TOWN BOARD
TOWN OF OYSTER BAY
SPECIAL PRESENTATION
February 8, 2022
10:17 a.m.

JOSEPH SALADINO

RICHARD LaMARCA

SUPERVISOR

TOWN CLERK

PRESENT:

SUPERVISOR JOSEPH S. SALADINO
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS P. HAND
COUNCILMAN STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

ALSO PRESENT:

RICHARD LaMARCA, TOWN CLERK
JEFFREY P. PRAVATO, RECEIVER OF TAXES

Minutes of the meeting taken by:

TRACIE A. CINQUEMANI Reporter/Notary Public

ON TIME COURT REPORTING 516-535-3939

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SUPERVISOR SALADINO: Ladies and gentlemen, welcome to the Oyster Bay Town Board meeting for Tuesday, February 8, 2022.

For those joining us this morning, you have the opportunity to be heard on matters brought before the Town Board as well as during the public comment portion at the end of our meeting.

As always, this meeting is being live-streamed on social media and on the Town's website, which is oysterbaytown.com. These proceedings are recorded and later transcribed, and, of course, your voice is important to us.

Any statements, comments, and input from the public, relative to our meetings and the specific issues that we're dealing with at the moment, are always welcomed and respected as part of the record.

To submit comments online, e-mail publiccomment@oysterbay-ny.gov; or mail us at the Office of the Town Attorney, 54 Audrey Avenue, Oyster Bay, New York 11771.

Leading us in prayer today is a very special friend, Pastor Derek Price, of the Bethel Christian Center in Massapequa.

Pastor, the floor is yours.

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Would everyone please rise?

PASTOR PRICE: Good morning, and thank you for the opportunity to pray.

If you would bow your heads with me, I would appreciate that.

Our God and Father, Patriarch of all Mankind, you are the very source of our strength and the strength of our lives.

In you, Lord, we live and we move and we have our essence, our being, and King David wrote these words when he said and thought about your loving kindness, "What is man that you are concerned about him and the offspring of man that you would desire to visit him."

You made him a little lower than angels, and, yet, you crowned him with glory and honor and you put all things under his dominion.

So today we recognize your presence and your authority, even now in this room, and we know that you hear us when we pray. So this morning, we pray for this chamber, to those that are here today. We pray for our Town Supervisor in the person of the Honorable Joseph Saladino, we pray for the Councilwomen, the Councilmen. We pray for our Town Clerk, the Receiver of Taxes, to every

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assistant, every supervisor, every manager, every clerk, every secretary, to those that provide security and to all the wonderful people who serve the Town of Oyster Bay and its residents.

We pray that your blessings and your favor, your protection, your goodwill be upon them, and not just to them, but to all their immediate families and extended families and to all their loved ones.

Father, bless what we put our hands to do, and as they use all their gifts and talents, skills and abilities in the service to the Town, may we remember that we are not just accountable to the people who we serve, but also accountable to you.

So we pray for all our servant leaders, to the White House, our Congress, our Senate, the Justices, our military, the governors of our states, our Governor over the State of New York, all our local officials, and we pray for our great Nation.

So, Father, once again, bless us as we serve you today with joy and gladness. God bless the Town of Oyster Bay, and God bless the United States of America.

5 1 Amen. 2 ALL: Amen. 3 PASTOR PRICE: Thank you. 4 SUPERVISOR SALADINO: If you'd all 5 stand -- continue to stand -- first of all, Pastor Derek Price, thank you --6 7 PASTOR PRICE: My pleasure. 8 SUPERVISOR SALADINO: -- for your 9 friendship, thank you for your spiritual leadership and the blessings that you provide your 10 11 congregation and all of us. 12 PASTOR PRICE: Thank you. 13 SUPERVISOR SALADINO: We greatly 14 appreciate you joining us today, and we greatly 15 appreciate collaborating with you each and every 16 day. 17 God bless you. 18 PASTOR PRICE: God bless you, too. 19 Thank you. 20 SUPERVISOR SALADINO: Ladies and 2.1 gentlemen, leading us in the Pledge of Allegiance 22 this morning is United States Marine Sergeant 23 Darryl Lamb, who served from 1992 to 2000. 2.4 Darryl is also a detective with the 25 NYPD for the past 18 years, and a minister with our

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beloved Mount Olive Baptist Church in Oyster Bay.

Sergeant, the honor is ours and the floor is yours. Please step forward to lead us in the Pledge.

(Whereupon, the Pledge of Allegiance was recited by United States Marine Sergeant Darryl Lamb.)

SUPERVISOR SALADINO: Thank you, Sergeant Lamb.

We appreciate your service to our Nation and to our Town today.

And now, I ask you all to take a moment to honor fallen NYPD Officers Wilbert Mora and Jason Rivera, who were murdered in the line of duty this past month; to all of those in law enforcement who have been injured, attacked, or murdered; and to the many men and women in the Armed Services, here in the Homeland and fighting abroad; all of the men and women in law enforcement, all of our heroes working diligently for us in healthcare and hospitals and emergency services.

They've all been doing a yeoman's effort and quite a large task at a difficult time in our Nation's history. We pray for each and every one of these first responders and all who

7 1 keep us safe. 2 (Whereupon, a moment of silence was 3 observed by the assemblage present.) SUPERVISOR SALADINO: Please be seated, 4 5 ladies and gentlemen. We have some interesting honorees with 6 7 us today, and it's very fitting that we recognize 8 some very special people in this Town. 9 My colleagues on the Town Board and I 10 are proud to recognize the community contributions 11 of the Greater Long Island Running Club represented 12 here by their President, Jossi Fritz-Mauer and 13 Executive Director, Katie Pearlman. Also in 14 attendance is the Club President Emeritus, Mike 15 Polansky, and Carolyn Mazzola, who is the editor of 16 the monthly magazine, Footnotes. 17 Thank you for your partnership in 18 hosting the annual Tobay Triathlon and the 19 Tri-Relay. Particularly, noteworthy is that 20 proceeds from these events support local charities. 2.1 Today the Club will present a check to 22 the Lifetime Enrichment Center, represented by 23 Executive Director Judy Palumbo, from proceeds from 24 the Tobay Triathlon and Tri-Relay.

This Town Board is proud to recognize

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the Greater Long Island Running Club for a distinguished legacy of supporting incredibly deserving charities and initiatives.

Katie, if you would please come forward to accept this Citation.

Judy, please also come forward to accept a check from the Club.

I'm going to ask that our Councilman

Steve Labriola assist us in the presentation to the

Long Island Running Club as well as all of our

elected officials.

(Whereupon, a Town Citation was presented, followed by a photo opportunity and a round of applause.)

SUPERVISOR SALADINO: For our next presentation this morning, it is a distinct honor to recognize another icon.

Maybe she doesn't do a lot of running, but she certainly has spent her life running around taking care of the needs of the greater Massapequa community, and, to that, I speak of a dear friend to this Town Board, to our community, to the Massapequas, and a dear friend of mine for some fifty years now, and, I'm sorry, I'm hinting at giving away ages, but she's just been that icon for

9 a half a century or more, and that, of course, is 1 2 Patricia Orzano. 3 (Whereupon, a round of applause 4 ensued.) 5 SUPERVISOR SALADINO: Patty, you are amazing, and that's why everyone is here to honor 6 7 you and to thank you. 8 Patty Orzano is here with her brother, 9 Jim, and her colleagues from the Massapequa Chamber 10 of Commerce where she's been the President, and I'm 11 sure she's held every office there is in the 12 Chamber including chief cook and bottle washer; that's for sure. 13 14 Included we have President Keith 15 Wilson, the Chaplain Chris Merz, so many people 16 from one of the best Chambers anywhere in the 17 history of New York State. You do so much. We're 18 proud of all of the Chambers of Commerce in the 19 Town of Oyster Bay, and some would say that they 20 march to a drum that's set -- a rhythm set by your 2.1 organization and all of your great work, and 22 especially, your spiritual motivator, Patty Orzano. 23 Do you like that title, Patty? 24 It's true. It just has all kinds of 25 connotations.

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Patty is a long, long time 7-Eleven business owner in Massapequa and past President of the Massapequa Chamber. She sees commerce and volunteerism as necessities to the welfare, happiness, betterment, prosperity of the community. But she's that motivator. I don't know how many cups of free coffee you've had to give out to the members to get them to work, but they have, and it has worked.

Patty wakes up every morning determined to change the world. She dares to make a difference, especially, when naysayers tell us it cannot be done. Well, that's enough to get her Italian up, and she makes sure it gets done.

When we think of Patty, a host of adjectives come to mind including: Enthusiastic, exuberant, exemplary. She is an extraordinary community service person whose service to the community spans -- here it says four decades, but I happen to know it's more than that because I've known you for longer than that.

You've been a great friend to my parents, to my sister, to our family, and I also think of how many people benefitted by your store during the hurricane. That hurricane wreaked

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havoc. It was horrific, and, yet, there you were with a smile as an oasis during those days.

But that's just one of so many examples of ways that the Massapequa Chamber of Commerce has gotten better, has built on programs, has improved with your leadership in the years you've been a part. So many new programs. Just amazing.

Whether it's collecting food to fill the shelves for local outreach programs, whether it's the Toys for Tots through the holidays, donating COVID relief items — the list goes on and on and on. Even when Patty may be risking her own health, she continues to act for others, and that's something that's also amazing that we don't normally talk about Patty in those terms, but it's true.

Patty, you're just incredible. Giving back is a way of life for Patty Orzano. A most recent example of this was her efforts with the Chamber to install a "Welcome to the Massapequas" sign near the Field of Dreams in Massapequa. This was particularly fitting because Patty has been a fixture welcoming residents into the Massapequas for decades.

Patty, please join us up front, and I'm

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going to ask my colleague in government, and a neighbor, Laura Maier, to help me present this Citation to you with tremendous love.

If all of our elected officials would join us at the rail.

(Whereupon, a Town Citation was presented to Patty Orzano followed by a photo opportunity and a round of applause.)

SUPERVISOR SALADINO: Ladies and gentlemen, just a few quick, but important, announcements before we start our regular Board meeting and our hearings.

With hospitals in great need of blood donations, Oyster Bay Town Councilwoman Laura Maier and Town Councilman Steve Labriola are hosting our next blood collection drive on Thursday,

March 10th.

We will have a blood drive on Thursday, March 10th collecting much needed blood. It's from 1:00 p.m. to 7:00 p.m. at the Hicksville Athletic Center, and in order to donate, it would be greatly appreciated if you would make an appointment for the blood drive and sign up today at NYBC -- or New York Blood Center -- nybc.org/donate; and you can sign up to make that appointment right there.

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We're also proud to announce that the Town held its first ever Chinese Lunar New Year celebration right here in Town Hall last week with a resounding success.

Thank you to the South Asian Advisory
Board, and all of the participating organizations,
and the residents for their contributions to a
joyous celebration of culture and heritage. It's
an important celebration. The longest of the
celebrations on the calendar, and it is something
that we revel in, and we appreciate everyone from
Asia and South Asia who lives and works and
supports here in the Town of Oyster Bay.

It's an important month for so many reasons. As you know, February is Black History

Month in our Nation and also important to celebrate our diversity and reflect upon the many incredible contributions made by African-Americans.

Here in the Town of Oyster Bay, we're proud to join in the celebration and honor the many ways African-Americans have helped to make this Nation the greatest country in the world.

And to that end, last month, we presented our Martin Luther King, Jr. Leadership

Award to Reverend Kent Edmonston of the Mount Olive

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Baptist Church in Oyster Bay. The Reverend is here with us today. You are an amazing friend. You are an incredible leader.

I hold two African-Americans in the highest esteem, and one of them is you, Reverend Edmonston, and one of them is Ambassador Perkins, who served in the United States Marines with my father and went on to become the United States Ambassador, first, to South Africa, where he ended apartheid without civil war and massive bloodshed, and then the U.S. Ambassador to the United Nations.

I'm a little curious why the media doesn't mention this incredible man.

Is it discrimination?

I'm not sure. Maybe it's just a lack of education on the part of the media, but Ambassador Perkins came to the Town of Oyster Bay -- Steve, you were with us that day -- to Tobay Beach for the renaming of the marina after his lifelong buddy, Joe Saladino, but the other person that we have is you.

PASTOR EDMONSTON: Bless your heart.

SUPERVISOR SALADINO: Your friendship is appreciated, your leadership is marvelled, we appreciate all that you do.

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1	Would you please stand, Reverend
2	Edmonston?
3	Kent Edmonston.
4	(Whereupon, a round of applause
5	ensued.)
6	SUPERVISOR SALADINO: Congratulations
7	being the recipient of the Martin Luther King, Jr.
8	Leadership Award, and well deserved.
9	On behalf of all of us here in Town
10	government, so well deserved. We appreciate you
11	very much.
12	So on February 22nd the 22nd of this
13	month we will host a Black History Month
14	celebration here in Town Hall, and I hope that you
15	will all come back and join us for that. A very
16	important celebration.
17	So at this time, let's move forward
18	with our morning business.
19	(TIME NOTED: 10:46 A.M.)
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TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
February 8, 2022
10:47 a.m.

HEARING - Z-1-22

To consider the application of A. Pironi & Son, Inc., d/b/a Pironi Homes, fee owner, for a Change of Zone and Revocation of Special Use Permit on premises at 1057 Jericho-Oyster Bay Road, East Norwich. (M.D. 12/28/21 #6).

JOSEPH SALADINO

RICHARD LaMARCA

SUPERVISOR

TOWN CLERK

PRESENT:

SUPERVISOR JOSEPH S. SALADINO
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS P. HAND
COUNCILMAN STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

ALSO PRESENT:

RICHARD LaMARCA, TOWN CLERK
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Minutes of the meeting taken by:

TRACIE A. CINQUEMANI Reporter/Notary Public

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1	SUPERVISOR SALADINO: Clerk LaMarca,
2	would you please poll the Board?
3	MR. LaMARCA: Supervisor Saladino?
4	SUPERVISOR SALADINO: Present.
5	MR. LaMARCA: Councilwoman Johnson?
6	COUNCILWOMAN JOHNSON: Present.
7	MR. LaMARCA: Councilman Imbroto?
8	COUNCILMAN IMBROTO: Here.
9	MR. LaMARCA: Councilman Hand?
10	COUNCILMAN HAND: Present.
11	MR. LaMARCA: Councilman Labriola?
12	COUNCILMAN LABRIOLA: Here.
13	MR. LaMARCA: Councilwoman Maier?
14	COUNCILWOMAN MAIER: Present.
15	MR. LaMARCA: Councilwoman Walsh?
16	COUNCILWOMAN WALSH: Present.
17	SUPERVISOR SALADINO: At this time,
18	will you please call the first hearing?
19	MR. LaMARCA: Today's first hearing is
20	to consider the application of A. Pironi & Son,
21	Inc., d/b/a Pironi Homes, fee owner, for a Change
22	of Zone and Revocation of Special Use Permit on
23	premises at 1057 Jericho-Oyster Bay Road, East
24	Norwich.
25	MS. SIMONCIC: Good morning,

ON TIME COURT REPORTING 516-535-3939

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1	Mr. Supervisor.
2	SUPERVISOR SALADINO: Good morning.
3	MS. SIMONCIC: Is this working (tapping
4	microphone)?
5	SUPERVISOR SALADINO: How about now?
6	MS. SIMONCIC: Good morning? No.
7	(Whereupon, technical difficulties with
8	the podium microphone were corrected.)
9	MS. SIMONCIC: Good morning, Supervisor
10	Saladino, Members of the Town Board.
11	My name is Judy Simoncic. I'm an
12	attorney with the firm Forchelli Deegan Terrana
13	with offices at 333 Earle Ovington Boulevard in
14	Uniondale. I'm appearing on behalf of the
15	applicant, A. Pironi & Son, Inc., d/b/a Pironi
16	Homes.
17	Before I begin with my presentation, I
18	just want to submit to the Clerk some additional
19	green cards that we had received after we submitted
20	our Affidavit of Mailing.
21	(Whereupon, Ms. Simoncic handed green
22	cards to Town Clerk Richard LaMarca.)
23	MS. SIMONCIC: With me today is Tom
24	Dixon, he's a professional engineer with Nelson and
25	Pope; Osman Barrie is our traffic engineer, also

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with Nelson and Pope; Scott Grupp, the architect that prepared the plans of the building that's before the Town Board today; and Anthony Basile, a Certified Real Estate Appraiser; and also Silvana and Paolo Pironi, owners of Pironi Home Real Estate. All of these individuals will be addressing the Board after my presentation at some point today.

The premises is known as 1057 Jericho
Turnpike-Oyster Bay Road, also known as Route 106,
in East Norwich. It's located just south of the
intersection of Northern Boulevard and Route 106 on
the east side of Route 106.

