resolution authorizing the property cleanup assessment of 11 Park Lane, Massapequa, New York, performed on July 1, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/24/24 #25)

**RESOLUTION NO. 796 - 2024**

Resolution authorizing the property cleanup assessment of 59 Ford Drive West, Massapequa, New York, performed on July 1, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/24/24 #26)

**RESOLUTION NO. 797 - 2024**

Resolution authorizing the property cleanup assessment of 153 Ocean Avenue, Massapequa, New York, performed on July 9, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 9/24/24 #27)

**RESOLUTION NO. 798 - 2024**

Resolution pertaining to Contract No. PWC 07-24, On-Call Engineering Services relative to civil engineering in connection to the schematic design, design development, bid phase services and construction phase services for the Burns Park 90ft Baseball Turf Field. Account No. PKS H 7197 20000 000 2402 001. (M.D. 9/24/24 #28)

**RESOLUTION NO. 799 - 2024**

Resolution pertaining to Contract No. PWC23-24, On-Call Engineering Services relative to environmental engineering in connection with final inspection and contract closeout services for the South Oyster Bay Canal Dredging project. Account No. PKS H 7197 20000 000. (M.D. 9/24/24 #29)

**RESOLUTION NO. 800 - 2024**

Resolution granting a request from the Chamber of Commerce of the Massapequas Inc. for Town assistance in conducting their annual Christmas Tree and Menorah Lighting Ceremony on December 7, 2024 (snow date December 8, 2024) at Klestinec Park and for use of various Town equipment for the event. (M.D. 9/24/24 #36)

**RESOLUTION NO. 801 - 2024**

Resolution pertaining to Contract No. PWC08-24, On-Call Engineering Services relative to mechanical engineering in connection to construction administration and closeout related to the Town Hall South boiler installation. Account No. DGS H 1997 20000 000 2310 001. (M.D. 9/24/24 #37)

**RESOLUTION NO. 802 - 2024**

Resolution authorizing an Agreement with the Long Island Developmental Disabilities Regional Office for a Program for Children with Autism, which will be administered by the Group Activities Program (GAP) for the period January 1, 2025 through December 31, 2025 and for the Supervisor, or his designee, to execute said Agreement. (M.D. 10/1/24 #4)

**RESOLUTION NO. 803 - 2024**

Resolution authorizing an Agreement with the Long Island Developmental Disabilities Regional Office for Family Support Services through the Group Activities Program (GAP) and for the Supervisor, or his designee, to execute said Agreement. (M.D. 10/1/24 #5)

**RESOLUTION NO. 804 - 2024**

Resolution authorizing the Town's Annual Holiday Concert Series on November 25, 2024 and November 26, 2024 at the Tilles Center and to enter into Agreements with the listed performers and for the Supervisor, or his designee, to execute said Agreements. Account No. CYS A 7020 47660 000 0000. (M.D. 10/1/24 #6)

**RESOLUTION NO. 805 - 2024**

Resolution authorizing an Agreement for musician services to provide entertainment for the Annual Senior Holiday Luncheon on December 10, 2024 at the Mansion at Oyster Bay and for the Supervisor, or his designee, to execute said Agreements. Account No. CYS A 7020 47660 000 0000. (M.D. 10/1/24 #7)

**RESOLUTION NO. 806 - 2024**

Resolution authorizing issuance of a refund for the 2024 Summer Recreation Program at Marjorie Post Park to Melissa Delio. Account No. PKS A 0001 02001 510 0000. (M.D. 10/1/24 #8)

**RESOLUTION NO. 807 - 2024**

Resolution pertaining to the Delinquent Water Rentals for 2024 for the various Water Districts in the Town of Oyster Bay. (M.D. 10/1/24 #10)

**RESOLUTION NO. 808 - 2024**

Resolution authorizing the property cleanup assessment of 163 Massachusetts Avenue, Massapequa, New York, performed on July 10, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 10/1/24 #11)

**RESOLUTION NO. 809 - 2024**

Resolution authorizing the property cleanup assessment of 295 Old Country Road, SW Corner East Avenue, Hicksville, New York, performed on August 5, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 10/1/24 #12)

**RESOLUTION NO. 810 - 2024**

Resolution authorizing the property cleanup assessment of Old Country Road and East Avenue, New York, Section 45, Block 66, Lot 292, performed on August 5, 2024, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 10/1/24 #13)

**RESOLUTION NO. 811 - 2024**

Resolution to Contract No. PWC23-24, On-Call Engineering Services relative to environmental engineering at Alhambra Park located in Massapequa, as well as the use of sub-consultants for the project. Account No. PKS H 7197 20000 000 2413 001. (M.D. 10/1/24 #17)

