

TOWN BOARD MEETING

FEBRUARY 16, 2022

AGENDA

148. ACCEPTING TOWN BOARD MINUTES
149. AMENDING RESOLUTIONS
150. AWARDING BID NO. 21G104- CONTROLLED DEMOLITION WITH ASBESTOS IN PLACE AT;
331 50TH STREET, LINDENHURST
151. AUTHORIZING CHANGE ORDER NO. 1 IN THE CONTRACT WITH CASHIN ASSOCIATES, P.C.
FOR RFP NO. 21G24 FOR ENGINEERING, DESIGN, BID PHASE CONSTRUCTION
ADMINISTRATION, MANAGEMENT & PART TIME INSPECTION SERVICES FOR
CONSTRUCTION OF MAINHOUSE AND GREENHOUSES AT GEIGER LAKE PARK
152. AWARDING BID NO. 22G04 CONTROLLED DEMOLITION WITH ASBESTOS IN PLACE AT 361
EASTERN PARKWAY, EAST FARMINGDALE
153. BID NO. 22G05 SIGN FACES
154. AWARDING BID NO. 22G06 LANDSCAPE EQUIPMENT: PARTS AND/OR REPAIR OF
EQUIPMENT
155. AWARDING BID NO. 22G07 CONTROLLED DEMOLITION WITH ASBESTOS IN PLACE AT; 462
ARNOLD AVENUE, WEST BABYLON
156. AWARDING BID NO. 22G10 GROUNDSKEEPING & DEBRIS/GRASS REMOVAL PROGRAM
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157. AWARDING BID NO. 22G11 PRINTING: PARKS, RECREATION & CULTURAL AFFAIRS
DIRECTORY
158. AWARDING BID NO. 22G12 GAZEBOS, PAVILIONS & SHELTERS, CATALOG/WEBSITE
159. AUTHORIZING PAYMENT TO CLEAR FLO TECHNOLOGIES, INC.
160. AUTHORIZING PAYMENT TO MAY DAY COMMUNICATIONS INC.
161. AUTHORIZING PAYMENT TO VERMONT SYSTEMS, INC.
162. AUTHORIZING PAYMENT TO ZOETIS
163. AUTHORIZING THE ADDITIONAL GRANT OF AMERICAN RESCUE PLAN MONEY TO
QUALIFIED SMALL BUSINESSES

164. AUTHORIZING THE GRANT OF AMERICAN RESCUE PLAN MONEY TO CERTAIN SMALL BUSINESSES
165. RETAINING THE FIRM OF CONGDON, FLAHERTY, O'CALLAGHAN, REID DONLON, TRAVIS AND FISHLINGER
166. RETAINING THE FIRM OF THE LARUSSO LAW FIRM, PLLC
167. AUTHORIZING THE RELEASE OF ENCUMBRANCES FOR VARIOUS CONTRACTS
168. AUTHORIZING A CONTRACT WITH VERMONT SYSTEMS, INC.
169. AUTHORIZING 2022 BUDGET MODIFICATION
170. AUTHORIZING REFUND OF PAYMENT
171. AUTHORIZING REFUND OF FEES
172. AUTHORIZING EMPLOYEE REIMBURSEMENT
173. CONFIRMING MEMBERSHIP TO THE NORTH LINDENHURST FIRE DEPARTMENT, INC.
174. AMENDING THE SALARY PLAN FOR PART-TIME, HOURLY, AND SEASONAL EMPLOYEES
175. AMENDING MEMBERS AND SETTING SALARIES FOR THE INDUSTRIAL DEVELOPMENT COUNCIL
176. SCHEDULING A PUBLIC HEARING TO LIFT TOWN BOARD COVENANT AND RESTRICTIONS FOR PLANNING JOB #21-35AI; MCDONALDS CORPORATION
177. SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 133 (SOLID WASTE MANAGEMENT)
178. SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER A217 (RECREATIONAL FEES)
179. SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 213 (ZONING)
180. SCHEDULING A PUBLIC HEARING REGARDING A CERTAIN FIRE PROTECTION CONTRACT
181. AUTHORIZING THE SUPERVISOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN STONY BROOK UNIVERSITY HOSPITAL AND THE TOWN OF BABYLON

182. AUTHORIZING THE SUPERVISOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN NORTH AMITYVILLE FIRE COMPANY INC AND THE TOWN OF BABYLON
183. TOWN BOARD ENVIRONMENTAL DETERMINATION GRANTING THE NORTH BABYLON SCHOOL DISTRICT PERMISSION TO CONDUCT RESEARCH ON THE TOWN OF BABYLON MUD CREEK TIDAL MARSH MORE SPECIFICALLY IDENTIFIED AS 201 BERGEN AVENUE, WEST BABYLON, NY 11704 SCTM #0100-231.00-01.00-001.000
184. ADOPTING AMENDMENTS CHAPTER 2, ARTICLE IV, SECTION 2-8 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
185. ADOPTING AMENDMENTS TO CHAPTER 2, ARTICLE IV, SECTION 2-8 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
186. ADOPTING AMENDMENTS CHAPTER 3, ARTICLE II, SECTION 3-4 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
187. PROCLAIMING TUESDAY, FEBRUARY 1, 2022 AS MALACHI MOORE DAY IN THE TOWN OF BABYLON
188. AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 374 LAFAYETTE ST., COPIAGUE, NEW YORK 11726 SCTM NO. 0100-178.00-03.00-004.000
189. AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 600 N. BROADWAY UNIT E5, AMITYVILLE, NY 11701 SCTM NO. 0100-165.00-01.00-033.000

**RESOLUTION NO. 148 FEBRUARY 16, 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:

February 2, 2022

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 149 FEBRUARY 16, 2022
AMENDING RESOLUTIONS

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

NOW, THERE BE IT RESOLVED, that the following resolutions be amended due to a scrivener's error:

ORIGINAL RESOLUTION	DATE ADOPTED	ORIGINAL TEXT	AMENDED TEXT
230	March 31, 2021	SCTM# 0100-193-04-55, 56, 57, & 58	SCTM# 0100-193-04-56, 57, 58, & 59
231	March 31, 2021	SCTM# 0100-193-04-55, 56, 57, & 58	SCTM# 0100-193-04-56, 57, 58, & 59

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 150 FEBRUARY 16, 2022
AWARDING BID NO. 21G104 - CONTROLLED DEMOLITION WITH ASBESTOS IN PLACE AT;
331 50TH STREET, LINDENHURST

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

WHEREAS, the following bids for Bid No.21G104 - Controlled Demolition with Asbestos in Place at: 331
50th Street, Lindenhurst were received, opened and publicly read:

BIDDER	TOTAL BID PRICE
International Asbestos Removal, Inc.	\$39,950.00
Unitech Services Group, Inc.	\$48,400.00
Wedgewood Building Services, Inc.	\$66,800.00
Watral Brothers Inc.	\$69,600.00
Gramercy Group Inc.	\$166,000.00

WHEREAS, International Asbestos Removal, Inc. withdrew from Bid No. 21G104 without penalty as
they did not meet the specifications set forth in the bid

NOW THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services and upon his
finding the aforementioned bids fair and reasonable, Bid No. 21G104 be and is hereby awarded to the next lowest
responsible bidder, Unitech Services Group Inc. and be it further;

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract Unitech Services
Group, Inc, 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. 151 FEBRUARY 16, 2022
AUTHORIZING CHANGE ORDER NO. 1 IN THE CONTRACT WITH
CASHIN ASSOCIATES, P.C. FOR RFP NO. 21G24 FOR ENGINEERING, DESIGN, BID PHASE
CONSTRUCTION ADMINISTRATION, MANAGEMENT & PART TIME INSPECTION SERVICES
FOR CONSTRUCTION OF MAINHOUSE AND GREENHOUSES AT GEIGER LAKE PARK

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

WHEREAS, RFP No. 21G24, Requests for Proposals for Evaluation, Engineering, Design, Bid Phase, Construction Administration, Management & Part Time Inspection Services Construction of Mainhouse and Greenhouse at Geiger Laek Park was awarded to Cashin Associates, P.C. pursuant to Resolution No. 301 of May 12, 2021 for a total contract amount of ONE HUNDRED EIGHTY-THREE THOUSAND, EIGHT HUNDRED DOLLARS (\$183,800.00) DOLLARS, plus TWELVE THOUSAND (\$12,000) DOLLARS for Topographic Survey, if necessary, and