As the Board is familiar, this area where the premises is located on 106 is a four-lane major thoroughfare. The property contains approximately 14,589 square feet, which is .34 acres. It has approximately 97 feet of frontage on Route 106 and is 101 feet south from the intersection of Northern Boulevard and Route 106, and it directly abuts the TD Bank, which is on the southeast corner of Northern Boulevard and Route 106.

The premises is currently located in the R-10 Zoning District and is presently improved

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with a one-story, framed dwelling with an accessory detached garage. A large portion of the property is currently paved with asphalt.

Now, historically, this property has had a mix of office and residential uses. In 1956, the Town Board granted a Special Use Permit to erect and maintain an office building at this location. The 1956 Special Use Permit with those conditions is no longer applicable, so we are requesting it be removed in connection with today's Change of Zone request.

Now, the application today seeks an amendment to the Zoning Map to change the zone of the property from R1-10 to General Business. The Change of Zone will permit development of the premises with a two-story office building to be occupied by the applicant, Pironi Homes.

Now, just to give you a little bit about Pironi Homes. Pironi Homes is a family-owned and operated real estate company that specializes in developing new and luxury single-family homes throughout Nassau and Suffolk County.

Pironi Homes has been responsible for constructing and developing a lot of pivotal residential developments in the Town of Oyster Bay.

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They currently operate their office out of Franklin Square, and should the Town Board look favorably upon this application, the plan is to relocate this building.

All of the principals of the Pironi

Homes do live in the immediate area of the North

Shore, and this, certainly, will be much more

convenient for them to come to their office here in

East Norwich as opposed to Franklin Square, and,

additionally, many of their customers and their

business is conducted in the North Shore area,

throughout the Town, and the North Shore villages.

Now, before I talk about the surrounding area, I have a series of photos that I'd like to submit to the Board, and there are enough packets for each Board member.

(Whereupon, Ms. Simoncic handed materials to Town Clerk Richard LaMarca for distribution to the Board members.)

MS. SIMONCIC: In the packet that is being handed up to the Board, there are four exhibits.

The first exhibit is an aerial photo of the subject property and the surrounding area.

The second exhibit is an aerial photo

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with an overlay of all the Zoning Districts in the area.

The third are photos of the surrounding property, which the real estate appraiser will also discuss later on.

And the fourth are pictures of the subject premises.

Now, if you look at Exhibit 1, the premises is within the four corners of the major intersection of Northern Boulevard and Route 106. There's only one property that separates the premises from Northern Boulevard, that's the TD Bank, which is zoned "GB," which is the Zoning District we're seeking to change to.

TD Bank was built in 2010. It has two drive-thrus currently, and at its closest point, the driveway for the drive-thru is five feet from the northern property line of the subject premises.

This property is the last lot in the Town of Oyster Bay before you hit the Village of Muttontown Zoning District. It is the divider between the Town of Oyster Bay and the Village of Muttontown.

If you look at Exhibit 2, you'll see that all four corners of this major intersection --

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and the exhibits are also on the board before you (indicating) -- you will see that all four corners of this major intersection are zoned business.

the northeast corner, which is vacant and owned by the State of New York, are used for various commercial uses. All of the corner properties -- I'm sorry -- they are used for commercial uses. You have Rothman's Steakhouse on the northwest corner, you have Laffey Real Estate and Joe Bello Architects and other commercial users on the southwest corner, and, of course, you have TD Bank on the southeast corner.

Now, if you go directly west across the five-lane highway of 106, you have the Community Methodist Church, which is directly across from the premises, and then, further south, you have the East Norwich Veterinary Clinic. Behind the church and the veterinary clinic are single-family homes. Those properties are all zoned R1-7.

To the south, as I indicated, is the boundary of the Village of Muttontown. Those properties are the RA-1 District, which is a one-acre requirement.

As you can see on the aerial, there are

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no developed homes on any of those parcels, and the only developed portion of the parcel has an accessory tennis court on it, and that's all that is south of the property. And that tennis court, I would point out, is over 300 feet away from the subject premises.

To the east of the premises, there are only two other parcels, and those are in the Town of Oyster Bay, and they are zoned R1-10, and they are improved with single-family dwellings, and further east, again, is the village division between the Town of Oyster Bay and the Village of Muttontown.

Now, with all the current zoning uses being predominantly business, we believe the proposed rezoning to "GB" is the most appropriate zone for this property. There is really no demand to build a single-family dwelling on this property, and, clearly, the proposed office is in character with the surrounding properties, which you'll hear more about from our real estate expert.

And if you look at the zoning map and the aerials, you'll see that this is really a good transition use for the property. You have TD Bank, which is a retail use on the corner with

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drive-thrus with a lot of traffic, then you have an office use, which we'll be discussing more about what's going to occur in the building. It's a benign use. It's not going to generate a lot of traffic. And then you have the Village of Muttontown residential one-acre zoning. So it's a good transition between TD to a less intense office use to those residential properties.

Now, as part of this application, the applicants also are seeking site plan approval.

We're proposing to demolish all the existing structures on the property, and, in their place, we're going to construct a 4,922-square-foot, two-story office building with related site improvements.

Now, with respect to the proposed building, it does comply with all of the dimensional requirements of the "GB" District. We meet or exceed all requirements with respect to setbacks, height of the building, and lot coverage.

In the "GB" of note -- allows for 80 percent lot coverage, we're at 22.07 percent lot coverage -- and, finally, with respect to the dimensional requirements, the premises will provide 21 parking spaces with one handicapped space and a

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loading space. And at the Town's requirements of one per 200 for an office building, we fully comply with the parking requirements.

At this point, I would like to have Tom Dixon of Nelson & Pope address the Board and talk about the site plan and talk about the layout configuration and all the new features for this property.

MR. DIXON: Good morning,

Mr. Supervisor, Members of the Board.

For the record, my name is Tom Dixon.

I'm a partner with Nelson & Pope with offices

located at 70 Maxess Road in Melville, New York.

I'm here this morning representing

Pironi Homes for their application for a new office building located at 1057 Jericho-Oyster Bay Road in

17 East Norwich.

The proposed site is a two-story office building with associated parking. There are twenty-one parking stalls proposed on the site; eleven of the stalls are proposed along the south property line, five of the stalls are located in the rear along the east property line, and the remaining five stalls are located beneath the building. The accessible stall is also located

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beneath the building. There is one proposed loading zone, and that's located behind the building on the east side.

Vehicular access is proposed from

Jericho-Oyster Bay Road. This is a State roadway.

The proposal is for a right-in/right-out only
entrance. We did submit an application to the DOT,
and we received approval, and a highway work permit
has been issued by the DOT.

Pedestrian access to this site is provided from walkways located along the south side of the building, and those continue along the front and out to Jericho-Oyster Bay Road to the public way. This will provide safe pedestrian access for clients and patrons entering from Jericho-Oyster Bay Road.

The parking lot will be beautifully landscaped with a mixture of trees and shrubs. There is a large, mature 30-inch oak tree at the southwest corner of the property that will remain. Along the southeast and a portion of the northern property line, this will be heavily buffered with six- to eight-foot evergreens. Those will consist of eastern white pine, red cedar, American hollies. There will also be proposed shrubs along the

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building foundation as well.

All landscaped areas will be provided with irrigation, and there is also fencing proposed along the south and east property line for additional buffering.

There is a refuse enclosure proposed.

It is fully enclosed and gated. That's located behind the building on the east side.

There is a grade change on the property. This site is located approximately five feet lower than the TD Bank, so this provides some additional buffering to the TD Bank and from the adjoining properties.

Decorative site lighting is provided.

The lighting will be energy-efficient LED lighting, all dark-sky compliant and shielded to prevent any illumination onto the adjoining roadways and properties.

There is public water available to service the development. The site is located in the Jericho Water District, and there's an existing main on Jericho-Oyster Bay Road to provide that service. There is also electric and natural gas readily available to service the development.

Public sewers are not available in this

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area; therefore, we're proposing an on-site sanitary disposal system.

This property is located in a special groundwater protection area, and it's subject to Article X of the Nassau County Public Health Ordinance.

We did make application to Nassau

County Department of Health, and a waiver was

granted for a maximum allowable discharge on the

site, and that was issued on August 20, 2019, by

the Department of Health.

All stormwater will be contained on-site. There will be no runoff to adjacent properties or roadways. The system consists of a series of inlets in the parking lot, underground dry wells for storage of the stormwater, and all the building roof runoff will be piped and contained in this system.

This property is located in the Town

Aquifer Protection Overlay District. The proposed

disturbance of natural vegetation and lot coverage

fully complies with the requirements.

We are proposing a rain harvesting system on this site, and this will reuse rainwater from the roof to provide irrigation for our

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landscaped areas on the site. And we're also proposing a drip irrigation and drought tolerant species, and that will help to reduce the amount of irrigation and water required.

Inside the building, low-flow toilets and sink fixtures are also proposed to further reduce water demand. The walks on-site are also permeable paver walks, and this reduces the amount of stormwater runoff from the property.

During construction, sediment erosion control will be implemented; silt fencing, stabilized construction entrance, and inlet protection.

In summary, all site improvements would be constructed in accordance with the Town of Oyster Bay Department of Planning and Development specifications and details.

And that would conclude my presentation. I would be happy to answer any questions the Board may have at this time or at the end of the presentation.

COUNCILWOMAN MAIER: I have a quick question.

MR. DIXON: Yes.

COUNCILWOMAN MAIER: May I ask what the

16 parcel is to the rear of the subject property? 1 2 Is that a home on the east side? 3 MS. SIMONCIC: Yes. There is a home on 4 a separate parcel. The applicant does own that 5 property. It's a rental and the intent after -- if 6 the Board approves this application -- is to 7 demolish that house and develop it in accordance 8 with the zoning -- the current Residential Zoning 9 -- because that property is appropriate for residential use. 10 11 COUNCILWOMAN MAIER: And that would be 12 under a separate application? 13 MS. SIMONCIC: Separate application. 14 COUNCILWOMAN MAIER: Thank you. 15 SUPERVISOR SALADINO: Are there any 16 other questions? 17 COUNCILWOMAN WALSH: I do. 18 SUPERVISOR SALADINO: Yes. 19 COUNCILWOMAN WALSH: I do have a 20 question. Only because I live a few blocks away 2.1 and I'm trying to figure out -- so the only way to 22 come out would be -- which is a good thing, I 23 guess, would be the right lane, which is the 24 turning lane towards TD; is that right? 25 MS. SIMONCIC: Yes.

17 1 COUNCILWOMAN WALSH: So if somebody 2 needs to go south, they're going to make the right 3 and come around Northern Boulevard and make a U-turn? 4 5 Like, when you come out, there's three lanes there and the right lane, Paolo, that's the 6 7 turning lane. 8 Is that the only lane this is going to 9 come out onto? 10 MR. PIRONI: Yes. We're only going 11 into the -- right into the right lane and then 12 you'd have to go around Northern Boulevard or 106. 13 COUNCILWOMAN WALSH: Perfect. Okay. 14 Right. Okay. Thank you. 15 MS. SIMONCIC: We also -- we have a 16 traffic engineer, who I was just going to bring up 17 to address the Board, so he can answer any of your 18 questions regarding traffic and circulation on-site 19 and off-site, and I think we should do that. 20 COUNCILWOMAN WALSH: Thank you. 2.1 SUPERVISOR SALADINO: Counselor, before 22 we begin, just one question I have. 23 Is that an artist's conception -- a 24 conceptual drawing of what it might look like, or 25 is that the actual proposed building in terms of

18 1 the finishes, the types of windows? 2 Is that what it will look like, or is 3 that a conception? 4 MS. SIMONCIC: The configuration of the 5 building is what it will look like, but the materials and the look of it we're not necessarily 6 7 married to that, so if the Board has any concerns 8 or input on that, we're welcome to that, but that's 9 generally what we intend to build. 10 SUPERVISOR SALADINO: Thank you. 11 MS. SIMONCIC: At this time, I'd like 12 to have Osman Barrie. Osman is a traffic engineer 13 with Nelson & Pope. He's been a traffic engineer 14 for over twenty years. He's appeared before this 15 Board before, and I would ask this Board to 16 recognize him as a traffic expert in this field. 17 SUPERVISOR SALADINO: Good morning, 18 sir. 19 MR. BARRIE: Good morning. 20 Good morning, Supervisor and Council 2.1 members. 22 My name is Osman Barrie, O-S-M-A-N, 23 B-A-R-R-I-E, with the firm Nelson & Pope, with 24 offices at 70 Maxess Road in Melville. 25 The firm Nelson & Pope was retained to

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conduct a traffic assessment for the proposed 4,922-square-feet office building located on the east side of Jericho-Oyster Bay Road in the Hamlet of East Norwich, New York.

The purpose of the study was to conduct a traffic assessment to determine any traffic or transportation issues as it would affect the proposed project. To do that, we estimated the amount of trips that would be generated by this project using the Institute of Transportation Engineers Trip Generation Manual, called ITE.

Based on ITE, the proposed building would generate nine trips during the a.m. peak hours and 12 trips during the p.m. peak hours. The highest peak of 12 trips would represent one vehicle every five minutes. An average of one vehicle every five minutes will not be noticeable on the roadways and will not create any significant traffic issues.

It should also be noted that based on the New York State Department of Environmental Conservation, a new project that generates fewer than a hundred trips per day -- peak hour, per day -- will not result in any significant increase in traffic; hence, we don't need a traffic study.

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However, this project will generate twelve trips during the peak hours, which is way less than a hundred trips and should not require a traffic study; however, as per the Town's request, a comprehensive traffic and transportation impact assessment was conducted to determine the traffic impacts that would be associated with this project.

Traffic data on Jericho-Oyster Bay

Road, in the vicinity of the site, was obtained

from the New York State Department of

Transportation and the trip generation estimate for
the proposed project, based on ITE, was reviewed
and compared.

During the a.m. peak hours on

Jericho-Oyster Bay Road, the maximum number of

trips in the a.m. is 2,290 trips. The project

would add only nine trips to this peak period,

which is under a half of a percent. And during the

p.m. peak hours, Jericho-Oyster Bay Road will have

2,400 trips, and this project will only add twelve

trips to that traffic, which would be exactly half
a percent of an increase in traffic.

The increase in traffic on Jericho-Oyster Bay Road due to the proposed project would be half a percent or less. And the percent

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increase in traffic calculated is low and should not see significant impact in the roadways in the surrounding area, and the proposed use is actually a low traffic generator.

We also conducted an intersection sight distance measurement to determine the available sight lines exiting the driveway on Jericho-Oyster Bay Road based on the recommendation of AASHTO, which is the American Association of State Highway and Transportation Officials.

Based on AASHTO, for a 40-miles-perhour roadway to make a right out of the driveway, you need 385 feet sight lines. For this driveway, you can see in excess of 1,000 feet.

We also conducted a traffic analysis at the intersection of Jericho-Oyster Bay Road and the site driveway, and the analysis shows that the intersection will operate at acceptable level status "B," meaning under 14 seconds of average (indiscernible) per hour coming out of the driveway; therefore, this project will not have a significant traffic impact on the roadways and the surrounding intersections.

Based on the Code, this office will require 21 parking spaces and to those general

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parking spaces would provide (indiscernible)
sufficient to meet the Town Code requirement;
however, based on ITE, this type of office would
only require a maximum of thirteen parking spaces,
which means we've provided more than adequate
parking spaces to support the office building.

In conclusion, it is my professional
opinion that the proposed office building will not

opinion that the proposed office building will not create any significant traffic impacts, and the twenty-one parking spaces provided will be adequate to support the parking demand of the proposed office building.

That concludes my presentation, and I will gladly answer any questions the Board might have.

SUPERVISOR SALADINO: Questions?

(Whereupon, there was no response from the Board.)

SUPERVISOR SALADINO: So Councilwoman Walsh brought up a very significant point. For cars that are exiting the site and want to go south, they have to go across both lanes of traffic, get in the far left, and make a U-turn.

