

TOWN OF OYSTER BAY
TOWN BOARD
REGULAR MEETING
November 20, 2018
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.

AT THE CONCLUSION OF THE PUBLIC HEARINGS, THE TOWN BOARD WILL CONSIDER THE ACTION CALENDAR.

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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PERSONNEL RESOLUTION NO. P-16-18

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

TRANSFER OF FUNDS RESOLUTION NO. TF-19-18

Resolution pertaining to Transfer of Funds within various departments accounts for the Year 2018.

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RESOLUTION NO. 706 - 2018

Resolution authorizing the establishment of fees for the Arts and Crafts for Toddlers Ages 2-4 Program. (M.D. 10/23/18 #4).

RESOLUTION NO. 707 - 2018

Resolution authorizing agreements for the 2018-2019 Distinguished Artists Concert Series to be held on various dates at various locations. Account No. CYS A 7020 47660 000 0000. (M.D. 10/23/18 #5).

RESOLUTION NO. 708 - 2018

Resolution authorizing modifications to be made to the RPS Cashiering application in order to accept credit card payments in the Tax Office located in Town Hall North and to modify the existing tax payment processing system to change depository banks for processing certain checks and online deposits. Account No. ROT H 1997 26000 000 1308 001. (M.D. 10/23/18 #10 & 11).

RESOLUTION NO. 709 - 2018

Resolution authorizing an extension of time to obtain a certificate of occupancy on the application of 5220 Merrick, LLC, 5220 Merrick Road, Massapequa, NY from current expiration date of November 14, 2018 to November 14, 2019. (M.D. 10/23/18 #13).

RESOLUTION NO. 710 - 2018

Resolution authorizing the Supervisor to exercise the renewal option with HIP Health Plan of New York for the year 2019. Account No. TWN AMM 9060 80010 000 0000 000. (M.D. 10/23/18 #14).

RESOLUTION NO. 711 - 2018

Resolution authorizing the issuance of a refund for a parking permit fee to O. Zalana. Account No. HWY ST 0001 01721 000 0000. (M.D. 10/23/18 #16).

RESOLUTION NO. 712 - 2018

Resolution authorizing the issuance of a refund for a parking permit fee to E. Hirsch. Account No. HWY ST 0001 01721 000 0000. (M.D. 10/23/18 #17).

RESOLUTION NO. 713 - 2018

Resolution authorizing the issuance of a refund for a parking permit fee to D. Dolinger. Account No. HWY ST 0001 01721 000 0000. (M.D. 10/23/18 #18).

RESOLUTION NO. 714 - 2018

Resolution authorizing use of a sub-consultant for On-Call Engineering Services relative to Site Development for environmental impact analysis for projects subject to SEQRA under Contract No. PWC09-18. (M.D. 10/23/18 #21).

RESOLUTION NO. 715 - 2018

Resolution granting request from Rocking the Road for a Cure Inc., for Town assistance in conducting their 9th annual *Motorcycle Run for Breast Cancer*, held October 14, 2018 and for the use of various Town equipment for the event. (M.D. 10/23/18 #22).

RESOLUTION NO. 716 - 2018

Resolution granting request from the Chamber of Commerce of Massapequa Inc., for Town assistance in conducting their annual Holiday Christmas Tree and Menorah Lighting at Klestinec Park on December 1, 2018 and for the use of various Town equipment for the event. (M.D. 10/23/18 #23).

RESOLUTION NO. 717 - 2018

Resolution granting request from Bethpage Fire Dept. Engine Co. 7, for Town assistance in conducting their annual Street Fair on October 28, 2018 and for the use of various Town equipment for the event. (M.D. 10/23/18 #24).

RESOLUTION NO. 718 - 2018

Resolution granting request from the New York AutoFest for Town assistance in conducting a charity car show to benefit the Harry Chapin Food Bank on November 11, 2018 at the gazebo on Audrey Avenue in Oyster Bay and to use various Town equipment for the event. (M.D. 10/23/18 #25).

RESOLUTION NO. 719 - 2018

Resolution pertaining to settlement of property damage claim, Carlos J. Ortiz, Claimant. Account No. TWN AMS 1910 43020 602 0000 000. (M.D. 10/23/18 #28).

RESOLUTION NO. 720 - 2018

Resolution amending Resolution No. 445-2018 in connection with the *Distinguished Artists Concert Series* to reflect a change of performer for the concert scheduled to be held December 9, 2018 at the Farmingdale Public Library. (M.D. 10/30/18 #5).

