TOWN BOARD DISCUSSION AGENDA June 15, 2020

- 1. Town Board acceptance of a donation from Catholic Health Services of Long Island for the purpose of funding the Town's Summer Drive-In Movie series.
- 2. Authorization for the Supervisor to execute any and all documents required to secure licensing from Swank Motion Pictures, Inc. and/or Criterion Pictures USA, Inc. to publicly show movies at the Town's Summer Drive-In Movies.
- 3. Authorization for the Supervisor to execute an agreement with Luminescence Production Services, LLC. to host the Summer Drive-In Movie Series.
- 4. Authorization for the Supervisor to execute a hold harmless agreement with the Westfield South Shore mall for the Summer Drive-In Movie Series.
- 5. Authorization for the Supervisor to sign any and all documents which may be required for issuance of a temporary outdoor dining permits on Town-owned property.
- 6. Authorization for the Supervisor to execute an Agreement with the CDA, whereby the CDA will reimburse the Town of Islip for the purchase of various items in response to the COVID-19 pandemic.

No. 1

TO:

SUPERVISOR ANGIE M. CARPENTER

COUNCILWOMAN TRISH BERGIN WEICHBRODT

COUNCILMAN JOHN C. COCHRANE, JR. COUNCILWOMAN MARY KATE MULLEN COUNCILMAN JAMES P. O'CONNOR

FROM:

JOHN R. DICIOCCIO, TOWN ATTORNEY

RE:

TOWN BOARD DISCUSSION AGENDA

Town Board acceptance of a donation from Catholic Health Services of Long Island for the purpose of funding the Town's Summer Drive-In Movie series.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Thomas Owens

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc:

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board and if any similar resolutions have previously been passed or denied by the Board.

Authorization for the Town to accept a donation from Catholic Health Services of Long Island, for an amount not to exceed \$50,000, for the purpose of funding the Town's Summer Drive-In Movie series.

SPECIFY WHERE APPLICABLE:	
Entity or individual benefitted by resolution:	Islip residents, Catholic Health Services of Long Island
Site or location effected by resolution:	N/A
Cost:	N/A
Budget Line:	TBD
Amount and source of outside funding:	\$50,000
ENVIRONMENTAL IMPACT: Is this action	a rubiact to a CEOPA and
Yes under Section I, Sub. A, Number of Town of Islip 617 Check List, an Environmental review is required. X No under Section II, Sub, Number of Town of Islip 617 Check List, no Environmental review is required. Signature of Commissioner/Department Head Sponsor: Date:	

June 16, 2020	
Resolution#	

WHEREAS, due to recommended social distancing precautions during the COVID-19 pandemic, the Summer Concert and Movie Night Series will this year be replaced by a Summer Drive-In Movie series, whereby the Town will incorporate larger venues that allow for participants to adhere to safe social distancing measures; and

WHEREAS, Catholic Health Services of Long Island, has offered to donate \$50,000 to the Town to help fund its modified Summer Drive-In Movie series; and

WHEREAS, the Commissioner of the Parks Department has reviewed the proposal and recommends that the Town accept the donation to cover the expenses of the Summer Drive-In Movie Series.

NOW, THEREFORE, on motion by _	,
seconded by	, be it

RESOLVED, that pursuant to Town Law Section 64(8), the Town is authorized to accept a donation from Catholic Health Services of Long Island, for an amount not to exceed \$50,000, for the purpose of funding the Town's Summer Drive-In Movie series; and be it further

RESOLVED, that the Supervisor is hereby authorized to execute any and all documents required for acceptance of the donation, the form and content of which shall be subject to the approval of the Town Attorney; and be it further

RESOLVED, that the Comptroller is authorized to make the accounting entries necessary to amend the budget in accordance with the terms of this resolution.

No. 2

TO:

SUPERVISOR ANGIE M. CARPENTER

COUNCILWOMAN TRISH BERGIN WEICHBRODT

COUNCILMAN JOHN C. COCHRANE, JR. COUNCILWOMAN MARY KATE MULLEN COUNCILMAN JAMES P. O'CONNOR

FROM:

JOHN R. DICIOCCIO, TOWN ATTORNEY

RE:

TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to execute any and all documents required to secure licensing from Swank Motion Pictures, Inc. and/or Criterion Pictures USA, Inc. to publicly show movies at the Town's Summer Drive-In Movies.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Thomas Owens

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc:

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board and if any similar resolutions have previously been passed or denied by the Board.

Authorization for the Supervisor to execute any and all documents required to secure licensing from Swank Motion Pictures, Inc. and/or Criterion Pictures USA, Inc. to publicly show certain identified movies at the Town's Summer Drive-In Movies, for an amount not to exceed \$17,000, the form and content of which shall be subject to the approval of the Town Attorney.

