

TOWN BOARD MEETING

FEBRUARY 2, 2022

AGENDA

119. ACCEPTING TOWN BOARD MINUTES
120. AWARDING BID NO. 21G107, SHORELINE STABILIZATION OF KAY ROAD & BAY BOULEVARD, COPIAGUE
121. AWARDING BID NO. 21G112, ENVIRONMENTAL SITE ASSESSMENT, SOIL SAMPLING & REPORTING
122. AWARDING BID NO. 22G01, COLLECTION & DISPOSAL OF HOUSEHOLD HAZARDOUS WASTE
123. AWARDING BID NO. 22G03, 8 YARD REAR LOAD CONTAINERS W/PLASTIC COVERS
124. AUTHORIZING THE SUPERVISOR TO EXECUTE YOUTH SERVICE PROJECT CONTRACTS FOR THE 2021 BUDGET YEAR
125. AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL COOPERATION AGREEMENT BETWEEN AMITYVILLE UNION FREE SCHOOL DISTRICT AND THE TOWN OF BABYLON
126. AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL COOPERATION AGREEMENT BETWEEN COPIAGUE FIRE DISTRICT AND THE TOWN OF BABYLON
127. AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL COOPERATION AGREEMENT BETWEEN COPIAGUE UNION FREE SCHOOL DISTRICT AND THE TOWN OF BABYLON
128. AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL COOPERATION AGREEMENT BETWEEN WYANDANCH UNION FREE SCHOOL DISTRICT AND THE TOWN OF BABYLON
129. AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL COOPERATION AGREEMENT BETWEEN NORTH BABYLON UNION FREE SCHOOL DISTRICT AND THE TOWN OF BABYLON
130. AUTHORIZING THE SUPERVISOR TO ENTER INTO FIRE PROTECTION AND AMBULANCE DISTRICT CONTRACTS
131. AUTHORIZING 2021 BUDGET MODIFICATION
132. AUTHORIZING REFUND OF PAYMENTS
133. ADOPTING THE ADMINISTRATIVE SALARY PLAN
134. AMENDING MEMBERS TO THE INDUSTRIAL DEVELOPMENT AGENCY

135. APPOINTING CHIEF LIFEGUARD AND FIRST ASSISTANT CHIEF LIFEGUARD
136. APPOINTING AN ASSISTANT CHIEF LIFEGUARD
137. CONFIRMING MEMBERSHIP TO THE NORTH LINDENHURST FIRE DEPARTMENT, INC
138. CONFIRMING MEMBERSHIP TO THE EAST FARMINGDALE VOLUNTEER FIRE COMPANY, INC.
139. SCHEDULING A PUBLIC HEARING APPLICATION OF KRISHIV, LLC. FOR PERMISSION FOR ALTERATIONS TO AN EXISTING MOTEL FOR THE PREMISES IDENTIFIED BY SCTM#: 0100-099-01-047.003 & 047.004 LOCATED ON THE S/S/O NYS RTE. 109, 164.36' W/O THE SOUTHERN STATE PARKWAY, EAST FARMINGDALE
140. SCHEDULING A PUBLIC HEARING ON THE REZONING APPLICATION FOR SCTM#: 100-099-01-003 AND SPECIAL PERMISSION FOR MH-MOTEL/HOTEL RELATED SERVICE USES AND EXCEEDING PERMITTED HEIGHT, FOR THE PREMISES IDENTIFIED BY SCTM#: 0100-099-01-047.005 & 003, LOCATED ON THE S/S/O NYS RTE. 109, 164.36' W/O THE SOUTHERN STATE PARKWAY, EAST FARMINGDALE
141. SCHEDULING A PUBLIC HEARING ON THE SPECIAL EXCEPTION USE PERMIT APPLICATION OF VL 10 1620 NEW HIGHWAY, LLC (PB JOB #18-30ABH *MODIFIED) FOR THE PREMISES IDENTIFIED BY SCTM#: 0100-035-01-017.011, 017.012, & 031.004 LOCATED ON THE W/S/O NEW HIGHWAY, 721' N/O CONKLIN ST, EAST FARMINGDALE
142. GRANTING VARIANCE REQUEST FOR COASTAL EROSION HAZARD AREA APPLICATION NO. 21-07 OF CHRISTOPHER VASSALLO, 23 THE FAIRWAY, OAK BEACH, SCTM NO. 0100-243.00-01.00-147.000
143. AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 8 PATTON AVE., WYANDANCH, NY 11798 SCTM NO. 0100-079.00-03.00-039.000
144. AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 28 N. 11TH STREET, WHEATLEY HEIGHTS, NY 11798 SCTM NO. 0100-040.00-02.00-023.001
145. AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 35 VENETIAN PROM., LINDENHURST NY 11757 SCTM NO. 0100-189.00-04.00-033.000
146. AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 895 MONTAUK HWY., W. BABYLON, NY 11704 SCTM NO. 0100-222.00-01.00-001.001
147. RETAINING THE FIRM OF GREENBERG TRAUIG, LLP

**RESOLUTION NO. 119 FEBRUARY 2, 2022
ACCEPTING TOWN BOARD MINUTES**

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

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 19, 2022

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 120 FEBRUARY 2, 2022
AWARDING BID NO. 21G107
SHORELINE STABILIZATION OF KAY ROAD & BAY BOULEVARD, COPIAGUE

