

**TABLED AGENDA
TOWN BOARD MEETING
JANUARY 20, 2021**

715-2020. DESIGNATING THE PREMISES KNOWN AS 2 ITHACA STREET DEER PARK, NY 11729 #0100-024.00-02.00-076.000 A PUBLIC NUISANCE, AUTHORIZING THE BOARDING UP OF SAID PREMISES AND AUTHORIZING THE TOWN ATTORNEY TO COMMENCE LITIGATION

RESOLUTION NO. 715-2020 JANUARY 20, 2020
DESIGNATING THE PREMISES KNOWN AS 2 ITHACA STREET DEER PARK, NY
11729 #0100-024.00-02.00-076.000 A PUBLIC NUISANCE, AUTHORIZING THE
BOARDING UP OF SAID PREMISES AND AUTHORIZING THE TOWN ATTORNEY
TO COMMENCE LITIGATION

The following resolution was offered by Supervisor Schaffer and seconded by Councilman Martinez

WHEREAS, the property located at 2 Ithaca Street, Deer Park, NY 11729 bearing SCTM#0100-024.00-02.00-076.000, is owned by Edilberto Arvelo; and

WHEREAS, one arrest occurred at said premises on December 10, 2019, as follows:

- Kyle Daly, arrested for Burglary 1st Degree, Criminal Use of Firearm 1st & Criminal Possession of Marijuana.

WHEREAS, in accordance with Section 165-7, on October 9th, 2020 Edilberto Arvelo was served a notice of Kyle Daly's arrest on December 10, 2019. Warning was given that a second arrest may result in the board-up of the property; and

WHEREAS, one arrest at said premises occurred on March 3rd, 2020, as follows:

- Steven Arvelo was arrested on three counts of endangering the welfare of a child.

WHEREAS, in accordance with Section 165-7, on October 16th, 2020, Edilberto Arvelo was served with a Nuisance Notice for Steven Arvelo's arrest on March 3rd, 2020; and

WHEREAS, a public hearing on the matter was held on November 5th, 2020, and the record was closed and reserved; and

WHEREAS, the purpose of Town Code Chapter 165 is to create a standardized procedure for securing legal and equitable remedies and to strengthen existing laws so as to effectively deal with the problem of illegal drugs in the Town of Babylon by preventing buildings, residences, premises and real estate within the Town of Babylon from being used in such a way as to constitute a public nuisance; and

WHEREAS, in determining whether this property constitutes a public nuisance, the Town Board has considered the Commissioner of the Department of Planning and Development's Report, which outlines the nature of the arrests and offenses which occurred at the property, and relevant information as to the history of this property pertaining to the sale and/or consumption of drugs to prevent the premises from being used in such a way as to constitute a public nuisance; and

WHEREAS, the Town Board finds that the dwelling and any structures located at 2 Ithaca Street, Deer Park, NY 11729 bearing SCTM#0100-024.00-02.00-076.000, presents a public nuisance and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, it appears that, unless said structure is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and

WHEREAS, §165-9B of the Town Code provides for the correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon hereby declares 2 Ithaca Street, Deer Park, NY 11729 bearing SCTM#0100-024.00-02.00-076.000, a public nuisance pursuant to Chapter 165 in accordance with the Recommendations set forth in the Commissioner of the Department of Planning and Development's Report, which is on file in the Department of Planning and Development; and be it further

RESOLVED, that the Town Board of the Town of Babylon does hereby order the emergency securing/board up of the public nuisance structure located on the premises 2 Ithaca Street, Deer Park, NY 11729 bearing SCTM#0100-024.00-02.00-076.000 pursuant to Town Code Section 165-9 to eliminate the public nuisance, in order to rectify the above noted problems and abolish any public nuisance resulting from the illegal activities of said structure, in accordance with the Recommendations set forth in the Commissioner of the Department of Planning and Development's Report, which is on file in the Department of Planning and Development; and be it further

RESOLVED, that the Department of Public Works shall undertake the necessary securing and board up of the structure(s) located 2 Ithaca Street, Deer Park, NY 11729 bearing SCTM#0100-024.00-02.00-076.000; and be it further

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §165-9B.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

TOWN BOARD MEETING

JANUARY 20, 2021

AGENDA

40. ACCEPTING TOWN BOARD MINUTES
41. ACCEPTING A CREDIT AND ACCEPTING THE CONTRACT WITH RELLE ELECTRIC CORP. FOR BID NO. 20G17 FURNISH & INSTALL NEW SPORTS BALLFIELD LIGHTING AT VENETIAN SHORES PARK AS SATISFACTORILY COMPLETE
42. AWARD OF BID NO. 20G96, REQUIREMENTS CONTRACT FOR SUPPLY & INSTALLATION OF INDUSTRIAL RESIN FLOORING
43. AMENDING RESOLUTION NO. 718 OF DECEMBER 23, 2020 ACCEPTING THE CONTRACT WITH D & B ENGINEERINGS & ARCHITECTS, P.C. FOR RFP NO. 18G2, REQUEST FOR PROPOSALS FOR ARCHITECTURAL, ENGINEERING, DESIGN, BID PHASE SERVICES, CONSTRUCTION ADMINISTRATION AND INSPECTION SERVICES FOR CAPTREE ROAD SHORELINE STABILIZATION AS COMPLETE AND ACCEPTABLE
44. AUTHORIZING THE RELEASE OF ENCUMBRANCES FOR VARIOUS CONTRACTS
45. AUTHORIZING A CONTRACT WITH SAFE LINE CONSULTING
46. AUTHORIZING THE SUPERVISOR TO EXECUTE A LEASE AGREEMENT WITH ITAV-NURSE PRACTITIONER FAMILY HEALTH PLLC
47. AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL AGREEMENT BETWEEN THE INCORPORATED VILLAGE OF BABYLON AND THE TOWN OF BABYLON
48. AUTHORIZING THE ISSUANCE OF \$2,000,000 BONDS OF THE TOWN OF BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE COSTS FOR HVAC BUILDING ALTERATIONS TO TOWN HALL
49. AUTHORIZING THE ISSUANCE OF \$1,100,000 BONDS OF THE TOWN OF BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE THE CONSTRUCTION OF BUILDING IMPROVEMENTS AT GEIGER PARK, INCLUDING ENGINEERING AND CONSTRUCTION OF A SALT HUT
50. AUTHORIZING THE ISSUANCE OF \$59,500 BONDS OF THE TOWN OF BABYLON, SUFFOLK COUNTY, NEW YORK TO FINANCE THE ACQUISITION AND INSTALLATION OF SECURITY CAMERAS IN THE TOWN
51. AUTHORIZING THE ISSUANCE OF \$549,000 BONDS OF THE TOWN OF BABYLON, SUFFOLK COUNTY, NEW YORK TO FINANCE THE ACQUISITION AND INSTALLATION OF COMPUTER SOFTWARE EQUIPMENT UPGRADES IN THE TOWN

52. AUTHORIZING THE ISSUANCE OF \$200,000 BONDS OF THE TOWN OF BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE THE ACQUISITION OF HEAVY MACHINERY AND EQUIPMENT FOR CONSTRUCTION AND MAINTENANCE
53. AUTHORIZING THE ISSUANCE OF \$1,150,000 BONDS OF THE TOWN OF BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE THE ACQUISITION OF HEAVY MACHINERY AND EQUIPMENT FOR CONSTRUCTION AND MAINTENANCE
54. AUTHORIZING THE ISSUANCE OF \$65,000 BONDS OF THE TOWN OF BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE THE ACQUISITION OF MISCELLANEOUS LIGHT MACHINERY AND EQUIPMENT FOR MAINTENANCE
55. AUTHORIZING THE ISSUANCE OF \$120,000 BONDS OF THE TOWN OF BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE THE ACQUISITION OF REPLACEMENT PASSENGER VEHICLES
56. AUTHORIZING THE ISSUANCE OF \$200,000 BONDS OF THE TOWN OF BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE THE ACQUISITION AND INSTALLATION OF PLAYGROUND EQUIPMENT AT VARIOUS PARKS THROUGHOUT THE TOWN
57. AUTHORIZING THE ISSUANCE OF \$700,000 BONDS OF THE TOWN OF BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE THE RECONSTRUCTION OF ROOFS AT VARIOUS TOWN BUILDINGS
58. AUTHORIZING THE ISSUANCE OF \$2,680,000 BONDS OF THE TOWN OF BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE UTILITY SITE WORK FOR THE WYANDANCH URBAN RENEWAL AREA
59. AUTHORIZING THE ISSUANCE OF \$7,000,000 BONDS OF THE TOWN OF BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE THE RECONSTRUCTION OF VARIOUS ROADS THROUGHOUT THE TOWN
60. AUTHORIZING RELEASE OF BOND
61. AUTHORIZING REFUND OF PAYMENT
62. AUTHORIZING THE WAIVING OF PERMIT FEES
63. SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 153 OF THE BABYLON TOWN CODE (Multiple Dwelling)
64. SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 2, ARTICLE IV, SECTION 2-1 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
65. SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 2, ARTICLE IV, SECTION 2-8 OF THE TOWN OF BABYLON UNIFORM CODE OF

TRAFFIC ORDINANCES

66. SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 2, ARTICLE IV, SECTION 2-8 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
67. SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 5, SECTION 5-1 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
68. ADOPTING A LOCAL LAW OF 2020 AMENDING CHAPTER 165 TO THE BABYLON TOWN CODE
69. ADOPTING AMENDMENTS CHAPTER 2, ARTICLE V, SECTION 2-10 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
70. ADOPTING AMENDMENTS CHAPTER 3, ARTICLE II, SECTION 3-4 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC
71. ADOPTING AMENDMENTS CHAPTER 3, ARTICLE II, SECTION 3-4 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
72. CONFIRMING MEMBERSHIP TO THE EAST FARMINGDALE VOLUNTEER FIRE COMPANY, INC.
73. CONFIRMING MEMBERSHIP TO THE NORTH LINDENHURST FIRE DEPARTMENT, INC.
74. RESCINDING RESOLUTION NO.742 OF 2020 SCHEDULING A PUBLIC HEARING ON THE REZONING APPLICATION OF MR PROPERTY BUILDERS, LLC FOR THE PREMISES IDENTIFIED BY SCTM#: 0100-173-02-006 LOCATED ON THE W/S/O ALBANY AVENUE, 318' S/O SCHLEIGEL BLVD, AMITYVILLE.
75. AUTHORIZING THE EMERGENCY DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 37 COOLIDGE AVE., N. AMITYVILLE, NY SCTM NO. 0100-165-000-03.00-059.000
76. AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 195 DEAUVILLE BLVD., COPIAGUE, NY 11726 SCTM NO. 0100-179.00-01.00-122.000
77. AUTHORIZING SECURING, BOARD UP AND SITE CLEAN UP OF UNSAFE STRUCTURE LOCATED AT 42 EARL STREET, DEER PARK, NY 11729 SCTM No. 0100-090.00-02.00-020.000

