



Smithtown Town Board
Regular Meeting
~ Agenda ~

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

Thursday, April 23, 2026

2:00 PM

Victor T. Liss Board Room

CALL TO ORDER

I. CORRESPONDENCE

- A. 4456 - Special Event - Sts. Philip & James Carnival, June 11, 2026, to June 13, 2026, from 5:00 pm to 10:00 pm and June 14, 2026, from 2:00 pm to 10:00 pm subject to conditions in memorandum dated March 19, 2026, from Thomas J. Lohmann, Public Safety Director.

II. PUBLIC HEARINGS

- A. 4520 - The Town Board to consider Proposed Local Law #7-2026, Chapter 324 entitled "Moratorium on Battery Energy Storage Systems" as it relates to an extension.

III. ADVERTISE FOR PUBLIC HEARING

- A. 4538 - Authorize 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 #10-2026, amendments to Chapter 215 entitled "Peddling and Soliciting" with regard to Emergency Scene Solicitation and Board-Up Services.

IV. CONSENT AGENDA

- A. Minutes Approval April 7, 2026
- B. Comptroller
1. 4482 - Transfer from account B.3720.446 (Uniform) in the amount of \$606.00, and Transfer to account B.3720.474 (Computer Contracts) in the amount of \$606.00 (Public Safety),
 2. 4494 -
School Age Department is requesting an approval fee for families with a third child in both Kings Park and Smithtown Districts.
 3. 4501 - Transfer from account H06.3311.0355.00000827 (Traf-CP24 Guard Rails) in the amount of \$35,000.00 and transfer to account H06.3311.0200.00000914 (CP26 Line Striping Paint Machine) in the amount of \$35,000.00(Traffic Safety).
 4. 4503 - 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).
 5. 4508 - Increase account A..9996 (Restricted Capital Reserve) in the amount of \$142,400.00 and increase account A.1940.0200 (Acquire Land) in the amount of \$142,400.00 (Town Attorney).
 6. 4509 - Transfer to account B.3310.0472 (Dues/Conferences/Education) in the amount of \$606.00, and Transfer from account B.3311.0431 (Hazardous Waste Disposal) in the amount of \$606.00. (Traffic)
 7. 4512 - Decrease account H10..5031.00000581 (Transfer in ARPA Funds) in the amount of - \$13,097.27 and decrease account H10.1620.0350.00000706 (ARP23-Paul J Fitzpatrick Alarm

System) in the amount of -\$12,988.40 and decrease account H10.7620.0350.00000700 (ARP23-Senior Center Imp) in the amount of -\$108.87.

8. 4525 - Increase account DR..1289 (other Departmental Income) in the amount of \$16,458.47 and increase account DR.5110.408 (Road Maintenance) in the amount of \$16,458.47 (Highway).
9. 4526 - 2025 Budgetary transfers for the B fund to close Town's Accounting records for the year.
10. 4527 - 2025 Budgetary transfers for the SM1 fund to close the Town's Accounting records for the year.
11. 4528 - 2025 Budgetary transfers for the SP fund to close the Town's Accounting records for the year.
12. 4529 - 2025 Budgetary transfers for the SL1 fund to close the Town's Accounting records for the year.
13. 4530 - 2025 Budgetary transfers for the SL2 fund to close the Town's Accounting records for the year.
14. 4531 - 2025 Budgetary transfers for the DS fund to close the Town's Accounting records for the year.
15. 4532 - 2025 Budgetary modifications for the DS fund to close the Town's Accounting records for the year.
16. 4533 - 2025 Budgetary transfers for the DR fund to close the Town's Accounting records for the year.
17. 4535 - 2025 Budgetary transfers for the DM fund to close the Town's Accounting records for the year.
18. 4537 - 2025 Budgetary modifications for the DM fund to close the Town's Accounting records for the year.
19. 4547 - 2025 Budgetary transfers for the A fund to close the Town's Accounting records for the year.
20. 4548 - 2025 Budgetary Modifications for the A fund to close the Town's Accounting records for the year.
21. 4550 - Transfer from A.1990.0900 (Contingency) in the amount of \$3,500.00 and transfer to A.1430.0493 (Other Testing) in the amount of \$3,500.00 (Personnel).