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

WHEREAS, the following bids for Bid No. 21G107, Shoreline Stabilization of Kay Road & Bay Boulevard, Copiague
were received, opened and publicly read:

<u>BIDDER</u>	<u>TOTAL BID PRICE</u>
Laser Industries, Inc.	\$1,053,673.00
Terry Contracting & Materials, Inc.	\$1,188,884.00
Galvin Bros., Inc./Madhue Contracting, Inc. a JV	\$1,262,030.00
G & M Earth Moving, Inc.	\$1,286,000.00
Woodstock Construction Group, Ltd.	\$2,255,140.00
DRG Construction, LLC	\$1,577,370.00, and

WHEREAS, the Commissioner of General Services recommends that DRG Construction, LLC be excluded from
Bid NO. 21G107, in its entirety as they failed to submit a valid bid bond.

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services, DRG Construction,
LLC be and is hereby disqualified from Bid No. 21G107 as they failed to submit a valid bid bond; 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 L.K. McLean Assoc. P.C, and upon their finding the aforementioned bids to be fair
and reasonable, Bid No. 21G107 be and is hereby awarded to the low bidder, Laser Industries, Inc.; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract Laser Industries, Inc. for a total
contract amount of ONE MILLION, FIFTY THREE THOUSAND, SIX HUNDRED SEVENTY THREE (\$1,053,673.00)
DOLLARS and that the form and content of said contract shall be subject to the approval of the Town Attorney.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 121 FEBRUARY 2, 2022
AWARDING BID NO. 21G112
ENVIRONMENTAL SITE ASSESSMENT, SOIL SAMPLING &
REPORTING

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

WHEREAS, the following bids for Bid No. 21G112, Environmental Site Assessment, Soil Sampling and Reporting were received, opened and publicly read:

SPREADSHEET ON FILE IN DEPT. OF GENERAL SERVICES

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services and upon her finding the aforementioned bids fair and reasonable, Bid No. 21G112 be and is hereby awarded to the low bidder, LiRo Engineers, Inc.; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with LiRo Engineers, Inc. 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 (1) 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. 122 FEBRUARY 2, 2022
AWARDING BID NO. 22G01 COLLECTION & DISPOSAL OF HOUSEHOLD HAZARDOUS WASTE

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

WHEREAS, the following bids for Bid No.22G01, Collection & Disposal of Household Hazardous Waste
were received, opened and publicly read:

SPREADSHEET ON FILE IN DEPT. OF GENERAL SERVICES

RESOLVED, that based upon recommendations of the Commissioner of General Services and the
Commissioner of Environmental Control, Bid No. 22G01 be and is hereby awarded to the lowest responsible
bidder, Radiac Research Corp., d/b/a/ Radiac Environmental Services; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute one (1) year contracts with
Radiac Research Corp., d/b/a/ Radiac Environmental Services and that the form and content of said contracts
shall be subject to the approval of the Town Attorney and the New York State Department of Environmental
Control; and be it further

RESOLVED, that said contracts may be extended for two (2) additional one (1) 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. 123 FEBRUARY 2, 2022
AWARDING BID NO. 22G03 8 YARD REAR LOAD CONTAINERS W/PLASTIC COVERS

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

WHEREAS, the following bids for Bid No. 22G03 8 Yard Rear Load Containers w/Plastic Covers were received, opened and publicly read:

<u>Item</u>	<u>Vendor</u>	<u>Price</u>
1. 8 Yard Rear Load Containers w/Plastic Covers	J.C. Industries, Inc.	\$2,694.00 per item

RESOLVED, that based upon the recommendation of the Commissioner of General Services and the Commissioner of Environmental Services and upon their finding the aforementioned bids to be fair and reasonable, Bid No. 22G03 be and is hereby awarded to the sole bidder, J.C. Industries, Inc.; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with J.C. Industries, Inc. 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 contracts may be extended for two (2) additional one (1) 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. 124 FEBRUARY 2, 2022
AUTHORIZING THE SUPERVISOR TO EXECUTE YOUTH SERVICE
PROJECT CONTRACTS FOR THE 2021 BUDGET YEAR

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 Supervisor be and he hereby is authorized, but not mandated, to execute youth service project contracts for the 2022 budget year subject to the approval of the Town Attorney as to form and content as follows:

Babylon Village Youth Project:	\$57,951.00
Family Life Center:	\$65,000.00
Lindenhurst Youth Services Board:	\$170,249.00
North Babylon Teen Center:	\$118,154.00
United North Amityville Youth Org. (UNAYO):	\$142,834.00
West Babylon Community Youth Center:	\$40,000.00

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 125 FEBRUARY 2, 2022
AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL COOPERATION
AGREEMENT BETWEEN AMITYVILLE UNION FREE SCHOOL DISTRICT
AND THE TOWN OF BABYLON

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

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 Amityville Union Free School District, in order to provide salt and/or salt/sand mix to the district; and be it

RESOLVED, that said contracts may be extended for five (5) additional one (1) year periods by written mutual agreement of the parties, and 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. 126 FEBRUARY 2, 2022
AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL COOPERATION
AGREEMENT BETWEEN COPIAGUE FIRE DISTRICT
AND THE TOWN OF BABYLON