**RESOLUTION NO. 40 JANUARY 20, 2021
ACCEPTING TOWN BOARD MINUTES**

The following resolution was offered by Councilman McSweeney
and seconded by Councilman Gregory

BE IT RESOLVED, by the Town Board of the Town of Babylon that the minutes of the
following Town Board Meeting be and the same are hereby accepted:

January 6, 2021

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 41 JANUARY 20, 2021
ACCEPTING A CREDIT AND ACCEPTING THE CONTRACT WITH
RELLE ELECTRIC CORP. FOR BID NO. 20G17 FURNISH & INSTALL NEW SPORTS
BALLFIELD LIGHTING AT VENETIAN SHORES PARK
AS SATISFACTORILY COMPLETE**

The following resolution was offered by Councilman Gregory and seconded by Councilman McSweeney

WHEREAS, Bid No. 20G17, Furnish & Install New Sports Ballfield Lighting at Venetian Shores Park was awarded to Relle Electric Corp. pursuant to Resolution No. 235 of March 11, 2020 for a total contract amount of THREE HUNDRED ELEVEN THOUSAND, SEVEN HUNDRED (\$311,700.00) DOLLARS and,

WHEREAS, Change Order No. 1 was approved pursuant to Resolution No. 454 of July 8, 2020, which resulted in no change to the contract amount and

WHEREAS, the following credit is due from Relle Electric Corp.:

Credit for unused Contingency	(\$22,639.06)
TOTAL CREDIT	(\$22,639.06)

WHEREAS, the Commissioner of General Services, the Commissioner of the Department of Public Works and Nelson + Pope Engineers have deemed all work performed by Relle Corp. pursuant to bid No. 20G17 as complete and acceptable

NOW, THEREFORE, be it

RESOLVED, that the credit in the amount of TWENTY TWO THOUSAND, SIX HUNDRED THIRTY NINE DOLLARS AND 06/100 (-\$22,639.06) be and is hereby accepted from Relle Electric Corp, thereby reducing the total contract amount to TWO HUNDRED EIGHTY NINE THOUSAND, ONE HUNDRED THIRTY DOLLARS AND 94/100 and be it further

RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Commissioner of the Department of Public Works and Nelson + Pope Engineers, all work performed by Relle Electric Corp. pursuant to Bid No. 20G17, be and is hereby accept as satisfactorily complete at a final contract amount of TWO HUNDRED EIGHTY NINE THOUSAND, ONE HUNDRED THIRTY DOLLARS AND 94/100

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 42 JANUARY 20, 2021
AWARD OF BID NO. 20G96, REQUIREMENTS CONTRACT FOR SUPPLY &
INSTALLATION OF INDUSTRIAL RESIN FLOORING

The following resolution was offered by Councilman McSweeney and seconded by Councilman Gregory

WHEREAS, the following bids for Bid No. 20G96, Requirements Contract for Supply & Installation of Industrial Resin Flooring was received, opened and publicly read:

<u>BIDDER</u>	<u>BID PRICE (per square foot)</u>
Mathusek Inc.	\$16.23
Milburn Sales Co. Inc. d/b/a Milburn Flooring Mills	\$26.00
Scatturo Brothers Inc. t/a Alpine Specialty Flooring	\$38.00
Cascella and Sons, Inc.	\$55.00

WHEREAS, the Commissioner of General Services and the Commissioner of D.P.W. recommends that Mathusek, Inc. be excluded from Bid No. 20G96 as the product they are offering does not comply with the specifications set forth in Bid No.20G96

NOW THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and the Commissioner of D.P.W., Mathusek, Inc. be and is hereby excluded from Bid No. 20G96 as the product they are offering does not comply with the e specifications set forth in Bid No.20G96, and be it further

RESOLVED, that based upon the recommendation of the Commissioner of General Services and the Commissioner of D.P.W. and upon their finding the aforementioned bids fair and reasonable, Bid No. 20G96 be and is hereby awarded to, Milburn Sales Co. Inc./b/a Milburn Flooring Mills and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Milburn Sales Co. Inc. d/b/a Milburn Flooring Mills and that the form and content of said contract shall be subject to the approval of the Town Attorney and be it further

RESOLVED, that said contract may be extended for two (2) additional one-year periods at the discretion of the Commissioner of General Services.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 43 JANUARY 20, 2021
AMENDING RESOLUTION NO. 718 OF DECEMBER 23, 2020
ACCEPTING THE CONTRACT WITH D & B ENGINEERINGS & ARCHITECTS, P.C
FOR RFP NO. 18G2, REQUEST FOR PROPOSALS FOR ARCHITECTURAL,
ENGINEERING, DESIGN, BID PHASE SERVICES, CONSTRUCTION AND
INSPECTION SERVICES FORCAPTREE ROAD SHORELINE STABILIZATION
AS COMPLETE AND ACCEPTABLE

The following resolution was offered by Councilman Gregory and seconded by Councilman McSweeney

WHEREAS, RFP No. 18G2, Request for Proposals for Architectural, Engineering, Design, Bid Phase Services, Construction Administration and Inspection Services for Captree Road Shoreline Stabilization was awarded to D & B Engineers & Architects, P.C. pursuant to Resolution No. 308 of April 11, 2018 at a total contract price not to exceed NINETY SIX THOUSAND (\$96,000.00) DOLLARS, and

WHEREAS, the contract with D & B Engineers & Architects, P.C. was amended to reallocate funds between tasks authorized pursuant to Resolution No. 171 of February 27, 2019, which resulted in no change to the contract amount of and NINETY-SIX THOUSAND (\$96,000.00) DOLLARS, and

WHEREAS, Change Order No. 1 was approved pursuant to Resolution No. 63 of January 15, 2020 in the amount of FOUR THOUSAND, FIVE HUNDRED NINETEEN DOLLARS AND 60/100, increasing the contract amount to ONE HUNDRED THOUSAND, FIVE HUNDRED NINETEEN DOLLARS AND 60/100 (\$100,519.60), and

WHEREAS, due to a scrivener's error, Change Order No. 1 was amended pursuant to Resolution No. 650 October 14, 2020 to read increasing the contract amount to NINETY-NINE THOUSAND, NINE HUNDRED EIGHTY-FOUR (\$99,984.00) DOLLARS, and

WHEREAS, funds were reallocated between tasks pursuant to Resolution No.650 of October 14, 2020 and

WHEREAS, the contract with D & B Engineers & Architects, P.C. was accepted as completed pursuant to Resolution No. 718 of December 23, 2020 for a total contract amount of NINETY-NINE THOUSAND, NINE HUNDRED EIGHTY-FOUR (\$99,984.00) DOLLARS, and

WHEREAS, Resolution No. 718 of December 23, 2020 needs to be amended to reflect a credit of NINETY-EIGHT DOLLARS AND 08/100 (\$98.08), decreasing the total contract amount to

NOW, THEREFORE, be it

RESOLVED, that Resolution No. 718 of December 23, 2020 be and is hereby amended to accept a credit from D & B Engineers & Architects, P.C. in the amount of NINETY-EIGHT DOLLARS AND 08/100 DOLLARS, thereby decreasing the final contract amount to NINETY-NINE THOUSAND, EIGHT HUNDRED EIGHT FIVE DOLLARS AND 92/100 (\$99,885.92).

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

SCHEDULE A

Table 1 - EXISTING CONTRACT TASKS				
Contract Task	D&B Task Budget	Subcontractor Task Budget	Total Task Budget	Total Lump Sum Fee
1. Project Management	\$7,888.00		\$7,888.00	
2. Topographic Survey	\$0	\$11,000	\$11,000.00	
3. Permits	\$3,672		\$3,672.00	
4. Construction Documents	\$50,170.00		\$50,170.00	
5. Bidding Services	\$3,416.00		\$3,416.00	
6. Construction Management	\$8,100	\$11,000	\$19,100.00	
Reimbursable Expenses	\$750		\$750.00	
Total:	\$73,996.00	\$22,000	\$95,996.00	\$96,000
Proposed M/WBE: 22.92%				

Table 2 - PROPOSED CONTRACT TASKS				
Contract Task	D&B Task Budget	Subcontractor Task Budget	Total Task Budget	Total Lump Sum Fee
1. Project Management	\$3,920.00		\$3,920.00	
2. Topographic Survey	\$0	\$19,950	\$19,950.00	
3. Permits	\$3,672		\$3,672.00	
4. Construction Documents	\$48,170.00		\$48,170.00	
5. Bidding Services	\$3,416.00		\$3,416.00	
6. Construction Management	\$7,072	\$9,050	\$16,122.00	
Reimbursable Expenses	\$750		\$750.00	
Total:	\$67,000.00	\$29,000	\$96,000.00	\$96,000
Proposed M/WBE: 30.21%				

Table 3 - REVISION SUMMARY			
Contract Task	Original Total Task Budget	Revised Total Task Budget	Justification
1. Project Management	\$7,888.00	\$3,920.00	MIWBE Compliance
2. Topographic Survey	\$11,000.00	\$19,950.00	MIWBE Compliance
3. Permits	\$3,672.00	\$3,672.00	NIA
4. Construction Documents	\$50,170.00	\$48,170.00	MIWBE Compliance
5. Bidding Services	\$3,416.00	\$3,416.00	NIA
6. Construction Management	\$19,100.00	\$16,122.00	MIWBE Compliance
Reimbursable Expenses	\$750.00	\$750.00	NIA
Total Lump Sum Fee:	\$96,000.00	\$96,000.00	NIA

RESOLUTION NO. 44 JANUARY 20, 2021
AUTHORIZING THE RELEASE OF ENCUMBRANCES FOR VARIOUS CONTRACTS

The following resolution was offered by Councilman McSweeney
and seconded by Councilman Gregory

WHEREAS, the Town Board has awarded certain contracts for various projects throughout
the Town of Babylon, and

WHEREAS, said work and/or services were never performed or services have been
completed and the funding for said projects remains encumbered, and

WHEREAS, the Commissioner of General Services and the Comptroller recommend that
certain contracts be deemed null and void and/or complete and any remaining funding be
unencumbered

NOW, THEREFORE, be it

RESOLVED, that the contracts listed below be deemed as null and void and/or complete
and all funding be released and reallocated:

