

TOWN BOARD MEETING

MAY 11, 2022

AGENDA

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406. AUTHORIZING THE TRANSFER OF AMERICAN RESCUE PLAN MONEY TO THE VETERANS YOGA PROJECT INC.
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408. AUTHORIZING CHANGE ORDER NO.4 IN THE CONTRACT WITH W.H.M. PLUMBING & HEATING CONTRACTORS, INC. FOR BID NO.19G31FS, INSTALLATION OF NEW HVAC SYSTEM AT TOWN HALL, FIRE SPRINKLER CONSTRUCTION
409. AUTHORIZING CREDIT CHANGE ORDER NO.1 IN THE CONTRACT WITH KOSURI ENGINEERING & CONSULTING, P.C. FOR RFP 20G55, ENGINEERING DESIGN, BID PHASE SERVICES, CONSTRUCTION MANAGEMENT, INSPECTION, SUPERVISION, ETC. FOR THE CAPPING & CLOSURE OF THE NEW NORTHERN U ASHFILL
410. ACCEPTING A CREDIT AND ACCEPTING THE CONTRACT WITH GRACE INDUSTRIES, LLC FOR BID NO.21G02 - CELL #7 CAP & CLOSURE OF LOWER & LOWER MIDDLE WALLS
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427. AUTHORIZING PERMISSION FOR A PARADE ON JUNE 11, 2022, IN THE TOWN OF BABYLON FOR WYANDANCH FAMILY AND RECOGNITION DAY, INC.
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432. PROCLAIMING WEDNESDAY, MAY 18, 2022, AS EAGLE SCOUT GAVIN ROGERS DAY
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435. AUTHORIZING THE CEREMONIOUS CHANGING OF A STREET NAME
436. ADOPTING AMENDMENTS TO CHAPTER 3, ARTICLE II, SECTION 3-4 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
437. AUTHORIZING ISSUANCE OF A BUILDING PERMIT FOR MICHAEL WEBER OUTER BEACH APPLICATION NO.141087, SCTM #0100-239.00-01.00-006.000
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439. AUTHORIZING THE SUPERVISOR TO EXECUTE A "RESIDENTIAL INNOVATIVE AND ALTERNATIVE ON-SITE WASTEWATER TREATMENT SYSTEM GRANT" AND RELATED DOCUMENTS (JIMMY AND MARIANTHE GAVALAS)

440. SCHEDULING A PUBLIC HEARING ON DESIGNATING THE PREMISES KNOWN AS 677 NICOLLS ROAD, DEER PARK, SCTM#0100-021.00-04.00-028.000 A PUBLIC NUISANCE, AUTHORIZING THE BOARDING UP OF SAID PREMISES AND AUTHORIZING THE TOWN ATTORNEY TO COMMENCE LITIGATION
441. AUTHORIZING THE EMERGENCY BOARD UP, THE REMOVAL OF ABOVE GROUND POOL AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 271 W. 21ST STREET, DEER PARK, NY 11729, SCTM #0100-084.00-02.00-115.000
442. AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 46 JAMAICA AVE., WYANDANCH, NY 11798, SCTM #100-055.00-01.00-142.000
443. AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 444 GRANADA PKWY, LINDENHURST, NY 11757, SCTM #100-227.00-05.00-008.000

**RESOLUTION NO. 404 MAY 11, 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:

April 27, 2022

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 405 MAY 11, 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>		
Personnel		
Professional and Technical Services		
A.1430-44	\$ 30,000	
Rent or Lease		
A.1430-45		\$ 30,000
Public Safety Harbor & Waterways		
Overtime		
A.3120-19	\$ 17,000	
Hospital and Medical Insurance		
Employee Benefits		
A.9060-80		\$ 17,000
<u>Part Town Fund</u>		
Fire Prevention		
Professional and Technical Services		
B.3410-44	\$ 624	
Code Enforcement		
Administrative		
B.3989-13	\$ 28,023	
Part Time Clerical		
B.3989-16	\$ 792	
Utilities		
B.3989-42	\$ 1,000	
Professional and Technical Services		
B.3989-44		\$ 28,815
Public Safety Administration		
Part Time Clerical		
B.3010-16	\$ 847	
Professional and Technical Services		
B.3010-44		\$ 2,596
Miscellaneous		
B.3010-49	\$ 125	
<u>Garbage Improvement Area Fund</u>		
Refuse and Garbage		
Uniforms		
CL.8160-48	\$ 3,000	
Professional and Technical Services		
CL.8160-44		\$ 3,000

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 406 MAY 11, 2022
AUTHORIZING THE TRANSFER OF AMERICAN RESCUE PLAN MONEY
TO THE VETERANS YOGA PROJECT INC.

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

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 transferring funds to a constituent units of government pursuant to Section 603(c)(3); and

WHEREAS; the Town has determined that assisting the Veteran Yoga Project, Inc, to provide services to the Town of Babylon’s veteran population 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 has entered into an agreement with the Veteran’s Yoga Project Inc. as of April 27, 2022 and that Agreement is authorized by this resolution nunc pro tunc and may now transfer \$15,000.00 to provide services to the Town’s veterans.

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 \$15,000.00 to the Veterans Yoga Project Inc. 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 Veterans Yoga Project Inc. accepting the transfer, 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 Town Supervisor is hereby authorized nunc pro tunc to execute any and all documents on behalf of the Town including an agreement dated April 27, 2022; 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; and be it further

RESOLVED, that this resolution shall take effect immediately.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 407 MAY 11, 2022
ACCEPTING A CREDIT AND ACCEPTING THE CONTRACT WITH L.E.B. ELECTRIC, LTD. FOR
BID NO. 19G31E, INSTALLATION OF NEW HVAC SYSTEM AT TOWN HALL, ELECTRICAL
CONSTRUCTION AS SATISFACTORILY COMPLETE

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

WHEREAS, Bid No.19G31E, Installation of New HVAC System at Town Hall, Electrical Construction was awarded to L.E.B. Electric, Ltd. pursuant to Resolution No.48 of January 2, 2020, for a total contract amount of FOUR HUNDRED FORTY-FOUR THOUSAND, NINE HUNDRED FORTY (\$444,940.00) DOLLARS; and

WHEREAS, Change Order No.1 was approved pursuant to Resolution No.231 of March 11, 2020, which resulted in no change to the contract amount; and

WHEREAS, Change Order No.2 was approved pursuant to Resolution No.350 of July 8, 2020, which resulted in no change to the contract amount; and

WHEREAS, a credit was approved pursuant to Resolution No.504 of July 20, 2020, decreasing the total contract amount to FOUR HUNDRED THIRTY-EIGHT THOUSAND, NINE HUNDRED THIRTY-FIVE DOLLARS AND 31/100 (\$438,935.31); and

WHEREAS, Change Order Nos.3 & 4 were approved pursuant to Resolution No.350 June 9, 2021, which resulted in no change to the contract amount of FOUR HUNDRED THIRTY-EIGHT THOUSAND, NINE HUNDRED THIRTY-FIVE DOLLARS AND 31/100 (\$438,935.31); and

WHEREAS, the following credit is due from L.E.B. Electric, Ltd.:

Credit for Unused Contingency	\$6,137.92
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WHEREAS, the Commissioner of General Services, the Commissioner of Public Works and Cashin Associates, P.C. recommend that all work performed by L.E.B. Electric, Ltd. pursuant to Bid No.19G31E be deemed as complete and acceptable.

