

UNDER THE TABLE ON THE TAX PAYERS

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 31

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 enter into contract with Welsbach Electric Corp. of Long Island for DPW 4-2019- Installation and Maintenance of Street Lights.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON JUNE 18, 2019 AT 2:00PM IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

**TOWN of ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS**

INSTRUCTION: 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 should 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 been passed or denied by the Board.

To allow the Supervisor to enter into a contract with Welsbach Electrical Corp. of Long Island, 300 Newtown Road, Plainview, New York 11803 for DPW 4-2019, Installation and Maintenance of Street Lights. This contract is from July 17, 2019 to July 17, 2022 with two additional one-year extensions.

Welsbach Electric Corp. of Long Island, Inc. submitted the lowest responsible bid for the unit price items.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip
2. Site or location effected by resolution: Townwide
3. Cost: \$942,167.20/per year 
4. Budget Line: SL 5182.22505/SL 5182.44125
5. Amount and source of outside funding:

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 A, Number 6 , of Town of Islip 617 Check List, no environmental review is required.

Signature of Commissioner/Department Head Sponsor:

Date



6/4/19

June 18, 2019
Resolution #

WHEREAS, the Town of Islip Department of Public Works has solicited competitive bids for DPW 4-2019 – Installation and Maintenance of Street Lights: and

WHEREAS, on May 23, 2019 sealed bids were opened, and Welsbach Electric Corp. of Long Island, 300 Newtown Road, Plainview, New York 11803 submitted the lowest dollar bid of \$942,167.60; and

WHEREAS, Welsbach Electric Corp. of Long Island has been determined to be a responsible bidder, and

WHEREAS, the contract term shall be July 17, 2019 through July 17, 2022 and may be extended by the Town Board for two (2) additional one-year periods; and

WHEREAS, the Commissioner of Public Works, Thomas Owens, hereby recommends the approval of this resolution; and

NOW THEREFORE, on a motion of Council _____,
by Council _____, be it

RESOLVED, that the Supervisor to authorized to enter into contract with Welsbach Electric Corp. of Long Island for DPW 4-2019 – Installation and Maintenance of Street Lights in the amount of \$942,167.20, subject to the approval of the Town Attorney.

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

Upon a vote being taken, the result was:

DPW 4-2019

INSTALLATION AND MAINTENANCE OF STREET LIGHTS

BIDDERS	AMOUNT	
Welsbach Electric Corp. of Long Island 300 Newtown Road Plainview, NY 11803	<u>\$942,167.60</u>	town paid
	over 26,149,34	2020 - 2021 968,316.54
Hinck Electrical Contractor, Inc. 75 Orville Drive Suite 1 Bohemia, NY 11716	<u>\$1,042,487.60</u>	OVER BID TOTAL
NY Trenchless 280 East Montauk Highway East Moriches, N Y 11980	<u>\$1,125,992.00</u>	

Date: April 22, 2022

RECEIVED

APR 25 2022

FOIL

Freedom of Information Request,

The Freedom of Information Law ("FOIL"), Article 6 (Sections 84-90) of the NYS Public Officers Law, **provides the public right to access to records maintained by government agencies.** Under the provisions of the New York Freedom of Information Law, Article 6 of the Public Officers Law, I hereby request records or portions thereof pertaining to (or containing the following):

Any and all documents pertaining to the license agreement or lease for Welsbach Electric Corp 2017-present.

____ If Foil is asked to be viewed, please advise me of the appropriate time during normal business hours for inspecting the records prior to obtaining copies.

As for foil answer- NO DOCUMENTS

ELECTRONIC FORM

If the requested records cannot be emailed to me due to the volume of records identified in response to my request, please advise me of the actual cost of copying all records onto a CD or floppy disk.

If my request is too broad or does not reasonably describe the records, please contact me via email so that I may clarify my request, and when appropriate inform me of the manner in which records are filed, retrieved or generated.

The records that were denied include: _____ (describe the records that were denied to the extent possible and, if possible, offer reasons for disagreeing with the denial, i.e., by attaching an opinion of the Committee on Open Government acquired for its website).