Is that U-turn legal, is that allowed there, are there any changes --

	23
1	COUNCILWOMAN WALSH: They're not going
2	to be able to because that's a right-lane only
3	they're going into, right?
4	MR. BARRIE: Yes.
5	COUNCILWOMAN WALSH: They'll have to
6	come up Northern Boulevard and then down
7	MR. BARRIE: And then they'll make a
8	U-turn.
9	COUNCILWOMAN WALSH: or make a
10	U-turn. Right.
11	SUPERVISOR SALADINO: They'll have to
12	make a U-turn further up north
13	COUNCILWOMAN WALSH: They won't be able
14	to get into the left
15	MR. BARRIE: They cannot go and make a
16	left turn. They have to make a U-turn.
17	COUNCILWOMAN WALSH: You're actually
18	part of the curve out, correct?
19	MR. BARRIE: Correct.
20	COUNCILWOMAN WALSH: Okay.
21	SUPERVISOR SALADINO: Thank you.
22	Anyone else?
23	(Whereupon, there was no response from
24	the Board.)
25	SUPERVISOR SALADINO: Thank you so

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2.4 1 much. 2 MR. BARRIE: Thank you so much. 3 MS. SIMONCIC: At this time, I'd like 4 to have Scott Grupp address the Board and talk 5 about the elevations and plans on the design of the building. 6 7 SUPERVISOR SALADINO: Thank you, 8 Counselor. 9 MR. GRUPP: Good morning, 10 Mr. Supervisor, Members of the Board. 11 My name is Scott Grupp from the 12 architectural firm of Notaro, Grupp & Associates, 13 1005 Glen Cove Avenue, Glen Head, New York. 14 We were the design architects for this 15 project, and I'd first like to walk you through the 16 actual siting of the building. 17 Our counsel touched on it, and, as a 18 fact, we are in the northwest corner. Our building 19 results in a transitional type use between the 20 TD Bank, which TD considers themselves more of a 2.1 retail establishment than a business use, so ours 22 is a business use, so we will be buffering the 23 residential portion that is surrounding us. Even 24 though it's not overly developed, it's still a nice

transitional if you look at the site planning

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24

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di minimus.

25 1 aspect. 2 The TD Bank also still maintains an 3 ATM, which is a 24-hour/7-day-a-week operation, so 4 they're still going to have traffic generation 5 24/7, so our building, again, will buffer that interaction from the adjacent residential uses. 6 7 Also, the noise that's generated on 106 8 and 25A -- our building, because of its location, 9 will buffer that sound from the adjoining residential portion. 10 11 The building itself is fairly small --12 as we would note, a postage stamp size building, 13 which is more equivalent to a residential house 14 scale than it is a commercial building. You may, 15 by looking at the rendering, not get that ideal, 16 but the reality is it is fairly small. 17 We have a basement that's only 18 817-square-feet -- a partial basement -- the first 19 floor consists of a 584-square-foot showroom; 20 233-square-feet of circulation with a separate 2.1 192-square-foot stair tower. We have parking under 22 the building, so that's why the first floor is so

The second floor area is only 2,980-square-feet, which, I think, we can all agree

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for that neighborhood would be a very modest house. It consists of four private offices, a reception area, a conference room, a staff break room, and a unisex toilet.

As our engineer was discussing, we were talking about the fact of its impact and the fact that we're over an aquifer. Residential houses of this scale would commonly have upwards of four bathrooms, a kitchen, and a laundry room, so their site generation of wastewater would be significantly more than the two bathrooms that we're proposing in this development.

If we look at the height of the building, the top of our main roof is only 26 feet. The top of the parapet goes up another couple of feet to screen any type of HVAC equipment or anything that we're doing on that roof area, so that goes up to 29 feet, and then the top of the parapet at the stair tower, where you can see the signage, goes up to 33 feet. Now, that is also very comparable to the TD Bank center atrium entrance vestibule area.

And then the whole building was designed in compliance with New York State Energy Conservation Code. We are utilizing all LED

lighting inside.

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You'll notice that on the exterior facades of the rendering, those windows are southfacing windows. We have no north facing windows, so this allow us to bring in a lot of natural light.

We will have occupancy sensors that are required by Code, but, in addition to that, we will have light harvesting aspects to it where if there is enough natural light, the interior lights do not come on.

We will also have a light reflective roof, which will reduce the overall impact of heat load on the building.

You'll notice that there are exterior sunshades. Those exterior sunshades are going to function in two ways. One way, is the Summer sun. To reduce the heat load on the building, they will shade those south-facing windows and those west facing windows. In addition, you'll notice that they're down a little way from the top windows. That allows for balanced light to come in and naturally light the interior space.

We will have energy-efficient HVAC equipment. The HVAC equipment has not been

28 1 designed yet, but because this is an owner/user, it 2 behooves them to be as energy-efficient as 3 possible. 4 We will also be exceeding the Code 5 requirements for insulation both on the roof and the perimeter and the other side. 6 7 And if you have any additional 8 questions as far as the design of the building, 9 please, I'm here to answer anything. SUPERVISOR SALADINO: When you speak of 10 11 sunshades, are those -- is that that stationary 12 portion of the building that hangs out or are there 13 actual shades that somehow protrude out from that? 14 MR. GRUPP: No. That is that shadowing 15 element that comes out. SUPERVISOR SALADINO: How far off the 16 17 windows do they come? 18 MR. GRUPP: That hasn't been fully 19 studied yet, but I would assume it's about three 20 feet. 2.1 SUPERVISOR SALADINO: About three feet. 22 Thank you. 23 COUNCILMAN IMBROTO: I think it's 24 beautiful. It looks great. I haven't spoken to 25 anybody else, but how open are you as to the

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architectural design of this building?

Is this the thing you want to build, or would you consider redesigning elements of it?

MR. GRUPP: That's really a question for my clients, and they will be an owner/user.

You know, this has been developed cohesively with them and their involvement, so if they're open to that, I'm sure that any input from the Town would be well received.

COUNCILMAN IMBROTO: Okay. Thank you.

COUNCILWOMAN WALSH: I have a question.

MR. GRUPP: Yes.

COUNCILWOMAN WALSH: The lighting, the outside lighting, would that be on at nighttime?

How long would that stay on the Pironi

building?

MR. GRUPP: The other thing with the TD Bank -- obviously, it's a TD Bank. It has an ATM, so their lighting levels are going to be far higher than ours. Also their hours of operation exceed ours. As you'll see in the EIS that our operation hours are, like, 8:00 to 5:00, and then those lights would be turned off automatically within an hour of the exiting of the building.

And also we're sensitive -- very

30 1 sensitive -- to the surrounding residential 2 portion. It's in Muttontown, so we have to be 3 sensitive to their needs also. 4 COUNCILWOMAN WALSH: Right. 5 And to Councilman Imbroto's question to you as far as the building goes, I live a few 6 7 blocks away, so that's why I'm really -- it's 8 definitely an improvement. It would be an 9 improvement to the area, but, maybe, the design, 10 like, the colors, the gray -- we do a lot of the 11 gaslight look in that area, the lighting off the 12 building, and I know that's not part of this plan, 13 but, maybe, we could change the colors a little bit 14 so it's all tan and not so dark gray. I don't 15 know. Maybe we can discuss things like that to 16 stay conducive to that corner. 17 MR. GRUPP: I'm sure the aesthetics 18 could be modified to be more contextual to the 19 neighborhood. 20 COUNCILWOMAN WALSH: Perfect. 2.1 Thank you. 22 SUPERVISOR SALADINO: No other 23 questions? (Whereupon, there was no response from 24 25 the Board.)

31 MS. SIMONCIC: In answer to the 1 2 question regarding the lights, they will be turned 3 off when the business is not operating, so the sign 4 on the building will not be lit all night long, and 5 the perimeter lighting will also be turned off in the evening. They are on timers. 6 7 COUNCILWOMAN WALSH: Thank you. 8 MS. SIMONCIC: You're welcome. 9 COUNCILMAN HAND: Counselor, in regards 10 to Councilwoman Maier's concern about the house to 11 the east, how do they access that presently? 12 Is it from Northern Boulevard, or is it 13 from an easement that cuts through? 14 MS. SIMONCIC: It's actually through 15 this property from 106. There is no formal 16 easement of record. It's just been a matter of 17 course the way it was developed over the years. 18 COUNCILMAN HAND: So, theoretically, 19 then, they would be landlocked if there's no 20 easement created. 2.1 How do you anticipate that going 22 forward? 23 I know you said in the future it will be knocked down, but it's a different property 24 25 owner and with a landlocked property without the

easement being created?

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MS. SIMONCIC: That's correct,

Councilman Hand, and, actually, we are prepared to

demolish the building and any development on that

lot will have access exclusively from Northern

Boulevard.

We've secured approval from the DOT for a curb cut at that location, so it will no longer be landlocked. It will be accessing directly from Northern Boulevard, and it will be, essentially, cut off as you indicated, but we will have future access from Northern Boulevard, and that's been approved by New York State DOT at this time.

At this time, I would like to have Anthony Basile address the Board.

Anthony is a New York State Certified Real Estate Appraiser. I'd like to submit a copy of his curriculum vitae to the Board (handing).

He's been a Certified Appraiser for approximately 23 years, he's performed thousands of appraisals and has done reports, analysis for property values, feasibility analysis, cost analysis, market analysis, and he's been a licensed realtor since 2004, and I would ask the Board to acknowledge him as a real estate expert.

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MR. BASILE: Good morning, Supervisor Saladino, and Members of the Board.

My name is Anthony Basile, and I'm a Certified Residential Real Estate Appraiser. I reside at 45 Constable Lane, Levittown, New York.

As Counselor Simoncic has said, I've been practicing for 23 years. I was asked by the applicant to address two issues, and that's the character of the neighborhood, and the impact on the property values surrounding the proposed development.

The property is -- to reiterate

Councilwoman -- sorry, Counselor Simoncic, the

property is zoned R1-10. It is located just south

of Northern Boulevard, surrounded by commercial

development such as the TD Bank, the real estate

office, the veterinary hospital, the steakhouse,

the four-lane thoroughfare of 106.

The site has restricted access to ingress and egress from the property due to its location and its proximity to the commercial. It's severely affected by the commercial due to its absolute close proximity to the TD Bank.

Generally, people who are looking to purchase homes in East Norwich, which the property

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is located in and adjacent to Muttontown, are looking to raise a family. They're concerned about the safety of children, the access to the roadways to the north and south direction.

The proposed office building generally does conform to the character of the neighborhood in line with the development of the TD Bank development and the other commercial properties with the drive-thru and so forth.

The proposed building does not further adversely affect any residential properties in the current market. I visited the site, I've looked at the -- reviewed the zoning, I reviewed the market data from Muttontown, I reviewed the market data from East Norwich, I've appraised in East Norwich, I've appraised in East Norwich, I've appraised homes in East Norwich. The effects of any commercial development or any commercial properties and the main road have already been factored into the values of those properties.

For instance, on The Hollows, which is in the Village of Muttontown, those properties that are already backing up or in close proximity to the TD Bank, the effect of that external factor has been factored into those values and into those sales prices.

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The addition of this property will not further affect that, as that's already been factored into those values.

The residential homes on the East

Norwich side, which have already been factored, any
property that has been affected by commercial, such
as any homes that are on Vernon or on East JerichoOyster Bay Road, those values have already been
factored into those values -- sales prices and
values.

I have printed out several MLS listings of properties in the area and what have they sold for, and they are generally in line with the -- (handing) -- I just made a copy of several homes on Hollows, several homes on Jericho-Oyster Bay Road, the homes on Vernon. The homes on Vernon back up to commercial property. You've already been -- have already been -- the commercial external obsolescence, not to use appraisal terms, but external obsolescence for commercials has already been factored into their sale prices, into their values. The typical buyer of that market is looking -- when they look at those properties, they've already factored that into the buying decision such as the homes that are on

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Jericho-Oyster Bay Road.

The property of the proposed -- the subject property, which is for the proposed building, is no longer suited for residential use for the reasons that I've addressed.

The four principals that are usually applied to that would be the highest and best use analysis, which would be is it legally possible, financially feasible, is it maximally productive as far as profits, and so on.

Yes, if the zoning is changed to

General Business, it would definitely maximize the

profitability of the property, and it would be

physically feasible and legally possible.

So, if there's any further questions, I'm done with my presentation.

COUNCILMAN IMBROTO: I'm just laughing because you said if we change the zoning, then it would be legally possible. Of course. That's what you're asking for.

MR. BASILE: Correct.

COUNCILMAN IMBROTO: When you say it's in line with the character of the neighborhood, you mean it looks like the bank because everything else in the neighborhood has sort of a quaint, country

37 feel to it even if it's commercial --1 2 MR. BASILE: Correct. 3 COUNCILMAN IMBROTO: -- the church. 4 This and the bank would the only things that sort 5 of don't, right? MR. BASILE: Well, you have the --6 7 like, the strip storefronts of the real estate 8 offices that would be only one-story, yes. 9 As far as two-story, it would generally 10 conform to the -- with the -- it would conform with 11 the TD Bank. 12 COUNCILMAN IMBROTO: All right. 13 Thank you. 14 MS. SIMONCIC: When you're talking 15 about character, though, I just want to point out, 16 you know, what we're talking about is it's in 17 character with other surrounding business uses, so 18 we're seeking a Change of Zone because this 19 property is really not suitable for residential 20 purposes, and, I think, looking at the aerial 2.1 photos and the other surrounding businesses, you 22 know, they're not all the same. They're different. 23 Some are one-story, some are two-story, some are traditional, some are more modern like the TD Bank. 24 25 You know, this particular building we're looking at

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putting cedar planks on the building to pick up on the TD Bank facade, and, again, we're not married to the design, so, certainly, we are open to any suggestions and --

COUNCILMAN IMBROTO: We can have a conversation about that. We don't need to do it now.

MS. SIMONCIC: Okay. I just wanted to point that out. Okay.

COUNCILMAN IMBROTO: Thank you.

MS. SIMONCIC: So before we ever come to the Town Board, as the Board members are aware, we go through a very rigorous process with DER and Planning and Development, and this particular application has been under review for several years.

DER did a comprehensive analysis and it was very comprehensive. We had numerous comment letters that we received. We responded to those. The Town's traffic engineers looked at this application. The Town's planners looked at it. DER actually issued an eighteen-page report that found, among other things, that this project is consistent with the predominant character of the existing landscape, that there's precedent in the

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Town for having approved other similar Change of Zone applications.

This project does, and importantly, promote the Town's climate, smart community measures by incorporating many design features to enhance that such as use of LED lighting, reflective cooling for the roof, use of low-flow fixtures, and installation of rainwater harvesting systems and drip irrigation system.

And as a result of all these mitigation measures and the Town's comprehensive review, that DER report did conclude with a recommendation of a negative declaration pursuant to SEQRA for this particular project.

We also did go through site plan review with P&D, and, again, that was a back and forth.

Comment letters were issued. We responded to those. We made changes that they had requested.

This application, there were a lot of changes that P&D had requested; the inclusion of sidewalks, additional landscaping. We went through that review, and after incorporating all those comments, they have recommended this plan for approval.

I would just also point out, too,

Nassau County Planning Commission looked at this

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application. They recommended local determination, but there was a proviso. They did suggest that if the Town approves it, that we not landlock the property as Councilman Hand pointed out, which we are assured that we will not be landlocking the adjacent residential property. We have a DOT approval for a curb cut for that lot, which is also owned by the applicant.

Additionally, the applicant has reached out to local civics. We spoke with the East

Norwich Civic Association. I had conversations

with Matt Meng and went through all the plans with

him, answered all of his questions, and,

ultimately, he indicated that they have no

objection to the proposed project as proposed and

have no objection to the Board approving the Change

of Zone application. He would have been here

today, but he had surgery today so couldn't make

it.

In conclusion, this is really a unique parcel. As the last lot along this side of 106, it's really not conducive to a single-family dwelling. We believe that the Change of Zone to the "GB" District is the best development for this property. It gives the Town an opportunity to

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clean up a blighted eyesore piece of property -that's over the years been mixed use office,
residential, back and forth, now it's
residential -- clean up this site, and it
certainly, we believe, will be in character with
the neighborhood and the surrounding zoning
districts.

As we've submitted, and equally and almost more important, it's not going to have a negative impact on traffic in the area. There's more than ample parking, and you've heard testimony from the traffic engineer that there's going to be zero to no impact on traffic.

So based on everything you've heard today, we respectfully request the Board approve the application, and I'm available to answer any questions, and if you have questions for our experts, we're happy to bring them back up to answer any questions.

COUNCILMAN IMBROTO: Ms. Simoncic, I don't know if you covered this, but are you taking any of the trees down on the property that are there?

MS. SIMONCIC: We are preserving -- I guess, Tom, can you address that.