NOW, THEREFORE, be it

RESOLVED, that the credit due from L.E.B. Electric, Ltd be and is hereby accepted in the amount of SIX THOUSAND, ONE HUNDRED THIRTY-SEVEN DOLLARS AND 92/100 (\$6,137.92) decreasing the total contract amount to FOUR HUNDRED THIRTY-TWO THOUSAND, SEVEN HUNDRED NINETY-SEVEN DOLLARS AND 39/100 (\$432,797.39); and be it further

RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Commissioner of Public Works and Cashin Associates, P.C., all work performed by L.E.B. Electric, Ltd, pursuant to Bid No.19G31E, be and is hereby accepted as satisfactorily complete at a final contract price of FOUR HUNDRED THIRTY TWO THOUSAND, SEVEN HUNDRED NINETY SEVEN DOLLARS AND 39/100 (\$432,797.39),

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 408 MAY 11, 2022
AUTHORIZING CHANGE ORDER NO. 4 IN THE CONTRACT WITH W.H.M. PLUMBING & HEATING CONTRACTORS, INC. FOR BID NO. 19G31FS, INSTALLATION OF NEW HVAC SYSTEM AT TOWN HALL, FIRE SPRINKLER CONSTRUCTION

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

WHEREAS, Bid No. 19G31FS, Installation of New HVAC System at Town Hall, Fire Sprinkler Construction was awarded to W.H.M. Plumbing & Heating Contractors, Inc. pursuant to Resolution No.47 of January 2, 2020, for a total contract amount of TWO HUNDRED THIRTY-ONE THOUSAND, SIX HUNDRED EIGHTY-THREE (\$231,683.00) DOLLARS; and

WHEREAS, a credit in the amount of TWO THOUSAND (\$2,000.00) DOLLARS was authorized pursuant to Resolution No.503 of July 20, 2020, decreasing the contract amount to TWO HUNDRED TWENTY-NINE THOUSAND, SIX HUNDRED EIGHTY-THREE (\$229,683.00) DOLLARS; and

WHEREAS, Change Order No.1 was approved pursuant to Resolution No.604 of September 23, 2020, increasing the total contract amount to TWO HUNDRED THIRTY-FIVE THOUSAND, THREE HUNDRED SEVENTY-SIX DOLLARS AND 29/100 (\$235,376.29); and

WHEREAS, Change Order Nos.2 & 3 were approved pursuant to Resolution No.794 of December 23, 2020; and

WHEREAS, the Change Order Committee convened on April 27, 2022, with the Chief of Staff, Deputy Chief of Staff, Town Attorney, Comptroller, Commissioner Planning & Development and the Commissioner of General Services in attendance to review Change Order No.4; and

WHEREAS, the Change Order Committee and Cashin Associates recommend the approval of Change Order No. 4 as follows:

Change Order No. 4 – Retesting of FM200 sprinkler system.	\$4,588.50
TOTAL CHANGE ORDER NO. 4	\$4,588.50

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of and the Change Order Review Committee and Cashin Associates, P.C., the Supervisor be and he is hereby authorized to execute Change Order No.4 in contract with W.H.M. Plumbing & Heating Contractors increasing the total contract amount to TWO HUNDRED FORTY FIVE THOUSAND, FOUR HUNDRED EIGHTY TWO DOLLARS AND 95/100 (\$245,482.95)

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	Abstain

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 409 MAY 11, 2022

AUTHORIZING CREDIT CHANGE ORDER NO.1 IN THE CONTRACT WITH KOSURI ENGINEERING & CONSULTING, P.C. FOR RFP 20G55, ENGINEERING DESIGN, BID PHASE SERVICES, CONSTRUCTION MANAGEMENT, INSPECTION, SUPERVISION, ETC. FOR THE CAPPING & CLOSURE OF THE NEW NORTHERN U ASHFILL

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

WHEREAS, the following proposals for RFP No.20G55, Request For Proposals For Engineering, Design, Bid Phase Services, Construction Management, Inspection, Supervision, Observation & Construction Administration for the Capping & Closure of the New Northern “U” Ash fill pursuant to Resolution No.609 of September 23, 2020, for a total contract amount of FOUR HUNDRED SIXTY TWO THOUSAND, THREE HUNDRED FIFTY (\$462,350.00) DOLLARS, and

WHEREAS, the Change Order Committee convened on April 27, 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:

CREDIT FOR SEPARATING THE WORK INTO PHASE I – INTERIM CAP CONSTRUCDTION AND PHASE II – FINAL CAP & CLOSURE	
TOTAL CREDIT CHANGE ORDER NO. 1	(\$157,030.00)

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 Credit Change Order No.1 in the contract with Kosuri Engineering & Consulting, P.C., in a credit amount of ONE HUNDRED FIFTY SEVEN THOUSAND, THIRTY (\$157,030.00) DOLLARS, decreasing the total contract amount with Kosuri Engineering & Consulting, P.C.to THREE HUNDRED FIVE TOUSAND, THREE HUNDRED TWENTY (\$305,320.00) DOLLARS.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 410 MAY 11, 2022
ACCEPTING A CREDIT AND ACCEPTING THE CONTRACT WITH GRACE INDUSTRIES, LLC
FOR BID NO.21G02, CELL #7 CAP & CLOSURE OF LOWER & LOWER MIDDLE WALLS

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

WHEREAS, Bid No.21G02, Cell #7 Cap & Closure of Lower & Lower Middle Walls Construction was awarded to Grace Industries, LLC pursuant to Resolution No.196 of March 31, 2021, for a total contract amount SEVEN MILLION NINE HUNDRED TWENTY-NINE THOUSAND, EIGHT HUNDRED FIFTY (\$7,929,850.00) DOLLARS; and

WHEREAS, Change Order No.1 was approved pursuant to Resolution No.537 of September 1, 2021, resulted in no change to the contract amount; and

WHEREAS, Change Order Nos.2 & 3 was approved pursuant to Resolution No.800 of December 15, 2021 which resulted in no change to the contract amount; and

WHEREAS, the following credit is due from Grace Industries, LLC:

Credit for decreases in the amount of materials used	(\$16,503.21)
TOTAL CREDIT	(\$16,503.21)

WHEREAS, the Commissioner of General Services, the Commissioner of the Dept. of Public Works and Kosuri Engineering & Consulting, P.C. have deemed all work performed by Grace Industries, LLC pursuant to bid No.21G02 as complete and acceptable.