<u>CONTRACTOR NAME</u>	<u>RESOLUTION NO.</u>	<u>AMOUNT</u>
Nelson & Pope	168 of 2/28/18	\$2,067.50

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 45 JANUARY 20, 2021
AUTHORIZING A CONTRACT WITH SAFE LINE CONSULTING

The following resolution was offered by Councilman Gregory and seconded by Councilman McSweeney

WHEREAS, a proposal was solicited from Safe Line Consulting to provide consulting services in connection with Public Safety in the Town of Babylon, and

WHEREAS, the Professional Consultant Evaluation Committee convened on January 14, 2021 with the Deputy Supervisor, Chief of Staff, Town Attorney, the Comptroller, the Commissioner of General Services, and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposal; and

WHEREAS, the Commissioner of General Services has abstained from casting a vote, and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to Safe Line Consulting at a rate of EIGHTY-FIVE (\$85.00) DOLLARS PER HOUR for a total contract amount not to exceed FIFTY THOUSAND (\$50,000.00) DOLLARS for 2021,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a contract with Safe Line Consulting at the aforementioned fees, and that said contract shall be subject to the approval of the Town Attorney as to form and content, and be it further

RESOLVED, that said contract may be extended for four (4) additional one (1) year periods.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 46 JANUARY, 2021
AUTHORIZING THE SUPERVISOR TO EXECUTE A LEASE AGREEMENT WITH
ITAV-NURSE PRACTITIONER FAMILY HEALTH PLLC

The following resolution was offered by Councilman McSweeney and seconded by Councilman Gregory

WHEREAS, the Town of Babylon is desirous of executing a lease agreement with the ITAV-Nurse Practitioner Family Health PLLC on the premises located at 455 Albany Avenue, Amityville, New York, located in Suffolk County, New York, for a period of one (1) year, to commence immediately with an option at the Town of Babylon's discretion to renew for a subsequent one (1) year period; and

WHEREAS, the ITAV-Nurse Practitioner Family Health PLLC shall pay the annual rent of TWELVE THOUSAND and 00/100 (\$12,000.00) Dollars and said rent to be paid in equal monthly payment of ONE THOUSAND and 00/100 (\$1,000.00) Dollars in advance on the 1st day of each and every month,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon that the Supervisor be and he is hereby authorized to execute a lease agreement with the ITAV-Nurse Practitioner Family Health PLLC on the premises located at 455 Albany Avenue, Amityville, New York, located in Suffolk County, New York, for a period of one (1) year, to commence immediately with an option at the Town of Babylon's discretion to renew for a subsequent one (1) year period and ITAV-Nurse Practitioner Family Health PLLC shall pay the annual rent of TWELVE THOUSAND and 00/100 (\$12,000.00) Dollars and said rent to be paid in equal monthly payment of ONE THOUSAND and 00/100 (\$1,000.00) Dollars in advance on the 1st day of each and every month; and be it further

RESOLVED, that the lease shall be subject to the approval of the Town Attorney as to form and content; and be it further

RESOLVED, that this resolution is subject to the Town's Policies pertaining to Property and New York State Law and shall take effect immediately; and be it further

RESOLVED, that this resolution is subject to a permissive referendum and the Town Clerk is hereby directed to publish notice of adoption of this resolution in an official newspaper of the Town.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 47 JANUARY 20, 2021
AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL
AGREEMENT BETWEEN THE INCORPORATED VILLAGE OF BABYLON AND
THE TOWN OF BABYLON

The following resolution was offered by Councilman Gregory
and seconded by Councilman McSweeney

BE IT RESOLVED, by the Town Board of the Town of Babylon, that the Supervisor be and he hereby is authorized to execute an agreement on behalf of the Town of Babylon with the Incorporated Village of Babylon, whereby the town shall render street lighting services to the village upon the village's request, subject to availability of town personnel to furnish labor and equipment to provide electrical services to the village; and be it

RESOLVED, that the agreement is subject to the approval of the Town Attorney as to form and content.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 48 JANUARY 20, 2021
AUTHORIZING THE ISSUANCE OF \$2,000,000 BONDS OF THE TOWN OF
BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE COSTS FOR HVAC
BUILDING ALTERATIONS TO TOWN HALL

The following resolution was offered by Councilman McSweeney

seconded by Councilman Gregory

WHEREAS, the applicable provisions of the State Environmental Quality Review Act have been complied with to the extent required with respect to the above-titled purposes;

BE IT RESOLVED, by the Town Board of the Town of Babylon, Suffolk County, New York, as follows:

Section 1. For the financing of HVAC building alterations to Town Hall (a "Class A" building as such term is defined in subdivision 11 of paragraph a of Section 11.00 of the Local Finance Law) a specific of object or purpose, there is hereby authorized to be issued \$2,000,000 bonds of the Town of Babylon, New York, pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of such object or purpose is \$2,000,000, and the plan for the financing thereof is by the issuance of \$2,000,000 bonds of said Town hereby authorized to be issued therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is ten (10) years, pursuant to subdivision 13 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years, and that the foregoing is not an assessable improvement.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation

of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year and the capital budget of the Town is hereby amended to provide for the foregoing appropriation.

Section 5. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, determining whether the bonds and notes issued hereunder will bear interest at a fixed or a variable rate, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town. The Town Board hereby determines that bonds and notes authorized hereby shall bear interest at a fixed or variable rate as determined in accordance with the provisions of the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution, when it takes effect, shall be published in summary form in Newsday, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. This resolution is adopted subject to permissive referendum.

Section 9. The proceeds of the bonds herein authorized may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which such bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 49 JANUARY 20, 2021
AUTHORIZING THE ISSUANCE OF \$1,100,000 BONDS OF THE TOWN OF
BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE THE CONSTRUCTION
OF BUILDING IMPROVEMENTS AT GEIGER PARK, INCLUDING ENGINEERING
AND CONSTRUCTION OF A SALT HUT

The following resolution was offered by Councilman Gregory

seconded by Councilman McSweeney

WHEREAS, the applicable provisions of the State Environmental Quality Review Act have been complied with to the extent required with respect to the above-titled purposes;

BE IT RESOLVED, by the Town Board of the Town of Babylon, Suffolk County, New York, as follows:

Section 1. For the financing of construction of building improvements at Geiger Park, including engineering and construction of a salt hut, a class of objects or purposes, there is hereby authorized to be issued \$1,100,000 bonds of the Town of Babylon, New York, pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of such class of objects or purposes is \$1,100,000, and the plan for the financing thereof is by the issuance of \$1,100,000 bonds of said Town hereby authorized to be issued therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to subdivision 19(c) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years, and that the foregoing is not an assessable improvement.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation

of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year and the capital budget of the Town is hereby amended to provide for the foregoing appropriation.

Section 5. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, determining whether the bonds and notes issued hereunder will bear interest at a fixed or variable rate, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town. The Town Board hereby determines that bonds and notes authorized hereby shall bear interest at a fixed or variable rate as determined in accordance with the provisions of the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution, when it takes effect, shall be published in summary form in Newsday, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. This resolution is adopted subject to permissive referendum.

Section 9. The proceeds of the bonds herein authorized may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which such bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 50 JANUARY 20, 2021
AUTHORIZING THE ISSUANCE OF \$59,500 BONDS OF THE TOWN OF BABYLON,
SUFFOLK COUNTY, NEW YORK TO FINANCE THE ACQUISITION AND
INSTALLATION OF SECURITY CAMERAS IN THE TOWN

The following resolution was offered by Councilman McSweeney
seconded by Councilman Gregory

BE IT RESOLVED, by the Town Board of the Town of Babylon, Suffolk County, New York, as follows:

Section 1. For the financing of the acquisition and installation of security cameras in the Town, a class of objects or purposes, there is hereby authorized \$59,500 bonds of the Town of Babylon, New York pursuant to the Local Finance Law.

Section 2. The maximum estimated cost of such class of objects or purposes is \$59,500, and the plan for the financing thereof is by the issuance of \$59,500 bonds of said Town hereby authorized to be issued therefor pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will not exceed five years, and that the foregoing is not an assessable improvement.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in

anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year and the capital budget of the Town is hereby amended to provide for the foregoing appropriation.

Section 5. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, determining whether the bonds and notes issued hereunder will bear interest at a fixed or variable rate, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town. The Town Board hereby determines that the bonds and notes authorized hereby shall bear interest at a fixed or variable rate as determined in accordance with the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution, which is effective immediately, shall be published in summary form in Newsday, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. The proceeds of the bonds herein authorized may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which such bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 51 JANUARY 20, 2021
AUTHORIZING THE ISSUANCE OF \$549,000 BONDS OF THE TOWN OF BABYLON,
SUFFOLK COUNTY, NEW YORK TO FINANCE THE ACQUISITION AND
INSTALLATION OF COMPUTER SOFTWARE EQUIPMENT UPGRADES IN THE
TOWN

The following resolution was offered by Councilman Manetta
seconded by Councilman Martinez

BE IT RESOLVED, by the Town Board of the Town of Babylon, Suffolk County, New York, as follows:

Section 1. For the financing of the acquisition and installation of computer software equipment upgrades in the Town, a class of objects or purposes, there is hereby authorized \$549,000 bonds of the Town of Babylon, New York pursuant to the Local Finance Law.

Section 2. The maximum estimated cost of such class of objects or purposes is \$549,000, and the plan for the financing thereof is by the issuance of \$549,000 bonds of said Town hereby authorized to be issued therefor pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will not exceed five years, and that the foregoing is not an assessable improvement.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in

anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year and the capital budget of the Town is hereby amended to provide for the foregoing appropriation.

Section 5. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, determining whether the bonds and notes issued hereunder will bear interest at a fixed or variable rate, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town. The Town Board hereby determines that the bonds and notes authorized hereby shall bear interest at a fixed or variable rate as determined in accordance with the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution, which is effective immediately, shall be published in summary form in Newsday, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. The proceeds of the bonds herein authorized may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which such bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 52 JANUARY 20, 2021
AUTHORIZING THE ISSUANCE OF \$200,000 BONDS OF THE TOWN OF BABYLON,
SUFFOLK COUNTY, NEW YORK, TO FINANCE THE ACQUISITION OF HEAVY
MACHINERY AND EQUIPMENT FOR CONSTRUCTION AND MAINTENANCE

The following resolution was offered by Councilman Martinez

seconded by Councilman Manetta

WHEREAS, the applicable provisions of the State Environmental Quality Review Act have been complied with to the extent required with respect to the above-titled purposes;

BE IT RESOLVED, by the Town Board of the Town of Babylon, Suffolk County, New York, as follows:

Section 1. For the financing of the acquisition of heavy machinery and equipment for construction and maintenance in the Town a class of objects or purposes, there is hereby authorized to be issued \$200,000 bonds of the Town of Babylon, New York, pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of such class of objects or purposes is \$200,000, and the plan for the financing thereof is by the issuance of \$200,000 bonds of said Town hereby authorized to be issued therefor.