Submitted by:

[Redacted Name]

[Redacted Address Line 1]

[Redacted Address Line 2]

[Redacted Address Line 3]

Email: [Redacted Email]

Freedom of Information Request,

The Freedom of Information Law ("FOIL"), Article 6 (Sections 84-90) of the NYS Public Officers Law, provides the public right to access to records maintained by government agencies. Under the provisions of the New York Freedom of Information Law, Article 6 of the Public Officers Law, I hereby request records or portions thereof pertaining to (or containing the following): back up for the following checks to Welsbach Electric Corp.:

Q#	Q#	DATE	AMOUNT	DATE			
1	9204558	C	1/2/2020	9113 WELSBACH ELECTRIC CORP, LI	3,635.81	1/9/2020	R
1	9204559	C	1/9/2020	9113 WELSBACH ELECTRIC CORP, LI	7,779.67	1/16/2020	R
1	9204560	C	1/30/2020	9113 WELSBACH ELECTRIC CORP, LI	4,432.54	2/5/2020	R
1	9204561	C	2/6/2020	9113 WELSBACH ELECTRIC CORP, LI	3,733.74	2/11/2020	R
1	9204562	C	2/13/2020	9113 WELSBACH ELECTRIC CORP, LI	42,836.15	2/20/2020	R
1	9204563	C	2/13/2020	9113 WELSBACH ELECTRIC CORP, LI	61,896.95	2/20/2020	R
1	9204564	C	2/13/2020	9113 WELSBACH ELECTRIC CORP, LI	45,790.07	2/20/2020	R
1	9204565	C	2/13/2020	9113 WELSBACH ELECTRIC CORP, LI	63,253.34	2/20/2020	R
1	9204566	C	2/13/2020	9113 WELSBACH ELECTRIC CORP, LI	65,135.68	2/20/2020	R
1	9204567	C	2/13/2020	9113 WELSBACH ELECTRIC CORP, LI	11,595.00	2/20/2020	R
1	9204568	C	3/5/2020	9113 WELSBACH ELECTRIC CORP, LI	68,095.95	3/11/2020	R
1	9204569	C	3/26/2020	9113 WELSBACH ELECTRIC CORP, LI	266.23	3/31/2020	R
1	9204570	C	4/2/2020	9113 WELSBACH ELECTRIC CORP, LI	461.88	4/7/2020	R
1	9204571	C	5/7/2020	9113 WELSBACH ELECTRIC CORP, LI	54,129.22	5/18/2020	R
1	9204572	C	5/14/2020	9113 WELSBACH ELECTRIC CORP, LI	1,338.34	6/1/2020	R
1	9204573	C	5/28/2020	9113 WELSBACH ELECTRIC CORP, LI	96,937.89	6/4/2020	R
1	9204574	C	5/28/2020	9113 WELSBACH ELECTRIC CORP, LI	9,884.82	6/4/2020	R
1	9204575	C	6/11/2020	9113 WELSBACH ELECTRIC CORP, LI	76,700.44	6/18/2020	R
1	9204576	C	6/25/2020	9113 WELSBACH ELECTRIC CORP, LI	6,348.21	7/3/2020	R
1	9204577	C	7/1/2020	9113 WELSBACH ELECTRIC CORP, LI	71,495.64	7/10/2020	R
1	9204578	C	7/1/2020	9113 WELSBACH ELECTRIC CORP, LI	8,440.87	7/10/2020	R
1	9204579	C	7/9/2020	9113 WELSBACH ELECTRIC CORP, LI	2,526.56	7/21/2020	R
1	9204580	C	7/30/2020	9113 WELSBACH ELECTRIC CORP, LI	87,355.86	8/14/2020	R
1	9204581	C	7/30/2020	9113 WELSBACH ELECTRIC CORP, LI	6,511.84	8/14/2020	R
1	9204582	C	8/13/2020	9113 WELSBACH ELECTRIC CORP, LI	24,893.47	8/27/2020	R
1	9204583	C	8/20/2020	9113 WELSBACH ELECTRIC CORP, LI	45,554.94	8/27/2020	R
1	9204584	C	8/27/2020	9113 WELSBACH ELECTRIC CORP, LI	14,698.24	9/8/2020	R
1	9204585	C	9/24/2020	9113 WELSBACH ELECTRIC CORP, LI	59,932.19	10/1/2020	R
1	9204586	C	9/24/2020	9113 WELSBACH ELECTRIC CORP, LI	22,689.00	10/1/2020	R
1	9204587	C	10/1/2020	9113 WELSBACH ELECTRIC CORP, LI	3,223.82	10/13/2020	R
1	9204588	C	10/15/2020	9113 WELSBACH ELECTRIC CORP, LI	1,415.22	10/22/2020	R
1	9204589	C	10/22/2020	9113 WELSBACH ELECTRIC CORP, LI	2,066.56	10/30/2020	R
1	9204590	C	10/29/2020	9113 WELSBACH ELECTRIC CORP, LI	170,826.68	11/3/2020	R
1	9204591	C	11/24/2020	9113 WELSBACH ELECTRIC CORP, LI	5,816.68	12/1/2020	R
1	9204592	C	12/10/2020	9113 WELSBACH ELECTRIC CORP, LI	4,069.21	12/16/2020	R
1	9204593	C	12/18/2020	9113 WELSBACH ELECTRIC CORP, LI	69,113.72	12/29/2020	R