WHEREAS, the Change Order Committee convened on February 2, 2022, with the Chief of Staff, Deputy Chief of Staff, Town Attorney, Comptroller, Commissioner of General Services, and the Commissioner of Planning & Development in attendance to review Change Order No. 1, and

WHEREAS, the Change Order Review Committee recommends the approval of Change Order No. 1 as follows:

Additional engineering and design services for a natural gas standby generator	\$7,900.00
TOTAL CHANGE ORDER NO. 1	\$7,900.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Change Order Review Committee, the Supervisor be and he is hereby authorized to execute Change Order No.1 in the contract with Cashin Associates, P.C., in the amount of SEVEN THOUSAND, NINE HUNDRED (\$7,900.00) DOLLARS, increasing the total contract amount with Cashin Associates, P.C. to ONE HUNDRED NINETY ONE THOUSAND, SEVEN HUNDRED (\$191,700.00) DOLLARS plus TWELVE THOUSAND (\$12,000) DOLLARS for Topographic Survey, if necessary.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 152 FEBRUARY 16, 2022
AWARDING BID NO. 22G04 - CONTROLLED DEMOLITION WITH ASBESTOS IN PLACE AT 361
EASTERN PARKWAY, EAST FARMINGDALE

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

WHEREAS, the following bids for Bid No.22G04, Controlled Demolition with Asbestos in Place at 361Eastern Parkway, East Farmingdale were received, opened and publicly read:

BIDDER	TOTAL BID PRICE
Gramercy Group, Inc.	\$592,000.00
Unitech Services Group, Inc.	\$703,600.00
Watral Brothers, Inc.	\$802,000.00
Erin Construction & Development, Co., Inc.	\$201,000.00
Upper Restoration	\$252,000.00

WHEREAS, Erin Construction & Development Co., Inc has requested to withdraw from Bid No. 22G04 in its entirety due to a clerical error in their bid amount, and

WHEREAS, the Commissioner of General Services recommends that Upper Restoration be disqualified from Bid No. 22G04 in its entirety as they failed to submit a Bid Bond as required.

NOW THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services, the bid submitted by Erin Construction & Development Co., Inc. be and is hereby withdrawn without penalty due to a clerical error; and be it further

RESOLVED, that based upon the recommendation of the Commissioner of General Services, Upper Restoration be and is hereby disqualified from Bid No. 22G04 in its entirety as they failed to submit a Bid Bond as required; and be it further

RESOLVED, that based upon the recommendation of the Commissioner of General Services and upon his finding the aforementioned bids fair and reasonable, Bid No. 22G04 be and is hereby awarded to the lowest responsible bidder Gramercy Group, Inc. for a total contract amount not to exceed FIVE HUNDRED NINETY TWO THOUSAND (\$592,000.00) DOLLARS and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract Gramercy Group, Inc., and that the form and content of said contract shall be subject to the approval of the Town Attorney.

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	Abstain
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 153 FEBRUARY 16, 2022
BID NO. 22G05 - SIGN FACES

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

WHEREAS, the following bids for Bid No.22G05 -Sign Faces were received, opened and publicly read:

SPREADSHEET ON FILE IN THE DEPARTMENT OF GENERAL SERVICES

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. 22G05 be and is hereby awarded to the low bidder Garden State Highway Products, Inc.; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Garden State Highway Products, Inc.; 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. 154 FEBRUARY 16, 2022
AWARDING BID NO. 22G06 - LANDSCAPE EQUIPMENT:
PARTS AND/OR REPAIR OF EQUIPMENT

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

WHEREAS, the following bids for Bid No. 22G06 - Landscape Equipment: Parts and/or Repair of
Equipment 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 the
Commissioner of D.P.W. and upon their finding the aforementioned bids to be fair and reasonable, Bid No.
22G06 be and is hereby awarded to the overall low bidder per item, Northeast Equipment Inc.; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with
Northeast Equipment 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. 155 FEBRUARY 16, 2022
AWARDING BID NO. 22G07 - CONTROLLED DEMOLITION WITH ASBESTOS IN PLACE AT;
462 ARNOLD AVENUE, WEST BABYLON

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

WHEREAS, the following bids for Bid No.22G07 - Controlled Demolition with Asbestos in Place at: 462
Arnold Avenue, West Babylon were received, opened and publicly read:

BIDDER	TOTAL BID PRICE
Wedgewood Building Services Inc.	\$38,000.00
Unitech Services Group Inc.	\$54,400.00
Watral Brothers Inc.	\$44,900.00
ENP Environmental Inc.	\$68,800.00

NOW THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services and upon his
finding the aforementioned bids fair and reasonable, Bid No. 22G07 be and is hereby awarded to the lowest
responsible bidder Wedgewood Building Services, Inc.; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract Wedgewood
Building Services Inc., 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. 156 FEBRUARY 16, 2022
AWARDING BID NO. 22G10 - GROUNDSKEEPING & DEBRIS/GRASS REMOVAL
PROGRAM FOR THE TOWN OF BABYLON

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

WHEREAS, the following bids for Bid No. 22G10 - Groundskeeping & Debris/Grass Removal Program
for the Town of Babylon, were received, opened and publicly read:

SPREADSHEET ON FILE IN THE DEPT. OF GENERAL SERVICES

WHEREAS, the Commissioner of General Services recommends that Green Velvet Landscape
Contractors, Inc. and Dom's Lawn Maker, Inc. be excluded from Bid 22G10, as neither firm possesses a Town
of Babylon Landscaping license as required.

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services, Green
Velvet Landscape Contractors, Inc. and Dom's Lawn Maker, Inc. be and are hereby excluded from Bid No.
22G10 in its entirety as neither firm possesses a Town of Babylon Landscaping license as required; and be it
further

RESOLVED, that based upon the recommendations of the Commissioner of General Services and the
Commissioner of the Dept. of Public Works and upon their finding the aforementioned bids to be fair and
reasonable, Bid No. 22G10 be and is hereby awarded to the lowest responsible bidder, Suburban Maintenance &
Landscaping, Inc. at the fees in the attached Schedule "A", and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract through December
31, 2022 with Suburban Maintenance & Landscaping, 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.

Schedule A

BID NO. 22G10

TOWN OF BABYLON GROUNDSKEEPING & DEBRIS/GRASS REMOVAL PROGRAM

SUBURBAN MAINTENANCE	<u>UNIT PRICE</u>
Zone 1: Cloverleaves	
1. NYS110 cloverleaf	\$ 704.00
2. County Road 47 (Great Neck Road) cloverleaf	\$ 844.00
3. County Road 3 (Wellwood Ave) cloverleaf	\$ 842.00
4. NYS109 cloverleaf	\$ 673.00
5. NYS231 cloverleaf	\$ 674.00
Zone 2: Southern State Parkway	
1. NYS110 cloverleaf	\$ 694.00
2. New Highway/NYS109 cloverleaf	\$ 844.00
3. Country Road 3 (Wellwood Ave) cloverleaf	\$ 586.00
4. Country Road 2 (Straight Path) cloverleaf	\$ 833.00
5. Belmont Ave cloverleaf	\$ 909.00
6. NYS231 cloverleaf	\$ 830.00
7. NYS110 & NYS109 Cloverleaf (note: not on Sunrise Highway)	\$ 769.00
Zone 3: Sunrise bridges & underpasses	
1. County Road 47 (Great Neck Road) bridge & underpass (over NYS27)	\$ 319.00
2. County Road 3 (Wellwood Ave) bridge & underpass (over NYS27)	\$ 289.00
3. NYS109 underpass	\$ 89.00
4. Little East Neck Road bridge & underpass	\$ 251.00
5. Belmont Ave bridge & underpass	\$ 246.00
6. NY27 Sunrise Highway Service Road and Hubbards Path underpass/grass right of way	\$ 611.00
7. County Road 34 (Old Deer Park Ave) bridge & underpass/grass right of way	\$ 379.00
8. NYS231 underpass	\$ 381.00
9. Wellwood Avenue at Southern State Parkway	\$ 184.00
Zone 4: Medians	
1. NYS109 Medians (Nassau County line to Southern State Parkway)	\$ 1,725.00
2. NYS109 Medians (Southern State Parkway to NYS27)	\$ 2,875.00
3. NYS109 Medians (NYS27 to CR96-Great East Neck Rd)	\$ 919.00
4. NYS231 Medians (CR 50 – John Street to NYS27)	\$ 2,990.00
5. NYS231 Medians (NYS27 to Hunter Ave)	\$ 2,300.00
6. County Road 2 Straight Path Medians (Mount Ave to Long Island Avenue)	\$ 503.00
7. County Road 2 Straight Path & 17 th Street median/right-of-way, West Babylon	\$ 206.00
8. Melville Road median, East Farmingdale (NYS110 to Alexander Ave)	\$ 609.00
Zone 5: Beautification Sites	
1. Albany Ave & Croydon Road triangle (Veterans Park), North Amityville	\$ 181.00
2. Hawkins Blvd/Scudder Ave planter bed, Copiague	\$ 181.00
3. Straight Path & Robbins Street (southwest corner), North Lindenhurst	\$ 181.00
4. Straight Path & 4 th Street (southwest corner), North Lindenhurst	\$ 181.00
5. Straight Path & 17 th Street (northwest corner), West Babylon	\$ 181.00
6. Hubbards Path & Board Place (northeast corner), West Babylon	\$ 181.00
7. Belmont Ave & Essex Street (southwest corner), West Babylon	\$ 181.00
8. Mount Ave & Essex Street triangle, West Babylon	\$ 181.00
9. Little East Neck Road & Hilltop Avenue (southeast corner), West Babylon	\$ 181.00
10. Little East Neck Road & Vermont Ave (southeast corner), West Babylon	\$ 181.00
11. Grand Blvd & Carll's Path triangle, Deer Park	\$ 181.00
12. Half Hollow Road & W 2 nd St Parking lot, Deer Park	\$ 181.00
Zone 6: Copiague Train Station & Wyandanch Train Station and sidewalk area	\$ 2,374.00