Section 3. It is hereby determined that the cost of each specific object or purpose contained in aforesaid class of objects or purposes is at least fifteen thousand dollars and the period of probable usefulness of each specific object or purpose contained in aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years, and that the foregoing is not an assessable improvement.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both

principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, determining whether the bonds and notes issued hereunder will bear interest at a fixed or variable rate, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town. The Town Board hereby determines that bonds and notes authorized hereby shall bear interest at a fixed or variable rate as determined in accordance with the provisions of the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution, when it takes effect, shall be published in summary form in Newsday, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. This resolution is adopted subject to permissive referendum.

Section 9. The proceeds of the bonds herein authorized may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which such bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 53 JANUARY 20, 2021
AUTHORIZING THE ISSUANCE OF \$1,150,000 BONDS OF THE TOWN OF
BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE THE ACQUISITION OF
HEAVY MACHINERY AND EQUIPMENT FOR CONSTRUCTION AND
MAINTENANCE

The following resolution was offered by Councilman Manetta

seconded by Councilman Martinez

BE IT RESOLVED, by the Town Board of the Town of Babylon, Suffolk County, New York, as follows:

Section 1. For the financing of the acquisition of heavy machinery and equipment for construction and maintenance in the Town a class of objects or purposes, there is hereby authorized to be issued \$1,150,000 bonds of the Town of Babylon, New York, pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of such class of objects or purposes is \$1,150,000, and the plan for the financing thereof is by the issuance of \$1,150,000 bonds of said Town hereby authorized to be issued therefor.

Section 3. It is hereby determined that the cost of each specific object or purpose contained in aforesaid class of objects or purposes is thirty thousand dollars or more and the period of probable usefulness of each specific object or purpose contained in aforesaid class of objects or purposes is fifteen (15) years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years, and that the foregoing is not an assessable improvement.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without

limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year and the capital budget of the Town is hereby amended to provide for the foregoing appropriation.

Section 5. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, determining whether the bonds and notes issued hereunder will bear interest at a fixed or variable rate, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town. The Town Board hereby determines that bonds and notes authorized hereby shall bear interest at a fixed or variable rate as determined in accordance with the provisions of the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution, when it takes effect, shall be published in summary form in Newsday, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. This resolution is adopted subject to permissive referendum.

Section 9. The proceeds of the bonds herein authorized may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which such bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 54 JANUARY 20, 2021
AUTHORIZING THE ISSUANCE OF \$65,000 BONDS OF THE TOWN OF BABYLON,
SUFFOLK COUNTY, NEW YORK, TO FINANCE THE ACQUISITION OF
MISCELLANEOUS LIGHT MACHINERY AND EQUIPMENT FOR MAINTENANCE

The following resolution was offered by Councilman Martinez
seconded by Councilman Manetta

WHEREAS, the applicable provisions of the State Environmental Quality Review Act have been complied with to the extent required with respect to the above-titled purposes;

BE IT RESOLVED, by the Town Board of the Town of Babylon, Suffolk County, New York, as follows:

Section 1. For the financing of the acquisition of miscellaneous light machinery and equipment for maintenance in the Town a class of objects or purposes, there is hereby authorized to be issued \$65,000 bonds of the Town of Babylon, New York, pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of such class of objects or purposes is \$65,000, and the plan for the financing thereof is by the issuance of \$65,000 bonds of said Town hereby authorized to be issued therefor.

Section 3. It is hereby determined that the cost of each specific object or purpose contained in aforesaid class of objects or purposes is in less than fifteen thousand dollars and the period of probable usefulness of each specific object or purpose contained in aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will not exceed five years, and that the foregoing is not an assessable improvement.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of

validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year and the capital budget of the Town is hereby amended to provide for the foregoing appropriation.

Section 5. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, determining whether the bonds and notes issued hereunder will bear interest at a fixed or variable rate, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town. The Town Board hereby determines that bonds and notes authorized hereby shall bear interest at a fixed or variable rate as determined in accordance with the provisions of the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution, which is effective immediately, shall be published in summary form in Newsday, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. The proceeds of the bonds herein authorized may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which such bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 55 JANUARY 20, 2021
AUTHORIZING THE ISSUANCE OF \$120,000 BONDS OF THE TOWN OF BABYLON,
SUFFOLK COUNTY, NEW YORK, TO FINANCE THE ACQUISITION OF
REPLACEMENT PASSENGER VEHICLES

The following resolution was offered by Councilman Manetta
seconded by Councilman Martinez

BE IT RESOLVED, by the Town Board of the Town of Babylon, Suffolk County,
New York, as follows:

Section 1. For the financing of the acquisition of replacement passenger vehicles
in the Town a class of objects or purposes, there is hereby authorized to be issued \$120,000
bonds of the Town of Babylon, New York, pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of such class of objects or purposes is
\$120,000, and the plan for the financing thereof is by the issuance of \$120,000 bonds of said
Town hereby authorized to be issued therefor.

Section 3. It is hereby determined that the period of probable usefulness of
aforesaid class of objects or purposes is three (3) years, pursuant to subdivision 77 of paragraph a
of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum
maturity of the bonds herein authorized will not exceed five years, and that the foregoing is not
an assessable improvement.

Section 4. Each of the bonds authorized by this resolution and any bond
anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of
validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes
issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both
principal and interest by general tax upon all the taxable real property within the Town without
limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to
the punctual payment of the principal of and interest on said bonds and any notes issued in
anticipation of the sale of said bonds and provision shall be made annually in the budget of the

Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year and the capital budget of the Town is hereby amended to provide for the foregoing appropriation.

Section 5. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, determining whether the bonds and notes issued hereunder will bear interest at a fixed or variable rate, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town. The Town Board hereby determines that bonds and notes authorized hereby shall bear interest at a fixed or variable rate as determined in accordance with the provisions of the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution, which is effective immediately, shall be published in summary form in Newsday, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. The proceeds of the bonds herein authorized may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which such bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 56 JANUARY 20, 2021
AUTHORIZING THE ISSUANCE OF \$200,000 BONDS OF THE TOWN OF BABYLON,
SUFFOLK COUNTY, NEW YORK, TO FINANCE THE ACQUISITION AND
INSTALLATION OF PLAYGROUND EQUIPMENT AT VARIOUS PARKS
THROUGHOUT THE TOWN

The following resolution was offered by Councilman Martinez

seconded by Councilman Manetta

WHEREAS, the applicable provisions of the State Environmental Quality Review Act have been complied with to the extent required with respect to the above-titled purposes;

BE IT RESOLVED, by the Town Board of the Town of Babylon, Suffolk County, New York, as follows:

Section 1. For the financing of the acquisition and installation of various playground equipment at various parks throughout the Town a class of objects or purposes, there is hereby authorized to be issued \$200,000 bonds of the Town of Babylon, New York, pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of such class of objects or purposes is \$200,000, and the plan for the financing thereof is by the issuance of \$200,000 bonds of said Town hereby authorized to be issued therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to subdivision 19(c) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years, and that the foregoing is not an assessable improvement.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation

of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year and the capital budget of the Town is hereby amended to provide for the foregoing appropriation.

Section 5. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, determining whether the bonds and notes issued hereunder will bear interest at a fixed or variable rate, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town. The Town Board hereby determines that bonds and notes authorized hereby shall bear interest at a fixed or variable rate as determined in accordance with the provisions of the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution, when it takes effect, shall be published in summary form in Newsday, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. This resolution is adopted subject to permissive referendum.

Section 9. The proceeds of the bonds herein authorized may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which such bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 57 JANUARY 20, 2021
AUTHORIZING THE ISSUANCE OF \$700,000 BONDS OF THE TOWN OF BABYLON,
SUFFOLK COUNTY, NEW YORK, TO FINANCE THE RECONSTRUCTION OF
ROOFS AT VARIOUS TOWN BUILDINGS

The following resolution was offered by Councilman Manetta

seconded by Councilman Martinez

WHEREAS, the applicable provisions of the State Environmental Quality Review Act have been complied with to the extent required with respect to the above-titled purposes;

BE IT RESOLVED, by the Town Board of the Town of Babylon, Suffolk County, New York, as follows:

Section 1. For the financing of the reconstruction of roofs at various Town Buildings (each constituting not less than a "Class B" building as such term is defined in subdivision 11 of paragraph a of Section 11.00 of the Local Finance Law) a class of objects or purposes, there is hereby authorized to be issued \$700,000 bonds of the Town of Babylon, New York, pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of such class of objects or purposes is \$700,000, and the plan for the financing thereof is by the issuance of \$700,000 bonds of said Town hereby authorized to be issued therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to subdivision 12(a)(2) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years, and that the foregoing is not an assessable improvement.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal

and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year and the capital budget of the Town is hereby amended to provide for the foregoing appropriation.

Section 5. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, determining whether the bonds and notes issued hereunder will bear interest at a fixed or a variable rate, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town. The Town Board hereby determines that bonds and notes authorized hereby shall bear interest at a fixed or variable rate as determined in accordance with the provisions of the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution, when it takes effect, shall be published in summary form in Newsday, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. This resolution is adopted subject to permissive referendum.

Section 9. The proceeds of the bonds herein authorized may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which such bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 58 JANUARY 20, 2021
AUTHORIZING THE ISSUANCE OF \$2,680,000 BONDS OF THE TOWN OF
BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE UTILITY SITE WORK
FOR THE WYANDANCH URBAN RENEWAL AREA

The following resolution was offered by Councilman Martinez

seconded by Councilman Manetta

WHEREAS, the applicable provisions of the State Environmental Quality Review Act have been complied with to the extent required with respect to the above-titled purposes;

BE IT RESOLVED, by the Town Board of the Town of Babylon, Suffolk County, New York, as follows:

Section 1. For the financing of the cost of utility site work including installation, acquisition and construction of sewer and electrical utility connections within the Wyandanch Urban Renewal Area a class of objects and purposes, there is hereby authorized to be issued \$2,680,000 bonds of the Town of Babylon, New York, pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of such class of objects or purposes is \$2,680,000, and the plan for the financing thereof is by the issuance of \$2,680,000 bonds of said Town hereby authorized to be issued therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifty (50) years, pursuant to subdivision 41-a of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years, and that the foregoing is not an assessable improvement.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal

and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year and the capital budget of the Town is hereby amended to provide for the foregoing appropriation.