NOW, THEREFORE, be it

RESOLVED, that the credit in the amount of SIXTEEN THOUSAND, FIVE HUNDRED THREE DOLLARS AND 21/100 (\$16,503.21) be and is hereby accepted from Grace Industries, LLC. hereby reducing the total contract amount to ONE MILLION SIXTY-SEVEN THOUSAND, THREE HUNDRED NINETY-FIVE DOLLARS AND 71/100 (\$1,067,395.71); and be it further

RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Commissioner of the Dept. of Public Works and Kosuri Engineers & Consulting, P.C., all work performed by Grace Industries, LLC. pursuant to Bid No.21G02, be and is hereby accept as satisfactorily complete at a final contract amount of SEVEN MILLION NINE HUNDRED THIRTEEN THOUSAND, THREE HUNDRED FORTY-SIX DOLLARS AND 79/100 (\$7,913,346.79)

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 411 MAY 11, 2022
AWARDING BID NO. 22G27 - MAINTENANCE & ON-CALL REPAIR SERVICE FOR THE
LANDFILL LEACHATE PUMPING STATIONS, TIE IN MANHOLES AND ASSOCIATED
INFRASTRUCTURE

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

WHEREAS, the following bids for Bid No.22G27, Maintenance & On-Call Repair Service for the Landfill Leachate Pumping Stations, Tie-In Manholes and Associated Infrastructure was received, opened and publicly read:

<u>Item</u>	<u>Price</u>
Item: Hourly rate for all maintenance and on-call work to maintain, replace, install/repair leachate pumps, tie-in manholes and associated infrastructure.	
1. Mechanic	
Bensin Contracting Inc.	\$154.00
Overtime	
Bensin Contracting Inc.	\$195.00
2. Electrician	
Bensin Contracting Inc.	\$154.00
Overtime	
Bensin Contracting Inc.	\$195.00
3. Percent (%) over cost for parts	
Bensin Contracting Inc.	25%

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and the Commissioner of Environmental Services and upon their finding the aforementioned bids fair and reasonable, Bid No.22G27 be and is hereby awarded to the sole bidder Bensin Contracting, Inc.; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Bensin Contracting, 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.

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

Abstain

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 412 MAY 11, 2022
AWARDING BID NO. 22G33 - ALUMINUM SIGN BLANKS

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

WHEREAS, the following bids for Bid No.22G33, Aluminum Sign Blanks were received, opened and publicly read:

SPREADSHEET ON FILE IN DEPT. OF GENERAL SERVICES,

RESOLVED, that based upon the recommendation of the Commissioner of General Services and the Sign Shop Supervisor, and upon their finding the aforementioned bids to be fair and reasonable, Bid No.22G33 be and is hereby awarded to the overall low bidder, Lightle Enterprises of Ohio, LLC; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Lightle Enterprises of Ohio, LLC; 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. 413 MAY 11, 2022
ACCEPTING THE CONTRACT WITH MACCARONE PLUMBING, INC. FOR BID NO.19G3P -
INSTALLATION OF NEW HVAC SYSTEM AT TOWN HALL, PLUMBING CONSTRUCTION AS
COMPLETE AND ACCEPTABLE

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

WHEREAS, Bid No.19G31P, Installation of New HVAC System at Town Hall, Plumbing Construction was awarded to Maccarone Plumbing, Inc. pursuant to Resolution No.52 of January 2, 2020, for a total contract amount of ONE HUNDRED FIFTY-FOUR THOUSAND (\$154,000.00) DOLLARS; and

WHEREAS, a credit was approved pursuant to Resolution No.505 of July 20, 2020, decreasing the total contract amount to ONE HUNDRED FORTY-SEVEN THOUSAND, NINE HUNDRED NINETY-FIVE DOLLARS AND 31/100 (\$147, 995.31); and

WHEREAS, Change Order No.1 was approved pursuant to Resolution No.142 of March 3, 2021, decreasing the contract amount to ONE HUNDRED FORTY-FIVE THOUSAND, SEVEN HUNDRED TWENTY DOLLARS AND 11/100; and

WHEREAS, the Commissioner of General Services, the Commissioner of the Department of Public Works and Cashin Associates, P.C. that all work performed by Maccarone Plumbing, Inc. pursuant to Bid No.19G31P be deemed as complete and acceptable.

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Commissioner of the Department of Public Works and Cashin Associates P.C., all work performed by Maccarone Plumbing, Inc. be and is hereby accepted as satisfactorily complete at a final contract price of ONE HUNDRED FORTY FIVE THOUSAND, SEVEN HUNDRED TWENTY DOLLARS AND 11/100 (\$145,720.11).

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	Abstain

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 414 MAY 11, 2022
AUTHORIZING A CONTRACT WITH KOSURI ENGINEERING & CONSULTING, P.C.

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

WHEREAS, a proposal for the preparation of the renewal application of the Permit to Operate Cell #7 of the Southern U Ashfill, was solicited from Kosuri Engineering & Consulting P.C.; and

WHEREAS, the Professional Consultant Evaluation Committee convened on April 27, 2022 with the Deputy Supervisor, the Chief of Staff, Deputy Chief of Staff, Town Attorney, the Comptroller, the Commissioner of General Services, the Commissioner of Planning & Development and the Commissioner of the Department of Public Works 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 Kosuri Engineering & Consulting, P.C. for a total contract amount not to exceed NINETEEN THOUSAND, FOUR HUNDRED FIFTY (\$19,450.00) DOLLARS.

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 Kosuri Engineering & Consulting, P.C., Inc. at a total annual contract amount not to exceed NINETEEN THOUSAND, FOUR HUNDRED FIFTY (\$19,450.00) DOLLARS and that said contract shall be 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. 415 MAY 11, 2022
APPROVING AND CONSENTING TO THE FILING OF A CERTIFICATE OF AMENDMENT OF THE
CERTIFICATE OF THE INCORPORATION OF THE NORTH AMITYVILLE FIRE COMPANY, INC.
UNDER SECTION 803 OF THE NOT-FOR-PROFIT CORPORATION LAW

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

WHEREAS, the North Amityville Fire Company, Inc. (hereinafter referred to as NAFCO) desires to amend its Certificate of Incorporation in order to organize and operate exclusively for charitable and educational purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code; and

WHEREAS, the Town Board of the Town of Babylon desires to approve and consenting to the filing of a Certificate of Amendment to the Certificate of the Incorporation of the North Amityville Fire Company, Inc. in order for NAFCO to organize and operate exclusively for charitable and educational purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code.

NOW, BE IT RESOLVED, the Town Board of the Town of Babylon hereby authorizes it board members to sign the consent form for the Certificate of Amendment of the Certificate of the Incorporation of the North Amityville Fire Company, Inc. under section 803 of the non-for-profit Corporation Law; and be it further

RESOLVED, that the form and content of said agreement 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. 416 MAY 11, 2022
AUTHORIZING STANDARD WORKDAY AND REPORTING RESOLUTION

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

WHEREAS, the New York State Comptroller's Office in New York State Retirement System Reporting Regulation Section 315.4, requires that a standard workday be established for elected and appointed officials not already subject to present hours and workdays for the purpose of reporting service credit to the retirement system;
and

WHEREAS, the purpose of establishing such a standard workday is to enable the New York State Comptroller's Office to equitably review and enforce eligibility requirements for the New York State and Local Retirement System; and

WHEREAS, the New York State Comptroller's Office also requires that when establishing such standard workday, the Town shall list the expiration of each such elected and appointed official, and the Town shall maintain daily records of time worked and the total number of days per month to be reported for each official. The term for certain Commissioners and Deputy Commissioners is being established solely for the purpose of the resolution.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Babylon hereby establishes a standard workday as set forth on the Attachment on file in the Office of the Town Clerk for all elected and appointed officials not already subject to present hours and workdays which Attachment details the standard workday and term expiration for those elected and appointed officials, in accordance with the guidelines provided by the New York State Comptroller's Office in New York State Retirement System Reporting Regulation Section 315.4 for the purpose of reporting service credit to the retirement system; and be it further