Spring Clean Up/First Cut - will be paid at bi-weekly rate x 1.5

Beautification sites - Spring Clean up/mulch/shrub trimming - Paid Once at weekly rate x 1.5

RESOLUTION NO. 157 FEBRUARY 16, 2022
AWARDING BID NO. 22G11 - PRINTING: PARKS, RECREATION
& CULTURAL AFFAIRS DIRECTORY

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

WHEREAS, the following bids for Bid No. 22G11 Printing: Parks, Recreation & Cultural Affairs
Directory were received, opened and publicly read:

<u>Item</u>	<u>Cost</u>
2. Printing: Parks, Rec. & Cultural Affairs Dir.	(Total Cost for 1,000 with mailing)
Concept Print Incorporated	\$3,983.00
Panther Graphics, Inc.	\$5,453.00
Tobay Printing Co. Inc.	\$5,188.00

BE IT RESOLVED, that based upon the recommendation of the Commissioner of General Services and
the Commissioner of Parks & Recreation and upon their finding the aforementioned bids to be fair and
reasonable, Bid No. 22G11 be and is hereby awarded to the low bidder, Concept Print Incorporated; and be it
further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with
Concept Print Incorporated 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. 158 FEBRUARY 16, 2022
AWARDING BID NO. 22G12 - GAZEBOS, PAVILIONS & SHELTERS, CATALOG/WEBSITE

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

WHEREAS, the following bids for Bid No. 22G12 were received, opened and publicly read:

<u>BIDDER</u>	<u>PERCENTAGE OFF PRICE LIST</u>
Item No. 1: Catalog/website	
RyLecia d/b/a American Rec. Products	0%
Raymond Michael Ltd. Corp.	5%

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services and upon his finding the aforementioned bids to be fair and reasonable, Bid No.22G12 be and is hereby awarded to both RyLecia Corp. d/b/a American Recreational Products, Inc. and Raymond Michael Ltd. Corp; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute one (1) year contracts with RyLecia Corp. d/b/a American Recreational Products, Inc. and Raymond Michael Ltd. Corp and that the form and content of said contracts 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. 159 FEBRUARY 16, 2022
AUTHORIZING PAYMENT TO CLEAR FLO TECHNOLOGIES, INC.**

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, based upon the recommendations of the Commissioner of Environmental Control, that the Comptroller is hereby authorized to issue payment to Clear Flo Technologies, Inc. for services rendered for the following Invoices:

CLEARFLO INVOICES	Statement Date	Statement Amount	Invoice Date	Invoice Amount
190341147	12/1/2021	\$ 2,340.00	11/3/2021	\$ 936.00
190341155			11/16/2021	\$ 468.00
190341160			11/23/2016	\$ 468.00
190341163			11/29/2021	\$ 468.00
190341169	12/16/2021	\$ 2,340.00	12/6/2021	\$ 936.00
190341178			12/14/2021	\$ 1,404.00

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 160 FEBRUARY 16, 2022
AUTHORIZING PAYMENT TO MAY DAY COMMUNICATIONS INC.

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, based upon the recommendations of the Commissioner of General Services, that the Comptroller is hereby authorized to issue payment to May Day Communications, Inc. for services rendered for the following Invoice:

INVOICE NO. /DATE	AMOUNT
32011 of November 21, 2021	\$7,980.00

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 161 FEBRUARY 16, 2022
AUTHORIZING PAYMENT TO VERMONT SYSTEMS, INC.**

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, based upon the recommendations of the Commissioner of General Services and the Deputy Commissioner of General Services/Director of IT, that the Comptroller is hereby authorized to issue payment to Vermont Systems for services rendered for the following Invoice:

INVOICE NO. /DATE	AMOUNT
VS002156 of 12/20/21	\$7,302.00

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 162 FEBRUARY 16, 2022
AUTHORIZING PAYMENT TO ZOETIS

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, based upon the recommendations of the Animal Shelter, that the Comptroller is hereby authorized to issue payment to ZOETIS for purchase of 20 units of Cytopoint.

INVOICE NO. /DATE	AMOUNT
9015396213 of December 29th, 2021	\$729.50

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 163 FEBRUARY 16, 2022
AUTHORIZING THE ADDITIONAL GRANT OF AMERICAN RESCUE PLAN MONEY
TO QUALIFIED SMALL BUSINESSES

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

WHEREAS, the COVID-19 pandemic continues to cause a significant public health emergency in the Town of Babylon (“Town”) affecting the economic vitality of the Town; and

WHEREAS, the United States Congress, recognizing the impact of the pandemic on local government and the communities that those governments serve, passed the American Rescue Plan Act of 2021 (“ARPA”) which was signed into law by President Joseph R. Biden, Jr. on March 11, 2021; and

WHEREAS, ARPA delivers eligible localities money to respond to the pandemic and bring back jobs through the Coronavirus State and Local Fiscal Recovery Funds (“SLRF”) to provide a substantial infusion of resources to help turn the tide on the pandemic, address its economic fallout, and lay the foundation for a strong and equitable recovery; and

WHEREAS, pursuant to statute and regulations promulgated by the United States Department of the Treasury the Town of Babylon is a Metropolitan City entitled to \$27,770,292.00 in SLRF to be distributed to the Town in two equal installments in 2021 and 2022; and

WHEREAS, SLRF provides the Town with a substantial infusion of resources to meet pandemic response needs to rebuild a stronger, and more equitable economy as the country recovers, the Town may use SLRF funds to address negative economic impacts caused by the public health emergency, including economic harms to small businesses; and

WHEREAS; the Town has determined that assisting small businesses is a vital issue and that such funding is a lawful and proper use of the SLRF, and in the public interest; and

WHEREAS, the Town Supervisor has designated seven (7) members of a Direct Support Program committee to create, review and score applications from the Town’s small businesses and appointed Viscel C. Moore as Director of such program; and

WHEREAS, that committee has reviewed the applications of the following Town small businesses and recommends the corresponding grant award:

Rockstar Tanning Inc.	\$39,600.00
Pattie Yankee Products	\$11,843.00
CBC Wireless Computer Business Center	\$38,000.00
Lindenhurst Home Association, Knights of Columbus #794	\$39,600.00
Altadonna Inc.	\$28,000.00
MJF Operations, Inc.	\$19,800.00
Martin A. Kessler VFW Post 2912	\$39,600.00
Center Island Contracting Inc.	\$29,700.00

WHEREAS, the Town will require every grant recipient provide a form W-9 and sign a conditional letter and any other necessary documentation and failure by the business to do so will mean the grant money will be withheld, denied or claw-backed in the Town’s discretion; and

NOW, THEREFORE BE IT

RESOLVED, that the Comptroller of the Town be and hereby is authorized to provide grant funds from the SLRF allotment not to exceed \$6,000,000.00 to the businesses listed above not in excess of the amounts so established for the purposes applied for and is authorized to transfer such funds from the American Rescue Plan Act bank account to the appropriate Town Fund and associated bank account; and be it further