Section 5. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, determining whether the bonds and notes issued hereunder will bear interest at a fixed or a variable rate, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town. The Town Board hereby determines that bonds and notes authorized hereby shall bear interest at a fixed or variable rate as determined in accordance with the provisions of the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution, when it takes effect, shall be published in summary form in Newsday, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. This resolution is adopted subject to permissive referendum.

Section 9. The proceeds of the bonds herein authorized may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which such bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 59 JANUARY 20, 2021
AUTHORIZING THE ISSUANCE OF \$7,000,000 BONDS OF THE TOWN OF
BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE THE
RECONSTRUCTION OF VARIOUS ROADS THROUGHOUT THE TOWN

The following resolution was offered by Councilman Manetta
seconded by Councilman Martinez

WHEREAS, the applicable provisions of the State Environmental Quality Review Act have been complied with to the extent required with respect to the above-titled purpose;

BE IT RESOLVED, by the Town Board of the Town of Babylon, Suffolk County, New York, as follows:

Section 1. For the financing of the reconstruction of various roads throughout the Town including sidewalks, curbs, gutters, drainage, landscaping, grading, and improvements to right of way a class of objects or purposes, there are hereby authorized to be issued \$7,000,000 bonds of the Town of Babylon, New York, pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of such class of objects or purposes is \$7,000,000, and the plan for the financing thereof is by the issuance of \$7,000,000 bonds of said Town hereby authorized to be issued therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years, and that the foregoing is not an assessable improvement.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation

of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year and the capital budget of the Town is hereby amended to provide for the foregoing appropriation.

Section 5. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, determining whether the bonds and notes issued hereunder will bear interest at a fixed or variable rate, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town. The Town Board hereby determines that bonds and notes authorized hereby shall bear interest at a fixed or variable rate as determined in accordance with the provisions of the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution, when it takes effect, shall be published in summary in Newsday, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. This resolution is adopted subject to permissive referendum.

Section 9. The proceeds of the bonds herein authorized may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which such bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 60 JANUARY 20, 2021
AUTHORIZING RELEASE OF BOND**

The following resolution was offered by Councilman Martinez
and seconded by Councilman Manetta

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation
of the Town Clerk that the following BOND for street excavation be released:

<u>PERMIT</u>	<u>DATE</u>	<u>NAME & ADDRESS</u>	<u>TYPE</u>	<u>AMOUNT</u>
10018	10/3/2014	Educational Bus Transportation, Inc. 63 Lamar Street, West Babylon, NY 11704	Bond	\$1800.00

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 61 JANUARY 20, 2021
AUTHORIZING REFUND OF PAYMENT**

The following resolution was offered by Councilman Manetta
and seconded by Councilman Martinez

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Executive Director of the Youth Bureau that the following payment be refunded as an overpayment:

REFUND OF PAYMENT:

PAYEE	ADDRESS	AMOUNT	REASON
East End Volleyball Richard Heiles	PO Box 49 Hampton Bays NY, 11946	\$2,560.00	Annex was shut down due to COVID-19

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 62 JANUARY 20, 2021
AUTHORIZING THE WAIVING OF PERMIT FEES**

The following resolution was offered by Councilman Martinez
and seconded by Councilman Manetta

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Commissioner of Planning and Development, that the construction and/or rehabilitation of three (3) homes by the North Amityville Housing Rehabilitation Association, Inc. be exempt from provisions of the town code pertaining to building, zoning, plumbing and highway permit fees for the following properties:

- | | |
|--------------------------------------|--------------------|
| 1. 62 Brooklyn Avenue, Wyandanch, NY | SCTM# 0100-54-2-62 |
| 2. 64 Brooklyn Avenue, Wyandanch, NY | SCTM# 0100-54-2-63 |
| 3. 8 Henry Street, Wyandanch, NY | SCTM# 0100-58-4-50 |

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 63 JANUARY 20, 2021
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 153
OF THE BABYLON TOWN CODE (Multiple Dwelling)

The following resolution was offered by Councilman Gregory
and seconded by Councilman McSweeney

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held on the 17th day of February, 2021 at 3:30 p.m., prevailing time, at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, or held via Zoom and streamed live over the internet at the Town of Babylon YouTube channel - <https://bit.ly/3aNSG2P> provided Governor Cuomo extends Executive Order 202.1 regarding the “Open Meetings Law”, authorizing public meetings to be held remotely by conference call or similar service (If you wish to address the board at the public hearing, visit townofbabylon.com and click on the “How Do I...” link, and then “Participate in a Public Hearing” to order to participate), to consider amending Chapter 153 of the Babylon Town Code as set forth in Exhibit “A” herein below; and be it further

RESOLVED, that the Town Clerk of the Town of Babylon is directed to publish notice of said public hearing in one of the official newspapers of the Town.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

EXHIBIT “A”

AMEND

Chapter 153 Multiple Dwellings

§ 153-3 Rental Permit Review Board; issuance of rental permit.

The Rental Permit Review Board shall consist of seven members who shall be appointed by and serve at the pleasure of the Town Board. The seven-member Rental Permit Review Board (referred to in this Article as the “Rental Board” or “Board”) shall henceforth hear all new Class I and Class II applications and make a final determination as to whether the applicant should be granted any such permit. It shall be a violation of this Chapter to rent a residential dwelling unit in any premises or to rent the entirety of the premises without first obtaining a valid rental permit.

§ 153-4 Application for permit; term of permit, public hearing required, posting.

The applicant must file with the Department of Planning and Development the following items in duplicate:

A. Application for Permit

- 1) Application for such permit shall be made, in writing, to the Department of Planning and Development on a form provided therefor and shall contain the name of the property owner, the location of the premises and the number of units to be rented.
- 2) Each application shall be accompanied by a floor plan to scale of each dwelling unit and accommodation.
- 3) Each application shall be executed by and sworn to by the owner of the premises.
- 4) Property survey (40 feet to one inch minimum scale) shall be provided.
- 5) A copy of the certificate of occupancy or certificate of compliance for the dwelling unit.
- 6) Copy of recorded deed.
- 7) Full disclosure affidavit.
- 8) 200 foot radius mailing.
- 9) Local Agent Contact Form. If the owner or authorized agent of a dwelling unit resides or has his principal place of business located outside the County of Suffolk, he is required to designate an agent who resides in the County of Suffolk for the service of process of any notices set forth in this article or for the service of process of a violation of this article. The failure to provide the name and address of an agent for service of process, or failing to provide updated contact information should the authorizing agent's information change, shall be deemed a violation of this Article.
- 10) Each application shall accompanied by a Property Maintenance Certification Form, sworn to by the owner of the premises

B. Term of permit

- 1) The permit shall be valid for a period of two years from the date of issuance.

C. Public hearing required

1) A public hearing shall be held for all new Class I and Class II applications, and all Class I and Class II renewal applications after the effective date of this Article. The Board shall fix a time and give public notice thereof by the publication in the official newspaper of such hearing at least five days prior to the date of the public hearing. The applicant may appear in person or by an authorized agent at the hearing. The applicant's agent shall be appointed by the applicant through a limited power of attorney upon a form to be provided to the applicant by the Town and submitted to the Board prior to the commencement of the hearing.

2) Renewal Application. Subsequent to the first renewal after the effective date of this Article, which first renewal shall require a public hearing, if there have been no Town Code violations or sworn complaints by the applicant's neighbors relating to the permit granted herein during the permit period, a renewal applicant shall not be required to appear at a public hearing, provided that he shall file an affidavit with the Board stating that he has in all respects been in compliance with the Town Code during the permit period. If there has been a Town Code violation by the applicant relating to the permits granted under this Article, a renewal applicant may be required to appear in person at a public hearing upon request by the Board.

D. Posting

- 1) Subject property is to be posted for a period of not less than 10 days immediately preceding the public hearing or an adjourned date thereof.
- 2) The posting of signs on subject property shall be made in the following manner:

(a) The petitioner shall erect on the affected property a sign or signs of blue printing on a white background, measuring 30 inches high and 40 inches wide, which shall be prominently displayed on the premises facing each public street, centered on each area of street frontage, on which the affected property abuts, set back not less than 10 feet from the property line, and not less than two feet nor more than six feet above the grade of the property line, giving notice that the application for rental permit is pending and the date, time and place when the public hearing will be held.

(b) An affidavit is to be filed not later than 48 hours prior to the public hearing on the petition stating that identical posters not more than 200 feet apart have been conspicuously posted along the street frontage at least 10 days prior to the date set for the public hearing.

3) Applicants for renewal of the permit provided for pursuant to this article shall not be required to post a sign on the property pursuant to §153-4D(1), herein nor shall the applicant for renewal be required to file the affidavit of posting provided for in § 153-4D(2)(b) and as further required by § 153-4A8 herein.

§ 153-5 Permit fees; late charge for overdue permit renewals.

A. Permit fees, inspection fees, and sign posting fees, shall be pursuant to the fee schedule set by resolution of the Town Board and shall be amended from time to time, in the Town Board's discretion, as follows:

(1) Class I: one- or two-family homes; homes providing up to two units.

(2) Class II: homes containing four or fewer dwelling units;

(3) Class III: multi-residential zoned properties.

B. Based upon the recommendation of the Commissioner of Planning and Development, a late charge for permit fees required by § 153-5 of the Babylon Town Code equal to two times the amount of said fees, shall be charged by the Commissioner for any and all permit renewals required by Town Code Chapter 153 which are overdue and filed after the permit is expired.

§ 153-6 Compliance required; revocation of permit.

A. No permit or renewal thereof shall be issued for any application unless the property shall be in compliance with all the provisions of the Code of the Town of Babylon, the New York State Building Code, New York State Property Maintenance Code, the sanitary and housing regulations of the County of Suffolk and the laws of the County of Suffolk and State of New York.

B. Prior to the issuance of any such permit or renewal thereof, the dwelling unit(s) shall be subject to an on-site inspection by a Town Chief Building Inspector or his/her designee who shall be satisfied that the property which is the subject of the application is in compliance with all the provisions of the Code of the Town of Babylon, all applicable housing, sanitary, building, electrical and fire codes, rules and regulations. All Rental units shall meet the following requirements:

1. Battery-operated smoke detectors are required in each bedroom. Battery operated smoke detectors are required for any hallway leading to a bedroom. One battery-operated smoke detector is required for each level of the building including the basement/cellar and attic. For new construction, all smoke detectors must be electronically hardwired with battery backup; no battery-operated smoke detectors are permitted.
2. CO detectors must be installed on each sleeping level and the boiler area.
3. Outside stoops which are 24" inches high must have railings.
4. Stairwells must have handrails to code.