**RESOLUTION NO. 812 - 2024**

Resolution pertaining to Contract No. PWC09-24, On-Call Engineering Services relative to site development for the second phase of the Oyster Bay Downtown Connectivity project. Account No. DPW H 5197 20000 000 2303 008. (M.D. 10/1/24 #18)

**RESOLUTION NO. 813 - 2024**

Resolution pertaining to Contract No. PWC19-24, for the reinforcement of the trench drain girders at the Hicksville Parking Facility. Account No. HWY H 5997 20000 000 2104 016. (M.D. 10/1/24 #19)

**RESOLUTION NO. 814 - 2024**

Resolution pertaining to Contract No. PWC14-24, On-Call Engineering Services relative to surveying at the Old Bethpage Solid Waste Disposal Complex. Account No. SAN SR05 8160 44800 000 0000. (M.D. 10/1/24 #20)

**RESOLUTION NO. 815 - 2024**

Resolution pertaining to Contract No. PWC29-24, On-Call Engineering Services relative to Oversight of Environmental Monitoring Programs for the Old Bethpage Landfill. Account No. SAN SR05 8160 44800 000 0000. (M.D. 10/1/24 #21)

**RESOLUTION NO. 816 - 2024**

Resolution pertaining to Contract No. PWC31-24, On-Call Engineering Services relative to operation and development of the Old Bethpage Solid Waste Disposal Complex. Account No. SAN SR05 8160 44800 000 0000. (M.D. 10/1/24 #22)

**RESOLUTION NO. 817 - 2024**

Resolution granting request from Donna Haines, on behalf of the Trinity Lutheran Church and School for Town assistance in conducting their Trunk or Treat Event on October 26, 2024 (rain date October 27, 2024) as well as the use of Municipal Parking Field H-15, posting of temporary "No Parking" signs and use of Town equipment for the event. (M.D. 10/1/24 #23)

**RESOLUTION NO. 818 - 2024**

Resolution granting request from Terrence Kenniff, on behalf of the Gold Coast Business Association for Town assistance in conducting their Car Show on October 26, 2024 as well as the use of Municipal Parking Field G-2, posting of temporary closure signs and use of Town equipment for the event. (M.D. 10/1/24 #24)

**RESOLUTION NO. 819 - 2024**

Resolution pertaining to the decision on the application of Calpine Corporation for an exemption from the Town's Battery Energy Storage System ("BESS") Moratorium. Hearing held: July 23, 2024. (M.D. 7/23/24 #5)

**RESOLUTION NO. 820 - 2024**

Resolution granting request from the Massapequa Fire Department in conducting their Delano Strong Car Show Fundraiser Event on Saturday, October 19, 2024, for the use of Parking Field M-3 in Massapequa, and for the use of various Town equipment for the event. (M.D. 10/1/24 #27 & 10/8/24 #17)

**RESOLUTION NO. 821 - 2024**

Resolution granting request from Friends of Raynham Hall, Inc. for Town assistance in conducting their annual Halloween Parade Event on October 26, 2024 (rain date October 27, 2024), for the use of Municipal Parking Field O-1 in Oyster Bay, for the waiver of Chapter 82-3, and for use of various Town equipment for the event. (M.D. 10/1/24 #28 & 10/8/24 #16)

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

**RESOLUTION NO. 822 - 2024**

Resolution authorizing the renewal of the New York State Department of Transportation License and Permit Bond for the period November 2, 2024 through November 2, 2025. Account No. DPW DB 5110 44900 000 000. (M.D. 10/8/24 #18).

**RESOLUTION NO. 823 - 2024**

Resolution authorizing preparation of an appraisal of property at Oyster Bay Western Waterfront, West End Avenue, Oyster Bay New York. Account No. OTA A 1420 44110 000 0000. (M.D. 10/8/24 #19)

**RESOLUTION NO. 824 - 2024**

Resolution authorizing preparation of an appraisal of property at Underhill Preserve, Routes 106/107, Jericho, New York. Account No. OTA A 1420 44110 000 0000. (M.D. 10/8/24 #20)

**RESOLUTION NO. 825 - 2024**

Resolution pertaining to the settlement of a negligence claim; *Loriann Klimczak v. Town of Oyster Bay*, Nassau County Index No. 608923/2021, Matter ID No. 2020-7743. Account No. TWN AMS 1910 43010 602 0000 000. (M.D. 10/8/24 #21)

**RESOLUTION NO. 826 - 2024**

Resolution to rescind the Inter-Municipal Agreement with the County of Nassau for the acquisition of Stillwell Preserve which contained a drafting error, and to authorize the Supervisor, or his designee, to execute a new Agreement. (M.D. 10/8/24 #22)