42 1 We are definitely preserving the large 2 tree on the corner of the property. There are not 3 a lot of trees currently on the property. 4 If you're looking at the photos, those 5 are probably trees from the adjacent property in the Village of Muttontown. 6 7 COUNCILWOMAN WALSH: Because there's a 8 house -- currently, there's a house there right 9 now, so there's no open space --10 MS. SIMONCIC: On the subject property 11 there's a house, but most of the property is paved. 12 If you look at Exhibit 4, you can see that most of 13 the property is paved. 14 The tree that you see in the photo at 15 the top of the driveway, that is on the adjacent 16 residential property, so that's not slated to be 17 taken down in connection with this application. 18 And if you look at the subject 19 structure on the property, if you look just south, 20 all of those trees -- those are in the Village of 2.1 Muttontown, and those will remain. 22 Did I answer your question? 23 COUNCILMAN IMBROTO: So are you taking 24 any of the trees on the property down? 25 MS. SIMONCIC: I don't believe there

4.3 are any trees but one, which we are preserving, but 1 2 maybe Tom Dixon can confirm that for me. 3 COUNCILMAN IMBROTO: Thank you. 4 MR. DIXON: Yeah, there are some trees 5 coming down. MS. SIMONCIC: I apologize. I stand 6 7 corrected. 8 MR. DIXON: Yes. We did map the 9 existing trees. There are two 14-inch spruce trees 10 that are coming down. Those are located on the 11 existing residence. There is a 30-inch deciduous 12 and a 40-inch oak to be removed. 13 I mentioned in my presentation a 14 30-inch oak to remain, that's the visible one in 15 the southwest corner along the frontage. And 16 there's an existing maple pretty much along the 17 east property line to be remained. 18 So to answer your question -- one, two, 19 three, four trees are coming down, two to remain. 20 Those are the ones that are of significance. 2.1 COUNCILMAN IMBROTO: All right. 22 Thank you. 23 SUPERVISOR SALADINO: Steve? 24 COUNCILMAN LABRIOLA: Counselor, just a 25 question regarding your new tax assessment that

44 1 will happen if the Board should favorably approve 2 this decision when the building is complete. 3 Have you got any indication from the 4 County as to what they will be assessing the 5 property at, the taxes that you will be paying as compared to what you're paying today? 6 7 MS. SIMONCIC: In terms of dollars? 8 We don't. But I can tell you this, 9 they will be significantly more than what they're 10 paying today based upon the fact that there's a 11 small structure on the property, and we're building 12 an office building with, you know, larger 13 improvements, so they will, certainly, be 14 dramatically more than what they're paying now. 15 They are, actually, currently paying as 16 a business. The County is assessing this property 17 for commercial use now based upon prior commercial 18 uses, so they are paying commercial tax rates, but 19 we have not done a full analysis. I couldn't give 20 you the number, but it certainly will be more. 2.1 COUNCILMAN LABRIOLA: 22 Thank you. 23 SUPERVISOR SALADINO: Are there any 24 other questions?

(Whereupon, there was no response from

45 1 the Board.) 2 SUPERVISOR SALADINO: Thank you for 3 your presentation. Do you have any other information for 4 us at this time? 5 MS. SIMONCIC: We have no further 6 7 information to provide. 8 SUPERVISOR SALADINO: Is there any 9 correspondence on this? 10 MR. LaMARCA: The attorney for the 11 applicant has filed the Affidavit of Service and 12 Disclosure. The communications are as follows: 13 14 We have memos from the Department of 15 Planning and Development including a view of the required off-street parking. 16 17 The Nassau County Land and Tax Map 18 indicates the property as Section 25, Block 56, Lot 19 40. 20 According to the Town of Oyster Bay 2.1 Zoning Maps, the property is located within the 22 R1-10 One-Family Residents Zoning District. 23 are no open or prior Code Enforcement Bureau cases, 2.4 and no variances on file. 25 There is no further correspondence.

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1	SUPERVISOR SALADINO: May I have a
2	motion?
3	COUNCILWOMAN JOHNSON: Supervisor, I
4	will make a motion to adjourn the public portion of
5	this hearing and to keep the record open for 30
6	days and to reserve decision.
7	SUPERVISOR SALADINO: May I have a
8	second?
9	COUNCILMAN IMBROTO: I second that
10	motion.
11	SUPERVISOR SALADINO: All in favor,
12	please signify by saying, "Aye."
13	ALL: "Aye."
14	SUPERVISOR SALADINO: Those opposed,
15	"Nay."
16	(Whereupon, there were no "Nay"
17	responses from the Board.)
18	SUPERVISOR SALADINO: The "Ayes" have
19	it.
20	(TIME NOTED: 11:37 A.M.)
21	SUPERVISOR SALADINO: Thank you for
22	this presentation.
23	MS. SIMONCIC: Thank you. Have a good
24	day.
25	SUPERVISOR SALADINO: I just I don't

ON TIME COURT REPORTING 516-535-3939

47 have any slips of anyone in the public who would 1 2 like to be heard on this. I just want to make 3 sure, though. 4 Is there anyone who wants to be heard 5 on this application? (Whereupon, there was no response from 6 7 the assemblage present.) SUPERVISOR SALADINO: Please let the 8 9 record reflect that no one has indicated that they would like to be heard. 10 11 Folks, we have some more hearings 12 today, and then after the hearings are done, we are 13 going to break for Executive Session and then come 14 back from Executive Session for our regular Action 15 Calendar. 16 But I do see that two people have asked to be heard, and rather than have them sit through 17 18 all of these hearing and all that we have going on 19 today, let's give them a little bit of a break in 20 terms of waiting. 2.1 Is Linda Lyons (phonetic) here at this 22 time? 23 (Whereupon, a member of the assemblage 24 present indicated her presence by raising her 25 hand.)

48 1 SUPERVISOR SALADINO: Are you speaking 2 on a Resolution item on the Calendar? 3 MS. LYONS: I will be speaking based on 4 your discussion as the hearings. 5 SUPERVISOR SALADINO: So yours is hearing related? 6 7 MS. LYONS: Yes. 8 SUPERVISOR SALADINO: Okay. 9 Harry Single. Your discussion is not 10 hearing related, so why don't we let you go ahead 11 so you're not sitting here for hours. 12 I want to be respectful of your time, 13 Harry. 14 MR. SINGLE: Thank you very much. appreciate that. 15 SUPERVISOR SALADINO: You're welcome. 16 17 MR. SINGLE: For those of you who don't 18 know me, my name is Harry Single. I live in 19 Hicksville, 3 Layton Avenue. I'm the President of 20 the Hicksville Community Council and the Vice 2.1 President of the Gregory Museum, along with some 22 other stuff that's not pertinent to that right now. 23 I'm here today for one reason. 24 many years, the Board of the Gregory Museum has 25 worked diligently to try and get the improvements

2.1

done of a very important building. It is a historical site, it is the original courthouse in Hicksville, and today it houses an Earth Science museum that is widely used for schools in Nassau County.

I would like to take the opportunity now to thank this Board for taking the project on. We know now through the tremendous efforts of Councilwoman Walsh that these projects are going forward. We know now that the project will go in the Spring, and the renovations will be done, and the painting will be done, and we will, again, have this beautiful landmark back in total operation and looking good.

So I just wanted to take a couple minutes of your time and say thank you. I know it's a big project, and it means a great deal to the people of Hicksville.

So thank you, all.

SUPERVISOR SALADINO: Thank you.

COUNCILWOMAN WALSH: Harry, thank you.

Thank you for taking the time out.

All the days that you met with our

different departments -- General Services and

Deputy Commissioner Ralph Raymond; and

2.1

Environmental and our Highway Department came, our Scouts are volunteering to help with the grounds when this is all done, the sign. That was the original jail, I think, in the back also, so you took a lot of time out, and we look forward to working with you in the Spring to get it started.

it. Speaking from other people in Hicksville who have commented about it, they're thrilled that we're going to get that landmark back to looking good. So, and I hope that you all take the opportunity to come over and see it when it's done because it's going to be well worth it.

We're looking forward to it, and, again, I want to thank you all, and I especially want to thank Councilwoman Walsh, who I've worked closely with for the past -- a while -- and it's been a pleasure, so thank you very much.

SUPERVISOR SALADINO: Harry, we appreciate your coming forward, taking the time out to recognize this Board and the Town and all of our efforts.

That site is very important to us as we realize how important it is to Hicksville, and this Board is extremely supportive of our beloved

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1
      Hicksville community.
2
                  We appreciate working with you.
3
      collaboration with all of the Board members,
4
      including Councilwoman Walsh, shows how much it
5
      bears fruit, and it's just one of many examples of
6
      how the Board has collaborated with you and the
7
      Civic Association to bring a lot of positive
8
      change.
9
                  MR. SINGLE: It's working good.
                                                     I'm
10
      glad.
11
                   SUPERVISOR SALADINO: Thank you.
12
                  COUNCILWOMAN WALSH: I think you
13
      screamed at me a few times too (laughing).
14
                  MR. SINGLE:
                                I what?
15
                  COUNCILWOMAN WALSH: I think you
      screamed at me a few times also.
16
17
                  No, it's been a pleasure, Harry.
18
                  MR. SINGLE: Thank you.
19
                  Thank you all very much.
20
                  SUPERVISOR SALADINO: Thank you.
2.1
                  Enjoy your day.
22
                   (TIME NOTED: 11:42 A.M.)
23
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TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
February 8, 2022
11:43 a.m.

HEARING - Finance

To consider the 2022 Capital Program for Park Districts. (M.D. 1/11/22 #23).

JOSEPH SALADINO

RICHARD LaMARCA

SUPERVISOR

TOWN CLERK

PRESENT:

SUPERVISOR JOSEPH S. SALADINO
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS P. HAND
COUNCILMAN STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

ALSO PRESENT:

RICHARD LaMARCA, TOWN CLERK
JEFFREY P. PRAVATO, RECEIVER OF TAXES

Minutes of the meeting taken by:

TRACIE A. CINQUEMANI Reporter/Notary Public

ON TIME COURT REPORTING 516-535-3939

2 SUPERVISOR SALADINO: Will the Clerk 1 2 please call the next hearing? 3 MR. LaMARCA: Today's second hearing is 4 to consider the 2022 Capital Program for Park Districts. 5 MR. DARIENZO: Good morning, Town Board 6 7 members. 8 My name is Rob Darienzo. I'm the 9 Director of Finance here at the Town of Oyster Bay. 10 This hearing and the three that will 11 come next are part two of our 2022 Capital Program. 12 The vast majority was passed at the Town Board 13 meeting two weeks ago, but Local Finance Law 14 requires that we have public hearings for any bond 15 authorization involving Special Districts. 16 So this is the hearing for the Special 17 Park Districts, so we're asking to, in the future, 18 borrow up to \$930,000 for Special District Park 19 Improvements. No money is being spent today. 20 really puts this authorization on the books, and 2.1 we'll borrow money at a future date, and any 22 spending that goes against this authorization will 23 come before the Town Board in the form of a 24 separate Resolution. 25 So, again, this is pretty standard

procedure. If anybody has any questions about the 1 2 Park District Improvements, I'm happy to answer 3 them to the best I can. 4 COUNCILMAN IMBROTO: Rob, what's the 5 difference between the money for Park District Improvements and the money for the General Park 6 7 Improvements that was already approved? 8 MR. DARIENZO: There are certain parks 9 and parklets that belong to the Towns themselves as 10 opposed to the general Town as a whole. 11 For example, Allen Park in Farmingdale 12 is a General Fund Town park that belongs to 13 everybody, and Marjorie Post in Massapequa, there 14 are certain rights granted to Massapequa residents, so they pay a little bit extra. And that's 15 16 probably a bad example because Burns in Massapequa 17 is a General Fund park, but Post in Massapequa is a 18 Special District park. 19 COUNCILMAN IMBROTO: So this is for 20 Improvements that are in those Special Park 2.1 Districts? 22 MR. DARIENZO: Correct. 23 Anybody have any other questions with 24 regard to Park Districts agreements? 25 (Whereupon, there was no response from

		4
1	the Board.)	
2		MR. DARIENZO: No?
3		COUNCILMAN IMBROTO: Motion?
4		COUNCILWOMAN JOHNSON: I'll make a
5	motion that	this hearing be closed and decision be
6	voted on too	day.
7		COUNCILMAN IMBROTO: Did you have a
8	question on	this hearing?
9		AUDIENCE MEMBER: Me?
10		COUNCILMAN IMBROTO: Whoever put in the
11	slip.	
12		AUDIENCE MEMBER: Recycling.
13		COUNCILMAN IMBROTO: Okay. Not this
14	one.	
15		I second the motion to close the
16	hearing.	
17		COUNCILWOMAN JOHNSON: All in favor?
18		ALL: "Aye."
19		(TIME NOTED: 11:45 A.M.)
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23		
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TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
February 8, 2022
11:46 a.m.

HEARING - Finance

To consider the 2022 Capital Program for Public Parking District Improvements. (M.D. 1/11/22 #26).

JOSEPH SALADINO

RICHARD LaMARCA

SUPERVISOR

TOWN CLERK

PRESENT:

SUPERVISOR JOSEPH S. SALADINO
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS P. HAND
COUNCILMAN STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

ALSO PRESENT:

RICHARD LaMARCA, TOWN CLERK
JEFFREY P. PRAVATO, RECEIVER OF TAXES

Minutes of the meeting taken by:

TRACIE A. CINQUEMANI Reporter/Notary Public

ON TIME COURT REPORTING 516-535-3939

2 1 MR. LaMARCA: The next hearing is to 2 consider the 2022 Capital Program for Public 3 Parking District Improvements. 4 MR. DARIENZO: Good morning, Town 5 Board. Rob Darienzo, Director of Finance, Town 6 7 of Oyster Bay. 8 This is Hearing 2 of 4, Public Parking 9 Garage Improvements. 10 Last year's reso for this purpose was 11 over \$4 million. This year we're asking for 12 \$620,000; so it's a great reduction compared to 13 last year, but, again, this is standard procedure. 14 This money would go towards parking 15 garage and parking lot improvements throughout the Town of Oyster Bay. 16 Does anybody have any questions? 17 18 SUPERVISOR SALADINO: Just an overview, 19 when I began on January 31st of 2017, you and I sat 20 down, and we worked out a long, well thought out 2.1 plan -- we began on that day and many subsequent 22 meetings from there -- and I just want to confirm a 23 few things because I think it's important in terms 24 of our overall strategy toward capital spending.

When I first got here as the

3 1 Supervisor, there was an enormous amount of debt. 2 We did no capital borrowing whatsoever in Calendar 3 Year 2017, correct? 4 MR. DARIENZO: Correct. 5 SUPERVISOR SALADINO: And we worked out a plan for following those years to borrow less 6 7 than we were paying off so that our net of capital 8 debt would continue to go down, correct? 9 MR. DARIENZO: Correct. SUPERVISOR SALADINO: How much of that 10 11 capital debt have we paid off to date? 12 MR. DARIENZO: How much of that capital 13 debt have we paid off to date? 14 When you got here, the outstanding debt 15 was roughly \$763 million, and now we're at roughly 6- -- and -- I'm sorry, 590 million dollars. So 16 it's down \$175 million or so. 17 18 SUPERVISOR SALADINO: Down \$175 million 19 net while still borrowing to pave our roads, to 20 protect our facilities, to build out the mandatory 2.1 programs that we know keep this Town in good shape, 22 especially, road repaving and protecting the 23 infrastructure of the Town, buying new trucks so we 24 can plow snow, so on and so forth, correct? 25 MR. DARIENZO: All true, yes.

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SUPERVISOR SALADINO: Okay.

So it's important that we keep this in mind as we talk about capital spending because, overall, do all of the capital spending proposals we will be talking about today stay in line with that fiscal strategy of paying off more than we borrow and continuing to reduce the net debt, which is also added to the six bond rating increases that's been significant in terms of earning those bond rating increases that we've seen to date, correct?

MR. DARIENZO: Correct.

Just so we're clear, the authorization today is not to borrow money today. We're going to borrow money in the future.

But, yes, if we borrowed the entirety of the 2022 Capital Program in 2022, we would still reduce debt in 2022, because we're paying down more than we're going to be issuing.

So, yes, the trend will continue that we will pay down more debt in 2022 than we will issue.

SUPERVISOR SALADINO: Without raising taxes all these years.

MR. DARIENZO: You actually reduced

	5
1	taxes.
2	SUPERVISOR SALADINO: Thank you.
3	Please continue.
4	MR. DARIENZO: Were there any questions
5	about the Public Parking Garage Improvements?
6	(Whereupon, there was no response from
7	the Board.)
8	MR. DARIENZO: If not, you guys do what
9	you do with parliamentary procedure.
10	MR. LaMARCA: Supervisor, we have
11	Affidavits of Posting and Publication.
12	There is no further correspondence.
13	SUPERVISOR SALADINO: Thank you.
14	Thank you for your presentation.
15	COUNCILWOMAN JOHNSON: Supervisor
16	SUPERVISOR SALADINO: Yes?
17	Would you like to make a motion?
18	COUNCILWOMAN JOHNSON: Supervisor, I
19	will make a motion that this hearing be closed and
20	decision be voted on today.
21	COUNCILMAN IMBROTO: Second.
22	SUPERVISOR SALADINO: Would you like to
23	read the roll on that? No.
24	All in favor, please signify by saying,
25	"Aye."

