



Smithtown Town Board
Regular Meeting
~ Agenda ~

Smithtown, NY
www.smithtownny.gov
Town Clerk's Office

Tuesday, April 7, 2026

2:00 PM

Victor T. Liss Board Room

CALL TO ORDER

I. CORRESPONDENCE

- A. 4390 - Parade/Run/Walk — Smithtown Fire Department Memorial Day Parade, May 25, 2026 from 12:00 P.M. until approximately 2:00 P.M.
- B. 4391 - Parade/Run/Walk — American Legion Post 944 Memorial Day Parade, May 25, 2026 from 9:00 A.M. until approximately 11:00 A.M.
- C. 4400 - Parade/Run/Walk — VFW Post 395 Memorial Day Parade, May 25, 2025, from 10:00 A.M. until approximately 1:00 P.M.
- D. 4471 - Building Department March 2026 Report

II. PUBLIC HEARINGS

- A. 4339 - The Town Board to consider the Town's entry onto certain real property located at 21 Main Street, Kings Park, Town of Smithtown, New York 11754 (SCTM No.: 0800-027.000-0002-002.002), reputedly owned by 21 MAIN ST MANAGEMENT LLC, for the purpose of remediating and/or removing the structures(s) thereat which have been designated as unsafe in accordance with the unsafe buildings standard as set forth in Chapter 112-25A of the Smithtown Town Code, as per the recommendation of the Building Department Director and the Town Attorney.
- B. 4399 - The Town Board to consider Town Board Special Exception #2026-01, as submitted by Prospect Sports Partners, LLC, for a special exception to amend prior special exception approval for commercial public recreation. Prior approval for Special Exception 2014-01 was granted at the October 7, 2014 Town Board meeting per Resolution #2014-899. Property located on the north side of Old Northport Road, 1,018 feet west of Indian Head Road, Kings Park. SCTM#: 0800-42-1-2.1, 3.2 & 23.6.

III. ADVERTISE FOR PUBLIC HEARING

- A. 4449 - The Town Clerk to advertise for a Public Hearing to be held at the Smithtown Town Hall, Patrick R. Vecchio Building, Victor T. Liss Board Room, 99 West Main Street, Smithtown, New York 11787, on Thursday, April 23, 2026, at 2:00 p.m. to consider Proposed Local Law #7-2026, Chapter 324 of the Town Code, entitled "Moratorium on Battery Energy Storage Systems" as it relates to an extension.
- B. 4461 - The Town Clerk to advertise for a Public Hearing to be held at the Smithtown Town Hall, Patrick R. Vecchio Building, Victor T. Liss Board Room, 99 West Main Street, Smithtown, New York 11787, on Tuesday, May, 5 2026, at 2:00 p.m. to consider Proposed Local Law #8-2026, amendments to Chapter TC7, entitled "Off-Road Vehicles" as it relates to electric bicycles.
- C. 4462 - The Town Clerk to advertise for a Public Hearing to be held at the Smithtown Town Hall, Patrick R. Vecchio Building, Victor T. Liss Board Room, 99 West Main Street, Smithtown, New York 11787, on Tuesday, May, 5 2026, at 2:00 p.m. to consider Proposed Local Law #9-2026, amendments to Chapter 101, entitled "Department of Parks, Buildings and Grounds" as it relates to electric bicycles and motorized devices.

IV. CONSENT AGENDA

- A. Minutes Approval March 19, 2026
- B. Comptroller

1. 4439 - Transfer from account DR.9950.0950 (Transfer to Capital) in the amount of \$100,000.00 and transfer to account DR.5110.0408 (Road Maintenance) in the amount of \$100,000.00(Highway).
2. 4440 - Increase account H02.0000.5031 (Transfer in) in the amount of \$1,820,000.00 and increase account H02.5112.0261.00000912 (Road Improvements.CP26 Road Improvement Program 2026) in the amount of \$1,820,000.00 and further authorize the transfer from DR.9950.0950 into H02.0000.5031(Highway).
3. 4448 - Increase account A.0000.2042 (Beach Permit Processing Fees) in the amount of \$75,000.00 and increase account A.9950.0950 (Transfer to Capital) in the amount of 75,000.00 and increase account H05.0000.5031 (Transfer In) in the amount of \$75,000.00 and increase account H05.1410.0200.00000913 (CP26 Online Beach Permitting Equip) in the amount of \$75,000.00 and further authorize the transfer from A.9950.0950 into H05..5031(Town Clerk).
4. 4452 - Transfer to account B.3311.0451 (Motor Vehicle Maint.) in the amount of \$10,000.00, and Transfer from account B.3311.0467 (Signs) in the amount of \$10,000.00. (Traffic)
5. 4457 - Transfer \$260.00 from Account A.1440.0220.00000000 (Field Equipment) and transfer to Account A.1440.0446.00000000 (Uniform Allowance) in the amount of \$260.00 - Engineering Department

C. Resolutions

1. 4403 - Harbormaster Dylan Harris to Attend Marine Patrol Vessel Operator's Course at the New York State Office of Parks, Recreation and Historic Preservation, Marine Services Bureau in Albany (Public Safety).
2. 4470 - Town Board to authorize the Town Assessor, Louis Necroto, to attend an online class, Ethics for the Assessor, via Zoom on July 8, 2026, at a cost of \$120.