RESOLVED, that the Comptroller shall make such funds available upon presentation to her, or her designee, all documentation she may deem necessary to confirm the lawful and proper use of the funds, with invoices which sufficiently demonstrate that the funds were used for proper purposes; and be it further

RESOLVED, that such documentation shall include a statement by the applicant accepting the grant, stating that the applicant agrees that in the event the Federal Government determines that the expenditure of the funds, or any part thereof, was in any manner improper and determines to demand the return of the funds, or any part thereof, the applicant shall be legally responsible for reimbursement of the Town of the amount equal to the amount of funds obligated to be returned, and the applicant shall hold the Town harmless and that the Director of DSP is hereby authorized to execute any and all documents on behalf of the Town; and be it further,

RESOLVED, that the Town Board, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(6)(26), and (33) of the Title 6 of the New York Code of Environmental Conservation Law as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County council of Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution

RESOLVED, that this resolution shall take effect immediately.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 164 FEBRUARY 16, 2022
AUTHORIZING THE GRANT OF AMERICAN RESCUE PLAN MONEY
TO CERTAIN SMALL BUSINESSES

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

WHEREAS, the COVID-19 pandemic continues to cause a significant public health emergency in the Town of Babylon (“Town”) affecting the economic vitality of the Town; and

WHEREAS, the United States Congress, recognizing the impact of the pandemic on local government and the communities that those governments serve, passed the American Rescue Plan Act of 2021 (“ARPA”) which was signed into law by President Joseph R. Biden, Jr. on March 11, 2021; and

WHEREAS, ARPA delivers eligible localities money to respond to the pandemic and bring back jobs through the Coronavirus State and Local Fiscal Recovery Funds (“SLRF”) to provide a substantial infusion of resources to help turn the tide on the pandemic, address its economic fallout, and lay the foundation for a strong and equitable recovery; and

WHEREAS, pursuant to statute and regulations promulgated by the United States Department of the Treasury the Town of Babylon is a Metropolitan City entitled to \$27,770,292.00 in SLRF to be distributed to the Town in two equal installments in 2021 and 2022; and

WHEREAS, SLRF provides the Town with a substantial infusion of resources to meet pandemic response needs to rebuild a stronger, and more equitable economy as the country recovers, the Town may use SLRF funds to address negative economic impacts caused by the public health emergency, including economic harms to small businesses; and

WHEREAS; the Town has determined that assisting small businesses is a vital issue and that such funding is a lawful and proper use of the SLRF, and in the public interest; and

WHEREAS, the Town Supervisor has designated seven (7) members of a Direct Support Program committee to create, review and score applications from the Town’s small businesses and appointed Viscel C. Moore as Director of such program; and

WHEREAS, that committee has reviewed the applications of the following Town small businesses and recommends the corresponding grant award:

East Neck Auto Service Inc.	\$40,000.00
Family Florist, LLC	\$34,650.00
The Auxilium Group, Inc.	\$18,000.00

WHEREAS, these businesses disclosed their ties to the Town of Babylon and Village of Babylon and given the governmental association the applications were referred to the Town of Babylon Ethics Board; and

WHEREAS, that Board rendered a determination dated February 10, 2022, stating the unique nature of the three applications with governmental ties; the Ethics Committee recommends that these three applications be separated from the general list and be voted on apart from the omnibus resolution. The committee found no ethical issues. . .”; and

WHEREAS, the Town will require every grant recipient provide a form W-9 and sign a conditional letter and any other necessary documentation and failure by the business to do so will mean the grant money will be withheld, denied or claw-backed in the Town’s discretion; and

NOW, THEREFORE BE IT

RESOLVED, that the Comptroller of the Town be and hereby is authorized to provide grant funds from the SLRF allotment not to exceed \$6,000,000.00 to the businesses listed above not in excess of the amounts so

established for the purposes applied for and is authorized to transfer such funds from the American Rescue Plan Act bank account to the appropriate Town Fund and associated bank account; and be it further

RESOLVED, that the Comptroller shall make such funds available upon presentation to her, or her designee, all documentation she may deem necessary to confirm the lawful and proper use of the funds, with invoices which sufficiently demonstrate that the funds were used for proper purposes; and be it further

RESOLVED, that such documentation shall include a statement by the applicant accepting the grant, stating that the applicant agrees that in the event the Federal Government determines that the expenditure of the funds, or any part thereof, was in any manner improper and determines to demand the return of the funds, or any part thereof, the applicant shall be legally responsible for reimbursement of the Town of the amount equal to the amount of funds obligated to be returned, and the applicant shall hold the Town harmless and that the Director of DSP is hereby authorized to execute any and all documents on behalf of the Town; and be it further,

RESOLVED, that the Town Board, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(6)(26), and (33) of the Title 6 of the New York Code of Environmental Conservation Law as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County council of Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution

RESOLVED, that this resolution shall take effect immediately.

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	Abstain
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. 165 FEBRUARY 16, 2022
RETAINING THE FIRM OF CONGDON, FLAHERTY, O'CALLAGHAN,
REID DONLON, TRAVIS AND FISHLINGER

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

WHEREAS, the Town desires to retain the firm Congdon, Flaherty, O'Callaghan, Reid, Donlon, Travis and Fishlinger to represent the Town for prosecution or defense of the Town's interest in lawsuits commenced by or against the entity, 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 RESOLVED, that the Town of Babylon hereby retains the firm of Congdon, Flaherty, O'Callaghan, Reid, Donlon, Travis and Fishlinger to represent the Town for prosecution or defense of the Town's interest in lawsuits commenced by or against the entity, 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 Congdon, Flaherty, O'Callaghan, Reid, Donlon, Travis and Fishlinger; 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; and

BE IT RESOLVED, by the Town Board of the Town of Babylon, based upon the recommendations of the Town Attorney, that the Comptroller is hereby authorized to issue payment of \$1,593.13, Bill# 14656 and \$3,840.00, Bill# 103329, to Congdon, Flaherty, O'Callaghan, Reid, Donlon, Travis and Fishlinger for Services rendered.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 166 FEBRUARY 16, 2022
RETAINING THE FIRM OF THE LARUSSO LAW FIRM, PLLC**

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

WHEREAS, the law firm formally known as Larusso and Conway, LLP, is now known as The Larusso Law Firm, PLLC; and

WHEREAS, the Town desires to retain the firm The Larusso Law Firm, PLLC to represent the Town for prosecution or defense of the Town's interest in lawsuits commenced by or against the entity, 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

WHEREAS, The Larusso Law Firm, PLLC has rendered services and submitted invoice #153.

NOW, THEREFORE, in consideration of the above recitals,

BE IT RESOLVED, that the Town of Babylon hereby retains the firm of The Larusso Law Firm, PLLC to represent the Town for prosecution or defense of the Town's interest in lawsuits commenced by or against the entity, 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 The Larusso Law Firm, PLLC; 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; and

BE IT RESOLVED, by the Town Board of the Town of Babylon, based upon the recommendations of the Town Attorney, that the Comptroller is hereby authorized to issue payment of \$6,600.00 to The Larusso Law Firm, PLLC for services rendered.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 167 FEBRUARY 16, 2022
AUTHORIZING THE RELEASE OF ENCUMBRANCES FOR VARIOUS CONTRACTS

The following resolution was offered by Councilman Manetta

and seconded by Councilman Martinez

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; and

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>
Savik & Murray, a div. of DCAK MSA	459 of 5/17/17	\$16,580.66

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 168 FEBRUARY 16, 2022
AUTHORIZING A CONTRACT WITH VERMONT SYSTEMS, INC.

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

WHEREAS, a proposal to upgrade the Parks Department Reservations and Cashier Stations was solicited from Vermont Systems, Inc. ("VSI") and

WHEREAS, the Professional Consultant Evaluation Committee convened on February 2, 2022 with the Deputy Supervisor, the Chief of Staff, Deputy Chief of Staff, the Town Attorney, the Comptroller, the Commissioner of General Services, the Commissioner of the Department of Public Works and the Commissioner of Planning & Development in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to VSI, commencing August 19, 2022 at an annual fee not to exceed NINETEEN THOUSAND, THREE HUNDRED EIGHTY-FIVE AND 10/100 (\$19,385.10) DOLLARS and

WHEREAS, said annual fee shall be subject to a FIVE (5%) PERCENT increase per annum.