C. Resolutions

1. 4507 - Frank Esposito to attend OpenGov Enterprise Asset Management Admin Certification and Conference from April 26-28, 2026
2. 4506 - Town Board to approve vehicles/equipment to be placed to auction per the attached list

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. 4555 - In the matter of the application for 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, N/s Old Northport Rd., 1,018' W/o Indian Head Rd., Kings Park for the reasons as stated in a memorandum from David A. Barnes, Environmental Protection Director, dated April 21, 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. 4496 - Bid #26-036 - Disposal of Screened Fill, May 14, 2026.
 2. 4498 - Bid #26-035 - Planting of Street Trees, May 21, 2026.
 3. 4504 - Bid #26-037- Athletic Field Marking Paint, May 14, 2026.
- C. The Town Board to award the following bids and to authorize the purchase of associated goods/services:
1. 4521 - Bid #26-020: Traffic Sign Materials to US Standard Sign, National Highway Products Inc., Glenco Supply Inc. and Osburn Associates as per bids opened April 9, 2026.
 2. 4542 - Bid #26-022 for Arts and Crafts Supplies to S&S Worldwide, Pyramid School Products and Discount School Supplies as per bids opened on April 9, 2026.
 3. 4545 - BID #26-023 for Sporting Goods to BSN Sports LLC, S&S Worldwide Inc. and Pyramid School Products, as per bids opened on April 9, 2026.
- D. The Town Board to approve the following:
1. 4478 - Extension of Bid #24-036 for Traffic Signal Maintenance & Installation (Class 3) with Hinck Electrical Contractor Inc.
 2. 4479 - Extension of Bid #24-038 for Electrical Maintenance & Repair with Greg Smith Electrical.
 3. 4480 - Extension of agreement with Dover Gourmet Corporation, dated April 3, 2025, to install, maintain and operate vending machines at various Town-owned facilities from April 1, 2026 through December 1, 2026.
 4. 4485 - Agreement with HSI Workplace Compliance Solutions, Inc. for subscriptions to the SafetySkills EnterprisePro Learning Management System for various training courses, to auto-renew on an annual basis.
 5. 4486 - Extension of Bid #25-030 for Sump Maintenance Services with Integrity Tree Care, Inc.
 6. 4483 - 2026 Highway Road Program amendment to add Marvin Drive in Kings Park.
 7. 4481 - Support submission of an application to the Suffolk County Downtown Revitalization Program Round 24 by Celebrate St. James Past-Present-Future, Inc. for funding to create a St. James Village Plaza and to authorize the Supervisor to sign any and all necessary documents on a form approved by the Town Attorney.
 8. 4519 - Appointment of Daniel Pagano to the Board of Assessment, term of office commencing April 24, 2026 through December 31, 2030.
 9. 4522 - Rescind Resolution #2025-812
 10. 4523 - To decline the New York State Water Quality Improvement Program (SC WQIP) grant award (C03046GM) in the amount of \$462,500 from NYS WQIP for Cordwood Path stormwater improvements.
 11. 4524 - Town Attorney, or appropriate official to enter into a stipulation of settlement or agreement and consent to the entry of an Order with regard to the matter of SB Clinical Practice Management Plan, Inc. v. Town of Smithtown Assessor for various tax years, per recommendation of the Sole Assessor and Town Attorney.
 12. 4534 - Town Board to rescind resolution 2025-704, ID #2730 adopted on July 15, 2025.
 13. 4543 - Town Board to authorize the US Geological Survey New York Water Science Center to install instrumentation and an equipment shelter at Landing Avenue Park for collection of data and to further authorize the Supervisor to sign any and all necessary documents to