RESOLVED, by the Town Board of The Town of Babylon, that the standard workday to be reported to the New York State and Local Employees' Retirement System for elected and appointed officials not already subject to present hours and workdays shall take effect immediately; and be it further

RESOLVED, by the Town Board of the Town of Babylon, that this resolution shall be posted for a minimum of 30 days on the Town's official website or on an official sign board at the main entrance to the Town Clerk's office; and be it further

RESOLVED, by the Town Board of the Town of Babylon, that within 45 days of the date of this resolution, the Town Clerk shall file a certified copy of the resolution and an affidavit of posting with the Office of the New York State Comptroller.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 417 MAY 11, 2022
AUTHORIZING AND APPROVING A SETTLEMENT OF LITIGATION

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

WHEREAS, a lawsuit was filed in Suffolk County Supreme Court, Index No. 6539/2016, against the
Town of Babylon, et al., (the "Parties"); and

WHEREAS, the Parties to the lawsuit wish to amicably settle this lawsuit to avoid a costly and
protracted trial;

NOW, THEREFORE, be it

RESOLVED, that the Town Board is authorized to approve settlement of the litigation and the Town
Attorney is authorized to execute any documents necessary to effectuate the terms of the settlement.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 418 MAY 11, 2022
DECLARING EQUIPMENT SURPLUS**

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, upon the recommendation of the Director of Personnel, that the following obsolete equipment be and is hereby declared surplus and sold to Metropolitan Data Solutions as a trade in for the purchase of a new NXT5000 Badge Printer:

Badge Pass CP60-Plus	Serial Number 096225
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VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 419 MAY 11, 2022
DECLARING EQUIPMENT SURPLUS AND
AUTHORIZING THE SALE OF SURPLUS EQUIPMENT**

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

WHEREAS, the Town of Babylon (“Town”) desires to sell its large supply of used, commercial solid waste containers (front-end loader and roll-off containers) that have been in service in the Town’s Commercial Garbage District for approximately 5 to 10 years; and

WHEREAS, over the next two to three years, the Town is replacing over 4,000 containers in its Commercial Garbage District and plans on selling the used containers “as is” to a vendor offering the highest price; and

WHEREAS, the Commissioner of Environmental Control recommends that the Town Board declare over 4,000 containers in its Commercial Garbage District as surplus; and

WHEREAS, the Town solicited bids from 124 town licensed carters and scrap dealers; and

WHEREAS, the Sanitation Commission convened on May 5, 2022, with the Chief of Staff, Deputy Chief of Staff, Town Attorney, Comptroller, and Commissioner of Public Safety in attendance and reviewed the proposals of Mid Island Scrap/Mid Island Salvage Corp., Winters Bros. Recycling Corp., and Eagle Sanitation Inc.; and

WHEREAS, the Sanitation Commission at its meeting on May 5, 2022, with the Chief of Staff, Deputy Chief of Staff, Town Attorney, Comptroller, and Commissioner of Public Safety in attendance, recommended the sale of over 4,000 containers to Winters Bros. Recycling Corp. at a total amount of \$542,061.00.

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Commissioner of Environmental Control, that the following obsolete equipment be and is hereby declared surplus:

Front End Containers	
SIZE (YARDS)	QUANTITY
1	47
1.5	1,112

2	516
3	743
4	617
6	510
8	471
TOTAL	4,016

Roll-Off Containers	
SIZE (YARDS)	QUANTITY
10	25
15	10
20	65
30	95
TOTAL	195

RESOLVED, that based upon the recommendation of the Sanitation Commission, that the Supervisor be and he is hereby authorized to execute all documents to effectuate the sale of the above-referenced surplus equipment to Winters Bros. Recycling Corp. at a total amount of \$542,061.00 and that said documents shall be 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. 420 MAY 11, 2022
AUTHORIZING THE WAIVING OF PARK PERMIT FEE
FOR TOWN HALL FIREMAN'S MEMORIAL

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 Commissioner of Parks and Recreation that the Park Permit fees for a Town Hall Fireman's Memorial to be
waived.

Applicant
Bob Almond (Gil Hanse) 999 N Indiana Avenue North Lindenhurst, NY 11797

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 421 MAY 11, 2022
AUTHORIZING PAYMENT TO SECURETEL INCORPORATED

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 Comptroller be and is hereby
authorized to issue payment to Securetel Incorporated for services rendered for the following invoices:

SERVICES PERFORMED DATE	AMOUNT
Invoice #R 60980 11/1/21 to 1/31/22	\$194.85
TOTAL	\$194.85

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 422 MAY 11, 2022
AUTHORIZING PAYMENT TO COUNSEL PRESS INC.**

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 Comptroller be and is hereby
authorized to issue payment to Counsel Press Inc. for services rendered for the following invoices:

SERVICES PERFORMED DATE	AMOUNT
Invoice #0009135004 on 3/31/2022	\$1,444.00
TOTAL	\$1,444.00

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 423 MAY 11, 2022
AUTHORIZING EMPLOYEE REIMBURSEMENT

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

EMPLOYEE	AMOUNT
Reginald Elton	\$71.76 animal supplies
Reginald Elton	\$12.02 hardware supplies
Jennifer Taus	\$23.76 office supplies

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 424 MAY 11, 2022
AUTHORIZING REFUND OF PAYMENT FOR COMMERCIAL WASTE DISTRICT

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 following payments be refunded as an overpayment:

REFUND OF PAYMENT:

PAYEE	ACCOUNT	TYPE	AMOUNT	REASON	RECOMMENDED BY
Ken L Metal 91 Cabot Street West Babylon, NY 11704	Account #004087 Ken L Metal 91 Cabot Street West Babylon, NY 11704	Commercial Waste District	\$61.07	Overpayment	Commissioner of Environmental Control

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 425 MAY 11, 2022
AUTHORIZING TANGER DEER PARK AND HOSTED BY ARSENAL PRODUCTIONS, LLC TO
HOLD AN OUTDOOR PUBLIC ASSEMBLY ON MAY 21, 2022, IN THE TOWN OF BABYLON

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

WHEREAS, the Tanger Deer Park/Arsenal Productions, LLC has requested permission to hold an outdoor public assembly on Saturday, May 21, 2022 between the hours of 1:00 p.m. and 5:00 p.m., within the Town of Babylon at the overflow parking lot of Tanger Outlets, 152 The Arches Circle, Deer Park, NY 11729;

WHEREAS, the Tanger Deer Park/Arsenal Productions, LLC has obtained sufficient insurance to protect the interests of the Town of Babylon; subject to Schedule “A” attached hereto; and

INDIVIDUAL: Evan Berman 17 Winthrop Drive Dix Hills, NY 11746 (631) 807-8494 (631) 807-8495	ORGANIZATION: Arsenal Productions, LLC 1034 Route 109 Lindenhurst, NY 11757 (631) 807-8494 (631) 807-8495
DATES & TIMES: Date(s): 5/21/2022 to: Time: 1:00 p.m. to 5:00 p.m. Rain Date: n/a	LOCATION: Tanger Outlets (overflow parking lot) 152 The Arches Circle Deer Park, NY 11729
SPECIAL REQUIREMENTS: Event Details: Long Island Whiskey Fest; serving over 100 styles of whiskey and spirits Purpose: To drive foot traffic and business to the area and promote shopping Tents: Yes; (34) 10x10 only Amusement Rides and/or Bouncy Rides: No Sound Equipment: Yes; DJ & Speakers Toilet/Water Facilities: 9 Bathroom Facilities; 72 Stalls with Hot Running Water; 5 Porta Potties and Hand Sanitizing Stations Approximate # of Participants: 500 – 999 expected throughout the event	