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, that the Supervisor be and he hereby is authorized to execute an agreement on behalf of the Town of Babylon with Copiague Fire District, in order to provide salt and/or salt/sand mix to the district; and be it

RESOLVED, that said contracts may be extended for five (5) additional one (1) year periods by written mutual agreement of the parties, and 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. 127 FEBRUARY 2, 2022
AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL COOPERATION
AGREEMENT BETWEEN COPIAGUE UNION FREE SCHOOL DISTRICT
AND THE TOWN OF BABYLON

The following resolution was offered by Councilman Martinez
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 Copiague Union Free School District, in order to provide salt and/or salt/sand mix to the district; and be it

RESOLVED, that said contracts may be extended for five (5) additional one (1) year periods by written mutual agreement of the parties, and 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. 128 FEBRUARY 2, 2022
AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL COOPERATION
AGREEMENT BETWEEN WYANDANCH UNION FREE SCHOOL DISTRICT
AND THE TOWN OF BABYLON

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 Supervisor be and he hereby is authorized to execute an agreement on behalf of the Town of Babylon with Wyandanch Union Free School District, in order to provide salt and/or salt/sand mix to the district; and be it

RESOLVED, that said contracts may be extended for five (5) additional one (1) year periods by written mutual agreement of the parties, and 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. 129 FEBRUARY 2, 2022
AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL COOPERATION
AGREEMENT BETWEEN NORTH BABYLON UNION FREE SCHOOL DISTRICT
AND THE TOWN OF BABYLON

The following resolution was offered by Councilman Gregory

and seconded by Councilman Manetta

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 North Babylon Union Free School District, in order to provide salt and/or salt/sand mix to the district; and be it

RESOLVED, that said contracts may be extended for five (5) additional one (1) year periods by written mutual agreement of the parties, and 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. 130 FEBRUARY 2, 2022
AUTHORIZING THE SUPERVISOR TO ENTER INTO FIRE PROTECTION
AND AMBULANCE DISTRICT CONTRACTS

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

WHEREAS, it has been previously determined that the Town Board of the Town of Babylon desires to enter into fire protection contracts for fire protection and ambulance service and/or an ambulance district contract to be furnished to Venetian Shores Fire Protection District #1, East Farmingdale Fire Protection District #12, Wyandanch Fire Protection District #13, North Babylon Fire Protection District #15, North Lindenhurst Fire Protection District #16, West Amityville Fire Protection District #23, West Beach Fire Protection District #53, East Beach Fire Protection District #54 and Wyandanch-Wheatley Heights Ambulance District; and

WHEREAS, pursuant to the provisions of law, notice of Public Hearing on such proposed contracts was duly published; and

WHEREAS, said Public Hearing was duly held by the Town Board on February 2, 2022 via Zoom and streamed live over the internet at the Town of Babylon YouTube channel - <https://bit.ly/3aNSG2P> pursuant to Governor Hochul's Executive Order 202.1 regarding the "Open Meetings Law", authorizing public meetings to be held remotely by conference call or similar service, and at such time and place said Town Board duly considered the proposed contracts and heard all persons interested therein,

NOW, THEREFORE, be it RESOLVED, that the Town Board of the Town of Babylon deems it to be in the best interest of the Town to enter into fire protection and ambulance service and/or ambulance district contracts on behalf of Venetian Shores Fire Protection District #1, East Farmingdale Fire Protection District #12, Wyandanch Fire Protection District #13, North Babylon Fire Protection District #15, North Lindenhurst Fire Protection District #16, West Amityville Fire Protection District #23, West Beach Fire Protection District #53, East Beach Fire Protection District #54 and Wyandanch-Wheatley Heights Ambulance District, said districts being situated in the Town of Babylon, County of Suffolk and State of New York, and said contracts being upon the following terms and conditions:

1. Venetian Shores Fire Protection District #1:
A contract for a period of one year with the Village of Lindenhurst, said contract having an amount not to exceed \$406,040.00 for the year 2022.
2. East Farmingdale Fire Protection District #12:
A contract for a period of one year with the East Farmingdale Volunteer Fire Company, Inc., said contract having an amount not to exceed \$4,834,300.00 for the year 2022.
3. Wyandanch Fire Protection District #13:
A contract for a period of one year with the Wyandanch Volunteer Fire Company, Inc., said contract having an amount not to exceed \$1,414,132.00 for the year 2022.
4. North Babylon Fire Protection District #15:

A contract for a period of one year with the North Babylon Volunteer Fire Company, Inc., said contract having an amount not to exceed \$3,609,164.00 for the year 2022.

5. North Lindenhurst Fire Protection District #16:

A contract for a period of one year with the North Lindenhurst Volunteer Fire Department, Inc., said contract having an amount not to exceed \$2,070,829.00 for the year 2022.

6. West Amityville Fire Protection District #23:

A contract for a period of one year with the Village of Amityville, said contract having an amount not to exceed \$8,000.00 for the year 2022.

7. West Beach Fire Protection District #53:

A contract for a period of three years with the Village of Babylon, said contract having an amount not to exceed \$45,472.00 for the year 2022.

8. East Beach Fire Protection District #54:

A contract for a period of three years with the Village of Babylon, said contract having an amount not to exceed \$90,670.00 for the year 2022.