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 VSI at an annual fee not to exceed NINETEEN THOUSAND, THREE HUNDRED EIGHTY FIVE AND 10/100 (\$19,385.10) DOLLARS 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 annual amount shall be subject to a FIVE (5%) PERCENT increase per annum

RESOLVED, that said contract may be extended for two (2) additional one (1) periods at the discretion of the Director of IT.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 169 FEBRUARY 16, 2022
AUTHORIZING 2022 BUDGET MODIFICATION**

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, upon the recommendation of the Town
Comptroller, that the following 2022 Budget Modification is hereby authorized:

	<u>Increase</u>	<u>Decrease</u>
<u>General Fund</u>		
Legislative Board		
Administrative		
A.1010-13	\$ 9,107	
Municipal Court		
Administrative		
A.1110-13	\$ 75,120	
Full Time Clerical		
A.1110-14		\$ 126,250
Supervisor		
Administrative		
A.1220-13	\$ 187,133	
Part Time Clerical		
A.1220-16		\$ 52,000
Examining Boards		
Part Time Clerical		
A.3610-16	\$ 6,500	
Comptroller		
Administrative		
A.1315-13	\$ 49,323	
Full Time Clerical		
A.1315-14	\$ 1,500	
Tax Collector		
Administrative		
A.1330-13	\$ 12,967	
Full Time Clerical		
A.1330-14	\$ 5,000	
Purchasing		
Administrative		
A.1345-13	\$ 9,946	
Assessment		
Administrative		
A.1355-13	\$ 8,098	
Clerk		
Administrative		
A.1410-13	\$ 403	
Part Time Clerical		
A.1410-16	\$ 1,500	

Law			
	Administrative		
	A.1420-13	\$ 47,841	
	Part Time Clerical		
	A.1420-16		\$ 14,560
Personnel			
	Administrative		
	A.1430-13	\$ 5,017	
Records Management			
	Administrative		
	A.1460-13	\$ 59,004	
	Full Time Clerical		
	A.1460-14		\$ 55,000
Public Works Administration			
	Administrative		
	A.1490-13		\$ 99,320
Central Data Processing			
	Administrative		
	A.1680-13	\$ 5,236	
Control of Animals			
	Administrative		
	A.3510-13	\$ 5,196	
Human Services Administration			
	Administrative		
	A.4189-13	\$ 74,774	
Therapeutic Recreation Program			
	Administrative		
	A.4225-13	\$ 3,042	
Nutrition Program			
	Administrative		
	A.4526-13	\$ 10,080	
Parks and Recreation Administration			
	Administrative		
	A.7020-13	\$ 36,925	
	Full Time Labor		
	A.7020-15	\$ 66,030	
	Part Time Labor		
	A.7020-17		\$ 52,400
Youth Programs			
	Administrative		
	A.7310-13	\$ 5,374	
Historian			
	Administrative		
	A.7510-13	\$ 86	
Adult Recreation			
	Administrative		
	A.7620-13	\$ 5,040	
Environmental Control			
	Administrative		
	A.8090-13	\$ 5,367	
Contingent			
	Miscellaneous		

A.1990-49		\$ 296,079
Supervisor		
Administrative		
A.1220-13	\$ 8,753	
Records Management		
Administrative		
A.1460-13		\$ 8,753
Other Health		
Part Time Clerical		
A.4989-16	\$ 10,000	
Part Time Labor		
A.4989-17	\$ 23,000	
Overtime		
A.4989-19	\$ 6,000	
Equipment		
A.4989-20	\$ 11,000	
Professional and Technical Services		
A.4989-44		\$ 50,000

Part Town Fund

Engineer		
Utilities		
B.1440-42	\$ 1,200	
Contingent Account		
Miscellaneous		
B.1990-49		\$ 1,200

Highway Fund

Street Administration		
Administrative		
DB.5010-13	\$ 5,192	
Serial Bonds		
Debt Principal		
DB.9710-60		\$ 5,192

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 170 FEBRUARY 16, 2022
AUTHORIZING REFUND OF PAYMENT

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 following payments be refunded
as an overpayment:

REFUND OF PAYMENT:

PAYEE	ACCOUNT	TYPE	AMOUNT	REASON	RECOMMENDED BY
Lucky Strike Realty P.O. Box 377 Lindenhurst, NY 11757	Account #008370 Lucky Stike Realty 40 44 th Street Copiague, NY 11726	Commercial Waste District	\$500.00	Overpayment	Commissioner of Environmental Control

VOTES: 5 **YEAS:** 5 **NAYS:** 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 171 FEBRUARY 16, 2022
AUTHORIZING REFUND OF FEES**

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
Commissioner of Planning and Development, that the following fee be refunded:

NAME and ADDRESS	TYPE	AMOUNT
Thomas Lentini 102 10 th Ave. W. Babylon, NY 11704	Plumbing Permit Fee 0100-132-4-55 PP# 87138	\$165.00

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 172 FEBRUARY 16, 2022
AUTHORIZING EMPLOYEE REIMBURSEMENT

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 Comptroller is hereby authorized
to issue reimbursement to the following employee(s):

EMPLOYEE	AMOUNT
Kevin Bonner	\$971.57 Covid Test Kits

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 173 FEBRUARY 16, 2022
CONFIRMING MEMBERSHIP TO THE NORTH LINDENHURST
FIRE DEPARTMENT, INC.**

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

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:

Luisa D. Olaru	118 Irene Street North Lindenhurst, NY 11757
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VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 174 FEBRUARY 16, 2022
AMENDING THE SALARY PLAN FOR PART-TIME,
HOURLY, AND SEASONAL EMPLOYEES**

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 following salaries for certain part-time, hourly, and seasonal positions be and the same are hereby adopted:

<u>TITLE</u>	<u>SALARY</u>
Account Clerk /Account Clerk Typist Spanish	16.00 - 18.00/hr.
Assessment Assistant	16:00/hr.
Assistant Beach & Pool Manager	15:00 – 20.00
Assistant Town Attorney	20.00 - 30.00/hr.
Bay Constable – HOURLY, up to 30 hrs./week	18.00 - 30.00/hr.
Beach & Attendant	15.00 - 18.00/hr.
Beach & Pool Manager	15.00 - 22.00/hr.
Bingo Inspector, Part-time	25.00/hr.
Building Inspector I	22.00/hr.
Building Inspector II	25.00/hr.
Building Inspector III	27.00/hr.
Building Inspector IV	30.00/hr.
Certified Public Accountant	30.00/hr.
Clerical	15.00 - 18.00/hr.
Clerk Typist	15.00 - 18.00/hr.
Clerk	15.00/hr.
College Intern Analyst I	15.00/hr.
College Intern Analyst II	16.00/hr.
College Intern Analyst III	17.00/hr.
Community Pride Worker I	15.00/hr.
Community Pride Worker II	15.50/hr.
Community Pride Worker III	16.00/hr.
Community Pride Worker IV	16.50/hr.
Community Pride Worker V	17.00/hr.
Community Pride Worker VI	17.50/hr.
Community Pride Worker VII	18.00/hr.
Contract Staff-Administrative	15.00 - 30.00/hr.
Cook	16.00/hr.
Custodian	15.00 - 18.00/hr.
Data Entry Operator	16.00/hr.
Data Processing Equip. Operator	16.45/hr.
Deputy Supervisor	50,000/annual
Dispatcher – HOURLY, up to 30 hrs./week	15.00 - 30.00/hr.
Dock Master	15.00 - 25.00/hr.
Document Imaging Operator I	15.00/hr.
Document Imaging Operator II	16.00/hr.
Document Imaging Operator III	17.00/hr.
Document Imaging Operator IV	18.00/hr.
Drug & Alcohol Counselor I	17.00 - 18.00/hr.