V. **RESOLUTIONS**

- A. The Town Board after due study and deliberation of the subject record to issue a SEQRA Negative Declaration determination of non-significance (an EIS is not necessary) in the following matters for reasons stated in a memorandum on the dates indicated:
1. 4453 - In the matter of Change of Zone Petition #2025-A by Cosentino Realty Commack/PJ LLC, NE/c/o Crooked Hill Road and Long Island Expressway North Service Road, Commack, for the reasons as stated in a memorandum from David A. Barnes, Environmental Protection Director, dated March 31, 2026.
 2. 4464 - In the matter of the Town Board's own motion to adopt Local Law #2-2026, previously heard as proposed Local Law #3-2026, repealing Chapter 242 of the Smithtown Town Code entitled "Telecommunications Facilities and Structures" and replacing with Chapter 242 entitled "Wireless Telecommunications Facilities"; and to adopt Local Law #3-2026, previously heard as proposed Local Law #4-2026, amending Chapter 322 of the Smithtown Town Code entitled "Zoning" as it relates to wireless telecommunications facilities, for the reasons as stated in a memorandum from David A. Barnes, Environmental Protection Director, dated April 2, 2026.
- B. The Town Board to authorize the Town Clerk to advertise for the following bids to be returned to Town Hall, 99 West Main Street, Smithtown, New York 11787, 11:00am on dates indicated:
1. 4431 - Bid #26-026 - Proposed Improvements to Long Beach Marina South, June 4, 2026.
 2. 4433 - Bid #26-030 - Masonry Supplies, April 30, 2026.
- C. The Town Board to award the following bids and to authorize the purchase of associated goods/services:
1. 4460 - Bid # 26-018 for Bamboo Removal & Drainage Improvements to Quintal Contracting Corp. as per bids opened on March 26, 2026 and to further authorize the Supervisor to sign an agreement on a form approved by the Town Attorney.

D. The Town Board to approve the following:

1. 4347 - Adopt amendments to Chapter 101, entitled "Department of Parks, Buildings and Grounds", with regard to parking permit registrations pursuant to the Public Hearing held on March 3, 2026, SEQRA Type II Action and the recommendation by the Town Attorney.
2. 4380 - Adopt Local Law #2-2026, the repeal of Chapter 242 of the Town Code entitled, "Telecommunications Facilities and Structures" and to replace with Chapter 242 entitled, "Wireless Telecommunications Facilities" pursuant to a Public Hearing held on March 3, 2026, the SEQRA Negative Declaration, dated April 1, 2026, indicating that the Action constitutes an "unlisted action" which will not result in any significant adverse impacts for the reasons set forth in the Memorandum of David A. Barnes, dated April 2, 2026, and the recommendation of the Town Attorney.
3. 4426 - Town Board to adopt "The Determination of Mean High Water Along Nissequogue Beach, Smithtown, NY" dated September 18, 2023 and prepared by SUNY at Stony Brook School of Marine and Atmospheric Sciences researchers Henry Bokuniewicz, PhD., Kaitlin Giglio, and Ali FarhadZadeh, PhD.
4. 4429 - Extension of Bid #25-027 for Flat Deck Trailers with Komatsu America Corp.
5. 4430 - Extension of Bid #25-022 for Street Lighting Materials with Best LED Group, Formed Plastics Inc. and Kelly & Hayes.
6. 4441 - Emergency Procurement of Replacement Marine Pilings from Chesterfield Associates, Inc. at Long Beach Marina and the Kings Park Bluff.
7. 4447 - Purchase of License Plate Recognition Cameras and related products / services from T2 Systems and to further authorize the Supervisor to sign an agreement on a form approved by the Town Attorney.
8. 4436 - Rental of a Compact Track Loader from All Island Equipment.
9. 4402 - 2025 Highway Road Program amendment to add Sunken Meadow Rd for storm drain repairs.
10. 4450 - Donation of Time - Employee #006783
11. 4442 - EISEP Housekeeper/Chore Program
12. 4443 - 2026 Highway Road Program amendment to add Landing Avenue in Smithtown.
13. 4454 - Renewal of CTRNY Time and Attendance Hosting & Support Services though SHI Government Solutions.
14. 4455 - The Town Board to conditionally approve Zone Change Petition #2025-A as submitted Cosentino Realty Commack PJ, LLC; modification of Zone Change #92-2 condition to increase the maximum gross floor area from 528,537 s.f. to 555,713 s.f. Property located on the corner of Henry Street and Crooked Hill Road, Commack. SCTM#: 0800-174-3-75, 76.18, 84.2, 84.3, 84.4, 84.7, 84.8.
15. 4458 - Adopt Local Law #3-2026 previously heard as Proposed Local Law #4-2026, amendments to Chapter 322, entitled "Zoning" as it relates to wireless telecommunications facilities, pursuant to a Public Hearing held on March 3, 2026, the SEQRA Negative Declaration, dated April 1, 2026, indicating that the Action constitutes an "unlisted action" which will not result in any significant adverse impacts for the reasons set forth in the Memorandum of David A. Barnes, dated April 2, 2026, and the recommendation of the Town Attorney.
16. 4472 - Town Board to extend the public comment period for purposes of SEQRA review of the Draft Environmental Impact Statement dated February 2026 prepared by the firm of Lahti Engineering and Environmental Consulting P.C. for Watermill Suites (SSRC Realty LLC/Watermill Hotel Special Exception Petition # TB 2018-01), and to authorize the Town Clerk to advertise same with a public comment period to close at 5:00 pm on Friday, May 15, 2026.