NOW, THEREFORE, be it
RESOLVED, that the Town Clerk is hereby directed to forward a copy of this said resolution to the following Departments within the of the Town of Babylon; Public Safety, Central Alarm, Highway, Parks & Recreation, Fire Prevention, Solid Waste Management and also the Suffolk County Police Department and Suffolk County DPW; and be it further

RESOLVED, that the Town Board of the Town of Babylon does hereby order this resolution as stated and will act as acknowledgement and used as said permit, subject to the rules and regulations of the Commissioner of Parks, Recreation and Cultural Affairs and the Suffolk County Police Department.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

F A I R S - SCHEDULE "A"

Pursuant to Section 79-2 of the Code of the Town of Babylon, you are hereby advised that the Town Board of the Town of Babylon, pursuant to the powers contained in the aforesaid Section 79-2, will impose the following requirements upon any permit granted pursuant to this article:

1. Opening and Closing Times. All amusements provided pursuant to a permit issued under this article shall not have an opening time prior to 6:00 p.m. during the days of Monday through Friday and 10:00 a.m. on Saturdays and Sundays, and shall close not later than 8:00 p.m. on any day.

2. No portable or movable living accommodations shall be allowed on the site of the amusement or elsewhere within the Town in connection with said amusement, unless allowed pursuant to the Building Zone Ordinance of the Town of Babylon.

3. No games shall be permitted which will violate State Law.

4. Any person or organization seeking permission to conduct any game of chance shall file the proper application with the Town Clerk and shall comply with all provisions of Chapter 130 of the Code of the Town of Babylon.

5. Adequate sanitary facilities shall be provided, based upon the size and scope of the event.

6. Any person employed by any organization working in connection with the Amusement found to be undesirable by the Town Board, the Commissioner of Planning and Development or the Suffolk County Police Department, shall be summarily dismissed.

7. Proper liability insurance shall be provided, at time of application.

8. All rides or other amusements which may require it, shall have proper State safety certification prior to any use thereof.

9. All necessary permits required by the Suffolk County Department of Health for the sale of food and other consumables shall be obtained prior to the commencement of operations.

10. Any violation of the above conditions shall result in the summary revocation of the permit issued hereunder. For purposes of this provision, the Commissioner of Planning and Development, or the Suffolk County Police Department, as well as the Town Board, may summarily revoke a permit.

11. Live animal acts or exhibitions are prohibited.

All requirements hereunder must be met prior to the opening of any event required to be licensed pursuant to this article.

RESOLUTION NO. 426 MAY 11, 2022
AUTHORIZING ST. NICHOLAS SHRINE GREEK ORTHODOX CHURCH TO HOLD A
CARNIVAL, USE SOUND EQUIPMENT AND ERECT TENTS FROM JUNE 2, 2022,
THROUGH AND INCLUDING JUNE 5, 2022

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

WHEREAS, St. Nicholas Shrine Greek Orthodox Church, a religious organization, has applied for permission to hold their annual Grecian Festival/Carnival with sound equipment and tents from June 2, 2022 through and including June 5, 2022 with a rain date of June 9, 2022 through and including June 12, 2022 at 200 Great East Neck Road, West Babylon, New York, as set forth below and in accordance with Schedule “A” attached hereto; and

INDIVIDUAL: Athan Vorilas 11 Constance Court West Islip, NY 11795 (516) 238-7745	ORGANIZATION: St. Nicholas Shrine Greek Orthodox Church 200 Great East Neck Road West Babylon, NY 11704 (631) 587-1150 (631) 358-2850 (516) 807-2058
DATES & TIMES: Thursday, June 2, 2022 5:00 p.m. to 10:00 p.m. Friday, June 3, 2022 5:00 p.m. to 11:00 p.m. Saturday, June 4, 2022 12:00 p.m. to 11:00 p.m. Sunday, June 5, 2022 12:00 p.m. to 8:00 p.m.	LOCATION: 200 Great East Neck Road West Babylon, NY 11704
SPECIAL REQUIREMENTS: Tent(s): Yes; (1) 16x16, (1) 30x75, (2) 20x20, (1) 40x80 Sound Equipment: Yes; Type: Band & House Speakers Amusement Rides and/or Bouncy Rides: Yes; Quantity: 5-6 Toilet & Water Facilities: Bathroom facilities available inside church and hand sanitizing stations	

WHEREAS, St. Nicholas Shrine Greek Orthodox Church has obtained sufficient insurance to protect the interests of the Town of Babylon;

NOW, THEREFORE, be it

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this said resolution to the following Departments within the of the Town of Babylon; Public Safety, Central Alarm, Highway, Parks & Recreation, Fire Prevention, Solid Waste Management and also the Suffolk County Police Department and Suffolk County DPW; and be it further

RESOLVED, that the Town Board of the Town of Babylon does hereby order this resolution as stated and will act as acknowledgement and used as said permit, subject to the rules and regulations of the Commissioner of Parks, Recreation and Cultural Affairs and the Suffolk County Police Department.

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

The resolution was thereupon declared duly adopted.

F A I R S - SCHEDULE "A"

Pursuant to Section 79-2 of the Code of the Town of Babylon, you are hereby advised that the Town Board of the Town of Babylon, pursuant to the powers contained in the aforesaid Section 79-2, will impose the following requirements upon any permit granted pursuant to this article:

1. Opening and Closing Times. All amusements provided pursuant to a permit issued under this article shall not have an opening time prior to 5:00 p.m. and shall close not later than 11:00 pm on Thursday and Friday June 2 and June 3, 2022; shall not have an opening time prior to 12:00 p.m. and shall close not later than 11:00 p.m. on Saturday June 4, 2022, and shall not have an opening time prior to 12:00 p.m. and shall close not later than 8:00 p.m. on Sunday June 5, 2022 (or any rain dates substituted therefor).

2. No portable or movable living accommodations shall be allowed on the site of the amusement or elsewhere within the Town in connection with said amusement, unless allowed pursuant to the Building Zone Ordinance of the Town of Babylon.

3. No games shall be permitted which will violate State Law.

4. Any person or organization seeking permission to conduct any game of chance shall file the proper application with the Town Clerk and shall comply with all provisions of Chapter 130 of the Code of the Town of Babylon.

5. Adequate sanitary facilities shall be provided, based upon the size and scope of the event.

6. Any person employed by any organization working in connection with the Amusement found to be undesirable by the Town Board, the Commissioner of Planning and Development or the Suffolk County Police Department, shall be summarily dismissed.

7. Proper liability insurance shall be provided, at time of application.

8. All rides or other amusements which may require it, shall have proper State safety certification prior to any use thereof.

9. All necessary permits required by the Suffolk County Department of Health for the sale of food and other consumables shall be obtained prior to the commencement of operations.

10. Any violation of the above conditions shall result in the summary revocation of the permit issued hereunder. For purposes of this provision, the Commissioner of Planning and Development, or the Suffolk County Police Department, as well as the Town Board, may summarily revoke a permit.