Drug & Alcohol Counselor II	20.00 - 21.00/hr.
Drug & Alcohol Counselor III	22.00 - 23.00/hr.
Drug & Alcohol Counselor IV	23.00 - 25.00/hr.
Duplicating Machine Operator	14.00 - 15.00/hr.
EAP Coordinator	85.00/hr.
Electrician I	20.00 - 21.00/hr.
Electrician II	21.01 - 22.00/hr.
Electrician III	22.01 - 23.15/hr.
Electrician IV	23.16 - 24.32/hr.
Engineering Aide I	20.00/hr.
Engineering Aide II	22.50/hr.
Engineering Aide III	25.00/hr.
Environmental Analyst Part Time	20.00 - 40.00/hr.
Environmental Steward I	15.00/hr.
Environmental Steward II	15.50/hr.
Environmental Steward III	16.00hr
Environmental Steward IV	16.50/hr.
Environmental Steward V	18.75/hr.
Environmental Steward VI	21.35/hr.
Environmental Steward VII	23.35/hr.
Environmental Steward VIII	25.65/hr.
Environmental Steward IX	27.95/hr.
Environmental Steward X	30.40/hr.
Facilities Guard- HOURLY, up to 30 hrs./week	18.00-25.00/hr.
Fire Marshal Call-In	50.00/hr.
Fire Marshal I	15.00 - 16.00/hr.
Fire Marshal II	16.01 - 17.00/hr.
Fire Marshal III	17.01 - 18.00/hr.
Fire Marshal IV	18.01 - 19.00/hr.
Fire Marshal V	19.01 - 20.00/hr.
Fire Marshal VI	20.01 - 25.00/hr.
Fire Marshal VII	25.01 - 30.00/hr.
GIS Technician I/II/III, part time	22.00-27.00/hr.
Government Liaison Officer	50.00/hr.
Government Liaison Officer II	375.00/meeting
Groundskeeper	15.00 – 16.00/hr.
Guard I – HOURLY, up to 30 hrs./week	15.00 – 18.00/hr.
Guard II – HOURLY, up to 30 hrs./week	18.50 – 20.00/hr.
Guard III (Supervisor) – HOURLY, up to 30 hrs./week	20.50 - 22.00/hr.
Guard IV (LT.) – HOURLY, up to 30 hrs./week	22.50 – 25.00/hr.
Historian	16.00/hr.
Kennel Attendant I	15.00/hr.
Kennel Attendant II	15.50/hr.
Kennel Attendant III	16.00/hr.
Kennel Attendant IV	16.50/hr.
Laborer I	15.00/hr.
Laborer II	15.50/hr.
Laborer III	16.00/hr.
Laborer IV	16.50/hr.
Laborer V	17.00/hr.
Laborer VI	17.50/hr.
Laborer VII	18.00/hr.
Law Clerk	16.25/hr.

Law Intern I	15.00/hr.
Law Intern II	16.00/hr.
Law Intern III	17.00/hr.
Material Control Clerk	15.00/hr.
Medical Billing Agent	20.00 - 30.00/hr.
Medical Director-Drug Abuse Treatment	120.00 - 175.00/hr.
Micrographics Operator	15.00/hr.
Mini Bus Driver – up to 20 hrs./week	15.00-20.00/hr. contract
Neighborhood Aide	15.00/hr.
Ordinance Enforcement Officer I	15.00/hr.
Ordinance Enforcement Officer II	16.00/hr.
Ordinance Enforcement Officer III	17.00/hr.
Ordinance Enforcement Officer IV	18.00/hr.
Ordinance Enforcement Officer V	20.00/hr.
Ordinance Inspector I	15.00/hr.
Ordinance Inspector II	16.00/hr.
Ordinance Inspector III	17.00/hr.
Ordinance Inspector IV	18.00/hr.
Paralegal Assistant	18.00/hr.
Paralegal Assistant II	20.00/hr.
Park Attendant I	15.00 – 18.00/hr.
Park Attendant II	18.00 – 20.00/hr.
Park Ranger – HOURLY, up to 30 hrs./week	18.00 - 30.00/hr.
Parking Meter Officer	15.00 - 17.00/hr.
Part Time Fire Marshal Call-In	50.00/hr.
Part Time Maintenance Mechanic I	20.00- 45.00/hr.
Part Time Maintenance Mechanic II	20.00- 45.00/hr.
Part Time Maintenance Mechanic III	20.00- 45.00/hr.
Part Time Maintenance Mechanic IV	20.00- 45.00/hr.
Photo Technician	30.00/hr. (Effective 01/01/2022)
Planning Aide	18.00/hr.
Plumber I	16.00/hr.
Plumber II	17.00/hr.
Plumber III	18.00/hr.
Plumbing Inspector I	15.00/hr.
Plumbing Inspector II	16.00/hr.
Plumbing Inspector III	17.00/hr.
Plumbing Inspector IV	18.00/hr.
Plumbing Inspector V	20.00/hr.
Plumbing Inspector VI	25.00/hr.
Plumbing Inspector VII	30.00/hr.
Pole Inspector I	15.00/hr.
Pole Inspector II	16.00/hr.
Pole Inspector III	17.00/hr.
Program Aide I-HOURLY, up to 30 hrs./week	15.00/hr.
Program Aide II-HOURLY, up to 30 hrs./week	16.00/hr.
Program Aide III-HOURLY, up to 30 hrs./week	18.00/hr.
Program Aide IV-HOURLY, up to 30 hrs./week	20.00/hr.
Program Aide V-HOURLY, up to 30 hrs./week	22.00/hr.
Program Aide VI-HOURLY, up to 30 hrs./week	25.00/hr.
Program Aide VII-HOURLY, up to 30 hrs./week	30.00/hr.

Recreation Aides	15.00- 20,00
Recreation Specialist	15.00 - 30.00/hr.
Recreation Specialist-HOURLY, up to 30 hrs./week	30.00 - 85.00/hr.
Registered Nurse	25.00/hr.
Rental/Accessory Apartment Inspector I	15.00/hr.
Rental/Accessory Apartment Inspector II	20.00/hr.
Rental/Accessory Apartment Inspector III	25.00/hr.
Sanitation Inspector I	15.00/hr.
Sanitation Inspector II	16.00/hr.
Sanitation Inspector III	17.00/hr.
Seasonal Ordinance Enforcement Officer IV	17.00/hr.
Senior Bay Constable	15.00 - 20.00/hr.
Senior Citizen Specialist	18.00/hr.
Senior Clerk I	15.00/hr.
Senior Clerk II	16.00/hr.
Senior Clerk III	17.00/hr.
Senior Clerk IV	18.00 /hr.
Senior Park Ranger	15.00 - 20.00/hr.
Sign Language Interpreter	60.00/mtg.
Solid Waste Administrator-HOURLY, up to 30 hrs./week	50.00 - 85.00/hr.
Stenographer	15.00/hr.
Student Intern	15.00 – 18.00/hr.
Student Intern II	17.00/hr.
Switchboard Operator I	15.00/hr.
Switchboard Operator II	16.00/hr.
Switchboard Operator III	17.00/hr.
Switchboard Operator IV	18.00/hr.
Tax Clerk I	15.00/hr.
Tax Clerk II	15.25/hr.
Tax Clerk III	15.50/hr.
Tax Clerk IV	16.00/hr.
Tax Clerk V	16.50/hr.
Tax Clerk VI	17.00/hr.
Tax Clerk VII	17.50/hr.
Tax Clerk VIII	18.00/hr.
Tax Receiver Office Guard	25.00 - 40.00/hr.
Town Investigator	20.00 - 50.00/hr.
Traffic Engineer I	25.00 - 35.00/hr.
Traffic Engineer II	35.00 - 45.00/hr.
Trainer for Health and Wellness	25.00/hr.
Veterinary Technician I	18.00/hr.
Veterinary Technician II	20.00/hr.
Veterinary Technician III	22.00/hr.
Veterinary Technician IV	25.00/hr.
Youth Counselor	15.20/hr.
Zoning Inspector I	15.00/hr.
Zoning Inspector II	16.00/hr.
Zoning Inspector III	17.00/hr.
Zoning Inspector IV	18.00/hr.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 175 FEBRUARY 16, 2022
AMENDING MEMBERS AND SETTING SALARIES FOR THE
INDUSTRIAL DEVELOPMENT COUNCIL**

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 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 COUNCIL

<u>NAME</u>	<u>TITLE</u>	<u>SALARY</u>
Tom Gaulrap	Chairperson	12,000/ann.
Justin Belkin	Vice Chair	11,000/ann.
Marcus Duffin	Member	10,000/ann.
Paulette Moses	Member	10,000/ann.
Bill Celona	Member	10,000/ann.
Rosemarie Dearing	Member	10,000/ann.
William Bogardt	Member	10,000/ann.
Vincent Piccoli	Alternate Member	10,000/ann.
Carol Quirk	Alternate Member	10,000/ann.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 176 FEBRUARY 16, 2022
SCHEDULING A PUBLIC HEARING TO LIFT TOWN BOARD COVENANT AND RESTRICTIONS
FOR PLANNING JOB #21-35AI; MCDONALDS CORPORATION

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 a Public Hearing be held on the 16th day of March, 2022 at 3:30 p.m., prevailing time, at Babylon Old Town Hall, 47 W Main Street, Babylon, NY 11702, or 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 lifting a restrictive covenant as per Town of Babylon Code §213-39, in connection with renovations to an existing McDonald’s restaurant, including interior alterations to reduce the total number of seats from 93 to 52, a 128sf front addition to the building for an additional drive-thru service window, and to add a second drive-thru lane/order board; and be it,

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. 177 FEBRUARY 16, 2022
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 133
(SOLID WASTE MANAGEMENT)

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 at Babylon Old Town Hall, 47 W Main Street, Babylon, or 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 1st day of March, 2022, at 3:30 p.m., prevailing time, to consider amending of the Town Code as set forth in Exhibit "A" annexed hereto; 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"

ADD

§ 133-1 Definitions.