- implement the above-referenced agreement, subject to review and approval of the Town Attorney.
- 14. 4549 - The Rejection of all bids received April 16, 2026 in connection with Bid #26-026 for Roof Replacement at Caleb Smith House.
- 15. 4551 - Town Board to concur with the determination that the proposed action for improvements to St. James Village Plaza, 176 2nd Street, St James, is a SEQRA Type II action. Said determination is required for an application for funding under the Suffolk County Downtown Rehabilitation Grant program.
- 16. 4552 - Adopt Local Law #4-2026, previously heard as Proposed Local Law #6-2026, amendments to §TC 4-2 of the Traffic Code, with regard to parking permit registrations, pursuant to a Public Hearing held on March 19, 2026, SEQRA Type II determination and the recommendation of the Town Attorney.
- 17. 4554 - Adopt Local Law #5-2026, previously heard as Proposed Local Law #5-2026, amendments to §TC5-1 of the Traffic Code, with regard to truck exclusions, pursuant to a Public Hearing held on March 19, 2026, SEQRA Type II determination and recommendation of the Town Attorney.
- 18. 4558 - Approve Levy of Costs and Expenses for 20 Dawson Avenue, Kings Park, NY
- 19. 4559 - Increase in 2 Year Resident Card Fees
- E. The Town Board to approve the following zoning matters:
 - 1. 4495 - The Town Board to approve Zone Change Petition #2026-01, as submitted by Prospect Sports Partners, LLC, for a special exception to amend prior special exception approval for commercial public recreation pursuant to the conditions in the Planning Director's memorandum dated April 3, 2026. 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# 800-42-1-3.4 and 800-42.2-1-1.1, 5, 2, 3, 4.
- F. The Town Board to authorize the Supervisor to execute the following resolutions on a form approved by the Town Attorney:
 - 1. 4475 - Agreements with Ronkonkoma and Farmingville Fire Districts to utilize the Town of Smithtown Edward Mankuski Fire Training Center, through December 31, 2028.
 - 2. 4477 - Agreement with Maccarone Plumbing Inc. for renovations of an existing men's bathroom at the Town of Smithtown Senior Center, on a form approved by the Town Attorney.
 - 3. 4536 - Town Board to authorize the Department of Environment and Waterways to prepare and file an application with the New York State Pollution Prevention Institute and to further authorize the Supervisor to sign application materials on a form approved by the Town Attorney.
- G. The Town Board to approve settlement in the following matters per recommendation of the Town Attorney:
 - 1. 4557 - The Black Car Fund a/s/o Angelo Bernadin in the amount of \$5,067.95.
- H. The Town Board to authorize the following amendment(s) to the Uniform Traffic Code and authorize the Traffic Safety Department to install and maintain the necessary signs:
 - 1. 4491 - No Standing Restriction at Veterans Memorial Park, Moriches Road

SCHEDULE L-TOWN PARKING AREAS

<u>Change</u>	<u>Location</u>	<u>Regulation</u>	<u>Hours/Days</u>
Add:	Veterans Memorial Park Moriches Road	No Standing	All

at the Emergency Maintenance Gate
at the Soccer Fields (STJ)

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

- A. 4435 - Change in status for Daniel Kiernan, part time Maintenance Mechanic I in the Senior Citizens Department, from temporary to permanent status, at the same rate of pay, effective April 24, 2026.
- B. 4459 - Seasonal appointments/reappointments in the Recreation Department to various positions, at rates of pay and effective dates, as indicated.
- C. 4484 - Seasonal appointments/reappointments in the Department of Parks, Buildings and Grounds to various positions, at rates of pay and effective dates, as indicated.
- D. 4487 - Seasonal appointments/reappointments in the Recreation Department to various positions, at rates of pay and effective dates, as indicated.
- E. 4497 - Return from Unpaid Medical Leave of Absence for Employee #005913 in the Office of the Town Attorney, effective May 1, 2026.
- F. 4499 - Part time appointment of Robert J. Hansen to the position of Harbormaster I in the Department of Public Safety, at a rate of pay of \$29.91 per hour, not to exceed ½ the normal work week, effective date pending satisfactory results of a background investigation.
- G. 4502 - Full time appointment of Megan Trezza to the position of Office Assistant in the Department of Parks, Buildings and Grounds, at a rate of pay of \$22.33 per hour, subject to a 26 week probationary period, effective May 4, 2026.
- H. 4505 - Promotion of Karen Nustad to the position of Administrative Assistant in the Horizons Counseling and Education Center, at a rate of pay of \$33.77 per hour, subject to a 26 week probationary period, effective April 27, 2026.
- I. 4511 - Part time appointment of Kieran Grayson to the position of Dispatcher in the Department of Public Safety, at a rate of pay of \$26.69 per hour, not to exceed ½ the normal work week, effective April 27, 2026.
- J. 4513 - Part time appointment of Johnathan Eck to the position of Dispatcher in the Department of Public Safety, at a rate of pay of \$26.69 per hour, not to exceed ½ the normal work week, effective April 27, 2026.
- K. 4514 - Part time appointment of Kristina Owad to the position of Dispatcher in the Department of Public Safety, at a rate of pay of \$26.69 per hour, not to exceed ½ the normal work week, effective April 27, 2026.
- L. 4518 - Return from Unpaid Medical Leave of Absence for Employee #007277 in the Senior Citizens Department, effective April 27, 2026.
- M. 4546 - Seasonal appointment of Thomas Golde to the position of Sanitation Helper in the Municipal Services Facility, at a rate of pay of \$16.00 per hour, effective April 27, 2026 through October 30, 2026.

READ ON

TO BE HEARD

Adjourn

[MEET_FOOT]