5. If the boiler is in a separate room, 5/8" fire rated sheetrock is required with a ¾ hour fire rated, self-closing door. If the boiler is in an open room, 5/8" fire rated sheetrock is required over the boiler only.
6. Driveway must be improved (asphalt, concrete or decorative stone) and in good repair.
7. No unlicensed motor vehicle(s) on property.
8. No debris, as defined in §133-25 of the Town Code, on the property.
9. Proper storm windows and doors (with screens) must be installed.
10. No cellar bedrooms.
11. Electric outlets must not be exposed, no holes in walls or flooring coming up.
12. Tiles and grouting in bathrooms must be in good repair.
13. All dwelling units must have proper heat, hot water, etc.
14. Any construction, modification, alteration, changes or additions to any building located at the premises shall require a building permit and certificate of occupancy issued a Building Inspector.
15. New and existing buildings shall have approved address numbers, building numbers or approved building identification pursuant to the NYS Building Code and placed in a position to be plainly legible and visible from the street or road fronting property. Numbers shall be a minimum of 4 inches (102mm) high with a minimum stroke width of 0.5 inch (12.7mm).
16. All exterior surfaces, including but not limited to, doors, door and window frames, cornices, porches, trim, balconies, decks and fences, shall be maintained in good condition. Exterior wood surfaces, other than decay resistant woods, shall be protected from the elements and decay by painting or other protective covering or treatment. Peeling, flaking, and chip paint shall be eliminated and surfaces repainted. Siding and masonry joints, as well as those between the building envelop and the perimeter of windows, doors and skylights, shall be maintained weather resistant and water tight.
17. The roof and flashing shall be sound, tight and not have defects that admit rain. Roof drainage shall be adequate to prevent dampness or deterioration in the walls or interior portion of the structure. Roof drains, gutters, and downspouts shall be maintained in good repair and free from obstructions. Roof water shall not be discharged in a manner that creates and public nuisance.
18. The sidewalk in front of or abutting the property shall be maintained in good and safe repair.
19. Sewer/septic system shall be properly maintained.
20. Lawn and landscaping must be kept appropriately trimmed pursuant to Section §133-25.1 with proper irrigation.

C. In lieu of an on-site inspection by a Building Inspector, an applicant may elect to provide the Chief Building Inspector a certification, designed and approved by the Chief Building Inspector, signed by either a New York State licensed professional engineer or New York State licensed architect who has a valid New York State Uniform Fire Prevention Building Code certificate that the structure and the dwelling units contained are in compliance with the provisions of set forth in this Chapter and in compliance with all the provisions of the Code of the Town of Babylon, and all applicable housing, sanitary, building, electrical and fire codes, rules and regulations.

D. The Rental Permit Review Board may revoke a rental permit or approval issued under the provisions of this chapter upon application of the Town Attorney's Office for any of the following reasons:

- (1) Where the Board finds that there has been any false statement or misrepresentation as to a material fact in the application, plans or specifications on which the building permit was based; or
- (2) Where the Board finds that the rental permit was issued in error and should not have been issued in accordance with the applicable law; or
- (3) Failure to maintain the necessary requirements as outlined in this article, or occurrence of unlawful activities at or about the premises;
- (4) There is fighting or violent, tumultuous or threatening behavior by any occupant of the premises;
- (5) There is unreasonable noise from the premises on a regular basis;
- (6) There are repeated calls to the police for disturbances and/or disputes at the premises;
- (7) There is obstruction of vehicular or pedestrian traffic due to vehicles from or at the premises;
- (8) There is a hazardous or physically offensive condition created by an act of an occupant or owner of the premises;
- (9) For existing violations of the Babylon Town Code on the premises;
- (10) When violations of any state or local law exist on the premises;
- (11) When there exists a public nuisance as defined in Babylon Town Code Chapter 165, Article III;
- (12) Any other reason where the Board finds it is in the best interest of the community to revoke the permit due to health, welfare and safety concerns.

E. Such revocation shall take place after notice to the applicant and an opportunity for the applicant to be heard by the Rental Permit Review Board.

F. There shall be a presumption in a hearing to revoke a rental permit that an eviction proceeding having been filed with a court of competent jurisdiction prior to the service of a revocation hearing notice by the Town of Babylon, is proof that the owner of said premises has taken steps to remediate the violations at the premises and that the rental permit should not be revoked. This presumption shall continue until the Suffolk County Sherriff's Office executes a warrant of eviction or the tenants or occupants vacate the premises. This presumption shall be rebuttable.

G. No fees, as provided for pursuant to § 153-5 of this Code, shall be refunded after the revocation of a building permit.

RESOLUTION NO. 64 JANUARY 20, 2021
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING
CHAPTER 2, ARTICLE IV, SECTION 2-1 OF THE TOWN OF BABYLON UNIFORM
CODE OF TRAFFIC ORDINANCES

The following resolution was offered by Councilman McSweeney
and seconded by Councilman Gregory

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held on the 17th day of February, 2021 at 3:30 p.m., prevailing time, at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, or held via Zoom and streamed live over the internet at the Town of Babylon YouTube channel - <https://bit.ly/3aNSG2P> provided Governor Cuomo extends Executive Order 202.1 regarding the “Open Meetings Law”, authorizing public meetings to be held remotely by conference call or similar service (If you wish to address the board at the public hearing, visit townofbabylon.com and click on the “How Do I...” link, and then “Participate in a Public Hearing” to order to participate), to consider amending Chapter 2, Article IV, Section 2-1 of the Town of Babylon Uniform Code of Traffic Ordinances as set forth in the annexed Exhibit “A”; and be it further

RESOLVED, that the Town Clerk of the Town of Babylon is directed to publish notice of said public hearing in one of the official newspapers of the Town.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

EXHIBIT “A”

Chapter 2, Article IV, Section 2-1

[Traffic Regulations; Installation of Traffic Control Signals]

ADD to Schedule A:

<u>Location</u>	<u>Hamlet</u>	<u>Description of Signal</u>
Bay Shore Road, C.R. 57 at Skidmore Road	DP	Three Color

RESOLUTION NO. 65 JANUARY 20, 2021
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING
CHAPTER 2, ARTICLE IV, SECTION 2-8 OF THE TOWN OF BABYLON UNIFORM
CODE OF TRAFFIC ORDINANCES

The following resolution was offered by Councilman Gregory
and seconded by Councilman McSweeney

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held on the 17th day of February, 2021 at 3:30 p.m., prevailing time, at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, or held via Zoom and streamed live over the internet at the Town of Babylon YouTube channel - <https://bit.ly/3aNSG2P> provided Governor Cuomo extends Executive Order 202.1 regarding the “Open Meetings Law”, authorizing public meetings to be held remotely by conference call or similar service (If you wish to address the board at the public hearing, visit townofbabylon.com and click on the “How Do I...” link, and then “Participate in a Public Hearing” to order to participate), to consider amending Chapter 2, Article IV, Section 2-8 of the Town of Babylon Uniform Code of Traffic Ordinances as set forth in the annexed Exhibit “A”; and be it further

RESOLVED, that the Town Clerk of the Town of Babylon is directed to publish notice of said public hearing in one of the official newspapers of the Town.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

EXHIBIT “A”

Chapter 2, Article IV, Section 2-8

[Traffic Regulations; Stop and Yield Intersections Designated]

ADD to Schedule H:

<u>Intersection</u>	<u>Hamlet</u>	<u>Sign</u>	<u>Controlling Traffic</u>
Hamilton Avenue at Jenkins Avenue	NB	Stop	East/West on Hamilton Avenue

RESOLUTION NO. 66 JANUARY 20, 2021
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING
CHAPTER 2, ARTICLE IV, SECTION 2-8 OF THE TOWN OF BABYLON UNIFORM
CODE OF TRAFFIC ORDINANCES

The following resolution was offered by Councilman McSweeney
and seconded by Councilman Gregory

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held on the 17th day of February, 2021 at 3:30 p.m., prevailing time, at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, or held via Zoom and streamed live over the internet at the Town of Babylon YouTube channel - <https://bit.ly/3aNSG2P> provided Governor Cuomo extends Executive Order 202.1 regarding the “Open Meetings Law”, authorizing public meetings to be held remotely by conference call or similar service (If you wish to address the board at the public hearing, visit townofbabylon.com and click on the “How Do I...” link, and then “Participate in a Public Hearing” to order to participate), to consider amending Chapter 2, Article IV, Section 2-8 of the Town of Babylon Uniform Code of Traffic Ordinances as set forth in the annexed Exhibit “A”; and be it further

RESOLVED, that the Town Clerk of the Town of Babylon is directed to publish notice of said public hearing in one of the official newspapers of the Town.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

EXHIBIT “A”

Chapter 2, Article IV, Section 2-8

[Traffic Regulations; Stop and Yield Intersections Designated]

ADD to Schedule H:

<u>Intersection</u>	<u>Hamlet</u>	<u>Sign</u>	<u>Controlling Traffic</u>
A Street at 15 th Avenue/ Mida Court	WB	Stop	West on A Street

RESOLUTION NO. 67 JANUARY 20, 2021
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING
CHAPTER 5, SECTION 5-1 OF THE TOWN OF BABYLON UNIFORM CODE OF
TRAFFIC ORDINANCES

The following resolution was offered by Councilman Gregory
and seconded by Councilman McSweeney

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held on the 17th day of February, 2021 at 3:30 p.m., prevailing time, at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, or held via Zoom and streamed live over the internet at the Town of Babylon YouTube channel - <https://bit.ly/3aNSG2P> provided Governor Cuomo extends Executive Order 202.1 regarding the “Open Meetings Law”, authorizing public meetings to be held remotely by conference call or similar service (If you wish to address the board at the public hearing, visit townofbabylon.com and click on the “How Do I...” link, and then “Participate in a Public Hearing” to order to participate), to consider amending Chapter 5, Section 5-1 of the Town of Babylon Uniform Code of Traffic Ordinances as set forth in the annexed Exhibit “A”; and be it further

RESOLVED, that the Town Clerk of the Town of Babylon is directed to publish notice of said public hearing in one of the official newspapers of the Town.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

EXHIBIT “A”
Chapter 5, Section 5-1
[Commercial Vehicles; Truck Exclusions]

ADD to Schedule N:

<u>Name of Street</u>	<u>Hamlet</u>	<u>Limits</u>
Glenda Drive	WB	from New York State Route 109 to Joan Place
Joan Place	WB	from Platt Avenue to Glenda Drive

RESOLUTION NO. 68 JANUARY 20, 2021
ADOPTING LOCAL LAW NO. 1 OF 2020 ADDING CHAPTER 165
TO THE BABYLON TOWN CODE

The following resolution was offered by Councilman McSweeney

and seconded by Councilman Gregory

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 20th day of January 2021 upon the question of enactment of Local Law No. 1 of 2021 of the Town of Babylon, Suffolk County, New York, being a Local Law adding the Code of the Town of Babylon, Chapter 165 (Peace and Good Order);

WHEREAS; In accordance with Part 617.5 (c.) (26), State Environmental Quality Review (SEQR), the adoption of this Local Law is classified a Type II Action and not subject to environmental review under SEQR; and

NOW, THEREFORE, be it

RESOLVED AND ORDAINED, by the Town Board of the Town of Babylon that Local Law No. 1 of 2021, of the Town of Babylon, Suffolk County, New York, is hereby enacted as follows and effective upon its filing with the New York State Department of State:

LOCAL LAW NO. 1 of 2021
AMENDING THE CODE OF THE TOWN OF BABYLON, CHAPTER 165

Section 1. **AMEND** as follows:

CHAPTER 165
PEACE AND GOOD ORDER

.....