Food Scraps

Food scraps means inedible food, trimmings from the preparation of food, food soiled paper, edible food that is not donated and food processing waste. Food scraps does not include used cooking oil, yellow grease, or any food which is subject to recall or seizure due to the presence of pathogens.

AMEND

§ 133-14 License classifications and fees

A.

A Class 1 license shall be required of all persons engaged in the collection and transportation of garbage, refuse, recyclable material (including, but not limited to, scrap metal), ashes or solid waste outside the improvement areas or for collection and transportation of recyclable material only within the commercial improvement area if properly authorized by the property owner. A Class 1A license shall be required of all persons engaged in the collection and transportation of food scraps outside the improvement areas or for collection and transportation of recyclable material only within the commercial improvement area if properly authorized by the property owner. The annual fee for such license shall be \$3000, plus \$1100 for each truck and \$1000 for each sticker for rollofs and compactors.

§ 133-21 Commercial recycling.

A.

Prior to a Class 1 or 1A licensee collecting and/or disposing of recyclable materials from any customer within the commercial improvement area, the customer must file with the Solid Waste Administrator an "Opt-Out" form.

B.

Every Class 1 and or 1A license holder collecting and/or disposing of recyclable material must provide the Solid Waste Administrator with a monthly summary, using a form to be provided by the Solid Waste Administrator, of the types and amounts of all materials recycled.

RESOLUTION NO. 178 FEBRUARY 16, 2022
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER A217
(RECREATIONAL FEES)

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 at Babylon Old Town Hall, 47 W Main Street, Babylon, or 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 1st day of March, 2022, at 3:30 p.m., prevailing time, to consider amending of the Town Code as set forth in Exhibit “A” annexed hereto; 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

§ A217-1 Schedule of fees.

<u>Programs</u>	<u>2022 Recreation Fees:</u> <u>Fee</u>
Day Camp	95 – 160
Day Camp (full day)	350
Swimming Lessons	60
Swim Team	85 -100
Swim Programs	30 - 400
Diving Lessons	60 - 70
Parent & Tot	75 - 90
Parent & Tot (non- resident fee)	85 - 100
Summer- Parent & Tot	40 - 50
Summer – Parent & Tot (non-resident)	50 - 60
Music Lessons	60
Guitar Camp	90
Dance Lessons	50
Dance Camp	95 - 217
Golf Lessons	75 - 120
Golf Course Fees	5 - 8
Disk Golf Fees	5 - 8
Aquacize	70
Tennis Lessons	75 – 90
Pickelball Lessons	40 -50
Beach Parking Permits	20 - 45
Cedar weekdays/weekends	20 - 40
Cedar/ Gilgo twilight fee (after 5:00)	10
Reservation Change Fee (Cedar Marina)	10
Late Fee Camping/Boating	10
Gilgo weekday/weekends	20 - 40
Cedar Marina weekday/weekends	20 - 40
Camping /Boating Permits Residents	50
Camping /Boating Permits Seniors	25
Cedar Dock 14' & Up	33
Cedar Main Dock Under 14'	30
Special Dock Permit	75
Cedar Floating Dock Twilight	5
Cedar Floating Dock weekdays	12
Cedar Floating Dock weekends	18
Cedar Floating Dock weekdays senior	7
Cedar Floating Dock weekends senior	10
Cedar Marina Camping	30
Gilgo Marina Dock weekdays	15
Gilgo Marina Dock weekends	20
Gilgo Floating Dock weekdays 17' & Up	12
Gilgo Floating Dock weekdays under 17'	5
Gilgo Floating Dock weekends over 17'	15
Gilgo Floating Dock weekends under 17'	10
Gilgo Floating Dock weekdays Senior	7
Gilgo Floating Dock weekends Senior	10
Commercial Boat Launch Permit	250
Boat Launch Permit	50
Boat Launch Permit Senior	25

Boat Launch Permit Tanner weekday/weekends	15 - 30
Boat Launch Permit Venetian weekday/weekends	15 - 30
Jet Ski Permit	50 - 25
Family Pool Plan	100 – 165
Individual Plan	60
Senior Individual Plan	25
Senior Family Plan	40
Geiger Spray Park Family Plan	70
Geiger Daily Fee	5
Geiger Daily Fee (non-resident)	10
Phelps Lane Daily Fee	7
Daily Fee Pools N. Amityville, N. Lindenhurst	5
Daily Fee Sanchez & Buttitta	5
Showmobile	175
Showmobile (rate for Fire & Police Departments and Religious Organization applications)	100
Showmobile Rain date	50
Park Permit	50
Park Permit Rain Date Fee	50
Paddle Boarding	150 - 165
Sailing	60 – 80
Yoga	72 - 120
Yoga (non-resident)	84 - 144
Painting	25
Athletic Fields (single use)	
Field Fee	60 - 75
Field Fee – Light Fee	180 - 200
Athletic Fields (weeks)	300 - 2,370
Field with Lights (weeks)	425 - 1,395
Tanner Floating Slips	40 per foot
Tanner Wall Slips	50 per foot
South Great Neck Slips	40 per foot
Film Permit (per day)	500 – 2000
Return Check-Bank Fee	35.00

**RESOLUTION NO. 179 FEBRUARY 16, 2022
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING
CHAPTER 213 (ZONING)**

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 at Babylon Old Town Hall, 47 W Main Street, Babylon , or 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 1st day of March, 2022, at 3:30 p.m., prevailing time, to consider amending of the Town Code as set forth in Exhibit “A” annexed hereto; 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

§ 213-277 Definitions.

RECYCLED MATERIALS MANAGEMENT FACILITY (RMM FACILITY)

A facility for the temporary purchasing, deposition, staging, handling, processing, loading or unloading of recyclable material(s), including scrap metal, Food Scraps and e-waste as defined in Chapter 133, and as described in § 213-280. Recyclable materials and/or e-waste arriving at the facility shall be for the sole purpose of subsequent transfer to another solid waste or recyclable materials management facility associated with the wholesale sale, reuse or disposal of the solid waste, e-waste and/or recyclable material.

RESOLUTION NO. 180 FEBRUARY 16, 2022
SCHEDULING A PUBLIC HEARING REGARDING A CERTAIN FIRE PROTECTION CONTRACT

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

WHEREAS, the present fire protection contract between the Town of Babylon and North Amityville Fire company expired on December 31, 2021; and

WHEREAS, said contract covers North Amityville Fire Protection Districts #5 and #6; and

WHEREAS, it is deemed in the best interests of the Town of Babylon to enter into a new contract for fire protection for the aforesaid districts as follows:

1. North Amityville Fire Protection District #5:
A contract for a period of one year with the North Amityville Fire Company, Inc., said contract having an amount not to exceed \$1,171,962.00 for the year 2022.
2. North Amityville Fire Protection District #6:
A contract for a period of one year with the North Amityville Fire Company Inc., said contract having an amount not to exceed \$1,686,481.00 for the year 2022.