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6
1
                   ALL: "Aye."
                   SUPERVISOR SALADINO: Those opposed,
2
      "Nay."
3
                   (Whereupon, there were no "Nay"
 4
5
      responses from the Board.)
 6
                   SUPERVISOR SALADINO: The "Ayes" have
7
      it.
8
                   Thank you, Mr. Darienzo.
 9
                   COUNCILWOMAN JOHNSON: Thank you.
10
                   MR. DARIENZO: I'm not going anywhere.
11
                   SUPERVISOR SALADINO: I know.
12
                   (Whereupon, there was laughter among
13
      the assemblage present.)
14
                   (TIME NOTED: 11:49 A.M.)
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TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
February 8, 2022
11:50 a.m.

HEARING - Finance

To consider the 2022 Capital Program for Solid Waste District Improvements. (M.D. 1/11/22 #27).

JOSEPH SALADINO

RICHARD LaMARCA

SUPERVISOR

TOWN CLERK

PRESENT:

SUPERVISOR JOSEPH S. SALADINO
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS P. HAND
COUNCILMAN STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

ALSO PRESENT:

RICHARD LaMARCA, TOWN CLERK
JEFFREY P. PRAVATO, RECEIVER OF TAXES

Minutes of the meeting taken by:

TRACIE A. CINQUEMANI Reporter/Notary Public

ON TIME COURT REPORTING 516-535-3939

2 1 MR. LaMARCA: The next hearing is to 2 consider the 2022 Capital Program for Solid Waste 3 District Improvements. 4 MR. DARIENZO: Good morning, Town Board 5 members. Rob Darienzo, Town of Oyster Bay. 6 7 This third hearing is about Solid Waste 8 Improvements. The Town Board -- we are asking for 9 an authorization of \$730,000 in improvements. 10 The yard tells us that will go towards 11 improvements in the leachate treatments plants, 12 improvements of gas collection and venting system, 13 improvements to land cap and drainage, and then 14 general improvements to their transfer station. 15 That's what they contemplate doing with 16 these funds if so approved by the Town Board. 17 SUPERVISOR SALADINO: For a total 18 amount of? 19 \$730,000. MR. DARIENZO: 20 SUPERVISOR SALADINO: Let's -- if you 2.1 could explain, I understand you're representing the 22 financial side of that and not specifically the 23 Public Works and the solutions and the engineering 24 side of this, but can you generally explain to us 25 how these programs, if approved, would improve life

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3 1 for the residents in the surrounding communities? MR. DARIENZO: With regards to the 2 3 Solid Waste Improvements? SUPERVISOR SALADINO: For one, you 4 5 mentioned the reduction of odors by one of the proposals in that group. 6 7 MR. DARIENZO: The improvement to the 8 gas collection and venting systems, is that what 9 you're referring to? SUPERVISOR SALADINO: 10 11 MR. DARIENZO: I don't want to sugar 12 coat it because I don't know exactly what that all 13 entails, but, yes, I would say, generally, that all 14 of these improvements would go towards improving 15 our facilities, which makes them operate more 16 efficiently and improve the infrastructure and the 17 surrounding areas. 18 SUPERVISOR SALADINO: For the purposes 19 of clarity, the Town had spoken about long-term 20 vision for that site, but these -- today's hearing

SUPERVISOR SALADINO: For the purposes of clarity, the Town had spoken about long-term vision for that site, but these -- today's hearing is not about financing that long-term vision and those bigger aspects of how we could improve the usage and the activities at that site. This is about specific programs -- the gas collection.

The public may know that we have

1 numerous inspections and reports that we have to 2 present mandatorily to the New York State 3 Department of Environmental Conservation. We hire 4 a company, we look at -- that looks at all of these 5 mandates and ensures that we're up-to-date, providing for the highest level of safety to the 6 7 residents and to the environment, that nothing is 8 leaching, there's no escape of gases and so on and 9 so forth. So would -- by spending these monies, 10 11 would we be improving on those initiatives of 12 protecting the environment at that site? 13 MR. DARIENZO: I would say absolutely. 14 I think it's important to note that 15 this Capital Budget is similar to the Operating 16 Budget in that we are just putting a framework in 17 place. 18 Because the Town Board would authorize 19 \$730,000 does not require \$730,000 to be spent. 20 We're going to use the money in the most 2.1 responsible way possible and only spend what's 22 necessary. 23 SUPERVISOR SALADINO: And, of course, 24 it's important to -- for our residents to know when

we do a budget, as you say, it's a framework.

1 then when we want to spend that money, we come back 2 again so the public can be heard, questions can be 3 answered. 4 So the public, actually, gets two bites 5 of the apple, if you will. One, of the overall general spending, and then specific spending --6 7 what it would be spent on, and how we go about it, 8 and we do that in a public fashion. 9 MR. DARIENZO: That's correct. 10 SUPERVISOR SALADINO: Are there any 11 questions? 12 COUNCILWOMAN MAIER: I have a question, 13 Mr. Darienzo. Do we know what specific sites we are 14 15 looking to improve on? 16 MR. DARIENZO: I would -- I'll try to 17 speak for the Department. I would say it would be 18 for our landfill. Our Old Bethpage landfill will 19 be the majority of this. 20 SUPERVISOR SALADINO: So, specifically, 2.1 I can add to that by saying there are projects that 22 the Department has identified for improvement at 23 that landfill separate from that overall conceptual 24 improvement that we're continuing to work on. 25

Unfortunately, there was an article in

6 1 our daily paper, oh, more than a year ago, which 2 clearly misled the public, worked people up. 3 We've had many meetings on the 4 telephone and so forth, including ZOOMs, with 5 school district officials, and we continue to answer people's questions. 6 7 So there's no confusion about that, but 8 these expenditures are not related to that. That's 9 long-term planning. These are specific projects 10 that would help us with the mandates, improve upon 11 the quality, protect the environment, and protect 12 the residents in the area. 13 MR. DARIENZO: Agreed. 14 SUPERVISOR SALADINO: So any other 15 questions at this time? COUNCILWOMAN MAIER: 16 17 Thank you. 18 I was really speaking to the general 19 public that may be watching that may not know where 20 these facilities are located. 2.1 So thank you for clarifying. 22 SUPERVISOR SALADINO: Okay. I believe 23 it's for this one, and that's where I was going next, but I wanted to clear the air, if you will, 24

because Mrs. Lyons had said that she wanted to

	7
1	hear
2	AUDIENCE MEMBER: It's not about that.
3	SUPERVISOR SALADINO: It is not about
4	this hearing?
5	AUDIENCE MEMBER: It is not about that
6	hearing.
7	SUPERVISOR SALADINO: Not about this
8	hearing or this expenditure, okay.
9	Is there anyone else who would like to
10	be heard on this particular hearing?
11	(Whereupon, there was no response from
12	the assemblage present.)
13	SUPERVISOR SALADINO: That makes it
14	very simple.
15	Please let the record reflect no one
16	has indicated that they would like to be heard on
17	this hearing.
18	Thank you, Mr. Darienzo.
19	MR. DARIENZO: My pleasure.
20	SUPERVISOR SALADINO: Are there any
21	postings or correspondence?
22	MR. LaMARCA: We have Affidavits of
23	Posting and Publication.
24	There is no other correspondence.
25	SUPERVISOR SALADINO: May I have a

ON TIME COURT REPORTING 516-535-3939

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1
      motion, please?
2
                   COUNCILWOMAN JOHNSON: Supervisor, I
3
      will make a motion that this hearing be closed and
      decision be voted on today.
 4
5
                   COUNCILMAN IMBROTO: Second.
 6
                   SUPERVISOR SALADINO: All in favor,
7
      please signify by saying, "Aye."
8
                   ALL: "Aye."
 9
                   SUPERVISOR SALADINO: Those opposed,
10
      "Nay."
11
                   (Whereupon, there were no "Nay"
12
      responses from the Board.)
13
                   SUPERVISOR SALADINO: The "Ayes" have
14
      it.
15
                   Thank you.
16
                   (TIME: 11:55 A.M.)
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TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
February 8, 2022
11:56 a.m.

HEARING - Finance

To consider the 2022 Capital Program for Public Lighting. (M.D. 1/11/22 #32).

JOSEPH SALADINO

RICHARD LaMARCA

SUPERVISOR

TOWN CLERK

PRESENT:

SUPERVISOR JOSEPH S. SALADINO
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS P. HAND
COUNCILMAN STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

ALSO PRESENT:

RICHARD LaMARCA, TOWN CLERK
JEFFREY P. PRAVATO, RECEIVER OF TAXES

Minutes of the meeting taken by:

TRACIE A. CINQUEMANI Reporter/Notary Public

ON TIME COURT REPORTING 516-535-3939

	2
1	SUPERVISOR SALADINO: Would you call
2	the next hearing, please?
3	MR. LaMARCA: This hearing is to
4	consider the 2022 Capital Program for Public
5	Lighting.
6	MR. DARIENZO: Rob Darienzo, Director
7	of Finance, Town of Oyster Bay.
8	Good morning, Town Board.
9	This is the fourth and final hearing.
10	It's the smallest authorization.
11	The Lighting District is asking for up
12	to \$470,000 for them to purchase light fixtures,
13	light poles, et cetera, et cetera.
14	Again, this is what they do every year.
15	The amount of money is in line with what it is each
16	and every year, but I'm happy to answer any
17	questions if anybody has any.
18	SUPERVISOR SALADINO: Are there any
19	questions?
20	(Whereupon, there was no response from
21	the Board.)
22	SUPERVISOR SALADINO: I have sat in on
23	some of those meetings or have been briefed on
24	these asks, so I'm asking you a question I already
25	know the answer to, but will the Town, if passed,

2.1

be purchasing state-of-the-art, the most energy-efficient components, equipment that will help us to continue to light the responsibilities that we have, light all of the roads and facilities that we own while continuing to reduce energy usage by finding the most state-of-the-art and cutting edge technologies in terms of lighting?

MR. DARIENZO: Yeah, that's correct.

We've gone to almost exclusively LED lighting, and we make sure all of our lights are on electronic controls, so they are not on longer than they need to be, so, long story short, yes, what you said.

SUPERVISOR SALADINO: And you continue to notice the outcome of this that we are making sizable savings both financially and in lowering the carbon footprint of the Town by utilizing these technologies?

MR. DARIENZO: Sure.

The overall cost is going down a little bit, and I say a little bit because the Town has provided more locations and more hours than ever before. So while we're increasing the services to our residents, we're still saving some money on the energy side.

SUPERVISOR SALADINO: And the net on 1 2 these fixtures is a savings on the fixtures we 3 replace? 4 MR. DARIENZO: Oh, absolutely. Yes. 5 And we've received rebates in the past on certain fixtures that we've purchased, and we'll continue 6 7 to look for rebates in the future. 8 SUPERVISOR SALADINO: Okay. 9 Is there anyone who would like to be heard on this hearing, on Public Lighting? 10 11 (Whereupon, there was no response from 12 the assemblage present.) 13 SUPERVISOR SALADINO: Okay. Please let the record reflect that no 14 15 one has indicated that they wanted to be heard. 16 Are there postings and correspondence? 17 MR. LaMARCA: We have Affidavits of 18 Posting and Publication. 19 There is no other correspondence. 20 SUPERVISOR SALADINO: May I have a 2.1 motion, please? 22 COUNCILWOMAN JOHNSON: Supervisor, I'll 23 make a motion that this hearing be closed and a decision be voted on today. 24 25 COUNCILMAN IMBROTO: Second.

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1
                   SUPERVISOR SALADINO: All in favor,
2
      please signify by saying, "Aye."
                   ALL: "Aye."
3
                   SUPERVISOR SALADINO: Those opposed,
 4
      "Nay."
5
 6
                   (Whereupon, there were no "Nay"
7
      responses from the Board.)
8
                   SUPERVISOR SALADINO: The "Ayes" have
 9
      it.
10
                   Thank you, Mr. Darienzo.
11
                   MR. DARIENZO: No problem.
12
                   SUPERVISOR SALADINO: Do you need a
13
      break?
14
                   THE STENOGRAPHER: No.
15
                   SUPERVISOR SALADINO: Okay.
16
                   (TIME NOTED: 11:57 A.M.)
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TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
February 8, 2022
11:58 a.m.

HEARING - Local Law

To consider a Local Law entitled, "A Local Law to amend the code of the Town of Oyster Bay, New York, Chapter 4 Administration of Government, to delete Article XVII, Highway Department, to amend Chapter 4, Article XI, Public Works Department, by deleting and replacing Sections 4-115 and 4-117, to amend Chapter 64, Purchasing, by deleting and replacing Section 64-9, to amend Chapter 84, All Terrain Vehicles, by deleting and replacing Section 84-6, to amend Chapter 96, Dangerous Buildings and Abandoned Buildings, by deleting and replacing

(Hearing description continued on next page.)

JOSEPH SALADINO

RICHARD LaMARCA

SUPERVISOR

TOWN CLERK

PRESENT:

SUPERVISOR JOSEPH S. SALADINO
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS P. HAND
COUNCILMAN STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

ALSO PRESENT:

RICHARD LaMARCA, TOWN CLERK
JEFFREY P. PRAVATO, RECEIVER OF TAXES

Minutes of the meeting taken by:

TRACIE A. CINQUEMANI Reporter/Notary Public

ON TIME COURT REPORTING 516-535-3939

(Continued)

Section 96-21.4, to amend Chapter 135, Housing Standards, by deleting and replacing Section 135-54.B, to amend Chapter 160, Notice of Defects, by deleting and replacing Section 160-1, to amend Chapter 180, Plumbing, by deleting and replacing Section 180-11.A(2), to amend Chapter 182, Property Maintenance, by deleting and replacing Section 182-22.B, to amend Chapter 201, Solid Waste, by deleting and replacing Section 201-42.F, to amend Chapter 205, Streets and Sidewalks, by deleting and replacing Article II, Sidewalks, Curbs and Gutters, and Article III, Excavations and Curb Cuts, and to amend Chapter 242, Wireless Telecommunications Facilities, by deleting and replacing Section 242-16.E." M.D. 12/28/21 #7 & 1/4/22 #17).

Minutes of the meeting taken by:

TRACIE A. CINQUEMANI Reporter/Notary Public

ON TIME COURT REPORTING 516-535-3939

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SUPERVISOR SALADINO: Would you please call the next hearing?

MR. LaMARCA: This hearing is to consider a Local Law entitled, "A Local Law to Amend the Code of the Town of Oyster Bay, New York, Chapter 4, Administration of Government, to delete Article XVII, Highway Department; to amend Chapter 4, Article XI, Public Works Department, by deleting and replacing Sections 4-115 and 4-117; to amend Chapter 64, Purchasing, by deleting and replacing Section 64-9; to amend Chapter 84, All Terrain Vehicles, by deleting and replacing Section 84-6; to amend Chapter 96, Dangerous Buildings and Abandoned Buildings, by deleting and replacing Section 96-21.4; to amend Chapter 135, Housing Standards, by deleting and replacing Section 135-54.B; to amend Chapter 160, Notice of Defects, by deleting and replacing Section 180-11.A(2); to amend Chapter 182, Property Maintenance, by deleting and replacing Section 182-22.B; to amend Chapter 201, Solid Waste, by deleting and replacing Section 201-42.F; to amend Chapter 205, Streets and Sidewalks, by deleting and replacing Article II, Sidewalks, Curbs and Gutters, and Article III, Excavations and Curb Cuts; and to amend Chapter

242, Wireless Telecommunications Facilities, by 1 2 deleting and replacing Section 242-16.E." 3 SUPERVISOR SALADINO: Counselor, would 4 you begin by giving us your presence? 5 MS. UNDERWOOD: Good morning, Supervisor, and Members of the Town Board. 6 7 My name is Karen Underwood, Deputy Town 8 Attorney for the Town Attorney's Office. 9 This is a hearing to consider an 10 Amendment to the Code of the Town of Oyster Bay, to 11 amend Chapter 4, Administration of Government, to 12 delete Article XVII, Highway Department, and to 13 amend other Articles and Chapters of the Code that 14 specifically reference the Highway Department 15 and/or the Commissioner of the Highway Department and/or duties and/or functions set forth in the 16 17 Code presently performed by the Highway Department 18 or its Commissioner. 19 Before I begin with a presentation 20 outlining the proposed Local Law, I would like to 2.1 note for the record that the Town Clerk file 22 contains Affidavits of Posting and Publication of 23 the Public Notice of today's public hearing 24 pursuant to this Board's Resolution No. 9-2022,

ON TIME COURT REPORTING 516-535-3939

dated and adopted on January 11, 2022.

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SUPERVISOR SALADINO: Counselor, before you begin with your detailed presentation, for the nontechnical people who may be here or watching this on their computer screen, can you just give a down to earth, very basic description of what this proposal is?

MS. UNDERWOOD: Yes.

To begin, this Local Law is the first of a series of Local Laws aimed at improving the efficiency and the provision of services to Town residents and within Town departments.

Many of these changes include the same duties and functions that already exist in the Code but are being reorganized under the heading of "housekeeping" to improve the efficiency of the numerous functions of certain Town departments.

That's it in a nutshell.