9. Wyandanch-Wheatley Heights Ambulance District:

A contract for a period of one year with the Wyandanch-Wheatley Heights Ambulance District, said contract having an amount not to exceed \$1,896,444.00 for the year 2022.

and be it further;

RESOLVED, that the aforesaid contracts shall contain such other terms and conditions as shall be necessary and shall be approved by the Town Attorney; and be it further

RESOLVED, that the Supervisor of the Town of Babylon be and he is hereby authorized on behalf of the Town of Babylon and the aforesaid fire protection districts and ambulance district to enter into fire protection and ambulance service and/or ambulance district contracts as aforesaid; and be it further

RESOLVED, that the consideration mentioned herein for each fire protection district, and/or ambulance district, together with all expenses necessarily incurred or occasioned thereby, shall be affixed and levied upon taxable real property in the aforesaid fire protection districts and/or ambulance district in the Venetian Shores Fire Protection District #1, East Farmingdale Fire Protection District #12, Wyandanch Fire Protection District #13, North Babylon Fire Protection District #15, North Lindenhurst Fire Protection District #16, West Amityville Fire Protection District #23, West Beach Fire Protection District #53, East Beach Fire Protection District #54 and Wyandanch-Wheatley Heights Ambulance District, and collected in the same manner and at the same time as Town taxes are fixed and levied and the collected amounts thereof shall be paid to the Supervisor, who shall then pay to the aforesaid Venetian Shores Fire Protection District #1, East Farmingdale Fire Protection District #12, Wyandanch Fire Protection District #13, North Babylon Fire Protection District #15, North Lindenhurst Fire Protection District #16, West Amityville Fire Protection District #23, West Beach Fire Protection District #53, East Beach Fire Protection District #54 and Wyandanch-Wheatley Heights Ambulance District, the amount specified in said contracts.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 131 FEBRUARY 2, 2022
AUTHORIZING 2021 BUDGET MODIFICATION**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Town
Comptroller, that the following 2021 Budget Modification is hereby authorized:

	<u>Increase</u>	<u>Decrease</u>
<u>General Fund</u>		
Purchasing		
Administrative		
A.1345-13	\$ 11,144	
Professional and technical services		
A.1345-44	\$ 5,000	
Miscellaneous		
A.1345-49	\$ 84	
Buildings		
Full time clerical		
A.1620-14	\$ 31	
Part time clerical		
A.1620-16	\$ 241	
Central printing & mailing		
Full time clerical		
A.1670-14	\$ 2,111	
Central data processing		
Administrative		
A.1680-13	\$ 673	
Repairs and maintenance		
A.1680-46		\$ 19,284

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 132 FEBRUARY 2, 2022
AUTHORIZING REFUND OF PAYMENTS

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 following payments be refunded as an overpayment:

REFUND OF PAYMENT:

PAYEE	ACCOUNT	TYPE	AMOUNT	REASON	RECOMMENDED BY
Lifetime Design and Const. 6 Garet Pl. 2 nd Fl. Commack, New York 11725	Account #011775 Lifetime Design and Const. 162 E Industry Ct. Deer Park, New York 11729	Commercial Waste District	\$31.13	Overpayment	Commissioner of Environmental Control
Bron Inc. 27720 Jefferson Av. Temecula, California 92590	Account #018448 Clara Smith 15 Campbell St. Amityville, New York 11701	Commercial Waste District	\$400.00	Overpayment	Commissioner of Environmental Control
New Highway Venture, LLC 4 Cypress Ct. Miller Place, New York 11764	Account #004138 Riegel Transportation 174 Cabot St. West Babylon, New York 11704	Commercial Waste District	\$59.99	Overpayment	Commissioner of Environmental Control

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 133 FEBRUARY 2, 2022
ADOPTING THE ADMINISTRATIVE SALARY PLAN

The following resolution was offered by Councilman Gregory

and seconded by Councilman Manetta

RESOLVED, that the amendments to the Salary Levels and Steps in the Administrative Salary Plan is hereby adopted in accordance with Schedule "A" annexed hereto; and be it further;

RESOLVED, that all amendments to the Salary Plan shall be effective January 1st, 2022.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

“SCHEDULE A”
2022 ADMINISTRATIVE SALARY PLAN

<u>TITLE</u>	<u>LEVE</u>	<u>STEP</u>
	<u>L</u>	
Affirmative Action Officer	I	20
Assessor	J	19a
Assistant Town Attorney	G	6
Assistant Town Attorney	G	9
Chief Assistant Town Attorney	I	18
Chief Deputy Commissioner of Public Safety	H	18a
Chief of Staff	J	20
Citizens Advocate/Supervisor	J	12
Commissioner of Department of Public Works	J	19
Commissioner of Environmental Control	I	18a
Commissioner of General Services	H	18a
Commissioner of Human Services	H	18a
Commissioner of Planning	J	18a
Commissioner of Parks & Recreation	I	18
Commissioner of Public Safety	I	18
Community Service Aide/Supervisor	G	3
Community Service Aide/Supervisor	F	9
Community Service Aide/Supervisor	G	3
Community Service Aide/Supervisor	G	10a
Community Service Aide/Supervisor	J	1a
Community Service Aide/Supervisor	E	14
Community Service Aide/Supervisor	H	11
Community Service Aide/Supervisor	J	10a
Community /Service Aide/Supervisor	G	6