642,368.9

____ If Foil is asked to be viewed, please advise me of the appropriate time during normal business hours for inspecting the records prior to obtaining copies.

X ELECTRONIC FORM

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Application Number: M42254

**FOR AGENCY USE ONLY BELOW
SECTION 3 – NOTICE TO APPLICANT**

DEPOSIT REQUIRED

- Before we may continue processing your FOIL Application, a deposit in the amount of \$ _____ is required within thirty (30) days of this response. Please forward a check payable to the "Town of Islip" in the deposit amount to the attention of the Records Access Officer, Office of the Town Attorney, 655 Main Street, Islip, New York 11751. For questions, please call (631) 224-5550. If we do not receive your deposit within thirty (30) days of this response, your FOIL will be deemed closed.

RECORDS PROVIDED

- The records have been fully provided. The records have been partially provided or redacted.
- The document(s) you requested are available. The cost of reproduction is \$ _____. Please bring your cash, check or money order payable to the "Town of Islip" and submit to the Town of Islip-Town Clerk's Office, 655 Main Street, Islip, NY 11751. Upon arrival, please call (631) 224-5490 to advise you are picking up your documents. If necessary, please contact the Records Access Officer at (631) 224-5550 to make other arrangements for the receipt of your documents if you are unable to pick them up in our Town Clerk's Office.
- Please call (631) 224-5550 to schedule an appointment to view the documents requested. If we are not contacted within thirty (30) days to schedule a viewing, your FOIL will be deemed closed.

RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- | | |
|--|--|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek | <input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A, Sec. 89-2(a) |
| <input type="checkbox"/> Records not possessed by the Town of Islip | <input type="checkbox"/> Could endanger the life or safety of any person |
| <input checked="" type="checkbox"/> After a diligent search, no documents were found responsive to your request. | <input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents |
| <input type="checkbox"/> If a record exists, would be a law enforcement record. Please contact our Code Enforcement Department at (631) 224-5548 for a violation search – a fee applies. | <input type="checkbox"/> Unwarranted invasion of personal privacy |
| <input type="checkbox"/> Law Enforcement Records | <input type="checkbox"/> Exempt inter-agency or intra-agency materials |
| <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed, would cause injury to the competitive position of the subject enterprise | <input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations |
| <input type="checkbox"/> Municipalities are only required to search for specific documents requested that are in existence | <input type="checkbox"/> Exempted by statute other than the Freedom of Information Law |
| | <input type="checkbox"/> Exempt examination questions or answers |
| | <input type="checkbox"/> Other: |

Name of Records Access Officer:
X LORI J. HAHN

Records Access Officer Signature:
X *Lori J. Hahn*

Date:
X 5/20/02

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter, it will be destroyed.

You have the right to appeal a denial of this application in writing within thirty (30) days to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, New York 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) business days of the appeal.

I hereby appeal: _____
Signature Date

**WELSCH ELECTRIC USING ISLIP TOWN YARD AS STORING AND WORKING AREA
AT TAXPAYER EXPENCE, WE ARE TOLD NO CARS OR TRUCKS STORED AT 100
CARLTON AVE**





NO CONTRACT OR LEASE FOUND!!

Date: April 22, 2022

RECEIVED

APR 25 2022

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FOIL

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Submitted by:

_____.net

Town Clerk
Date Stamp Here



Town of Islip

**FREEDOM OF INFORMATION LAW (F.O.I.L.)
APPLICATION FOR ACCESS TO PUBLIC RECORDS**

Instructions: Complete Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip, NY 11751 (t) 631-224-5574

PRINT TYPE OR PRINT CLEARLY

SECTION 1 - TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR HAVE COPIED THE RECORD(S) DESCRIBED BELOW:

Name of Applicant:	Mailing Address of Applicant (include suite if applicable):		
Name of Business or Firm:	City:	State:	Zip Code:
Signature of Applicant:	Date of Application:		
Telephone Number:	Department if known:		

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible, with address, date or time frame, if applicable. If we cannot determine what record(s) you seek, your application will be denied. Under the NYS FOIL Law, the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST** (NYS POL Article 6).