SUPERVISOR SALADINO: So, in essence, what's being proposed is a reorganization to bring about greater efficiency?

MS. UNDERWOOD: Correct.

SUPERVISOR SALADINO: To reorganize our departments with an eye towards saving money, bringing the focus on where we believe it needs to be in a more workable way that brings those

6 efficiencies to the services? 1 2 MS. UNDERWOOD: Correct, Supervisor. 3 So the specifics is that the proposed 4 Local Law deletes Article XVII, Highway Department, 5 and upon its deletion, Article XI, Public Works Department, will be amended specifically to include 6 7 a Highway Division and Public Parking. SUPERVISOR SALADINO: So what that 8 9 means, if I may translate that into common speak, 10 the Highway Department is its own standalone 11 department separate from the Department of Public 12 Works. 13 If we were to pass this, we will 14 eliminate the Highway Department as a standalone 15 department and roll it in under the auspices or 16 supervision of the Department of Public Works. 17 MS. UNDERWOOD: Correct. 18 SUPERVISOR SALADINO: And that's being 19 done to create efficiencies and, perhaps, save 20 money? 2.1 MS. UNDERWOOD: Correct. Yes. 22 For all the above-stated reasons. 23 And, really, after that, the remaining 24 numerous Sections or Subdivisions of the Chapters 25 set forth in the title of the Local Law are deleted is a division of Public Works.

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and/or deleted and replaced to reflect references
to the Commissioner of Public Works or the
Department of Public Works, which were previously
referenced as the Highway Department because now it

So I am happy to go through each of those Sections, but, really, it's just a delete of the Highway Department and a replacing with Public Works, and instead as now Highway is a division of Public Works to increase the efficiency of the operation of their functions.

SUPERVISOR SALADINO: And is it true that, overall, this administration, working together with the Town Board, has had an eye toward finding ways to bring more efficiencies, bring our Town to a more updated operation that better suits the needs of our residents and better suits an efficient performance of those services?

MS. UNDERWOOD: Yes, Supervisor.

This is a wonderful way to increase the efficiency for the Town and decrease cost overall.

SUPERVISOR SALADINO: And this is something we've been working on for quite some time now?

MS. UNDERWOOD: Yes. Yes.

ON TIME COURT REPORTING 516-535-3939

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1	SUPERVISOR SALADINO: Are there
2	questions?
3	(Whereupon, there was no response from
4	the Board.)
5	SUPERVISOR SALADINO: Hearing there are
6	none, is there anything else you'd like to present
7	as it relates to this hearing?
8	MS. UNDERWOOD: I do not.
9	SUPERVISOR SALADINO: Okay.
10	Is there anyone who would like to be
11	heard on this hearing?
12	(Whereupon, a member of the assemblage
13	present raised a hand to be recognized.)
14	SUPERVISOR SALADINO: You would like to
15	be heard?
16	AUDIENCE MEMBER: Just a question.
17	Would it entail
18	SUPERVISOR SALADINO: Would you like to
19	come up, give us your name, and just follow the
20	process if you don't mind, and we'll get your
21	question answered?
22	Thank you very, very much.
23	As we ask everyone who comes before us,
24	please state your name and address for the record.
25	MS. LYONS: Linda Lyons, 3 West Park

9 1 Drive, Old Bethpage. 2 Just a question. In this process of 3 redesigning the organizations, will this entail a new commissioner? 4 SUPERVISOR SALADINO: 5 No. By rolling the Department of Highway 6 7 into Public Works, we will not be, then, hiring a 8 commissioner for a department that no longer exists 9 as a standalone department. MS. LYONS: However, my understanding 10 11 is that the recycling center is under that auspice 12 also. That will be a new -- a new department? 13 SUPERVISOR SALADINO: Right. 14 So we have looked at the processes 15 about how to create the best product, the best 16 services, and we are -- the plan is to bring 17 Highway into Public Works where we already have a 18 commissioner, and, yes, look at Solid Waste and 19 Recycling. 20 MS. LYONS: Which would need its own 2.1 commissioner? 22 SUPERVISOR SALADINO: Yes. 23 MS. LYONS: Which should be somebody 24 specifically trained in recycling. 25 SUPERVISOR SALADINO: In recycling, in

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1	Sanitation, in the mandates that the New York
2	Department of Conservation
3	MS. LYONS: I'm done with my question
4	now, but I will have many later.
5	SUPERVISOR SALADINO: Okay.
6	MS. LYONS: Okay?
7	SUPERVISOR SALADINO: Okay.
8	And by the way
9	MS. LYONS: Thank you.
10	SUPERVISOR SALADINO: what you're
11	suggesting is exactly what we're proposing to do.
12	MS. LYONS: Okay. Well, you don't know
13	what I'm suggesting, but, thank you.
14	I appreciate the opportunity to come up
15	and ask my question.
16	SUPERVISOR SALADINO: Sure, of course.
17	Please.
18	And that concludes your presentation on
19	this?
20	MS. UNDERWOOD: That concludes our
21	presentation on this.
22	SUPERVISOR SALADINO: And there is no
23	one else who has asked to speak, so are there any
24	postings and communications?
25	MR. LaMARCA: We have Affidavits of

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      Posting and Publication.
2
                   There is no other correspondence.
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                   SUPERVISOR SALADINO: May I have a
      motion, please?
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                  COUNCILWOMAN JOHNSON: Supervisor, I
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      will make a motion to adjourn the public portion of
7
      this hearing, to keep the record open for 30 days,
      and to reserve decision.
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9
                   COUNCILMAN IMBROTO: Second.
                   SUPERVISOR SALADINO: All in favor,
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      please signify by saying, "Aye."
12
                  ALL: "Aye."
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                   SUPERVISOR SALADINO: Those opposed,
14
      "Nay."
15
                   (Whereupon, there were no "Nay"
16
      responses from the Board.)
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                   SUPERVISOR SALADINO: The "Ayes" have
18
      it.
19
                   Thank you.
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                   (TIME NOTED: 12:07 P.M.)
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TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
February 8, 2022
12:08 p.m.

HEARING - Local Law

To consider a Local Law entitled, "A Local Law to amend the code of the Town of Oyster Bay, New York, Chapter 4 Administration of Government, to add Article XVII, Sanitation Department, to amend Chapter 4, Article XI, Public Works Department, by deleting and replacing Sections 4-115 AND 4-117, to amend Chapter 4, Article XIV, Department of Environmental Resources, by deleting and replacing Sections 4-148 AND 4-150, to amend Chapter 135 Housing Standards by deleting and replacing Section 135-54.B to amend Chapter 182, Property

(Hearing description continued on next page.)

JOSEPH SALADINO

RICHARD LaMARCA

SUPERVISOR

TOWN CLERK

PRESENT:

SUPERVISOR JOSEPH S. SALADINO
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS P. HAND
COUNCILMAN STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

ALSO PRESENT:

RICHARD LaMARCA, TOWN CLERK
JEFFREY P. PRAVATO, RECEIVER OF TAXES

Minutes of the meeting taken by:

TRACIE A. CINQUEMANI Reporter/Notary Public

ON TIME COURT REPORTING 516-535-3939

(Continued)

Maintenance, by deleting and replacing Section 182-22.B, to amend Chapter 201, Solid Waste, Part 1, Solid Waste Regulations, Article I, General Provisions, by deleting and replacing Subsections 201-1.9,201-1.12.B, 201-1.22, 201-1.25 and 201-1.31. Article II Collection and Container Provisions, by deleting and replacing Subsection 201-2.A(1), 201-3.A(1), 201-4.A(1), 201-11 and 201-15, Article III, Private Collection; Permits; Vehicles, by deleting and replacing Subsections 201-18, 201-19, 201-24.B, 201-26, 201-27, 201-28, 201-29, Article IV, Public Disposal Facilities, by deleting and replacing Subsections 201-38, 201-42.B, 201-42.F, 201-43.N, 201-47, 201-47.1, 201-48, 201-49, Article VI, Recycling, by deleting and replacing Subsection 201-70, 201-71, 201-72, Part 2, Solid Waste Management, Article VIII, General Provisions, by deleting and replacing Subsection 201-78.1, and deleting Subsection 201-78.2, Article IX, Disposal Regulations, by deleting and replacing Subsection 201-79, Article X, Enforcement, by deleting and replacing Subsection 201-80, and to amend Chapter 241, Waterways, by deleting and replacing Subsection 241-31A." M.D. 12/28/21 #8 & 1/4/22 #16).

Minutes of the meeting taken by:

TRACIE A. CINQUEMANI Reporter/Notary Public

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SUPERVISOR SALADINO: Would you please call the next hearing?

MR. LaMARCA: The next hearing is to consider a Local Law entitled, "A Local Law to Amend the Code of the Town of Oyster Bay, New York, Chapter 4, Administration of Government, to add Article XVII, Sanitation Department; to amend Chapter 4, Article XI, Public Works Department, by deleting and replacing Sections 4-115 and 4-117; to amend Chapter 4, Article XIV, Department of Environmental Resources, by deleting and replacing Sections 4-148 and 4-150; to amend Chapter 135, Housing Standards, by deleting and replacing Section 135-54.B; to amend Chapter 182, Property Maintenance, by deleting and replacing Section 182-22.B; to amend Chapter 201, Solid Waste, Part 1, Solid Waste Regulations, Article I, General Provisions, by deleting and replacing Subsections 201-1.9, 201-1.12.B, 201-1.22, 201-1.25, and 201-1.31; Article II, Collection and Container Provisions, by deleting and replacing Subsections 201-2.A(1), 201-3.A(1), 201-4.A(1), 201-11, and 201-15; Article III, Private Collections, Permits, Vehicles, by deleting and replacing Subsections 201-18, 201-19, 201-24.B, 201-26, 201-27, 201-28,

201-29; Article IV, Public Disposal Facilities, by 1 2 deleting and replacing Subsections 201-38, 3 201-42.B, 201-42.F, 201-43.N, 201-47, 201-47.1, 4 201-48, 201-49; Article VI, Recycling, by deleting 5 and replacing Subsection 201-70, 201-71, 201-72, Part 2, Solid Waste Management; Article VIII, 6 7 General Provisions, by deleting and replacing 8 Subsection 201-78.1, and deleting Subsection 9 201-78.2; Article IX, Disposal Regulations, by 10 deleting and replacing Subsection 201-79; Article 11 X, Enforcement, by deleting and replacing 12 Subsection 201-80; and to amend Chapter 241, 13 Waterways, by deleting and replacing Subsection 14 241-31A." 15 And I'm done. 16 (Whereupon, there was laughter among 17 the assemblage present.) 18 COUNCILMAN LABRIOLA: It's a good thing 19 we don't pay you by the word, Town Clerk. 20 (Whereupon, there was laughter among 21 the assemblage present.) 22 MS. UNDERWOOD: Good morning, 23 Supervisor, and members of the Town Board. 24 Karen Underwood, Deputy Town Attorney, 25 Town of Oyster Bay.

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This is a hearing to consider an Amendment to the Codes of the Town of Oyster Bay to amend Chapter 4, Administration of Government, to add Article XVII, Sanitation Department, and to amend other Articles and Chapters of the Code to reference the proposed Sanitation Department and/or the Commissioner of Sanitation, where the present Code provisions reference the Department of Public Works and/or its Commissioner and/or the Department of Environment Conservation and/or its Commissioner.

Before I begin with the presentation outlining the proposed Local Law, I would like to note for the record that the Town Clerk file contains Affidavits of Posting and Publication of the Public Notice of today's public hearing pursuant to this Board's Resolution No. 10-2022, dated and adopted on January 11, 2022.

As I mentioned in the previous hearing regarding a proposed Local Law to delete the Highway Department, the subject proposed Local Law is aimed at improving the efficiency of the provision of services to Town residents and within Town departments.

Many of the changes included in the

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proposed Local Law are the same duties and functions that already exist in the Code, but are simply being reorganized under the general heading of "housekeeping" to improve the efficiency of numerous functions of certain Town departments.

To begin, Article XVII, Sanitation

Department, will be added to the Code. The

Division of Sanitation and Recycling Collection is

currently part of the Department of Public Works.

This division is being excised from Public Works

and reorganized as a department, which will

continue to manage Sanitation Collection operations

and Recycling Collection programs.

This department will also inspect, manage and control all municipal solid waste generated by the Town of Oyster Bay Solid Waste Disposal District, a function that is currently performed by the Department of Environmental Resources.

Functions and duties of the proposed Sanitation Department will improve the effectiveness of management of these areas of services provided by the Town.

Sanitation Department will have three divisions: Administration, Sanitation Collection

and Recycling, and the Division of Solid Waste.

Also included in the subject Local Law is Amendment to Article XI, Public Works

Department, specifically, Sections 4-115,

Organization, and 4-117, Enumeration of Divisions, are amended to delete Subdivision D, which is the Division of Sanitation and Recycling Collection, and to amend Subdivision C, Division of Engineering, to include language in addition to existing language regarding landfill remediation.

So just to be clear, Division of Engineering already includes that language for managing the Town landfill, remediation, and closure programs, just additional language will be added.

SUPERVISOR SALADINO: And just for clarity so that there is no misconception, the landfill has been closed for many years. There is no plan to reopen the landfill, but we must continue to adhere to all the New York State mandates for reporting, testing, and so forth.

And that provides a tremendous assurance to our residents that things there are safe and are meeting all of the State's guidelines as to safety to the environment, to the residents,

and so forth.

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MS. UNDERWOOD: Yes.

SUPERVISOR SALADINO: And we continue to meet and exceed all of those specifics.

MS. UNDERWOOD: Correct, Supervisor.

Next, in the Local Law is Amendment to Article XIV, Department of Environmental Resources, which will specifically amend Sections 4-148, Organization, and 4-150, Enumeration of Divisions; to delete Subdivision D, Division of Solid Waste Disposal and Landfill Remediation, and to delete language contained in Subdivision A, Division of Environmental Planning, Conservation, and Outreach regarding Solid Waste Management and Recycling.

So, basically, just references to those functions.

As I mentioned before in the previous hearing, the remaining numerous Sections and/or Subdivisions of the Chapters set forth and the title of this Local Law are deleted and replaced to reflect references to Sanitation Department and/or the Commissioner of Sanitation where the present Code provisions reference the Department of Public Works and/or the Department of Environmental Resources.

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I am prepared, if the Board wishes, to go through each Section, but as I said in the previous Local Law, these are just delete and/or delete and replace mention references.

SUPERVISOR SALADINO: So let's condense this down in normal, everyday speak.

In essence, we will no longer have a Department of Highway, but will add this new Department of Sanitation that will oversee the collection of Sanitation, the collection of recyclables, activities at the landfill, which don't change. We're not going to change something as it relates to this hearing in this change in law, but the administration of it, and I would like to say that one of the major motivations for this is to put more focus on how we handle our solid waste, what our operations are, and to show the residents that we're 100 percent committed to full safety and protection of our residents and protection of our environment as it relates to Sanitation and recycling and the activities, which means the transfer station, the scales, and a long list of activities that take place there.

MS. UNDERWOOD: And the everyday things that, you know, pertain to the residents -- the

10 1 collection and the recycling. 2 SUPERVISOR SALADINO: Mm-hmm. 3 And, meanwhile, not only do we bring 4 more focus on these protections of our residents 5 and our environment and the structure by which we operate, but it also brings about more efficiency 6 7 in that operation. 8 MS. UNDERWOOD: Yes. Correct. 9 SUPERVISOR SALADINO: Are there any 10 questions from the Board? 11 (Whereupon, there was no response from 12 the Board.) 13 SUPERVISOR SALADINO: Are there any 14 questions from the public? 15 (Whereupon, a member of the assemblage 16 present raised a hand to be recognized.) 17 SUPERVISOR SALADINO: Yes. 18 Would you please like to come up, 19 Ms. Lyons, and go through our procedure again, if 20 you don't mind, because it's a separate hearing, so 2.1 we want you on the record. 22 While she's doing that, it's important 23 to recognize that the public can provide any 24 information that they'd like us to know about by 25 e-mailing publiccomment@oysterbay-ny.gov; or

11 mailing us at the Office of the Town Attorney, 1 2 54 Audrey Avenue, Oyster Bay, New York 11771. 3 Would you please, once again, provide 4 us with your name and address for the record? 5 MS. LYONS: Linda Lyons, 3 West Park Drive, Old Bethpage. 6 7 Okay? 8 SUPERVISOR SALADINO: Yes. Please. 9 MS. LYONS: I have several questions. Several times I have heard mentioned 10 11 that information was put out to the public to 12 identify these meetings right now and the hearing. 13 I saw one small article this big (demonstrating). SUPERVISOR SALADINO: All -- we have 14 15 done all that the law asks us to do and then in 16 addition to what the law requests -- because it's not the size, it's where you --17 18 MS. LYONS: I just want to know where 19 they are so that I know where to look for them. 20 SUPERVISOR SALADINO: Where they are. 2.1 Okay. 22 Rich, can you shed some light on where 23 we have listed, in what publications, or can 24 Communications give us an idea to answer that 25 question as to where we're advertising this?