RESOLUTION NO. 721 - 2018

Resolution authorizing the Town of Oyster Bay Men's Softball League and to also include an entry fee. (M.D. 10/30/18 #6).

RESOLUTION NO. 722 - 2018

Resolution implementing the Spring, Summer & Fall Fee Schedule for Harry Tappen/Theodore Roosevelt Marinas for the 2019 season. (M.D. 10/30/18 #7).

RESOLUTION NO. 723 - 2018

Resolution authorizing an agreement for the operation of the Tappen Beach Food Service Concession, commencing January 1, 2019 through December 31, 2019 and authorizing the Supervisor or his designee to execute said agreement. (M.D. 10/30/18 #9).

RESOLUTION NO. 724 - 2018

Resolution authorizing the Supervisor to enter into a Contract Agreement for the Forty Fourth Program Year (2018-2019) with Nassau County in connection with Community Development Block Grant Program. (M.D. 10/30/18 #14).

RESOLUTION NO. 725 - 2018

Resolution authorizing the issuance of a refund of a building permit fee to W. Docke. Account No. PAD B 0001 02555 000 0000. (M.D. 10/30/18 #15).

RESOLUTION NO. 726 - 2018

Resolution authorizing a one-year extension of a contract for Technical Assistance with the Town's Historical Landmarks for the Town of Oyster Bay Landmarks Commission for the period January 1, 2019 through December 31, 2019 and to utilize a sub-consultant. Account No. PAD B 8020 44800 000 0000. (M.D. 10/30/18 #17).

RESOLUTION NO. 727 - 2018

Resolution authorizing a one-year extension of a contract for Planning Consultant Services for the Department of Planning and Development for the period January 1, 2019 through December 31, 2019 (M.D. 10/30/18 #18).

RESOLUTION NO. 728 - 2018

Resolution authorizing a one-year extension of a contract for Technical Assistance with Engineering and Architectural Services for the Department of Planning and Development for the period January 1, 2019 through December 31, 2019. Account No. PAD B 3620 44800 000 0000. (M.D. 10/30/18 #19).

RESOLUTION NO. 729 - 2018

Resolution authorizing the issuance of Tax Anticipation Notes in December 2018. (M.D. 10/30/18 #20).

RESOLUTION NO. 730 - 2018

Resolution authorizing an extension of a financial advisor agreement for a final two-year period commencing January 1, 2019 through December 31, 2020. (M.D. 10/30/18 #21).

RESOLUTION NO. 731 - 2018

Resolution appointing Councilwoman Michele Johnson to act as marriage officer for a wedding ceremony on November 24, 2018. (M.D. 10/30/18 #22).

RESOLUTION NO. 732 - 2018

Resolution authorizing the first one-year extension of stenographer services for the Zoning Board of Appeals for the period January 1, 2019 through December 31, 2019. Account No. PAD B 8010 44120 000 0000. (M.D. 10/30/18 #16 & 11/6/18 #15).

RESOLUTION NO. 733 - 2018

Resolution authorizing renewal of a performance license with Society of European Stage Authors & Composers, Inc. to cover all Town sponsored performances and events for the period January 1, 2019 through December 31, 2019. Account No. CYS A 7020 47660 000 0000. (M.D. 11/6/18 #4).

RESOLUTION NO. 734 - 2018

Resolution authorizing renewal of a performance license with American Society of Composers, Authors and Publishers to cover all Town sponsored performances and events for the period January 1, 2019 through December 31, 2019. Account No. CYS A 7020 47660 000 0000. (M.D. 11/6/18 #5).

RESOLUTION NO. 735 - 2018

Resolution authorizing videotaping, editing services, and the purchase of DVD's for the Department of Community and Youth special events for the period covering January 1, 2019 through December 31, 2019. Account No. CYS A 7020 47660 000 0000. (M.D. 11/6/18 #6).

RESOLUTION NO. 736 - 2018

Resolution authorizing an agreement for professional sound equipment and services used during the *Music Under the Stars* concerts and various other special events for the period January 1, 2019 through December 31, 2019, and authorizing the Supervisor or his designee to execute said agreement. Account No. CYS A 7020 47660 000 0000. (M.D. 11/6/18 #7).