Deputy Commissioner Environmental Control/Landfill	J	16
Deputy Commissioner General Services	G	22a
Deputy Commissioner Human Services	E	19a
Deputy Commissioner Human Services	J	5
Deputy Commissioner II of DPW	J	14a
Deputy Commissioner I of DPW	H	18a
Deputy Commissioner of Environmental	I	15
Deputy Commissioner of Planning	H	15
Deputy Commissioner of Planning and Development	G	18
Deputy Commissioner I of Parks and Recreation	J	16
Deputy Commissioner II of Parks and Recreation	J	15a
Deputy Commissioner of Public Safety	I	12
Deputy Comptroller	I	18
Deputy Receiver of Taxes	J	7
Deputy Town Attorney	G	22a
Deputy Town Clerk	J	5
Deputy Town Personnel Officer	J	13
Director of Finance	H	22
Director of Youth Bureau	G	20a
Executive Assistant to Assessor	G	3
Executive Assistant to Human Services	J	5
Executive Assistant to Parks and Recreation	J	5
Executive Assistant to Comm. of General Services	H	16a
Executive Assistant to Comptroller	D	18a
Executive Assistant to Deputy Supervisor	J	5
Executive Assistant to DPW	I	11a
Executive Assistant to Environmental Control	E	21
Executive Assistant to Planning	I	16
Executive Assistant to Public Safety	I	12
Executive Assistant to Supervisor	J	15a
Executive Assistant to Town Attorney	G	9a
Executive Assistant to Town Clerk	A	20a
Executive Assistant to Town Personnel Officer	J	5
Executive Assistant to Tax Receiver	I	4a
Legislative Aide	H	4a
Legislative Aide	J	1a
Legislative Aide	I	12
Legislative Secretary	J	5a
Legislative Secretary	H	4a
Legislative Secretary	H	4a
Legislative Secretary	E	19a

Public Information Officer/Supervisor	J	16
Secretary to Assessor	I	12
Secretary to Commissioner of DPW	H	15a
Secretary to Commissioner of Environmental Control	I	4a
Secretary to Commissioner of General Services	J	10
Secretary to Commissioner of Planning & Development	I	16
Secretary to Commissioner of Parks & Recreation	E	9a
Secretary to Comptroller	G	9a
Secretary to Deputy Supervisor	J	5
Secretary to Human Services	H	11
Secretary to Public Safety	D	14a
Secretary to Supervisor	B	18a
Secretary to Tax Receiver	H	15
Secretary to Town Attorney	J	1a
Secretary to Town Clerk	F	9
Secretary to Town Personnel Officer	C	20
Senior Assistant Town Attorney	I	14a
Senior Assistant Town Attorney	E	21
Senior Assistant Town Attorney	I	19a
Senior Citizens Aide	E	7a
Senior Citizen Aide II	J	10a
Town Attorney	J	20
Town Comptroller	I	22
Town Historian	I	6
Town Investigator	E	21
Town Personnel Officer	I	18
Women's Resources Advisor I	C	20
Women's Resource Advisor II	H	11

Administration
2022 Plan:

	A	B	C	D	E	F	G	H	I	J
1	18,941	23,399	26,073	29,194	31,181	36,772	43,901	47,913	54,601	58,295
a	19,841	24,511	27,313	30,581	32,660	38,516	45,985	50,190	57,193	60,045
2	20,740	25,620	28,549	31,969	34,138	40,258	48,073	52,464	59,786	61,795
a	21,212	26,202	29,198	32,691	34,927	41,174	49,161	53,665	61,526	63,647
3	21,681	26,785	29,845	33,413	35,711	42,087	50,251	54,847	63,264	65,501
a	22,321	27,228	30,353	33,924	36,349	42,855	51,082	55,673	63,774	66,820
4	22,958	27,672	30,863	34,435	36,985	43,619	51,910	56,502	64,320	68,138
a	23,597	27,892	31,374	34,947	37,623	44,385	52,742	57,333	65,176	69,088
5	24,234	28,108	31,884	35,457	38,262	45,152	53,571	58,161	66,069	70,033
a	25,253	28,341	32,459	36,349	39,029	44,207	54,400	58,863	67,295	71,332
6	26,270	28,570	33,035	37,240	39,797	46,091	55,227	59,563	68,520	72,632
a	26,557	29,398	33,609	38,102	40,560	46,209	56,057	60,615	69,463	73,633
7	26,844	29,348	34,181	38,965	41,326	46,936	56,885	61,664	70,409	74,631
a	27,005	30,802	34,629	38,983	42,153	47,765	57,521	62,400	71,174	75,444
8	27,162	31,373	35,074	39,029	42,981	48,594	58,159	63,135	71,939	76,256
a	27,613	31,756	35,519	39,410	43,813	49,423	58,797	64,222	72,702	77,064
9	28,061	32,140	35,965	39,792	44,639	50,251	59,434	65,309	73,468	77,877
a	29,396	32,524	36,349	40,557	45,213	51,018	60,136	66,009	74,808	79,296
10	28,952	32,906	36,732	41,325	45,790	51,783	60,837	66,708	76,147	80,715
a	30,292	33,290	37,116	41,708	46,364	52,549	61,540	67,412	77,486	82,134
11	29,845	33,674	37,499	42,087	46,936	53,313	62,245	68,113	78,825	83,553
a	30,229	34,120	38,008	42,471	47,318	54,145	63,073	69,139	79,730	84,516
12	30,611	34,564	38,518	42,856	47,702	54,969	63,899	70,167	80,641	85,477
a	30,993	35,010	39,028	43,237	48,085	55,800	64,731	71,177	82,413	87,356
13	31,373	35,457	39,537	43,619	48,469	56,630	65,561	72,191	84,183	89,234
a	32,865	37,140	41,416	45,689	50,772	59,320	68,675	75,620	87,555	92,143
14	34,353	38,821	43,294	47,762	53,073	62,010	71,789	79,051	90,927	96,107