12 1 Would you like to answer that? 2 We're going to bring our Town Attorney 3 up. 4 MS. LYONS: Perfect. Thank you. SUPERVISOR SALADINO: But what I can 5 assure you in this process --6 7 MR. SCALERA: Miss, Miss, stay there. 8 I'll talk loud enough. 9 We do a public notice --10 SUPERVISOR SALADINO: First, please 11 state your presence. 12 MR. SCALERA: Oh, I'm sorry. 13 Frank Scalera, Town Attorney. 14 When we have a hearing such as this, we 15 have Public Notice. We have a Resolution that the --16 17 MS. LYONS: Where is the Public Notice? 18 MR. SCALERA: Public Notices are put on 19 our bulletin boards in Town Hall North and Town 20 Hall South. We also put it on our website, and 2.1 it's also published in Newsday. 22 So we do beyond what's required by law 23 because the law requires Newsday -- well, it 24 requires a newspaper of general circulation, so we 25 do that, plus our website, which is up 24 hours,

1.3 1 24/7, and we post it on our bulletin boards, just 2 like we do every single meeting here, which is 3 usually twice a month for the entire year. 4 SUPERVISOR SALADINO: And, in addition to that, at the previous Board meeting, which was a 5 public Board meeting, we voted on the advertising 6 7 for this meeting ahead of time, so we take --8 MS. LYONS: Okay. So I think part of 9 the difficulty in the community is that the 10 previous meetings -- and I was involved in a 11 specific situation where I was not allowed into the 12 hall now. I had to watch it on a streamline and 13 that was it. I couldn't --14 SUPERVISOR SALADINO: Because of COVID? 15 MS. LYONS: Yes. SUPERVISOR SALADINO: Yes. 16 17 That was a mandate from the Governor. 18 MS. LYONS: And then it came back. 19 Then you opened up again and then it 20 came back, so there's a lot of communication that 2.1 hasn't been consistent, not because of you or any 22 of you, but hasn't been consistent because of the 23 format not being consistent, people being afraid to --24 25 SUPERVISOR SALADINO: Which was a

14 1 mandate by the State. 2 MS. LYONS: I understand that. 3 SUPERVISOR SALADINO: Okay. 4 MS. LYONS: But I just think in that 5 situation, there are many, many people in our community that are not particularly technologically 6 7 inclined and they're not going to go on the website 8 to find these things. They will see it in Newsday. 9 If they missed one week, perhaps it could be in for several weeks. 10 11 SUPERVISOR SALADINO: Okay. 12 MS. LYONS: So that they understand 13 what's going on because I have that article. I saw 14 it. Nobody else that I spoke to even had a glimpse 15 of it. SUPERVISOR SALADINO: I don't 16 17 believe -- and I'm not debating with you, but I 18 don't believe it was an article. When we say a 19 publication, we pay for an advertisement. 20 (Whereupon, Ms. Lyons held up a 2.1 document for the Board to see.) 22 SUPERVISOR SALADINO: So you are 23 showing me an article, and what is that related to? MS. LYONS: January 12th, this 2.4 25 meeting --

15 1 SUPERVISOR SALADINO: Okay. 2 MS. LYONS: -- and the Town is 3 considering creating a Sanitation Department to 4 handle garbage collection --5 SUPERVISOR SALADINO: I didn't see that article, I apologize. 6 7 MS. LYONS: -- and recycling. It was a 8 very tiny article. I printed it online, and it 9 came out this size, but it was really this big 10 (demonstrating). 11 SUPERVISOR SALADINO: So our last Board 12 meeting was a public Board meeting that everyone was invited to --13 14 MS. LYONS: I understand. My husband 15 had surgery, and I couldn't be here. SUPERVISOR SALADINO: -- and it was at 16 17 that Board meeting that we brought up a Resolution 18 and we voted on it to advertise, but also by 19 bringing it up at the Board meeting, that's part of 20 the communications. 2.1 MS. LYONS: Absolutely. I'm not 22 disagreeing with you at all. 23 I just feel that this is a terribly 24 important and a terribly sensitive issue in our 25 community, and I think that when you give people

16 the information, they will show up. They will hear 1 2 it from you, they'll have a much better 3 understanding of what's going on. 4 I mean, honestly, I have a presentation 5 for today. Do you want me to do it? 6 7 I will, but this is after speaking with 8 people in the community, and everybody is very 9 concerned. We lived in R.A.G.E. SUPERVISOR SALADINO: Please understand 10 11 we're not looking to --12 MS. LYONS: We were part of the 13 original R.A.G.E. group. 14 SUPERVISOR SALDINO: We're not looking 15 to change the operation. 16 MS. LYONS: I know. But that's what 17 I'm saying. People are not understanding that 18 there has been some discussion about companies 19 coming in and doing a -- having transfer stations --20 SUPERVISOR SALADINO: That's entirely 2.1 separate to today's discussion. That has nothing 22 to do with this. 23 MS. LYONS: So that's why I'm saying 24 that the need for separating these things and 25 publishing it, I won't say put an article, but

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publishing it where many people would have the opportunity to see it.

SUPERVISOR SALADINO: Okay.

MS. LYONS: I think it would be a much better approach to cleaning up this act.

Yes, we have a mess there. There's no question, but we want it done in the right way. We don't want our children to breathe in fumes, we don't want the elderly -- you have a farm an eighth of a mile away, you have a school an eighth of a mile away. Everybody is very concerned.

Country Pointe, 600 apartments or homes, which really is close to a thousand or 1,200 people minimum that are directly affected by this right down the road. I live right down the road. They live right down the road (pointing). You have a shopping center there. You have a school to the east, no, to the south in Farmingdale, just around the corner, an elementary school.

We've had issues with odors in the schools. We've had issues with odors at Country

Pointe where it woke people up in the middle of the night. People are very, very concerned about this, and I want to express that to you.

SUPERVISOR SALADINO: So with that in

18 1 mind, you must be happy that today's hearing is all 2 about bringing more focus on our operations. 3 MS. LYONS: Yes. Yes. I would like 4 the community to be involved in that. 5 SUPERVISOR SALADINO: Okay. 6 MS. LYONS: Absolutely. 7 SUPERVISOR SALADINO: So we're only 8 beginning that process --9 MS. LYONS: Mm-hmm. 10 SUPERVISOR SALADINO: -- and there's 11 plenty of room for that, and if -- Marta, would you 12 raise your hand, please? 13 Would you please speak to Marta after 14 this hearing, or anytime you'd like, you can get 15 her phone number and contact information, so we can 16 improve upon those communications. 17 AUDIENCE MEMBER: What's her last name? 18 SUPERVISOR SALADINO: Marta Kane, K-A-N-E, 624-6350, is one of the ways to get hold 19 20 of our Communications Department. 2.1 But the great news is that you're 22 seeing that this Town Board recognizes how 23 important that long list of communities and 2.4 facilities, schools and neighborhoods are to us, 25 and by moving toward making Sanitation its

19 standalone department, speaks of what a tremendous 1 2 high-priority you all are to us and these functions 3 are to us. 4 MS. LYONS: And you are a priority to us as well --5 SUPERVISOR SALADINO: Thank you. 6 7 MS. LYONS: -- which is why I am here 8 with all of these locations (indicating) that most 9 are under a mile from the site --10 SUPERVISOR SALADINO: Yes. 11 MS. LYONS: -- and involve the 12 community. 13 So we just -- we want you to know that 14 we're doing that work, and we're happy to work with 15 you and share that information. SUPERVISOR SALADINO: Wonderful. 16 17 MS. LYONS: Yeah, it is wonderful. 18 SUPERVISOR SALADINO: So we want to 19 continue collaborating with you --20 MS. LYONS: 43 years later. But we 2.1 were -- 43 years later, we were the original group 22 from R.A.G.E., so everybody -- the minute you hear 23 about anything happening in that recycling area, 24 anything, any excavation -- I know that you now 25 have excavation being done because you have mulch

2.1

there. You're renting space out. That kind of concerns me. I know there was talk about the transfer station and people dropping things from other communities. We don't need that. We have enough crap on our own.

SUPERVISOR SALADINO: We made that very clear where we're at with that issue, and I hope we put that fear to bed.

MS. LYONS: No, you didn't. You did put a fear in, but you did not make it clear that that's out of the question.

COUNCILMAN IMBROTO: I'm from this community, and I've dealt with --

MS. LYONS: I know you are.

COUNCILMAN IMBROTO: -- a lot of members of the community a year or two ago about this, and there are a lot of people that are putting out things that weren't necessary true to try and get people riled up to make it like a flashback to the old days.

MS. LYONS: The truth is that land cannot be excavated. It's much too dangerous.

It's a Superfund site. We cannot look to do major construction on that land. It's over an aquifer.

It's a main source of water for Nassau County.

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in Oyster Bay.

2.1 All of these things have to be considered in each decision that you've been asked to make for us. SUPERVISOR SALADINO: With professional expertise, not just consider --MS. LYONS: And the community. SUPERVISOR SALADINO: But the community and professional expertise. MS. LYONS: Yes. And that's what my question was before about a commissioner who really knows what they're doing, somebody that's trained in solid waste. SUPERVISOR SALADINO: And you can rest assured that Nassau County Civil Service has a long list of criteria that they want in place for whoever is chosen for that role. So it's a lot more than the public realizes yet, and I think part of our work will be to collaborate with you and all of the groups that are listed and beyond to make sure people know what we intend to do, why, and what the results will be,

You spoke about 43 years ago --

COUNCILMAN IMBROTO: And by the way, we

so that as I've said so many times, it's a new day

22 appreciate the work that you all did all those 1 2 years ago --3 MS. LYONS: Yes, I know. COUNCILMAN IMBROTO: -- because we're 4 5 still benefitting from it now. 6 MS. LYONS: Our PTA President was 7 arrested in front of the site with the baby 8 carriage --9 SUPERVISOR SALADINO: For what? 10 MS. LYONS: -- and I was standing next 11 to her because we were picketing. 12 SUPERVISOR SALADINO: What crime was 13 committed for that arrest? 14 MS. LYONS: Because we wouldn't leave. 15 We wouldn't leave the entrance, and she stood for the rest of us --16 17 COUNCILMAN IMBROTO: They were there 18 fighting for the rights of our community. 19 MS. LYONS: Absolutely. Our kids were 20 in Kindergarten. 2.1 SUPERVISOR SALADINO: Oh, you're 22 referring to something that took place decades ago. 23 MS. LYONS: Yes. 24 SUPERVISOR SALADINO: You mentioned 43 25 years ago, okay.

2.3 1 MS. LYONS: That's how long we've all 2 been involved in this. 3 SUPERVISOR SALADINO: Okay. 4 MS. LYONS: So you have to realize that 5 when the topic comes up in an article this big (demonstrating), it's going to blow up. People are 6 7 going to say what are they doing, why are they 8 doing it. We can't touch that land. 9 COUNCILMAN IMBROTO: And trust me, we 10 know how sensitive of a subject this is, and we 11 have been or we've tried to be very careful about 12 the way that we communicate regarding the property 13 so that we don't get people's fears stoked like 14 that. 15 MS. LYONS: I just have to stress that 16 you have an elementary school, grades K to 4, 8 17 miles. You have a farm directly across the street. 18 SUPERVISOR SALADINO: Yes. Yes. Yes. 19 MS. LYONS: You have a campgrounds 20 directly next door to it less than an eighth of a 2.1 mile I think it is. 22 SUPERVISOR SALADINO: Okay. 23 MS. LYONS: All of these things have to 24 have very important consideration. 25 SUPERVISOR SALADINO: -- and we have

24 1 the New York State Department of Environmental 2 Conservation --3 MS. LYONS: Yes. Yes. Absolutely. 4 SUPERVISOR SALADINO: -- watching over 5 everything that goes on there, and you can get multiple assurances today, from myself and this 6 7 Board, that we're not going to do anything there 8 that would create any issue for the New York State 9 Department of Environmental Conservation, which 10 lawfully oversees anything that might take place 11 there. 12 MS. LYONS: Well, again, we are 13 counting on you to do that, and we are counting on 14 you to invite us to be involved so that the 15 communication is consistent and accurate --16 SUPERVISOR SALADINO: Okay. 17 MS. LYONS: -- and I just have a 18 question, though. It was just something you were 19 talking about. I'm sorry. I forgot what my 20 question was. 2.1 SUPERVISOR SALADINO: It's okay. 22 Please know that I've had multiple 23 conversations with the School Superintendent on 24 this subject --25 MS. LYONS: I know you have.

2.5 1 SUPERVISOR SALADINO: -- to keep them 2 up to speed. 3 MS. LYONS: I know you have. 4 And I know that you've had it with 5 previous Superintendents, and as an educator, the 6 children are the most important, so we have to 7 really make sure that we are focusing on their 8 safety --9 COUNCILMAN IMBROTO: Absolutely. 10 MS. LYONS: -- their healthy days, and 11 their health in long term. We can't take any 12 chances. 13 COUNCILMAN IMBROTO: We would never do 14 anything to jeopardize that. 15 MS. LYONS: We know. We hope. SUPERVISOR SALADINO: But this is part 16 17 of what we need to have these conversations but 18 also to focus on the facts. 19 So we are here to alleviate fear in 20 your community, in your neighborhood, in your 2.1 household, in your school district, in your civic 22 association, that we are operating within the 23 bounds of the law. 24 This is a reorganization -- because 25 we're going to count on you to deliver the message

26 -- that this reorganization proves that the Town of 1 2 Oyster Bay is very focused on the high priority of 3 providing these services with the utmost concern of 4 the public safety, health concerns, and protecting 5 the environment. Can we count on you to deliver that 6 7 message? 8 MS. LYONS: Of course. 9 SUPERVISOR SALADINO: Thank you. 10 MS. LYONS: Thank you. 11 (Whereupon, a member of the assemblage 12 present raised a hand to be recognized.) 13 SUPERVISOR SALADINO: Yes. You can 14 come up next. 15 Would you like to come up next? 16 AUDIENCE MEMBER: No. I just have a 17 comment. 18 SUPERVISOR SALADINO: But the process 19 here --20 AUDIENCE MEMBER: Okay. Okay. I 2.1 understand. 22 SUPERVISOR SALADINO: -- and I thank 23 you for understanding the process. 24 All right. 25 Can you please start off by giving us

27 1 your name and address for the record? 2 MS. GRUBER: Edna Gruber, 188 Haypath 3 Road in the Old Bethpage community. 4 I'm a little bit cynical when I hear you tell me about the EPA because --5 SUPERVISOR SALADINO: DEC. 6 7 MS. GRUBER: -- because I recall very 8 distinctly being told that after 9-11, not 43 years 9 ago, when Governor Whitman, head of the 10 organization, said that the air was clear to 11 breathe, and, so, again, forgive me for not always 12 trusting government and what they tell me is okay 13 is not always okay. 14 COUNCILMAN IMBROTO: We understand 15 that, too. 16 MS. GRUBER: And that's my only comment 17 on that. 18 COUNCILMAN IMBROTO: I want you to know 19 that, look, my family lives in the community. We 20 would not do anything to jeopardize any person, to 2.1 put any child --22 MS. GRUBER: No, no --23 COUNCILMAN IMBROTO: -- at risk, any 24 community member at risk. 25 MS. GRUBER: I don't always like the

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1	responsibility being shifted from the Town of
2	Oyster Bay to the Federal government and government
3	organizations. That's all.
4	COUNCILMAN IMBROTO: We will take full
5	responsibility.
6	MS. GRUBER: That's all.
7	SUPERVISOR SALADINO: Thank you.
8	Thank you.
9	Is there anyone else that would like to
10	be heard on this hearing?
11	(Whereupon, there was no response from
12	the assemblage present.)
13	SUPERVISOR SALADINO: Counselor, do you
14	have anything else for us on this hearing?
15	MS. UNDERWOOD: I do not.
16	SUPERVISOR SALADINO: Okay.
17	Mr. Town Clerk, any postings and
18	advertisements correspondence?
19	MR. LaMARCA: We have Affidavits of
20	Posting and Publication.
21	There is no other correspondence.
22	SUPERVISOR SALADINO: No
23	correspondence.
24	May I have a motion, please?
25	COUNCILWOMAN JOHNSON: Supervisor, I

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      will make a motion to adjourn the public portion of
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      this hearing, to keep the record open for 30 days,
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      and to reserve decision.
                  COUNCILMAN IMBROTO:
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                                        Second.
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                  SUPERVISOR SALADINO: All in favor,
      please signify by saying: "Aye."
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                  ALL: "Aye."
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                  SUPERVISOR SALADINO: Those opposed,
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      "Nay."
                   (Whereupon, there were no "Nay"
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      responses from the Board.)
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                  SUPERVISOR SALADINO: The "Ayes" have
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      it.
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                  I'm going to just, once again,
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      reiterate that in order for people to have
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      immediate comment on this, there are multiple ways
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      including questions that people want answered, and
18
      you can contact us at publiccomment@oysterbay-ny.gov;
19
      or mail us a letter to the Office of the Town
20
      Attorney, 54 Audrey Avenue, Oyster Bay, New York
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      11771.
22
                  These are just some of the ways to
23
      improve communication.
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                   (TIME NOTED: 12:35 P.M.)
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TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
February 8, 2022
12:36 p.m.