11. Live animal acts or exhibitions are prohibited.

All requirements hereunder must be met prior to the opening of any event required to be licensed pursuant to this article.

RESOLUTION NO. 427 MAY 11, 2022
AUTHORIZING PERMISSION FOR A PARADE ON JUNE 11, 2022, IN THE TOWN OF BABYLON
FOR WYANDANCH FAMILY AND RECOGNITION DAY, INC.

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

WHEREAS, Wyandanch Family and Recognition Day, Inc. has requested permission to hold a parade on Saturday,
June 11, 2022 with a rain date of June 18, 2022 within the Town of Babylon,

<p>INDIVIDUAL: Charles Jackson 54 Willow Street Wheatley Heights, NY 11798 (631) 671-3147</p>	<p>ORGANIZATION: Wyandanch Family and Recognition Day, Inc. P.O. Box 585 Wheatley Heights, NY 11798 (631) 671-3147</p>
<p>DATES & TIMES: Date(s): 6/11/2022 to: Time: 10:00 a.m. to 12:00 p.m. Rain Date: 6/18/2022</p>	<p>STARTING: Parking lot at North 18th St. & Long Island Ave., Wyandanch</p> <p>ENDING: 877 Mount Ave., Wyandanch</p>

ROUTE:
Leaving the parking lot at North 18th St. & Long Island Ave. and heading south on 18th St. toward Garden City Ave. Proceed right onto Straight Path. Turn left onto Mount Ave. until it ends at Birch St. at Wyandanch Park.

NOW, THEREFORE, be it
RESOLVED, that the Town Clerk is hereby directed to forward a copy of this said resolution to the following Departments within the of the Town of Babylon; Public Safety, Central Alarm, Highway, Parks & Recreation, Fire Prevention, Solid Waste Management and also the Suffolk County Police Department and Suffolk County DPW; and be it further

RESOLVED, that the Town Board of the Town of Babylon does hereby order this resolution as stated and will act as acknowledgement and used as said permit, subject to the rules and regulations of the Commissioner of Parks, Recreation and Cultural Affairs and the Suffolk County Police Department.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

F A I R S - SCHEDULE "A"

Pursuant to Section 79-2 of the Code of the Town of Babylon, you are hereby advised that the Town Board of the Town of Babylon, pursuant to the powers contained in the aforesaid Section 79-2, will impose the following requirements upon any permit granted pursuant to this article:

1. Opening and Closing Times. All amusements provided pursuant to a permit issued under this article shall not have an opening time prior to 6:00 p.m. during the days of Monday through Friday and 10:00 a.m. on Saturdays and Sundays, and shall close not later than 8:00 p.m. on any day.

2. No portable or movable living accommodations shall be allowed on the site of the amusement or elsewhere within the Town in connection with said amusement, unless allowed pursuant to the Building Zone Ordinance of the Town of Babylon.

3. No games shall be permitted which will violate State Law.

4. Any person or organization seeking permission to conduct any game of chance shall file the proper application with the Town Clerk and shall comply with all provisions of Chapter 130 of the Code of the Town of Babylon.

5. Adequate sanitary facilities shall be provided, based upon the size and scope of the event.

6. Any person employed by any organization working in connection with the Amusement found to be undesirable by the Town Board, the Commissioner of Planning and Development or the Suffolk County Police Department, shall be summarily dismissed.

7. Proper liability insurance shall be provided, at time of application.

8. All rides or other amusements which may require it, shall have proper State safety certification prior to any use thereof.

9. All necessary permits required by the Suffolk County Department of Health for the sale of food and other consumables shall be obtained prior to the commencement of operations.

10. Any violation of the above conditions shall result in the summary revocation of the permit issued hereunder. For purposes of this provision, the Commissioner of Planning and Development, or the Suffolk County Police Department, as well as the Town Board, may summarily revoke a permit.

11. Live animal acts or exhibitions are prohibited.

All requirements hereunder must be met prior to the opening of any event required to be licensed pursuant to this article.

RESOLUTION NO. 428 MAY 11, 2022
AUTHORIZING PERMISSION FOR A BICYCLE RIDE ON FRIDAY, JULY 15, 2022,
IN THE TOWN OF BABYLON FOR THE WOUNDED WARRIOR PROJECT

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

WHEREAS, the Wounded Warrior Project has requested permission to hold a bicycle ride on Friday, July 16, 2021
within the Town of Babylon;

INDIVIDUAL: Sharda Perez 4899 Belfort Road – Suite: 300 Jacksonville, FL 32256 (904) 405-1201	ORGANIZATION: Wounded Warrior Project 4899 Belfort Road – Suite: 300 Jacksonville, FL 32256 (904) 874-7884
DATES & TIMES: Date(s): 7/15/2022 to: Time: 8:00 a.m. to 12:00 p.m. Rain Date: n/a	STARTING: Town of Babylon, 200 E. Sunrise Highway, Lindenhurst, NY ENDING: Overlook Beach, Ocean Parkway, Babylon, NY
ROUTE: Leaving Town of Babylon Town Hall, proceed west on Sunrise Highway to Wellwood Avenue; then south on Wellwood Avenue to West Hoffman Avenue; west on West Hoffman Avenue to Oak Street; west on Oak Street to Route 110; south on Route 110 to Montauk Highway/Merrick Road; east on Montauk Highway/Merrick Road to South Wellwood Avenue; [Rest Stop at Lindenhurst Middle School]; north on South Wellwood Avenue to East Hoffman Avenue; east on East Hoffman Avenue/Railroad Avenue to Route 109/Little East Neck Road; south on Route 109/Little East Neck Road to Montauk Highway; east on Montauk Highway to Robert Moses Causeway; [Rest Stop at St. John the Baptist High School]; south on Robert Moses Causeway to Ocean Parkway; east on Ocean Parkway to and ending at Overlook Beach.	

NOW, THEREFORE, be it

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this said resolution to the following Departments within the of the Town of Babylon; Public Safety, Central Alarm, Highway, Parks & Recreation, Fire Prevention, Solid Waste Management and also the Suffolk County Police Department and Suffolk County DPW; and be it further

RESOLVED, that the Town Board of the Town of Babylon does hereby order this resolution as stated and will act as acknowledgement and used as said permit, subject to the rules and regulations of the Commissioner of Parks, Recreation and Cultural Affairs and the Suffolk County Police Department.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 429 MAY 11, 2022
PROCLAIMING SUNDAY, MAY 15, 2022, AS EAGLE SCOUT DANIEL RIZZARDI DAY

The following resolution was offered by Councilman Martinez

and seconded by Councilman McSweeney

WHEREAS, the Boy Scouts of America at various times during the year confer its highest award for achievement to one of its deserving members; and

WHEREAS, the rank of Eagle Scout is a rarity in scouting because the tasks needed to accomplish this are difficult, but if accomplished, they go a long way toward the development of leadership, self-reliance, and other qualities of humanity so desirable in young men; and

WHEREAS, an Eagle is many things, noted for its size, strength, graceful figure, keenness of vision and power of flight; and

WHEREAS, the Eagle was also the standard of the Ancient Romans, and is the seal of this great nation, the United States of America; and