SPECIFY WHERE APPLICABLE:	
Entity or individual benefitted by resolution:	Islip residents, Swank Motion Pictures Inc.; Criterion Pictures USA, Inc.
Site or location effected by resolution:	N/A.
Cost:	\$17,000
Budget Line:	A.7420.45000
Amount and source of outside funding:	\$50,000 donation from Catholic Health Services of Long Island
ENVIRONMENTAL IMPACT: Is this action	subject to a SEQRA environmental review?
Yes under Section I, Sub. A, Number of Town of Islip 617 Check List, an Environmental review is required. X No under section II, Sub, Number of Town of Islip 617 Check List, no Environmental review is required. Signature of Commissioner/Department Head Sponsor: Date:	

June 16, 2020	
Resolution#	

WHEREAS, due to recommended social distancing precautions during the COVID-19 pandemic, the Summer Concert and Movie Night Series will this year be replaced by a Summer Drive-In Movie series, whereby the Town will incorporate larger venues that allow for participants to adhere to safe social distancing measures; and

WHEREAS, Federal Copyright Laws require appropriate licensing be in place in order to publicly show movies; and

WHEREAS, Swank Motion Pictures, Inc., with offices located at 10795 Watson Rd, Saint Louis, MO 63127, is a holder and provider of the appropriate umbrella licensing required to show certain identified movies; and

WHEREAS, Criterion Pictures USA, Inc., with offices located at 1050 Oak Creek Drive, Lombard, IL 60148, is a holder and provider of the appropriate umbrella licensing required to show certain identified movies; and

WHEREAS, the Commissioner of the Parks Department recommends that the Town be authorized to secure the required licensing from Swank Motion Pictures, Inc. and/or Criterion Pictures USA, Inc. to publicly show certain identified movies at the Town's Summer Drive-In Movies;

NOW, THEREFORE, on motion by _	,
seconded by	, be it

RESOLVED, that the Supervisor is hereby authorized to execute any and all documents required to secure licensing from Swank Motion Pictures, Inc. and/or Criterion Pictures USA, Inc. to publicly show certain identified movies at the Town's Summer Drive-In Movies, for an amount not to exceed \$17,000, the form and content of which shall be subject to the approval of the Town Attorney; and be it further

RESOLVED, that the Comptroller is authorized to make the accounting entries necessary to amend the budget in accordance with the terms of this resolution.

No. 3

TO:

SUPERVISOR ANGIE M. CARPENTER

COUNCILWOMAN TRISH BERGIN WEICHBRODT

COUNCILMAN JOHN C. COCHRANE, JR. COUNCILWOMAN MARY KATE MULLEN COUNCILMAN JAMES P. O'CONNOR

FROM:

JOHN R. DICIOCCIO, TOWN ATTORNEY

RE:

TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to execute an agreement with Luminescence Production Services, LLC. to host the Summer Drive-In Movie Series.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Thomas Owens

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc:

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board and if any similar resolutions have previously been passed or denied by the Board.

Authorization for the Supervisor to execute an agreement with Luminescence Production Services, LLC to host the Summer Drive-In Movie Series, and any necessary documentation attendant thereto, for an amount not to exceed \$40,800, the form and content of which shall be subject to the approval of the Town Attorney.

<u> </u>		
SPECIFY WHERE APPLICABLE:		
Entity or individual benefitted by resolution:	Islip residents, Luminescence Production Services LLC	
Site or location effected by resolution:	N/A	
Cost:	\$40,800	
Budget Line:	A.7420.45000	
Amount and source of outside funding:	\$50,000 donation from Catholic Health Services of Long Island	
ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?		
Yes under Section I, Sub. A, Number of Town of Islip 617 Check List, an Environmental review is required.		
X No under section II. Sub. Number of Town of Islip 617 Check List, no Environmental review is required.		
Signature of Countrissioner/Department Head Sponsor: Date:		
Signature of Constissioner/Department Head Sponsor: Date:		

June 16, 2020	
Resolution#	

WHEREAS, due to recommended social distancing precautions during the COVID-19 pandemic, the Summer Concert and Movie Night Series will this year be replaced by a Summer Drive-In Movie series, whereby the Town will incorporate larger venues that allow for participants to adhere to safe social distancing measures; and

WHEREAS, Luminescence Production Services LLC, having offices at 47 Barwick Street, Floral Park, NY 11001, has the knowledge, equipment, and ability to provide the necessary services to host the Summer Drive-In Movie Series; and

WHEREAS, the Town Board finds that the services required to host the Summer Drive-In Movie series require specialized skill and expertise, and it is not in the best interests of the Town to award such contracts based strictly on monetary criteria;

WHEREAS, the Commissioner of the Parks Department recommends that the Town enter into an agreement with Luminescence Production Service, LLC to host the Summer Drive-In Movie Series;

NOW,	THEREFORE, on motion by		_,,
seconded by _		, be it	

RESOLVED, that the Supervisor is hereby authorized to execute an agreement with Luminescence Production Services, LLC to host the Summer Drive-In Movie Series, and any necessary documentation attendant thereto, for an amount not to exceed \$40,800, the form and content of which shall be subject to the approval of the Town Attorney; and be it further

RESOLVED, that the Comptroller is authorized to make the accounting entries necessary to amend the budget in accordance with the terms of this resolution.