HEARING - Local Law

To consider a Local Law entitled, "A Local Law to Amend the code of the Town of Oyster Bay, New York, Chapter 4, Administration of Government, to delete Article XVI, Economic Development Department, and to amend Chapter 4, Article V, Planning and Development Department, by deleting and replacing Sections 4-53 and 4-55. (M.D. 12/28/21 #9 & 1/3/22 #14).

JOSEPH SALADINO

RICHARD LaMARCA

SUPERVISOR

TOWN CLERK

PRESENT:

SUPERVISOR JOSEPH S. SALADINO
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS P. HAND
COUNCILMAN STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

ALSO PRESENT:

RICHARD LaMARCA, TOWN CLERK
JEFFREY P. PRAVATO, RECEIVER OF TAXES

Minutes of the meeting taken by:

TRACIE A. CINQUEMANI Reporter/Notary Public

1 SUPERVISOR SALADINO: Counselor, would 2 you please proceed? 3 Would you please call the next hearing? 4 MR. LaMARCA: The eighth hearing today 5 is to consider a Local Law entitled, "A Local Law to Amend the Code of the Town of Oyster Bay, 6 7 New York, Chapter 4, Administration of Government, 8 to delete Article XVI, Economic Development 9 Department; and to amend Chapter 4, Article V, 10 Planning and Development Department, by deleting 11 and replacing Sections 4-53 and 4-55." 12 MS. UNDERWOOD: Karen Underwood, Deputy 13 Town Attorney, Town of Oyster Bay. 14 I believe I've been saying good 15 morning. I think it's afternoon right now, so I 16 apologize. 17 This is a hearing to consider Amendment 18 to the Code of the Town of Oyster Bay to amend 19 Chapter 4, Administration of Government, to delete 20 Article XVI, Economic Development Department, and 2.1 to amend Article V, Planning and Development 22 Department, which will specifically reference the 23 duties and/or functions set forth in the Codes presently performed by the Department of Economic 24 25 Development.

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Before I begin with a presentation outlining the proposed Local Law, I would like to note for the record, that the Town Clerk file contains Affidavits of Posting and Publication of the Public Notice of today's public hearing pursuant to this Board's Resolution No. 10-2022, dated and adopted January 11, 2022.

As I mentioned in previous hearings regarding the proposed Local Laws to delete the Highway Department, and I apologize if I sound redundant, but would like the record of this hearing to reflect that these Local Laws and the proposed Local Law that is the subject of this hearing are aimed at improving the efficiency of the provision of services to Town residents and within Town departments.

Many of the changes included in the proposed Local Law are the same duties and functions that already exist in the Code, but are simply being reorganized under the heading of "housekeeping" to improve the efficiency of the numerous functions of certain Town departments.

To begin, Article XVI, Economic

Development Department, will be deleted from the

Code. Article V, Planning and Development

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Department, will be amended, specifically, Sections 4-53, Organization, and 4-55, Enumeration of Divisions, to add a new subdivision, Subdivision C, Economic Development, Commerce Industry and Labor.

The current Division of Planning and Development entitled -- contained in the Planning and Development Department is entitled, Commerce, Industry and Labor.

It is now being augmented to include the duties and functions currently performed by the Department of Economic Development.

So I can specify further, but, basically --

SUPERVISOR SALADINO: Counselor, rather than doing that, let me let the public know if the way I'm going to summarize this is accurate or not.

In an effort to bring about more
efficiencies -- and now for months and months we've
been working on a long list of bringing about more
efficiencies, better service, a better way to
reorganize government -- and in this specific case,
we are taking this Department of Economic
Development and rolling it into the Department of
Planning and Development, which is better known as
the Building Department, without suffering in terms

5 of the services of promoting and assisting with 1 2 economic development in our Town. 3 MS. UNDERWOOD: Correct. All the duties and functions of that 4 5 department are being put under the Planning and Development Department, so residents and --6 7 SUPERVISOR SALADINO: And will be under 8 that auspices and supervision of the Commissioner 9 of the Department of Planning and Development 10 rather than a standalone. No lessening of the 11 efforts, the work and the successes of the economic 12 development of this Town. 13 We're just reorganizing it under the 14 supervision of the Commissioner of Planning and 15 Development while keeping those services protected 16 and, quite frankly, enhanced in terms of economic 17 development in our Town. 18 MS. UNDERWOOD: Correct, Supervisor. 19 SUPERVISOR SALADINO: Are there any 20 questions from the Board? 2.1 (Whereupon, there was no response from 22 the Board.) 23 SUPERVISOR SALADINO: Are there any 24 correspondence or postings? MR. LaMARCA: We have Affidavits of 25

6 1 Posting and Publication. 2 There is no other correspondence. 3 SUPERVISOR SALADINO: I see that no 4 other members of the public -- or no members of the 5 public outside of Town employees are in the Board 6 Room, so I'm going to assume that there is no one 7 who wants to be heard on this. So with that, I will ask for a motion, 8 9 please. 10 COUNCILWOMAN JOHNSON: Supervisor, I'll 11 make a motion to adjourn the public portion of this 12 hearing, keep the record open for 30 days, and decision be reserved. 13 14 COUNCILMAN IMBROTO: Second. 15 SUPERVISOR SALADINO: All in favor, please signify by saying, "Aye." 16 17 ALL: "Aye." 18 SUPERVISOR SALADINO: Those opposed, 19 "Nay." 20 (Whereupon, there were no "Nay" 21 responses from the Board.) 22 SUPERVISOR SALADINO: The "Ayes" have it. 23 Thank you, counselor. 24 MS. UNDERWOOD: Thank you. 25 (TIME NOTE: 12:41 P.M.)

TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
February 8, 2022
12:42 p.m.

HEARING - Local Law

To consider a Local Law entitled, "A Local Law to amend the code of the Town of Oyster Bay, New York, Chapter 4, Administration of Government, to add Article XVI, Information Technology Department, and to amend Chapter 4, Article VI, Office of the Comptroller, by deleting and replacing Sections 4-65 AND 4-67." (M.D. 12/28/21 #10 & 1/4/22 #18).

JOSEPH SALADINO

RICHARD LaMARCA

SUPERVISOR

TOWN CLERK

PRESENT:

SUPERVISOR JOSEPH S. SALADINO
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS P. HAND
COUNCILMAN STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

ALSO PRESENT:

RICHARD LaMARCA, TOWN CLERK
JEFFREY P. PRAVATO, RECEIVER OF TAXES

Minutes of the meeting taken by:

TRACIE A. CINQUEMANI Reporter/Notary Public

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                  SUPERVISOR SALADINO: I believe that's
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      it on our hearings, or do we have one more?
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                  MS. UNDERWOOD:
                                   Two.
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                  SUPERVISOR SALADINO: Two more, I
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      apologize.
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                  MS. UNDERWOOD:
                                   Sorry.
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                  SUPERVISOR SALADINO: It's okay.
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                  MR. LaMARCA: This hearing is to
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      consider a Local Law entitled, "A Local Law to
      Amend the Code of the Town of Oyster Bay, New York,
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      Chapter 4, Administration of Government, to add
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      Article XVI, Information Technology Department, and
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      to amend Chapter 4, Article VI, Office of the
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      Comptroller, by deleting and replacing Sections
      4-65 and 4-67."
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16
                  COUNCILWOMAN JOHNSON: Supervisor, I'm
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      going to make a motion to adjourn this hearing
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      without a date.
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                  COUNCILMAN IMBROTO:
                                        Second.
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                  SUPERVISOR SALADINO: All in favor,
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      please signify by saying, "Aye."
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                  ALL:
                       "Aye."
23
                  SUPERVISOR SALADINO: Those opposed,
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      "Nay."
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                   (Whereupon, there were no "Nay"
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      responses from the Board.)
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                    SUPERVISOR SALADINO: The "Ayes" have
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       it.
                    (TIME: 12:43 P.M.)
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TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
February 8, 2022
12:44 p.m.

HEARING - Local Law

To consider a Local Law entitled, "A Local Law to amend the code of the Town of Oyster Bay, New York, Chapter 4, Administration of Government, Article XIV, Department of Environmental Resources by deleting and replacing Sections 4-148 and 4-150, to amend Chapter 156, Noise, by deleting and replacing Section 156-3, Duties and Responsibilities of Town Departments and to amend Chapter 241, Waterways, by deleting and replacing Subsection 241-9. (M.D. 1/4/22 #15).

JOSEPH SALADINO

RICHARD LaMARCA

SUPERVISOR

TOWN CLERK

PRESENT:

SUPERVISOR JOSEPH S. SALADINO
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS P. HAND
COUNCILMAN STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

ALSO PRESENT:

RICHARD LaMARCA, TOWN CLERK
JEFFREY P. PRAVATO, RECEIVER OF TAXES

Minutes of the meeting taken by:

TRACIE A. CINQUEMANI Reporter/Notary Public

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MR. LaMARCA: The tenth and final hearing today is to consider a Local Law entitled, "A Local Law to Amend the Code of the Town of Oyster Bay, New York, Chapter 4, Administration of Government, Article XIV, Department of Environmental Resources, by deleting and replacing Sections 4-148 and 4-150; to amend Chapter 156, Noise, by deleting and replacing Section 156-3, Duties and Responsibilities of Town Departments; and to amend Chapter 241, Waterways, by deleting and replacing Subsection 241-9." MS. UNDERWOOD: Good afternoon, Supervisor and Members of the Town Board. This is a hearing to consider Amendment to the Code of the Town of Oyster Bay to amend Chapter 4, Administration of Government, Article XIV, Department of Environmental Resources, specifically, regarding the Organization and Enumeration of Divisions Sections of this Article. In the title that the Town Clerk just

In the title that the Town Clerk just read to you, it mentioned other sections, so I'd like to amend that on the record that this Local Law will only be amending Sections 4-148, Organization, and 4-150, Enumeration of Divisions, of the Code of the Town of Oyster Bay.

2.1

Before I begin with a presentation, I'd like to note for the record the Town Clerk file contains Affidavits of Posting and Publication of the Public Notice of today's public hearing pursuant to this Board's Resolution No. 19-2022, dated and adopted on January 11, 2022.

This is today's last hearing with respect to housekeeping reorganization of Town Departments.

For the record, the proposed Local Law seeks to improve the efficiency of provision of services to Town residents and within Town departments and is more of an intradepartmental reorganization.

Article XIV, Department of

Environmental Resources, will be amended as I just
mentioned, specifically, Section 4-148,

Organization, will be deleted in its entirety and
replaced with new outline division titles for the
department.

Section 4-150, Enumeration of Divisions, will set forth the duties and functions of each division.

Many of the duties and functions of these divisions are already included in the current

2.1

organization of the Department of Environmental Resources; however, they've been reorganized and amended to more accurately represent the present day needs of the Town, which are serviced by this department.

So the present Code that includes the Enumeration of Divisions has several subdivisions. They've been organized just to clean it up in a housekeeping measure for more efficiency in administrating the duties and functions of this department.

I'm happy to go through the specifics, but that's it in a nutshell.

SUPERVISOR SALADINO: That's not necessary, but in a sentence for those who might not understand the legalese, can you give just a summary of what the intention of this is in a sentence or two?

MS. UNDERWOOD: Well, basically, it's to reorganize the divisions for a better, efficient promulgation of the duties of the department, so, things have come up, you know, new language has been added in, sort of, in an updating of what the department does.

The Town Environmental Quality Review

Division was previously its own division; now, it's 1 2 part of Planning and Technical Review. 3 Those sorts of changes, for example. 4 SUPERVISOR SALADINO: Consolidations and efficiencies? 5 6 MS. UNDERWOOD: Yes. 7 SUPERVISOR SALADINO: And because we're 8 making changes to the Code, it has to come before 9 the Board in this fashion. MS. UNDERWOOD: Correct. 10 11 SUPERVISOR SALADINO: Okay. 12 Are there any questions from any of the 13 Board members on this hearing? 14 (Whereupon, there was no response from 15 the Board.) 16 SUPERVISOR SALADINO: Are there any questions from the public on this hearing? 17 18 (Whereupon, there was no response from 19 the assemblage present.) 20 SUPERVISOR SALADINO: Please let the 2.1 record reflect that no one has indicated that they 22 want to be heard. 23 And to that, are there any postings or 2.4 communications? MR. LaMARCA: We have Affidavits of 25

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1	Posting and Publication.
2	There is no correspondence.
3	SUPERVISOR SALADINO: No
4	correspondence.
5	May I have a motion, please?
6	COUNCILWOMAN JOHNSON: Supervisor, I'll
7	make a motion to adjourn the public portion of the
8	hearing, to keep the record open for 30 days, and
9	to reserve decision.
10	COUNCILMAN IMBROTO: Second that
11	motion.
12	SUPERVISOR SALADINO: All in favor,
13	please signify by saying, "Aye."
14	ALL: "Aye."
15	SUPERVISOR SALADINO: Those opposed,
16	"Nay."
17	(Whereupon, there were no "Nay"
18	responses from the Board.)
19	SUPERVISOR SALADINO: The "Ayes" have
20	it.
21	(TIME NOTED: 12:47 P.M.)
22	SUPERVISOR SALADINO: Thank you.
23	Does that complete our work on public
24	hearings?
25	MR. LaMARCA: Yes, sir.

1 SUPERVISOR SALADINO: So, at this time, 2 we're going to break for Executive Session, and 3 then once we have concluded that, we will come back 4 out and finish up the work of the day on the 5 Regular Action Calendar. 6 So to that, may I have a motion for 7 Executive Session? 8 COUNCILWOMAN JOHNSON: Supervisor, I'll 9 make a motion that this Board enter into Executive 10 Session for purposes of discussing current and 11 pending litigation. 12 COUNCILMAN IMBROTO: Second. 13 SUPERVISOR SALADINO: All in favor, 14 please signify by saying, "Aye." 15 ALL: "Aye." SUPERVISOR SALADINO: Those opposed, 16 "Nay." 17 18 (Whereupon, there were no "Nay" 19 responses from the Board.) 20 SUPERVISOR SALADINO: The "Ayes" have 2.1 it. 22 We'll be back as quickly as we can. 23 Thank you. 24 (TIME NOTED: 12:47 P.M.) 25 (Whereupon, the Executive Session began

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      at 12:47 p.m. and the proceedings resumed at
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      1:45 p.m. as follows:)
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                   SUPERVISOR SALADINO: May I have a
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      motion, please?
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                  COUNCILWOMAN JOHNSON: Supervisor, I'll
6
      make a motion that the Executive Session be closed.
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      No action was taken.
                  COUNCILMAN IMBROTO: Second.
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                   SUPERVISOR SALADINO: All those in
      favor, please signify by saying, "Aye."
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11
                  ALL: "Aye."
12
                   SUPERVISOR SALADINO: Those opposed,
      "Nay."
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14
                   (Whereupon, there were no "Nay"
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      responses from the Board.)
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                   SUPERVISOR SALADINO: The "Ayes" have
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      it.
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                   (TIME: 1:46 P.M.)
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                   SUPERVISOR SALADINO: At this time, we
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      will call the Regular Action Calendar.
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                  Mr. Clerk?
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                   (Whereupon, a side bar conversation
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      between Councilwoman Johnson and Supervisor
24
      Saladino took place.)
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                   SUPERVISOR SALADINO:
                                          Okay.
```

```
9
1
                  May I have a motion, please?
2
                  COUNCILWOMAN JOHNSON: Supervisor, I'll
3
      make a motion to reopen the last hearing, which was
      "A Local Law to Amend the Code of the Town of
4
5
      Oyster Bay, New York, Chapter 4, Administration of
6
      Government."
7
                  COUNCILMAN IMBROTO: Second.
                   SUPERVISOR SALADINO: All in favor,
8
9
      please signify by saying, "Aye."
10
                  ALL: "Aye."
11
                   SUPERVISOR SALADINO: Those opposed,
      "Nay."
12
13
                   (Whereupon, there were no "Nay"
14
      responses from the Board.)
15
                   SUPERVISOR SALADINO: The "Ayes" have
16
      it.
17
                   (TIME NOTED: 1:47 P.M.)
18
19
20
21
22
23
2.4
25
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