§ 165-5 **Legislative intent; purpose.**

A.

The Town Board of the Town of Babylon hereby finds that buildings and places that are used for the sale of controlled substances and buildings and places being used for the consumption of controlled substances as well as other illegal activities exist within the Town of Babylon and that the recent proliferation of such places has brought to the Town's attention the devastating effect of real estate being used for improper purposes on the surrounding community and that these public nuisances exist in occupied and vacant buildings and on occupied and vacant developed and undeveloped real estate and that these public nuisances present a substantial risk to the

health and safety of the surrounding community while interfering with the community's interest in the quality of life as well as their interest in the value of its property.

B.

Therefore, the purpose of this article is to create a standardized procedure for securing legal and equitable remedies and to strengthen existing laws so as to effectively deal with the problem of crack houses in the Town of Babylon by preventing buildings, residences, premises and real estate within the Town of Babylon from being used in such a way as to constitute a public nuisance.

§ 165-6Definitions.

As used in this article, the following terms shall have the meanings indicated:

PROHIBITED CONDUCT

A.

Any conduct or occurrence that is in violation of the following articles or sections of the New York Penal Law:

[Amended 3-19-2014 by L.L. No. 2-2014]

- (1)** Article 220, Controlled Substances Offenses.
- (2)** Article 230, Prostitution Offenses.
- (3)** Article 120, Gang assault in the first degree.
- (4)** Article 120, Gang assault in the second degree.
- (5)** Article 120, Reckless endangerment in the first degree.
- (6)** Article 120, Reckless endangerment in the second degree.
- (7)** Article 265, Firearms and Other Dangerous Weapons.
- (8)** Article 130, Sex Offenses.

B.

Any conduct either unlawful in itself or unreasonable under all the circumstances that create or result in the maintaining of a condition which endangers the safety or health of a considerable number of persons or that create or result in the maintenance of any premises or place where persons gather for the purpose of engaging in unlawful conduct, including but not limited to prostitution, drugs and gang assault.

C.

Any intentional conduct or occurrence that is in violation of §§ 65, 65-a, 65-b, 82, 123 and 126 of the New York Alcoholic Beverage Control Law and § 260.20 of the New York Penal Law, Prohibited Sales, Prohibited Participant, Unlawful Purchase, Sale or Consumption of Wine, Liquor or Beer, and any violation of §§ 792-3 and 792-9 of the Suffolk County Code, relating to sale restrictions of tobacco products and e-cigarettes.

D.

Any violation of Chapters **133**, **153** and/or **213** of the Babylon Town Code.

PUBLIC NUISANCE

For purposes of §**165-9** of this article, any building, residence, premises, structure or place where an owner or person in charge thereof has been given written notice that an arrest or summons for prohibited conduct as defined herein has taken place at said location and within twenty-four months of that first arrest or summons there is an additional arrest or summons at that location for prohibited conduct as defined herein which the owner or person in charge thereof is again notified of in writing.

§ 165-7**Notice.**

A.

Notice that an arrest or arrests for prohibited conduct have occurred at a location shall be served by personal service upon the owner or person in charge of the affected building or structure or, if no such person can be reasonably found, by mailing said owner such notice by means of certified mail, return receipt requested, to the last known address as shown by the records of the Town Assessor and by securely affixing a copy of such notice upon the door of the affected building or structure. A copy of the notice shall also be mailed by certified mail to any mortgagee of record of the property to such address on file in the office of the Receiver of Taxes or, if no such address exists, to the address indicated on the recorded mortgage. A copy of the notice shall also be served by personal service upon all known adult occupants of the property and by mailing said occupants such notice by means of certified mail, return receipt requested and by securely affixing a copy of such notice upon the door of the affected building or structure.

B.

The notice must contain a statement of the date or dates upon which prohibited conduct took place on the property, the nature of the prohibited conduct, a copy of this article and a warning that if a second arrest is made for prohibited conduct as defined in § **165-6** of this article within twenty-four months of the first arrest, the Town will seek action pursuant to § **165-9** of this article.

§ 165-8**Enforcement.**

A.

Upon a first or second offense for prohibited conduct, the Department of Planning and Development and/or the Suffolk County Police Department may issue a summons to the owner or person in charge of said premises for a violation of § **165-10** of this article.

B.

Upon a first offense for prohibited conduct, the Department of Planning and Development shall send the property owner a notice pursuant to the requirements of § **165-7** of this article. Upon a second offense for prohibited conduct occurring within twenty-four months of the first offense, a second notice as described in § **165-7** will be sent to the property owner which will also include a notification of the public hearing to be held pursuant to § **165-9** of this article.

C.

The Town Attorney's Office will then issue a report in writing to the Town Board which shall include but not be limited to:

(1)

Dates, times and general nature of the arrests and offenses which occurred at the property.

(2)

Copies of the first and second notices sent to the property owner as defined in this article.

(3)

Any relevant information as to the history of this property pertaining to the sale and/or consumption of narcotics, etc.

§ 165-9 **Order for action.**

A.

The Town Board at said public hearing or an emergency public hearing as authorized by § 62 of the Town Law shall consider such report of prohibited conduct as well as any other information it deems relevant in determining if the location is to be deemed a public nuisance as defined in § **165-6** of this article. The Town Board must also consider whether or not the complainant or person reporting the prohibited conduct is a victim of domestic abuse.

B.

If the Town Board decides said location is in fact a public nuisance, it may immediately authorize the Commissioner of the Department of Public Works, the Deputy Commissioner of the Department of Public Works, the Commissioner of the Department of Planning and Development or the Deputy Commissioner of the Department of Planning and Development to board up said location, for said location to remain boarded up until such time as the Town Board deems the location safe and no longer a public nuisance and assess such costs as a special assessment to the property owner and authorize the Town Attorney to bring and maintain a civil action or special proceeding in the name of the Town in a court of competent jurisdiction for equitable and legal relief, including but not limited to a temporary restraining order, a preliminary injunction, a permanent injunction and other equitable remedies as well as civil penalties (fines), including the recovery of the costs of the action, litigation expenses, board-up, site cleanup and reasonable attorneys' fees. If the Town Board determines that the complainant or person reporting the prohibited conduct is a victim of domestic abuse, then the Town Board shall, in lieu of boarding up the property, authorize the Town Attorney to bring and maintain a civil action or special proceeding in the name of the Town in a court of competent jurisdiction to remove the offender of the prohibited conduct from the property, and seek a temporary restraining order, a preliminary injunction, a permanent injunction and other equitable remedies as well as civil penalties (fines), including the recovery of the costs of the action, litigation expenses, and reasonable attorneys' fees solely against the offending party.

[

C.

Any person who enters or remains in any structure, building or premises, which has been boarded up pursuant to Subsection **B** of this section during the period prescribed by Subsection **B**, shall be guilty of a misdemeanor, and upon conviction thereof, a fine of not less than \$2,500 nor more than \$7,500 must be imposed and a term of imprisonment for a period not to exceed one year may be imposed, or both. Knowledge that the structure, building or premises,

had been boarded up pursuant to Subsection **B** of this section is not an element of this violation, and said violation shall be one of strict liability.

§ 165-10 Penalties for offenses.

A.

The Town Board finds that the proliferation of violations of the provisions of the Town Code of the Town of Babylon has caused a serious threat to the safety and welfare of the residents of the Town and has eroded the quality of life of all who live and work in the Town. The Town Board therefore finds it necessary and proper to increase the fines and related penalties for violations of the Town Code. It is further the intent of the Town Board to exercise its authority as provided by law with particular reference to its authority pursuant to Municipal Home Rule Law § 10(4)(b) and Town Law § 135, and the Town Board hereby supersedes any inconsistent provisions of state law.

B.

It shall be unlawful for anyone to own or lease any building, residence, premises, structure or place which is being used as a public nuisance as defined in this article.

C.

Upon conviction of any violation of this section shall be a Class A misdemeanor and upon conviction thereof, a fine of not less than \$2,500 nor more than \$5,000 for each day of said offense must be imposed by the court and/or up to one-year imprisonment may be imposed.

§ 165-11 Severability.

A.

The provisions of this chapter are severable. If any clause, sentence, paragraph, section, word or part of this article shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, section, word or part thereof directly involved in the controversy in which such judgment shall have been rendered. The invalidity of any word, clause, sentence, paragraph, section or part of this article shall not affect the validity of any other part of this article which can be given effect without such invalid part or parts.

B.

If any portion of this article is found to be in contrast with any other provision of any other local law or ordinance of the Code of the Town of Babylon, the provision which establishes the higher standard shall prevail



Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section, or other part of this local law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgement shall not affect, impair or invalidate the remainder of this local law, and it shall be construed to have been the legislative intent to enact this local law without such unconstitutional or invalid parts therein.

Section 3. Effective Date.