- See attached

FEE SCHEDULE

Be advised that there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

SECTION 2 - TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

1/25/22
Date
[Signature]
Records Access Officer
MY 2254
Application Number

Office of the Town Attorney, 655 Main Street, Islip, NY 11751 (631) 224-5550

Please note: The Public Officer's Law requires a municipality to acknowledge receipt of this FOIL request within five (5) business days.

HOW IS THIS POSSIBLE!

Application Number: M42254

FOR AGENCY USE ONLY BELOW SECTION 3 - NOTICE TO APPLICANT

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- Could endanger the life or safety of any person
- Municipalities are not required to respond to questions or inquiries, only to provide documents
- Unwarranted invasion of personal privacy
- Exempt inter-agency or intra-agency materials
- Would impair present or imminent contract awards or collective bargaining negotiations
- Exempted by statute other than the Freedom of Information Law
- Exempt examination questions or answers
- Other:

Name of Records Access Officer:

X LORI J. HAHN

Records Access Officer Signature:

X *Lori Hahn*

Date:

X 5/20/02

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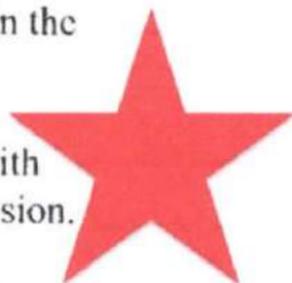
I hereby appeal:

Signature

Date

TOWN BOARD DISCUSSION AGENDA
JULY 12, 2022

1. Meeting of the Town of Islip Industrial Development Agency.
2. Meeting of the Town of Islip Resource Recovery Agency.
3. Authorization for the Supervisor to enter into the Agreement for Professional Services with Faithful Friends Veterinary Services, PC on an "as-needed" basis through 2022.
4. Town Board authorization to clean up or secure certain properties in the Town of Islip.
5. Authorization for the Supervisor to enter into a renewal contract with Welsbach Electric Corp. of Long Island for the first one-year extension.
6. Authorization for the Town Clerk to advertise for a Public Hearing to consider amending the Town of Islip Uniform Traffic Code.



This company supposedly won the bid for town electrical work, what's that Ophra- "you get a car and you get a car!"



Imagine, town vehicle, registered to a vendor- which means they now own, bought with taxpayer money

Town of Islip Seal



DPW Commissioner Tom Owens car, imagine plates in sequence!

tried to make it look like his own car

CURRENT SALARY PAID BY YOU THE TAX PAYER ALMOST \$200,000 A YEAR NEVER RE-APPOINTED AFTER 2 YEARS AS PER LAW

THIS IS WHY THE SEQUENCE! IT IS ALSO A TOWN OWNED VEHICLE GIVEN TO THIS COMPANY THEY NOW OWN!

DON'T PEEL STICKER FROM FRONT - SEE BACK!

Keep this document to show to the police and courts.

**DPW COMMISSIONER TOM OWENS
DRIVES THIS CAR**



MV-550a (9/18) NEW YORK STATE REGISTRATION DOCUMENT



G PAS
JME2858



2019 JEEP NONTRANSFERABLE
SUBN WH

4482 G 6
Wt/Seats Fuel/Cyl

JUL 28 2021



NYMA 09/30/23

9

2019 JEEP SUBN
JME2858 PAS 7 G

23

WELSBACH ELECTRIC
CORP OF LONG ISLAND
300 NEWTOWN RD
PLAINVIEW NY

Expires 09/30/23

NYMA

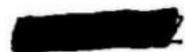
40.50

11803 ANNUAL CHG

AMT PAID (INCL ADD CHG)

VOID IF ALTERED EXCEPT FOR ADDRESS

161.00



THIS IS HOW THE SEQUENCE HAPPENED, BOTH TOWN OWNED VEHICLES WERE USED AS A BRIBE! GIVEN TO WELSBACH, THEY NOW OWN!



BRIBE, BID RIGGING?