RESOLUTION NO. 737 - 2018

Resolution authorizing agreement for On-Call Professional Registered Nursing Services for the period January 1, 2019 through December 31, 2019 and for the Supervisor or his designee to execute said agreement. Account No. CYS A 7020 44800 000 0000. (M.D. 11/6/18 #8).

RESOLUTION NO. 738 - 2018

Resolution amending Resolution No. 570-2017 to allow the addition of youth hockey tournaments under the Youth Ice Hockey Program and to utilize two on-ice referees through the Long Island Hockey Officials Association. Account No. TWN TA 0000 00085 439 0000. (M.D. 11/6/18 #9).

RESOLUTION NO. 739 - 2018

Resolution authorizing the issuance of refunds to various residents in connection with various Parks programs/permits. Account Nos. PKS A 0001 02001 510 0000 & PKS A 0001 02025 523 0000. (M.D. 11/6/18 #10).

RESOLUTION NO. 740 - 2018

Resolution authorizing the employment of the services of musicians for a Veterans BBQ scheduled to be held on May 17, 2019. Account No. PKS A 7110 47670 000 0000. (M.D. 11/6/18 #11).

RESOLUTION NO. 741 - 2018

Resolution authorizing the extension of and modification to the professional services contract for Computerized Accounting and One Stop System Support Services for the period January 1, 2019 through December 31, 2019, and for the Supervisor to execute said contract. Account No. IGA CD 6293 48080 000 CW18 (M.D. 11/6/18 #12).

RESOLUTION NO. 742 - 2018

Resolution authorizing publication of a legal notice pertaining to the 2019 General Tax. Account No. ROT A 1330 44100 000 0000. (M.D. 11/6/18 #14).

RESOLUTION NO. 743 - 2018

Resolution authorizing the renewal of the Town of Oyster Bay Dental Plan agreement for the period January 1, 2019 through December 31, 2019. Account No. TWN AMM 9060 80000 000 0000 000. (M.D. 11/6/18 #16).

RESOLUTION NO. 744 - 2018

Resolution authorizing the second one-year extension of actuarial consulting services - Workers' Compensation, effective January 1, 2019. Account No. CMP A 1315 44800 000 0000. (M.D. 11/6/18 #17).

RESOLUTION NO. 745 - 2018

Resolution authorizing the second one-year extension of Contract No. PWC036-16, On-Call Professional Auditing Services, effective December 1, 2018. Account No. TWN A 1989 44810 000 0000. (M.D. 11/6/18 #18).

RESOLUTION NO. 746 - 2018

Resolution authorizing the second one-year extension of Contract No. PWC035-16, On-Call Accounting Services, effective December 1, 2018. Account No. CMP A 1315 44800 000 0000. (M.D. 11/6/18 #19).

RESOLUTION NO. 747 - 2018

Resolution authorizing the property cleanup assessment of 28 Pickwick Drive, Old Bethpage, New York, performed on July 12, 2018, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 11/6/18 #20).

RESOLUTION NO. 748 - 2018

Resolution authorizing the property cleanup assessment of 3 Miller Road, Farmingdale, New York, performed on August 30, 2018, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 11/6/18 #21).

RESOLUTION NO. 749 - 2018

Resolution authorizing the property cleanup assessment of 85 Diamond Drive, Plainview, New York, performed on July 12, 2018, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 11/6/18 #22).

RESOLUTION NO. 750 - 2018

Resolution authorizing the property cleanup assessment of 23 Soloff Road, Massapequa, New York, performed on August 13, 2018, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 11/6/18 #23).

RESOLUTION NO. 751 - 2018

Resolution authorizing the property cleanup assessment of 238 North Oak Street, Massapequa, New York, performed on July 7, 2018, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 11/6/18 #24).

RESOLUTION NO. 752 - 2018

Resolution authorizing the property cleanup assessment of 91 Dover Street, Massapequa, New York, performed on July 10, 2018, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 11/6/18 #25).

RESOLUTION NO. 753 - 2018

Resolution authorizing the property cleanup assessment of 28 Terrehans Lane, Syosset, New York, performed on June 20, 2018, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 11/6/18 #26).

RESOLUTION NO. 754 - 2018

Resolution pertaining to special counsel services to the Town Attorney. Account No. OTA A 1420 44110 000 0000. (M.D. 11/6/18 #27).

RESOLUTION NO. 755 - 2018

Resolution amending Resolution No. 699-2018 in connection with Sidewalk Repair Assessment relative to an updated referral list. (M.D. 11/6/18 #28).