- E. The Town Board to authorize the acceptance of the following:
1. 4404 - Acceptance of DRI Funding, Branding and Marketing Strategy
 2. 4405 - Acceptance of DRI Funding Unified Contract #C1003384
 3. 4406 - Acceptance of DRI Funding - Small Project Fund
 4. 4432 - Accept a donation on behalf of the Animal Shelter from Benedetto Cardamone in memory of Rich Bryne (\$20, check# 425, receipt# 919386)
- F. The Town Board to authorize the Supervisor to execute the following resolutions on a form approved by the Town Attorney:
1. 4407 - Amendment to the agreement with M.P.H. Management Corp. regarding management of Smithtown Landing Country Club as it relates to greens and golf cart rental fees.
 2. 4434 - Renewal of Agreement with Auctions International for Online Auctioneer Services.
 3. 4451 - Agreement with Michael's Pack Dog Training to provide dog training services for the Animal Shelter.
 4. 4463 - Town Board to Authorize the Supervisor to execute a lease of the Caretakers Cottage at Sweetbriar Farm Nature Preserve in a form acceptable to the Town Attorney and the Smithtown Conservation Board to Dierdre DiPenta for a period of one year at a monthly rent of \$2,900.00.
 5. 4465 - Agreement with Hayduk Engineering, LLC for engineering services related to the proposed improvements to the Central Business District parking lot in downtown Smithtown.
 6. 4466 - Agreement with Frances Ferriso to provide Zumba Gold and strength training classes to the Senior Citizens Department at a rate of \$75.00 per class.
 7. 4467 - Consulting Services Agreement with Sean Thomas, MS, PMHNP-RC, to provide services to the Town as the Nurse Practitioner on staff for Horizons Counseling & Education Center for a one-year term.
 8. 4468 - Agreement with The Sports Arena to facilitate the Town of Smithtown Youth Bureau's Adaptive Sports Program for a one-year term.

VI. PERSONNEL - The Town Board to approve the following Personnel matters:

- A. 4401 - Change in status for Brandon Modrov, full time Superintendent of Recreation II in the Recreation Department, from provisional to permanent status, at the same rate of pay, effective date retroactive to March 20, 2026.
- B. 4427 - Seasonal appointments/reappointments in the Recreation Department to various positions, at rates of pay and effective dates, as indicated.
- C. 4428 - Part time appointment of Rosalind Polner to the position of Office Assistant in the Floater Pool, at a rate of pay of \$16.50 per hour, effective April 8, 2026.
- D. 4438 - Seasonal appointments/reappointments in the Department of Parks, Buildings and Grounds to various positions, at rates of pay and effective dates, as indicated.
- E. 4444 - Unpaid Medical Leave of Absence for Employee #005130 in the Senior Citizens Department, effective date retroactive to April 1, 2026 and continuing through May 12, 2026.
- F. 4445 - Unpaid Medical Leave of Absence for Employee #007277 in the Senior Citizens Department, not to exceed six months, effective date retroactive to April 2, 2026.
- G. 4469 - Termination of employment for Employee #009046 in the Youth Bureau Department, effective April 8, 2026.

READ ON

TO BE HEARD

Adjourn

[MEET_FOOT]