WHEREAS, it is fitting that by the successful demonstration of his scouting achievement, Daniel Rizzardi was awarded the rank of Eagle Scout.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Daniel Rizzardi its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Sunday, May 15, 2022 as Eagle Scout Daniel Rizzardi Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 430 MAY 11, 2022
PROCLAIMING MONDAY, MAY 16, 2022, AS EAGLE SCOUT CODY SAPETA DAY

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

WHEREAS, the Boy Scouts of America at various times during the year confer its highest award for achievement to one of its deserving members; and

WHEREAS, the rank of Eagle Scout is a rarity in scouting because the tasks needed to accomplish this are difficult, but if accomplished, they go a long way toward the development of leadership, self-reliance, and other qualities of humanity so desirable in young men; and

WHEREAS, an Eagle is many things, noted for its size, strength, graceful figure, keenness of vision and power of flight; and

WHEREAS, the Eagle was also the standard of the Ancient Romans, and is the seal of this great nation, the United States of America; and

WHEREAS, it is fitting that by the successful demonstration of his scouting achievement, Cody Sapeta was awarded the rank of Eagle Scout.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Cody Sapeta its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Monday, May 16, 2022 as Eagle Scout Cody Sapeta Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 431 MAY 11, 2022
PROCLAIMING TUESDAY, MAY 17, 2022, AS EAGLE SCOUT GRANT PETERSON DAY

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

WHEREAS, the Boy Scouts of America at various times during the year confer its highest award for achievement to one of its deserving members; and

WHEREAS, the rank of Eagle Scout is a rarity in scouting because the tasks needed to accomplish this are difficult, but if accomplished, they go a long way toward the development of leadership, self-reliance, and other qualities of humanity so desirable in young men; and

WHEREAS, an Eagle is many things, noted for its size, strength, graceful figure, keenness of vision and power of flight; and

WHEREAS, the Eagle was also the standard of the Ancient Romans, and is the seal of this great nation, the United States of America; and

WHEREAS, it is fitting that by the successful demonstration of his scouting achievement, Grant Peterson was awarded the rank of Eagle Scout.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Grant Peterson its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Tuesday, May 17, 2022 as Eagle Scout Grant Peterson Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 432 MAY 11, 2022
PROCLAIMING WEDNESDAY, MAY 18, 2022, AS EAGLE SCOUT GAVIN ROGERS DAY

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

WHEREAS, the Boy Scouts of America at various times during the year confer its highest award for achievement to one of its deserving members; and

WHEREAS, the rank of Eagle Scout is a rarity in scouting because the tasks needed to accomplish this are difficult, but if accomplished, they go a long way toward the development of leadership, self-reliance, and other qualities of humanity so desirable in young men; and

WHEREAS, an Eagle is many things, noted for its size, strength, graceful figure, keenness of vision and power of flight; and

WHEREAS, the Eagle was also the standard of the Ancient Romans, and is the seal of this great nation, the United States of America; and

WHEREAS, it is fitting that by the successful demonstration of his scouting achievement, Gavin Rogers was awarded the rank of Eagle Scout.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Gavin Rogers its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Wednesday, May 18, 2022 as Eagle Scout Gavin Rogers Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 433 MAY 11, 2022
PROCLAIMING THURSDAY, MAY 19, 2022, AS EAGLE SCOUT SEAN PETERS DAY

The following resolution was offered by Councilman Martinez

and seconded by Councilman McSweeney

WHEREAS, the Boy Scouts of America at various times during the year confer its highest award for achievement to one of its deserving members; and

WHEREAS, the rank of Eagle Scout is a rarity in scouting because the tasks needed to accomplish this are difficult, but if accomplished, they go a long way toward the development of leadership, self-reliance, and other qualities of humanity so desirable in young men; and

WHEREAS, an Eagle is many things, noted for its size, strength, graceful figure, keenness of vision and power of flight; and

WHEREAS, the Eagle was also the standard of the Ancient Romans, and is the seal of this great nation, the United States of America; and

WHEREAS, it is fitting that by the successful demonstration of his scouting achievement, Sean Peters was awarded the rank of Eagle Scout.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Sean Peters its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Thursday, May 19, 2022 as Eagle Scout Sean Peters Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 434 MAY 11, 2022
PROCLAIMING FRIADAY, MAY 20, 2022, AS EAGLE SCOUT THOMAS SPILLANE DAY

The following resolution was offered by Councilman McSweeney

and seconded by Councilman Gregory

WHEREAS, the Boy Scouts of America at various times during the year confer its highest award for achievement to one of its deserving members; and

WHEREAS, the rank of Eagle Scout is a rarity in scouting because the tasks needed to accomplish this are difficult, but if accomplished, they go a long way toward the development of leadership, self-reliance, and other qualities of humanity so desirable in young men; and

WHEREAS, an Eagle is many things, noted for its size, strength, graceful figure, keenness of vision and power of flight; and

WHEREAS, the Eagle was also the standard of the Ancient Romans, and is the seal of this great nation, the United States of America; and

WHEREAS, it is fitting that by the successful demonstration of his scouting achievement, Thomas Spillane was awarded the rank of Eagle Scout.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Thomas Spillane its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Friday, May 20, 2022 as Eagle Scout Thomas Spillane Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 435 MAY 11, 2022
AUTHORIZING THE CEREMONIOUS CHANGING OF A STREET NAME

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

WHEREAS, Lou Iuzzini joined the East Farmingdale Vol. Fire Company in May 4,1959, and has been a member of the East Farmingdale Volunteer Fire Company for over 60 years; and

WHEREAS, Lou was elected and served the Board of Directors for 18 years, Captain of Rescue and Lieutenant of Rescue for 2 years, and has been involved in numerous committees; and

WHEREAS, Currently Lou is an active member of the Fire Police Squad, and is considered to be the backbone of the East Farmingdale Fire Police Squad for over 15 years.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon authorizes the ceremonious changing of the name of 15th Street, between Wellwood Avenue and 2nd Avenue, West Babylon, to “Captain Lou Iuzzini Way;” and be it further

RESOLVED, the Town of Babylon Department of Public Works shall install signs above the current street signs stating “Captain Lou Iuzzini Way”

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 436 MAY 11, 2022
ADOPTING AMENDMENTS TO CHAPTER 3, ARTICLE II, SECTION 3-4 OF THE TOWN OF
BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES

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

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, located at 200 E. Sunrise Hwy. N Lindenhurst, NY 11757, on the 11th day of May, 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.