a	36,589	40,667	45,350	50,031	55,593	64,957	75,444	82,806	95,933	101,688
15	38,821	42,512	47,406	52,298	58,114	67,903	78,609	86,560	100,935	105,078
a	40,667	44,532	49,660	54,785	60,874	71,127	82,340	90,669	104,738	110,199
16	42,512	46,550	51,913	57,269	63,663	74,352	86,075	93,336	110,940	125,478
a	44,532	48,761	54,376	59,989	66,663	77,886	90,164	98,409	113,408	132,605
17	46,550	50,970	56,842	62,706	69,694	81,417	94,255	104,191	117,154	138,000
a	48,877	53,519	59,682	65,844	73,178	85,488	97,424	108,975	124,183	142,000
18	51,321	56,195	62,666	69,136	76,837	89,762	102,295	114,424	130,393	147,900
a	53,887	59,004	65,799	72,593	80,679	94,250	107,409	120,145	135,087	149,324
19	54,965	60,184	67,115	74,045	82,292	96,135	109,558	122,548	137,789	152,310
a	57,054	62,471	69,665	76,859	85,419	99,788	113,721	128,798	140,049	158,098
20	59,222	64,845	72,312	79,780	88,665	103,580	118,042	133,692	150,465	163,157
a	61,472	67,309	75,060	82,812	92,034	107,516	122,528	138,772	156,484	169,357
21	63,808	69,867	77,912	85,959	95,531	111,602	127,184	144,045	162,430	175,793
a	66,233	72,522	80,873	89,225	99,161	115,843	132,017	149,519	168,602	182,473
22	68,750	75,278	83,946	92,616	102,929	120,245	137,034	156,397	171,980	189,407
a	71,363	78,139	87,136	96,135	106,840	124,814	141,830	162,340	178,515	196,604

RESOLUTION NO. 134 FEBRUARY 2, 2022
AMENDING MEMBERS TO THE INDUSTRIAL DEVELOPMENT AGENCY

The following resolution was offered by Councilman Manetta

and seconded by Councilman McSweeney

BE IT RESOLVED, by the Town Board of the Town of Babylon that the following appointments effective this date are made to the following Municipal Board positions and administrative personnel who serve at the pleasure of the Town Board, and be it further

RESOLVED, that the salaries are hereby set effective this date for the below listed administrative personnel and Municipal Board Members who serve at the pleasure of the Town Board as set forth herein below:

INDUSTRIAL DEVELOPMENT AGENCY

<u>NAME</u>	<u>TITLE</u>
Tom Gaulrap	Chairperson
Justin Belkin	Vice Chair
Marcus Duffin	Member
Paulette Moses	Member
Bill Celona	Member
Rosemarie Dearing	Member
William Bogardt	Member
Vincent Piccoli	Member
Carol Quirk	Member

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	Abstain
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 135 FEBRUARY 2, 2022
APPOINTING CHIEF LIFEGUARD AND FIRST ASSISTANT CHIEF LIFEGUARD

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

BE IT RESOLVED, that John Rowland is hereby appointed as Chief Lifeguard and Daniel Bachety is hereby appointed as First Assistant Chief Lifeguard, effective February 1, 2022 pursuant to the Lifeguard Contract.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 136 FEBRUARY 2, 2022
APPOINTING AN ASSISTANT CHIEF LIFEGUARD

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

BE IT RESOLVED, that John Bachety is appointed Assistant Chief Lifeguard, effective
February 2, 2022 pursuant to the Lifeguard Contract.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 137 FEBRUARY 2, 2022
CONFIRMING MEMBERSHIP TO THE NORTH LINDENHURST
FIRE DEPARTMENT, INC.**

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

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:

Joseph G Goldblum	162 Verona Pkwy Lindenhurst, NY 11757
Matthew A Goldblum	162 Verona Pkwy Lindenhurst, NY 11757

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 138 FEBRUARY 2, 2022
CONFIRMING MEMBERSHIP TO THE
EAST FARMINGDALE VOLUNTEER FIRE COMPANY, INC.**

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

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:

Sathees Nadarajah	136 East Carman Road Farmingdale, NY 11735
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VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 139 FEBRUARY 2, 2022
SCHEDULING A PUBLIC HEARING APPLICATION OF KRISHIV, LLC. FOR PERMISSION FOR ALTERATIONS TO AN EXISTING MOTEL FOR THE PREMISES IDENTIFIED BY SCTM#: 0100-099-01-047.003 & 047.004 LOCATED ON THE S/S/O NYS RTE. 109, 164.36' W/O THE SOUTHERN STATE PARKWAY, EAST FARMINGDALE