No. 4

TO:

SUPERVISOR ANGIE M. CARPENTER

COUNCILWOMAN TRISH BERGIN WEICHBRODT

COUNCILMAN JOHN C. COCHRANE, JR. COUNCILWOMAN MARY KATE MULLEN COUNCILMAN JAMES P. O'CONNOR

FROM:

JOHN R. DICIOCCIO, TOWN ATTORNEY

RE:

TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to execute a hold harmless agreement with the Westfield South Shore mall for the Summer Drive-In Movie Series.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Thomas Owens

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc:

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board and if any similar resolutions have previously been passed or denied by the Board.

Authorization for the Supervisor to execute a hold harmless agreement with the Westfield South Shore mall, and any necessary documentation attendant thereto, in consideration for access to the parking lot at 1701 Sunrise Highway in Bay Shore to host the Town's Summer Drive-In Movie Series, the form and content of which shall be subject to the approval of the Town Attorney.

Islip residents, Westfield South Shore mall	
Westfield South Shore Mall	
N/A	
N/A	
subject to a SEQRA environmental review?	
Yes under Section I, Sub. A, Number of Town of Islip 617 Check List, an Environmental review is required. X No under Section II, Sub, Number of Town of Islip 617 Check List, no Environmental review is required. Signature of Commissioner/Department Head Sponsor: Date:	

June 16, 2020	
Resolution#	

WHEREAS, due to recommended social distancing precautions during the COVID-19 pandemic, the Summer Concert and Movie Night Series will this year be replaced by a Summer Drive-In Movie Series, whereby the Town will incorporate larger venues that allow for participants to adhere to safe social distancing measures; and

WHEREAS, one of the venues that will be utilized to host the Summer Drive-In Movie Series is the Westfield South Shore Mall, which is located at 1701 Sunrise Highway in Bay Shore, NY; and

WHEREAS, in consideration for access to the parking lot at the Westfield South Shore Mall to host the Summer Drive-In Movie Series, mall ownership requires that the Town execute a hold harmless agreement;

WHEREAS, the Commissioner of the Parks Department requests that that the Town Board authorize the Supervisor to execute a hold harmless agreement with the Westfield South Shore Mall in order to access the parking lot for the Town's Summer Drive-In Movie Series;

NOW, THEREFORE, on motion by	
seconded by	, be it

RESOLVED, that the Supervisor is hereby authorized to execute a hold harmless agreement with the Westfield South Shore mall, and any necessary documentation attendant thereto, in consideration for access to the parking lot at 1701 Sunrise Highway in Bay Shore to host the Town's Summer Drive-In Movie Series, the form and content of which shall be subject to the approval of the Town Attorney; and be it further

RESOLVED, that the Comptroller is authorized to make the accounting entries necessary to amend the budget in accordance with the terms of this resolution.

No. 5

TO:

SUPERVISOR ANGIE M. CARPENTER

COUNCILWOMAN TRISH BERGIN WEICHBRODT

COUNCILMAN JOHN C. COCHRANE, JR. COUNCILWOMAN MARY KATE MULLEN COUNCILMAN JAMES P. O'CONNOR

FROM:

JOHN R. DICIOCCIO, TOWN ATTORNEY

RE:

TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to sign any and all documents which may be required for issuance of a temporary outdoor dining permits on Town-owned property.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Christopher Poelker

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc:

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Deputy Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE. Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.

This resolution authorizes the Town of Islip Department of Planning and Development to issue temporary outdoor dining permits through November 1, 2020 in accordance with certain requirements and restrictions, which are set forth in the resolution. The resolution also authorizes the Supervisor to sign any and all permit applications, easement agreements, and intermunicipal agreements on behalf of the Town, as property owner, and any necessary documentation attendant thereto, which may be required for issuance of a temporary outdoor dining permit on Town-owned property, the form and content of which subject to the review and approval by the Town Attorney

SPECIFY	WHERE	APPLIC	ARLE.
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1. Entity or individual benefitted by resolution:

Restaurants and bars in the Town of Islip,

residents of and visitors to the Town.

2. Site or location effected by resolution:

Town-wide

3. Cost

N/A

4. Budget line:

N/A

5. Amount and source of outside funding:

N/A

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

<u>X</u>

No, under 6 NYCRR 617.5(c)(21), (33), and (34) - adoption of regulations, policies, procedures and local legislative decisions in connection with (A) minor temporary uses of land having negligible or no permanent impact on the environment and (B) review of applications to determine compliance with technical requirements, etc.