NOW, 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]

ADD to Schedule K:

<u>Name of Street/Side</u> <u>Location</u>	<u>Hamlet</u>	<u>Regulation</u>	<u>Hours/</u> <u>Days</u>
Cricket Court Turnaround At Terminus in front of house Number 14 for the property Frontage of 25 feet +/-	DP	Handicapped Parking	ALL
Copiague Place/ North side in front of house Number 275 for the property Frontage of 50 feet +/-	CO	No Parking	6:00 AM to 6:00 PM
9 th Street/Both sides From Wellwood Avenue To 1 st Avenue	NL	Limited Parking 2 Hours	ALL
Chettic Avenue/South side From 145 feet west of Garfield Avenue west to Terminus	CO	No Parking	ALL
Garfield Avenue/ Both sides From Chettic Avenue To Scudder Avenue	CO	No Standing	ALL
Autumn Place/ West side From Calvert Avenue To Sunrise Highway (Route 27) South Service Road	WB	No Parking	ALL
Bailey Street/ North side From Arizona Road South West for 105 feet +/-	WB	No Standing	ALL
Minerva Road West/South side Between driveways of house number 15 And house number 23 for a joint Property frontage of 22 feet +/-	CO	No Parking	ALL
Geraldine Avenue/West side	NA	No Parking	ALL

RESOLUTION NO. 437 MAY 11, 2022
AUTHORIZING ISSUANCE OF A BUILDING PERMIT FOR MICHAEL WEBER OUTER BEACH
APPLICATION NO. 141087, SCTM #0100-239.00-01.00-006.000

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

WHEREAS, the Building Division of the Department of Planning and Development of the Town of Babylon has reviewed Outer Beach Application No.141807 of Michael Weber, for the premises located at SCTM #0100-239.00-01.00-006.000 (5 Captree Island, Captree, NY) to construct a pier with dock and boat lift and two mooring poles; and

WHEREAS, the application is a Type II action under the Town of Babylon Environmental Quality Review Act and as such no determination of significance is required; and

WHEREAS, the Department of Environmental Control has reviewed the drawings and has determined that this project will not result in significant environmental impacts.

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon that upon the recommendation of the Commissioner of Planning and Development, Outer Beach Application No. 141087 of Michael Weber, for the premises located at SCTM #0100-239.00-01.00-006.000 (5 Captree Island, Captree, NY), to construct a pier with dock and boat lift and two mooring poles; and be it further

RESOLVED, that the issuance of the Building Permit, in accordance with the plans and the application presently on file, be and the same is hereby approved, subject to the terms and conditions of New York State Department of Environmental Conservation's, Suffolk County Board of Health and/or the United States Army Corps of Engineers' approval, where applicable.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 438 MAY 11, 2022
AUTHORIZING ISSUANCE OF A BUILDING PERMIT FOR KEITH AND PATRICIA HASDAY
OUTER BEACH APPLICATION NO.137071, SCTM #0100-243.00-01.00-066.000

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

WHEREAS, the Building Division of the Department of Planning and Development of the Town of Babylon has reviewed Outer Beach Application No.137071 of Keith and Patricia Hasday, for the premises located at SCTM #0100-243.00-01.00-066.000 (30 Fire Road, Oak Beach, NY) to construct a grade level west side deck addition; and

WHEREAS, the application is a Type II action under the Town of Babylon Environmental Quality Review Act and as such no determination of significance is required; and

WHEREAS, the Department of Environmental Control has reviewed the drawings and has determined that this project will not result in significant environmental impacts.

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon that upon the recommendation of the Commissioner of Planning and Development, Outer Beach Application No.137071 of Keith & Patricia Hasday, for the premises located at SCTM #0100-243.00-01.00-066.000 (30 Fire Road, Oak Beach, NY), to construct a grade level west side deck addition; and be it further

RESOLVED, that the issuance of the Building Permit, in accordance with the plans and the application presently on file, be and the same is hereby approved, subject to the terms and conditions of New York State Department of Environmental Conservation's, Suffolk County Board of Health and/or the United States Army Corps of Engineers' approval, where applicable.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 439 MAY 11, 2022
AUTHORIZING THE SUPERVISOR TO EXECUTE A “RESIDENTIAL INNOVATIVE AND ALTERNATIVE ON-SITE WASTEWATER TREATMENT SYSTEM GRANT” AND RELATED DOCUMENTS (JIMMY AND MARIANTHE GAVALAS)

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

WHEREAS, the Town of Babylon is the owner of the parcel identified by SCTM No.:
0100-239.00-01.00-007.001, 6 Captree Island, Babylon, NY 11702 (the “Premises”), currently
leased to Jimmy and Marianne Gavalas (the “Tenants” or “Applicants”); and

WHEREAS, the Tenants have applied and been approved to receive a Septic Improvement Program Grant
from the County of Suffolk (the “Grant”); and

WHEREAS, pursuant to the terms of the lease agreement between the Town and Tenants, the Applicants,
are solely responsible for the provision, cost, and maintenance of on-site wastewater disposal for the Premises; and

WHEREAS, the Tenants have asked the Town to sign the Grant agreement and any other related
documents to effectuate the receipt of the Grant as the property owner.

NOW THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon, that the Supervisor be and he hereby is
authorized to execute the “Residential Innovative And Alternative On-Site Wastewater Treatment System Grant”
and related documents on behalf of the Town of Babylon as the owner of the Premises identified by SCTM No.
0100-239.00-01.00-007.001 currently leased to Jimmy and Marianne Gavalas; and be it further

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 440 MAY 11, 2022
SCHEDULING A PUBLIC HEARING ON DESIGNATING THE PREMISES KNOWN AS
677 NICOLLS ROAD, DEER PARK, SCTM#0100-021.00-04.00-028.000 A PUBLIC NUISANCE,
AUTHORIZING THE BOARDING UP OF SAID PREMISES AND AUTHORIZING THE TOWN
ATTORNEY TO COMMENCE LITIGATION

The following resolution was offered by 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 8th day of June, 2022 at 3:30 p.m., prevailing time, at Babylon Town Hall, 200 E Sunrise Hwy, N. Lindenhurst, NY 11757, to consider the whether the premises located at 677 Nicolls Road, Deer Park, New York, 11729, SCTM#0100-021.00-04.00-028.000 is a public nuisance pursuant to the Town Code of the Town of Babylon Article III, Chapter 165, Public Nuisances; 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. 441 MAY 11, 2022
AUTHORIZING THE EMERGENCY BOARD UP, THE REMOVAL OF ABOVE GROUND POOL
AND SECURING OF UNSAFE STRUCTURE, LOCATED AT
271 W. 21ST STREET, DEER PARK, NY 11729, SCTM #0100-084.00-02.00-115.000

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

WHEREAS, a certain structure(s) located at 271 W. 21ST Street, Deer Park, New York 11729, bearing SCTM #0100-084.00-02.00-115.000 has no running water as per a communication with the Suffolk County Water Authority, the doors and windows are open and accessible, the pool is in disrepair, 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 / boarded and the removal of the above ground pool, 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 removal of above ground pool and the emergency securing and board up of the premises located at 271 W. 21ST Street, Deer Park, New York 11729, bearing SCTM #0100-084.00-02.00-115.00 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 May 2, 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. 442 MAY 11, 2022
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 46 JAMAICA AVE., WYANDANCH, NY 11798,
SCTM # 100-055.00-01.00-142.000

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

WHEREAS, a certain structure(s) located at 46 Jamaica Ave., Wyandanch, New York, bearing SCTM# 0100-055.00-01.00-142.000 has no running water as per a communication with the Suffolk County Water Authority, 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 46 Jamaica Ave., Wyandanch, New York, bearing SCTM# 0100-055.00-01.00142.000 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 May 9, 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. 443 MAY 11, 2022
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 444 GRANADA PKWY, LINDENHURST, NY 11757
SCTM # 100-227.00-05.00-008.000

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

WHEREAS, a certain structure(s) located at 444 Granada Pkwy., New York, bearing SCTM# 0100-227.00-05.00-008.000 has no running water as per a communication with the Suffolk County Water Authority, 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 444 Granada Pkwy, Lindenhurst, New York, bearing SCTM# 0100-227.00-05.00-008.000 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 May 3, 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.