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 1st day of March, 2022 at 3:30 p.m., prevailing time, at Babylon Old Town Hall, 47 W Main St, Babylon, NY 11702, or held via Zoom and streamed live over the internet at the Town of Babylon YouTube channel - <https://bit.ly/3aNSG2P> provided Governor Hochul 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) on the application for Permission for alterations on an existing Motel-Hotel identified by Sctm#: 0100-099-01-047.003 & 047.004 located on the S/S/O NYS Rte. 109, 164.36’ W/O The Southern State Parkway, East Farmingdale; and be it further

RESOLVED, that a more detailed diagram of the property which is affected by the petition is on file in the office of the Department of Planning and Development and may be examined during regular office hours by any interested person, and any interested person will be given the opportunity to be heard at the public hearing, 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.

RESOLUTION NO. 140 FEBRUARY 2, 2022
SCHEDULING A PUBLIC HEARING ON THE REZONING APPLICATION FOR
SCTM#: 100-099-01-003 AND SPECIAL PERMISSION FOR MH-MOTEL/HOTEL RELATED
SERVICE USES AND EXCEEDING PERMITTED HEIGHT, FOR THE PREMISES IDENTIFIED BY
SCTM#: 0100-099-01-047.005 & 003, LOCATED ON THE S/S/O NYS RTE. 109, 164.36' W/O THE
SOUTHERN STATE PARKWAY, EAST FARMINGDALE

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held on the 1st day of March, 2022 at 3:30 p.m., prevailing time, at Babylon Old Town Hall, 47 W Main St, Babylon, NY 11702, or held via Zoom and streamed live over the internet at the Town of Babylon YouTube channel - <https://bit.ly/3aNSG2P> provided Governor Hochul 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) on the application for a change of zone of certain property which is located on the s/s/o NYS Rte. 109, 384.72' w/o the Southern State Parkway, East Farmingdale, New York, SCTM No. 0100-099-01-003, and further described on the annexed Schedule A, from G-Industrial District to M/H-Planned Motel-Hotel District; and be it further

RESOLVED, that a more detailed diagram of the property which is affected by the petition is on file in the office of the Department of Planning and Development and may be examined during regular office hours by any interested person, and any interested person will be given the opportunity to be heard at the public hearing, 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.

SCHEDULE A

Description SCTM# 100-099-01-003 (Parcel to be Rezoned)

ALL that certain plot, piece or parcel of land situate, lying, and being at Farmingdale, the Town of Babylon, County of Suffolk and State of New York, being bounded and described as follows:

BEGINNING at a point on the southerly side of Babylon-Farmingdale Road (S.R. 109) said point being distant 384.72 feet westerly from the intersection of the southerly side of Babylon-Farmingdale Road (S.R. 109) and the westerly line of land owned by the State of New York (Southern State Parkway);

RUNNING THENCE South 22 Degrees 36 Minutes 50 Seconds West 205.67 feet to the land of Long Island Railroad;

THENCE along the northerly side of the Long Island Railroad North 67 Degrees 13 Minutes 32 Seconds West 75.00 feet;

THENCE North 22 Degrees 36 Minutes 50 Seconds East 204.08 feet to the southerly side of Babylon-Farmingdale Road (S.R. 109);

THENCE along the southerly side of Babylon-Farmingdale Road (S.R. 109), along an arc of a curve bearing to the left, having a radius of 5,761.60 feet a length of 75.02 feet to **THE POINT OR PLACE OF BEGINNING**.

RESOLUTION NO. 141 FEBRUARY 2, 2022
SCHEDULING A PUBLIC HEARING ON THE SPECIAL EXCEPTION USE PERMIT
APPLICATION OF VL 10 1620 NEW HIGHWAY, LLC (PB JOB #18-30ABH *MODIFIED) FOR THE
PREMISES IDENTIFIED BY SCTM#: 0100-035-01-017.011, 017.012, & 031.004 LOCATED ON THE
W/S/O NEW HIGHWAY, 721' N/O CONKLIN ST, EAST FARMINGDALE

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, that a Public Hearing be held on the 1st day of March, 2022 at 3:30 p.m., prevailing time, at Babylon Old Town Hall, 47 W Main St, Babylon, NY 11702, or held via Zoom and streamed live over the internet at the Town of Babylon YouTube channel - <https://bit.ly/3aNSG2P> provided Governor Hochul 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) for a special exception use permit, in accordance with Chapter 213, Article XXXII, in order to construct a compressed natural gas input facility (winter supply facility) to be operated by National Grid (a public utility), located on the w/s/o New Highway, 721’ n/o Conklin St, East Farmingdale, New York, SCTM No. 0100-035-01-017.011, 017.002, & 031.004; 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.