Signature of Commissioner/Department Head Sponsor:

Date:

Muly

6/5/2020

WHEREAS, the Zoning Code of the Town of Islip ("the Town") authorizes the use of outside seating and/or outside bar service as an accessory use to a restaurant, a minor restaurant, a bar, a tavern, a nightclub, and a fast-food restaurant, provided that permission is first obtained from the Town Planning Board or the Town Planning Department (depending upon the Zoning District) and provided that the site complies with all applicable Town Code requirements; and

WHEREAS, due to the required and/or recommended social distancing guidelines during the COVID-19 pandemic, the Town Board desires to create a temporary outdoor dining permit for existing restaurants and bars that have a certificate of occupancy, which shall be available through November 1, 2020; and

WHEREAS, restaurant or bar operators and/or landowners who wish to apply for a temporary outdoor dining permit must submit an electronic application online to the Town's Department of Planning and Development for review and approval; and

WHEREAS, all temporary outdoor dining permits shall be subject to New York State requirements and guidelines for business reopenings and social distancing, and all temporary outdoor dining seating must meet applicable New York State Fire Codes; and

WHEREAS, the use of municipal sidewalks, parking lots, roads, paths, and any other municipal property shall be restricted and require an agreement to hold harmless and indemnify the Town, and a general commercial liability insurance policy in an amount no less than \$1,000,000.00, which shall name the Town of Islip, its officers, employees, and agents as "additional insureds"; and

WHEREAS, the Town, as property owner, may be required to sign certain permit applications, authorize certain temporary easements, and/or enter into certain intermunicipal agreements prior to issuing temporary outdoor dining permits;

No. 6

TO:

SUPERVISOR ANGIE M. CARPENTER

COUNCILWOMAN TRISH BERGIN WEICHBRODT

COUNCILMAN JOHN C. COCHRANE, JR. COUNCILWOMAN MARY KATE MULLEN COUNCILMAN JAMES P. O'CONNOR

FROM:

JOHN R. DICIOCCIO, TOWN ATTORNEY

RE:

TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to execute an Agreement with the CDA, whereby the CDA will reimburse the Town of Islip for the purchase of various items in response to the COVID-19 pandemic.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Thomas Owens

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc:

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: By this resolution, the Town Board authorizes the Supervisor to execute an Agreement with the CDA, whereby the CDA will reimburse the Town of Islip the amount of \$56,653.37 to purchase various items such as an electrostatic disinfecting sprayer, air purification systems, materials for sneeze guard shields, shelf stable meals, infrared noncontact thermometers and masks, in response to the COVID-19 pandemic, as we prepare to gradually reopen facilities and programs.

SPECIFY WHERE APPLICABLE:

Entity or individual benefitted by resolution:

Town of Islip Residents

Site or location effected by resolution:

Town Facilities

Cost:

\$56,653.37

Budget Line:

Account TBD by Comptroller

Amount and source of outside funding:

\$56,653.37 Community Development Agency

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

X No under 6 NYCRR 617.5(c) (20) - routine or continuing agency administration and management

Signature of Commissioner/Department Head Sponsor:

6/10/202C Date:

June 15, 2020	
Resolution #	

WHEREAS, the Town of Islip Community Development Agency ("the CDA") is the recipient of Community Development Block Grant ("CDBG") funds provided by the federal government for the purpose of offsetting expenses incurred to prevent, prepare for and respond to the coronavirus pandemic; and

WHEREAS, the Town of Islip ("the Town") is seeking funding to purchase various items such as an electrostatic disinfecting sprayer, air purification systems, materials for sneeze guard shields, shelf stable meals, infrared noncontact thermometers and masks, in response to the COVID-19 pandemic, as we prepare to gradually reopen facilities and programs; and

WHEREAS, as a direct result of the COVID-19 pandemic, safety and screening procedure implementations are critical to the success of fostering a healthy environment for Town residents when frequenting facilities and participating in programs;

NOW, THEREFORE on a motion of	
seconded by	, be it

RESOLVED, that the Town Board authorizes the Supervisor to execute an Agreement with the CDA, the form and content of which shall be subject to the approval of the Town Attorney, whereby the CDA will reimburse the Town of Islip the amount of \$56,653.37 for the purchase of the aforementioned items; and be it further

RESOLVED, that the Supervisor is hereby authorized to execute any and all necessary documentation required for the receipt of the above-referenced CDBG funding; and be it further

RESOLVED, that the Comptroller is hereby authorized to make the accounting entries necessary to amend the budget in accordance with this resolution and any ensuing agreement that the Town may enter into for the receipt of the above-referenced CDBG funding.

UPON A VOTE BEING TAKEN, the result was:	
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