This local law shall take effect immediately upon filing in the Office of the Secretary of the State of New York.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 69 JANUARY 20, 2021
ADOPTING AMENDMENTS CHAPTER 2, ARTICLE V, SECTION 2-10 OF THE
TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES

The following resolution was offered by Councilman Gregory
and seconded by Councilman McSweeney

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 20th day of January, 2020 at 7:00 p.m. prevailing time, upon the question amending Chapter 2, Article V, Section 2-10 of the Town of Babylon Uniform Code of Traffic Ordinances

RESOLVED AND ORDAINED that the amendments to the Uniform Code of Traffic Ordinances, as set forth herein as Exhibit “A”, be and the same are hereby adopted effective immediately; and be it further

RESOLVED AND ORDAINED that the Director of Traffic Safety be authorized and directed to install, erect, remove or replace such signs or other traffic safety devices as may be required by these amendments or by the New York State Vehicle and Traffic Law.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

EXHIBIT “A”

Chapter 2, Article V, Section 2-10

[Traffic Regulations; Speed Limits; Exceptions to General Speed Limit]

DELETE from Schedule I:

<u>Name of Street</u>	<u>Hamlet</u>	<u>(mph)</u>	<u>Location</u>
Commack Road (County Road 4)	DP	40	Between Bay Shore Road (County Road 57) and the Babylon-Huntington Townline, a distance of 2.5 miles +/-

ADD to Schedule I:

<u>Name of Street</u>	<u>Hamlet</u>	<u>(mph)</u>	<u>Location</u>
Commack Road (County Road 4)	DP	35	Between Bay Shore Road (County Road 57) and Grand Boulevard, a distance of 0.95 miles +/-
Commack Road (County Road 4)	DP	40	Between Grand Boulevard and the Babylon-Huntington Townline,

a distance of 1.55 miles +/-

RESOLUTION NO. 70 JANUARY 20, 2021
ADOPTING AMENDMENTS CHAPTER 3, ARTICLE II, SECTION 3-4 OF THE TOWN
OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES

The following resolution was offered by Councilman McSweeney
and seconded by Councilman Gregory

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 20th day of January, 2020 at 7:00 p.m. prevailing time, upon the question amending Chapter 3, Article II, Section 3-4 of the Town of Babylon Uniform Code of Traffic Ordinances

RESOLVED AND ORDAINED that the amendments to the Uniform Code of Traffic Ordinances, as set forth herein as Exhibit “A”, be and the same are hereby adopted effective immediately; and be it further

RESOLVED AND ORDAINED that the Director of Traffic Safety be authorized and directed to install, erect, remove or replace such signs or other traffic safety devices as may be required by these amendments or by the New York State Vehicle and Traffic Law.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

EXHIBIT “A”

Chapter 3, Article II, Section 3-4
[Parking, Standing, and Stopping Restrictions Designated]

Delete from Schedule K:

<u>Name of Street/Side</u> <u>Location</u>	<u>Hamlet</u>	<u>Regulation</u>	<u>Hours/ Days</u>
Great Neck Road / West side From Railroad Avenue north for 60 feet +/-	CO	No Standing	

ADD to Schedule K:

<u>Name of Street/Side</u> <u>Location</u>	<u>Hamlet</u>	<u>Regulation</u>	<u>Hours/ Days</u>
Great Neck Road / West side From Railroad Avenue north for 53 feet +/-	CO	No Standing	ALL
Great Neck Road / West side	CO	No Parking	ALL

From 53 feet +/- north of
Railroad Avenue north for
60 feet +/-

Great Neck Road /
West side

CO

Limited Parking
30 Minutes

ALL

From 113 feet +/- north of
Railroad Avenue north for
70 feet +/-

Great Neck Road /
West side

CO

No Standing

ALL

From 183 feet +/- north of
Railroad Avenue to Marconi
Boulevard

RESOLUTION NO. 71 JANUARY 20, 2021
ADOPTING AMENDMENTS CHAPTER 3, ARTICLE II, SECTION 3-4 OF THE TOWN
OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES

The following resolution was offered by Councilman Gregory
and seconded by Councilman McSweeney

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 20th day of January, 2020 at 7:00 p.m. prevailing time, upon the question amending Chapter 3, Article II, Section 3-4 of the Town of Babylon Uniform Code of Traffic Ordinances

RESOLVED AND ORDAINED that the amendments to the Uniform Code of Traffic Ordinances, as set forth herein as Exhibit “A”, be and the same are hereby adopted effective immediately; and be it further

RESOLVED AND ORDAINED that the Director of Traffic Safety be authorized and directed to install, erect, remove or replace such signs or other traffic safety devices as may be required by these amendments or by the New York State Vehicle and Traffic Law.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

EXHIBIT “A”
Chapter 3, Article II, Section 3-4
[Parking, Standing, and Stopping Restrictions Designated]

ADD to Schedule K:

<u>Name of Street/Side</u>			<u>Hours/</u>
<u>Location</u>	<u>Hamlet</u>	<u>Regulation</u>	<u>Days</u>
Conner Lane / South side from 35 feet +/- West of the east driveway To Bldg. Number 7, west for 75 feet +/-	DP	No Parking	ALL

**RESOLUTION NO. 72 JANUARY 20, 2021
CONFIRMING MEMBERSHIP TO THE EAST FARMINGDALE
VOLUNTEER FIRE COMPANY, INC.**

The following resolution was offered by Councilman McSweeney
and seconded by Councilman Gregory

BE IT RESOLVED, that pursuant to Chapter 110 of the Membership Corporation Law of the State of New York, the following residents are duly elected in conformity with the By-Laws of the East Farmingdale Volunteer Fire Company, Inc., 930 Conklin Street, East Farmingdale, New York:

Anthony Cornetto	36 Walnut Avenue East Farmingdale, NY 11735
------------------	--

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 73 JANUARY 20, 2021
CONFIRMING MEMBERSHIP TO THE NORTH LINDENHURST
FIRE DEPARTMENT, INC.**

The following resolution was offered by Councilman Gregory
and seconded by Councilman McSweeney

BE IT RESOLVED, that pursuant to Section 1402 of the Not-For-Profit Law of the State of
New York, the following residents are duly elected in conformity with the By-Laws of the North
Lindenhurst Fire Department, Inc., 1630 Straight Path, North Lindenhurst, New York:

Name	Address
Joseph DeRuiter	47 Frank Street Lindenhurst, NY 11757

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 74 JANUARY 20, 2021
RESCINDING RESOLUTION NO.742 OF 2020 SCHEDULING A PUBLIC HEARING
ON THE REZONING APPLICATION OF MR PROPERTY BUILDERS, LLC FOR THE
PREMISES IDENTIFIED BY SCTM#: 0100-173-02-006 LOCATED ON THE W/S/O
ALBANY AVENUE, 318' S/O SCHLEIGEL BLVD, AMITYVILLE.

The following resolution was offered by Councilman Martinez
and seconded by Councilman Manetta

BE IT RESOLVED, by the Town Board of the Town of Babylon that Resolution No. 742-2020, entitled "SCHEDULING A PUBLIC HEARING ON THE REZONING APPLICATION OF MR PROPERTY BUILDERS, LLC FOR THE PREMISES IDENTIFIED BY SCTM#: 0100-173-02-006 LOCATED ON THE W/S/O ALBANY AVENUE, 318' S/O SCHLEIGEL BLVD, AMITYVILLE." is hereby rescinded and said public hearing is cancelled.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 75 JANUARY 20, 2021
AUTHORIZING THE EMERGENCY DEMOLITION, BOARD UP AND SECURING OF
UNSAFE STRUCTURE, LOCATED AT 37 COOLIDGE AVE., N. AMITYVILLE, NY
SCTM NO. 0100-165-000-03.00-059.000

The following resolution was offered by Councilman Manetta and seconded by Councilman Martinez

WHEREAS, a certain structure(s) located at **37 Coolidge Ave., N. Amityville, New York**, bearing SCTM# **0100-165.00-03.00-059.000** is so deteriorated and or dilapidated, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, the architect/professional engineer's report dated **March 13, 2019** indicates the structure is so deteriorated and or dilapidated and has become so out of repair as to be dangerous, unsafe and unfit for human occupancy, therefore the demolition of said structure is the most likely and prudent course of action

WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure and the assessment of the costs of said correction against the property,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structure located at 37 Coolidge Ave., N. Amityville, New York, bearing SCTM# 0100-165.00-03.00-059.000 to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the architect/professional engineer's report on file in the Department of Code Enforcement, and be it further

RESOLVED, that the Comptroller is hereby authorized to pay the architect/professional engineer the cost of the inspection report in the amount of Three Hundred Dollars (\$300.00) for said premises from the appropriate fund, and be it further

RESOLVED, that the Department of Public Works shall undertake the necessary securing, removal and cleanup; and be it further

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 76 JANUARY 20, 2021
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE
STRUCTURE, LOCATED AT 195 DEAUVILLE BLVD., COPIAGUE, NY 11726
SCTM NO. 0100-179.00-01.00-122.000

The following resolution was offered by Councilman Martinez
and seconded by Councilman Manetta

WHEREAS, a certain structure(s) located at **195 Deauville Blvd., Copiague, New York**, bearing **SCTM# 0100-179.00-01.00-122.000** has no running water as per a communication with the Suffolk County Water Authority and the windows and doors are accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community; and

WHEREAS, it appears that, unless said structure is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and

WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure and the assessment of the costs of said correction against the property,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the premises located at **195 Deauville Blvd., Copiague, New York**, bearing **SCTM# 0100-179.00-01.00-122.000** to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the inspector's report dated January 6, 2021 on file in the Code Enforcement Department; and be it further

RESOLVED, that the Department of Public Works shall undertake the necessary securing, removal and cleanup; and be it further

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 77 JANUARY 20, 2021
AUTHORIZING SECURING, BOARD UP AND SITE CLEAN UP OF UNSAFE
STRUCTURE LOCATED AT 42 EARL STREET, DEER PARK, NY 11729
SCTM No. 0100-090.00-02.00-020.000

The following resolution was offered by Councilman Manetta

and seconded by Councilman Martinez

WHEREAS, a certain structure, located at **42 Earl Street, Deer Park, NY**, bearing Suffolk County Tax Map No. **0100-090.00-02.00-020.000** is open and accessible to the public and threatening the health, safety and welfare of the surrounding community residents, and

WHEREAS, pursuant to Local Law No. 1 of 1981 and Local Law No. 1 of 1978 all necessary proceedings have been completed in connection with the removal/securing of the aforementioned unsafe structure, and

WHEREAS, the inspector's report dated **December 9, 2020**, indicates the doors, windows and belco door are open and accessible, therefore the securing/board up of the premises is the most likely and prudent course of action,

WHEREAS, a hearing was held this day; and

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing/board up of the unsafe structures located on the premises at **42 Earl Street, Deer Park, NY, A/K/A SCTM No. 0100-090.00-02.00-020.000**, in accordance with the Conclusions and Recommendations set forth in the inspector's report on file in the Department of Code Enforcement, and be it further

RESOLVED, that the department of Public Works shall undertake the necessary securing and cleanup and be it further

RESOLVED, that the Town shall notify all utility companies to shut off utility service at this location and the same may not be reinstated without Town approval, and be it further

RESOLVED, that the Assessor is hereby authorized to assess the property owner(s), for all costs incurred in connection with the proceedings to secure the subject premises, including the cost of actual securing and repairing.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.