RESOLUTION NO. 142 FEBRUARY 2, 2022
GRANTING VARIANCE REQUEST FOR COASTAL EROSION HAZARD AREA APPLICATION NO. 21-07 OF
CHRISTOPHER VASSALLO, 23 THE FAIRWAY, OAK BEACH, SCTM NO. 0100-243.00-01.00-147.000

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

WHEREAS, a public hearing was held by the Town Board on January 5th, 2022, on the application for variance from the Code of the Town of Babylon, Chapter 99, Section 12 (B)(1)(e) which permits only non-major additions to existing structures on primary dunes, in order to allow the construction of a 1st story deck and building addition to an existing dwelling; and

WHEREAS, the Department of Environmental Control has reviewed the site plan prepared by Harold E. Gebhard, Registered Architect, License No. 14219, dated July 19, 2021, and has determined that the granting of the variance will not result in significant environmental impact; and

WHEREAS, the granting of an area variance is a Type II Action under the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Town Board of the Town of Babylon has been designated as the Coastal Erosion Hazard Board of Review and has the authority to hear, approve, approve with modifications, or deny requests for variances or other forms of relief from the requirements of the Code of the Town of Babylon, Chapter 99.

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon, that upon the recommendation of the Commissioner of Environmental Control, the variance request for Coastal Erosion Hazard Area application of Christopher Vassallo, 23 The Fairway, Oak Beach, SCTM NO. 0100-243-01- 147, and the same is hereby approved; and be it further

RESOLVED, that the granting of relief to Section 99-12(B)(1), in accordance with the plans and application presently on file, be and the same is hereby approved, subject to the following condition:

The following declaration of COVENANTS and RESTRICTIONS must be filed in the Suffolk County Clerk's Office:

1. The enclosure of the deck areas is prohibited.
- 2.

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. 143 FEBRUARY 2, 2022
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 8 PATTON AVE., WYANDANCH, NY 11798
SCTM NO. 0100-079.00-03.00-039.000

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

WHEREAS, a certain structure(s) located at **8 Patton Avenue, Wyandanch, New York 11798**, bearing **SCTM# 0100-079.00-03.00-039.000** has no running water as per a communication with the Suffolk County Water Authority the doors and windows are wide open and accessible, the dwelling is in deplorable condition, 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 emergency securing and board up of the premises located at **8 Patton Avenue, Wyandanch, NY bearing SCTM # 0100-079.00-03.00-039.000** 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 14, 2022 located 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. 144 FEBRUARY 2, 2022
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 28 N. 11TH STREET, WHEATLEY HEIGHTS, NY 11798
SCTM NO. 0100-040.00-02.00-023.001

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

WHEREAS, a certain structure(s) located at **28 n. 11th Street, Wheatley Heights, New York 11798**, bearing **SCTM# 0100-040.00-02.00-023.001** has no running water as per a communication with the Suffolk County Water Authority, the doors and windows are open and 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 emergency securing and board up of the premises located at **28 N. 11th Street, Wheatley Heights, New York 11798**, bearing **SCTM# 0100-040.00-02.00-023.001** 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 27, 2022 located 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. 145 FEBRUARY 2, 2022
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 35 VENETIAN PROM., LINDENHURST NY 11757
SCTM NO. 0100-189.00-04.00-033.000

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

WHEREAS, a certain structure(s) located at **35 Venetian Prom., Lindenhurst, New York 11757**, bearing **SCTM# 0100-189.00-04.00-033.000** the doors and windows are open and accessible, the dwelling is in deplorable condition, there is no boiler and no sinks at this location., 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 emergency securing and board up of the premises located at **35 Venetian Prom., Lindenhurst, New York 11757**, bearing **SCTM# 0100-189.00-04.00-033.000** 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 13, 2022 located 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. 146 FEBRUARY 2, 2022
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 895 MONTAUK HWY., W. BABYLON, NY 11704
SCTM NO. 0100-222.00-01.00-001.001

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

WHEREAS, a certain structure(s) located at **895 Montauk Hwy., West Babylon, New York**, bearing **SCTM# 0100-222.00-01.00-001.001** the windows and doors are open and 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 **895 Montauk Hwy., West Babylon, New York**, bearing **SCTM# 0100-222.00-01.00-001.001** 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 26, 2022 on file in the Department of Code Enforcement, 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. 147 FEBRUARY 2, 2022
RETAINING THE FIRM OF GREENBERG TRAURIG, LLP**

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

WHEREAS, the Town desires to retain the firm Greenberg Traurig, LLP to represent the Town for residential solid waste collection services through the Town's Residential Garbage District, and that all costs and disbursements are in addition to their fees and is an expense which the Town of Babylon will cover; and

WHEREAS, costs and disbursements shall include, but not be limited to, Court costs, filing fees, delivery charges, and other such expenses paid to third-parties to provide legal services to the Town of Babylon; and

NOW, THEREFORE, in consideration of the above recitals, be it

BE IT RESOLVED, that the Town of Babylon hereby retains the firm of Greenberg Traurig, LLP to represent the Town in residential solid waste collection services through the Town's Residential Garbage District, and that all costs and disbursements are in addition to their fees and is an expense which the Town of Babylon will cover; and be it further

RESOLVED, by the Town Board of the Town of Babylon, that the Town Attorney be and he hereby is authorized to execute an agreement between Town of Babylon and Greenberg Traurig, LLP; and be it further

RESOLVED, costs and disbursements shall include, but not be limited to, Court costs, filing fees, delivery charges, and other such expenses paid to third-parties to assist the Town of Babylon, and 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.