NOW, THEREFORE, be it

RESOLVED, that a Public Hearing be held at Old Babylon Town Hall, 47 W Main Street, Babylon, New York, on the 1st day of March, 2022 at 3:30 p.m., prevailing time, 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” in order to participate) on the question of entering into the aforementioned contracts; 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. 181 FEBRUARY 16, 2022
AUTHORIZING THE SUPERVISOR TO EXECUTE A MEMORANDUM OF
UNDERSTANDING BETWEEN STONY BROOK UNIVERSITY HOSPITAL
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 Stony Brook University Hospital in in contemplation in entering into a service agreement and ambulance services for the North Amityville Fire Districts #5 & #6; and be it

RESOLVED, that said 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. 182 FEBRUARY 16, 2022
AUTHORIZING THE SUPERVISOR TO EXECUTE A MEMORANDUM OF
UNDERSTANDING BETWEEN NORTH AMITYVILLE FIRE COMPANY INC
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 Amityville Fire Company Inc., in in contemplation in entering into a service agreement for fire protection and ambulance services for the North Amityville Fire Districts #5 & #6; and be it

RESOLVED, that said contract will be valid through December 31st, 2022, 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. 183 FEBRUARY 16, 2022
TOWN BOARD ENVIRONMENTAL DETERMINATION GRANTING THE NORTH BABYLON
SCHOOL DISTRICT PERMISSION TO CONDUCT RESEARCH ON THE TOWN OF BABYLON MUD
CREEK TIDAL MARSH MORE SPECIFICALLY IDENTIFIED AS 201 BERGEN AVENUE,
WEST BABYLON, NY 11704 SCTM #0100-231.00-01.00-001.000

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

WHEREAS, the North Babylon School District, 5 Jardine Place, North Babylon, NY 11703 has requested permission to conduct research at the Mud Creek Tidal Wetlands, more specifically identified as 0100-231.00-01.00-001.000, 201 Bergen Avenue, West Babylon; and

WHEREAS, the Department of Environmental Control is assisting the Town Board of the Town of Babylon in fulfilling its responsibilities under SEQRA and TOBEQRA; and

WHEREAS, based upon review of the information submitted, the Department of Environmental Control has recommended that the research to be conducted at the Mud Creek Tidal Wetlands be identified as a Type II Action pursuant to SEQRA and TOBEQA and no further Action is required; and

WHEREAS, based upon review of the information submitted, the Town Board of the Town of Babylon independently determines that the research to be conducted at the Mud Creek Tidal Wetlands be identified as a Type II Action pursuant to SEQRA and TOBEQA and no further Action is required; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Babylon hereby grants the North Babylon School District, 5 Jardine Place, North Babylon, NY 11703 permission to conduct research at the Mud Creek Tidal Wetlands, more specifically identified as 0100-231.00-01.00-001.000, 201 Bergen Avenue, West Babylon.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 184 FEBRUARY 16, 2022
ADOPTING AMENDMENTS TO CHAPTER 2, ARTICLE IV, SECTION 2-8
OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES

The following resolution was offered by Councilman Martinez

and seconded by Councilman McSweeney

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing via Zoom and streamed live over the internet at the Town of Babylon YouTube channel - <https://bit.ly/3aNSG2P> pursuant to Governor Hochul's extension of Executive Order 202.1 regarding the "Open Meetings Law", authorizing public meetings to be held remotely by conference call or similar service , on the 2nd day of February, 2022 at 3:30 p.m. prevailing time, upon the question amending Chapter 2, Article IV, Section 2-8 of the Town of Babylon Uniform Code of Traffic Ordinances.; and therefore, be it

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 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>
Tooker Avenue at Anita Court	WB	Stop	East/West on Tooker Avenue
Linden Street at Perry Lane	WY	Stop	North on Linden Street

RESOLUTION NO. 185 FEBRUARY 16, 2022
ADOPTING AMENDMENTS TO 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

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing via Zoom and streamed live over the internet at the Town of Babylon YouTube channel - <https://bit.ly/3aNSG2P> pursuant to Governor Hochul’s extention of Executive Order 202.1 regarding the “Open Meetings Law”, authorizing public meetings to be held remotely by conference call or similar service , on the 2nd day of February, 2022 at 3:30 p.m. prevailing time, upon the question amending Chapter 2, Article IV, Section 2-8 of the Town of Babylon Uniform Code of Traffic Ordinances; and therefore, be it

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 IV, Section 2-8

[Traffic Regulations; Stop and Yield Intersections Designated]

ADD to Schedule H:

<u>Name of Street/Side Location</u>	<u>Hamlet</u>	<u>Sign</u>	<u>Controlling Traffic</u>
Bergen Drive at Monmouth Street	DP	Stop	North/South on Bergen Drive
Monmouth Street at Bergen Drive	DP	Stop	East on Monmouth Street
Cortland Street at Wartburg Avenue (24th Street)	CO	Stop	Northeast/Southwest on Cortland Street
24th Street at Catskill Avenue (Cortland Street)	CO	Stop	Southeast on 24th Street
Brandon Avenue at Benburb Street	NA	Stop	North/South on Brandon Avenue
Lake Drive at Birch Street and Lewis Street	WY	Stop	East/West on Lake Drive
Kime Avenue at Greenwood Drive	NB	Yield	North/East on Kime Avenue
Greenwood Drive at Kime Avenue	NB	Yield	Southwest Greenwood Drive
Bergen Drive at Burlington Avenue	DP	Stop	North on Bergen Drive

RESOLUTION NO. 186 FEBRUARY 16, 2022
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 Manetta

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing via Zoom and streamed live over the internet at the Town of Babylon YouTube channel - <https://bit.ly/3aNSG2P> pursuant to Governor Hochul’s extention of Executive Order 202.1 regarding the “Open Meetings Law”, authorizing public meetings to be held remotely by conference call or similar service , on the 2nd day of February, 2022 at 3:30 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; and therefore, be it

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 to Schedule K:

<u>Name of the Street/Location</u>	<u>Hamlet</u>	<u>Regulation</u>	<u>Hours/Days</u>
West 23 rd Street/ East side From Lake Avenue to Grand Boulevard	DP	Permit Required	10:00 p.m. to 7:00 p.m./ All

ADD to Schedule K:

<u>Name of the Street/ Location</u>	<u>Hamlet</u>	<u>Regulation</u>	<u>Hours/Days</u>
West 23 rd Street/ East side From Lake Avenue to Grand Boulevard	DP	Permit Required	8:00 p.m. to 7:00 a.m./All

**RESOLUTION NO. 187 FEBRUARY 16, 2022
PROCLAIMING TUESDAY, FEBRUARY 1, 2022
AS MALACHI MOORE DAY IN THE TOWN OF BABYLON**

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

WHEREAS, the Town Board of the Town of Babylon recognizes that participation in organized athletics helps to build character and teaches a wholesome sense of fair play and good sportsmanship among our youth;
and

WHEREAS, the Town recognizes that certain athletes demonstrate a great deal of natural ability, dedication, and hard work which makes those athletes excel greatly in their sport; and

WHEREAS, Malachi is a junior attending Walter G. O'Connell Copiague High School, Class of 2023;
and

WHEREAS, this 2021-22 basketball season, Malachi has scored his 1000th career point and counting;
and

WHEREAS, Malachi Moore also holds a ranking on Newsday's Long Island's Top 100 High School basketball players; and

WHEREAS, Malachi Moore also shines off the court, as he is a consistent honor roll student, a member of the National Honor Society, and he contributes greatly to the community through his service with the Copiague Key Club, and as a Youth Counselor and tutor with the Keep Your Change Academic Support Program in his North Amityville community; and

WHEREAS, Malachi Moore has been praised for his many academic and athletic awards, including being selected to the Suffolk County Basketball Coaches Association's Academic and Athletic All County Teams this past year.

NOW, THEREFORE BE IT

RESOLVED, that that the Town Board hereby proclaims February 1, 2022 as "Malachi Moore Day" in the Town of Babylon.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 188 FEBRUARY 16, 2022
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 374 LAFAYETTE ST., COPIAGUE, NEW YORK 11726
SCTM NO. 0100-178.00-03.00-004.000

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

WHEREAS, a certain structure(s) located at **374 Lafayette St., Copiague, New York**, bearing **SCTM# 0100-078.00-03.00-004.000** 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 **374 Lafayette St., Copiague, New York**, bearing **SCTM# 0100-178.00-03.00-004.000** 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 February 7, 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. 189 FEBRUARY 16, 2022
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 600 N. BROADWAY UNIT E5, AMITYVILLE, NY 11701
SCTM NO. 0100-165.00-01.00-033.000

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

WHEREAS, a certain structure(s) located at **600 N. Broadway Unit E5, Amityville, New York,** bearing **SCTM# 0100-165.00-01.00-033.000** 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 **600 N. Broadway, Unit E 5, Amityville, New York,** bearing **SCTM# 0100-165.00-01.00-033.000** 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 6, 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.