RESOLUTION NO. 756 - 2018

Resolution authorizing commencement of litigation seeking a permanent injunction against owners and operators of a food truck vehicle/business that violates multiple provisions of the Town Code. (M.D. 11/6/18 #29).

RESOLUTION NO. 757 - 2018

Resolution directing the Town Clerk to advertise a Notice of Hearing in connection with 62 Charlotte Avenue Development LLC and C & R Automotive Inc. d/b/a AAAA-1 Auto and Towing for a Modification of a Special Use Permit for premises located at 62 Charlotte Avenue, Hicksville, New York. Hearing Date: December 11, 2018. (M.D. 11/6/18 #30).

RESOLUTION NO. 758 - 2018

Resolution authorizing award of Construction Contract No. DP17-167-PH2, Expansion of Ellsworth W. Allen Town Park - Phase 2. Account Nos. PKS H 7197 20000 000 1802 001, PKS H 7197 20000 000 1502 001, PKS H 7197 20000 000 1402 001, PKS H 1997 20000 000 1302 001, PKS H 7197 20000 000 1209 001, PKS H 7197 20000 000 1102 001. M.D. 11/6/18 #36 & 11/13/18 #18).

RESOLUTION NO. 759 - 2018

Resolution authorizing a second one-year extension of stenographic services for Town Board Hearings from January 1, 2019 through December 31, 2019; Account No. OTC A 1410 44120 000 0000. (M.D. 11/6/18 #32).

RESOLUTION NO. 760 - 2018

Resolution authorizing award of Construction Contract No. DPW 16-143R, Closure of Tank #31 at 150 Miller Place, Syosset - DPW Complex. Account No. HWY H 5197 20000 000 1803 008. (M.D. 11/6/18 #35).

RESOLUTION NO. 761 - 2018

Resolution pertaining to Contract No. PWC22-18, On-Call Technical Assistance relative to Architecture including structural evaluation of the Mill Pond House in Oyster Bay. Account No. PKS H 7197 20000 000 1209 001. (M.D. 11/6/18 #37).

RESOLUTION NO. 762 - 2018

Resolution granting request from the Locust Valley Chamber of Commerce for Town assistance in conducting their Annual Tree Lighting Ceremony on December 4, 2018 and for the use of various Town equipment for the event. (M.D. 11/6/18 #38).

RESOLUTION NO. 763 - 2018

Resolution authorizing the acceptance of monetary donations from various individuals to benefit the Town's animal shelter. (M.D. 11/6/18 #40).

RESOLUTION NO. 764 - 2018

Resolution authorizing two Town of Oyster Bay Car Show Long Island events scheduled to be held at TOBAY Beach on May 5, 2019 and September 22, 2019, to accept the addition of sponsors, vendors and exhibitors at a fee and to produce commemorative merchandise for public sale at said events. (M.D. 11/6/18 #41).

RESOLUTION NO. 765 - 2018

Resolution authorizing for the Supervisor or his designee to execute documents in connection with New York State Department of Environmental Conservation 2017 Electronic Waste Assistance Program in order for the Town to be reimbursed for costs incurred in administrating said program. (M.D. 11/6/18 #13 & 11/13/18 #13).

RESOLUTION NO. 766 - 2018

Resolution pertaining to Contract No. PWC23-18, On-Call Engineering Service request relative to Environmental Engineering at Bethpage Community Park and litigation support. Account No. PKS H 7197 20000 000 0606 000. (M.D. 11/6/18 #34 & 11/13/18 #16).

SUSPEND THE RULES AND ADD THE FOLLOWING:

RESOLUTION NO. 767 - 2018

Resolution authorizing commencement of litigation in connection with use and occupancy of a portion of the Old Bethpage Solid Waste Disposal Complex.
(M.D. 11/13/18 #19).

REMOVE FROM THE TABLE AND ADD THE FOLLOWING:

RESOLUTION NO. 564 - 2018 tabled on September 18, 2018

Resolution directing the Town Clerk to publish a notice of hearing on the application of Kimco Jericho MI LLC, Kimco Birchwood Jericho LLC, Kimco Birchwood Jericho Lot LLC, Jericho Atrium 1761 LLC, and Kimco Birchwood Jericho Office LLC for a Special Use Permit to allow for hotel use on premises located on the eastern side of Route 107, south of Jericho Turnpike, Jericho, New York. Hearing Date: December 11, 2018. (M.D. 8/21/18 #21).