

A Special Meeting of the Town Board, Town of Babylon, was held at the Town Hall, 200 East Sunrise Highway, Lindenhurst, NY, and streamed live over the internet at the Town of Babylon YouTube channel - <https://bit.ly/3aNSG2P>, on Thursday, the 16th day of June, 2022 at 11:00 a.m. prevailing time.

Supervisor Schaffer called the meeting to order with a salute to the flag.

Supervisor Schaffer: Please remain standing for a moment of silence and I'd ask you keeping your thoughts and prayers the brave servicemen and women serving our country both here and abroad.

Thank you, please be seated.

The Town Clerk called the roll:

Councilman Manetta	Excused
Councilman Martinez	Present
Councilman McSweeney	Present
Councilman Gregory	Present
Supervisor Schaffer	Present

**RESOLUTION NO. 526 JUNE 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:

June 8, 2022

VOTES: 4 YEAS: 4 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 527 JUNE 16, 2022
ACCEPTING A DONATION**

The following resolution was offered by Councilman McSweeney and seconded by Councilman Gregory
BE IT RESOLVED, by the Town Board of the Town of Babylon, that the following donation is accepted with gratitude:

DONATOR	DONATION	TO BE USED FOR	RECOMMENDED BY
Federation of Organizations	\$3,000.00	Magnolia tree and four Boxwood bushes for the Wyandanch Senior Nutrition Center	Director of Beautification Program

VOTES: 4 YEAS: 4 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 528 JUNE 16, 2022
AMENDING THE ADMINISTRATIVE SALARY PLAN**

The following resolution was offered by Councilman Gregory and seconded by Councilman Martinez
RESOLVED, that the amendments to the Salary Levels and Steps in the Administrative Salary Plan is hereby adopted in accordance with Schedule "A" annexed hereto; and be it further;
RESOLVED, that all amendments to the Salary Plan shall be effective this date.

**“SCHEDULE A”
2022 ADMINISTRATIVE SALARY PLAN**

TITLE	LEVEL	STEP
Affirmative Action Officer	I	20
Assessor	J	19a
Assistant Town Attorney	G	6
Assistant Town Attorney	G	9
Chief Assistant Town Attorney	I	18
Chief Deputy Commissioner of Public Safety	H	18a
Chief of Staff	J	20
Citizens Advocate/Supervisor	J	12
Commissioner of Department of Public Works	J	19
Commissioner of Environmental Control	I	18a
Commissioner of General Services	H	18a
Commissioner of Human Services	H	18a
Commissioner of Planning	J	18a
Commissioner of Parks & Recreation	I	18
Commissioner of Public Safety	I	18
Community Service Aide/Supervisor	G	3
Community Service Aide/Supervisor	F	9
Community Service Aide/Supervisor	G	3
Community Service Aide/Supervisor	G	10a
Community Service Aide/Supervisor	J	1a
Community Service Aide/Supervisor	E	14
Community Service Aide/Supervisor	H	11
Community Service Aide/Supervisor	J	10a
Community /Service Aide/Supervisor	G	6
Community Service Aide/Supervisor	F	5
Community Service Aide/Supervisor	I	12
Community Service Aide/Supervisor	J	1a
Deputy Commissioner Environmental Control/Landfill	J	16
Deputy Commissioner General Services	G	22a
Deputy Commissioner Human Services	E	19a
Deputy Commissioner Human Services	J	5
Deputy Commissioner II of DPW	J	14a
Deputy Commissioner I of DPW	H	18a
Deputy Commissioner of Environmental	I	15
Deputy Commissioner of Planning	H	15
Deputy Commissioner of Planning and Development	G	18
Deputy Commissioner I of Parks and Recreation	J	16
Deputy Commissioner II of Parks and Recreation	J	15a
Deputy Commissioner of Public Safety	I	12
Deputy Comptroller	I	18
Deputy Receiver of Taxes	J	7
Deputy Town Attorney	G	22a
Deputy Town Clerk	J	5
Deputy Town Personnel Officer	J	13
Director of Behavioral Health Services	I	16
Director of Finance	H	22
Director of Youth Bureau	G	20a
Executive Assistant to Assessor	G	3

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

2022 Administration Plan:

	A	B	C	D	E	F	G	H	I	J
1	18,941	23,399	26,073	29,194	31,181	36,772	43,901	47,913	54,601	58,295
a	19,841	24,511	27,313	30,581	32,660	38,516	45,985	50,190	57,193	60,045
2	20,740	25,620	28,549	31,969	34,138	40,258	48,073	52,464	59,786	61,795
a	21,212	26,202	29,198	32,691	34,927	41,174	49,161	53,665	61,526	63,647
3	21,681	26,785	29,845	33,413	35,711	42,087	50,251	54,847	63,264	65,501
a	22,321	27,228	30,353	33,924	36,349	42,855	51,082	55,673	63,774	66,820
4	22,958	27,672	30,863	34,435	36,985	43,619	51,910	56,502	64,320	68,138
a	23,597	27,892	31,374	34,947	37,623	44,385	52,742	57,333	65,176	69,088
5	24,234	28,108	31,884	35,457	38,262	45,152	53,571	58,161	66,069	70,033
a	25,253	28,341	32,459	36,349	39,029	44,207	54,400	58,863	67,295	71,332
6	26,270	28,570	33,035	37,240	39,797	46,091	55,227	59,563	68,520	72,632
a	26,557	29,398	33,609	38,102	40,560	46,209	56,057	60,615	69,463	73,633
7	26,844	29,348	34,181	38,965	41,326	46,936	56,885	61,664	70,409	74,631
a	27,005	30,802	34,629	38,983	42,153	47,765	57,521	62,400	71,174	75,444
8	27,162	31,373	35,074	39,029	42,981	48,594	58,159	63,135	71,939	76,256
a	27,613	31,756	35,519	39,410	43,813	49,423	58,797	64,222	72,702	77,064
9	28,061	32,140	35,965	39,792	44,639	50,251	59,434	65,309	73,468	77,877
a	29,396	32,524	36,349	40,557	45,213	51,018	60,136	66,009	74,808	79,296
10	28,952	32,906	36,732	41,325	45,790	51,783	60,837	66,708	76,147	80,715
a	30,292	33,290	37,116	41,708	46,364	52,549	61,540	67,412	77,486	82,134
11	29,845	33,674	37,499	42,087	46,936	53,313	62,245	68,113	78,825	83,553
a	30,229	34,120	38,008	42,471	47,318	54,145	63,073	69,139	79,730	84,516
12	30,611	34,564	38,518	42,856	47,702	54,969	63,899	70,167	80,641	85,477
a	30,993	35,010	39,028	43,237	48,085	55,800	64,731	71,177	82,413	87,356
13	31,373	35,457	39,537	43,619	48,469	56,630	65,561	72,191	84,183	89,234
a	32,865	37,140	41,416	45,689	50,772	59,320	68,675	75,620	87,555	92,143
14	34,353	38,821	43,294	47,762	53,073	62,010	71,789	79,051	90,927	96,107
a	36,589	40,667	45,350	50,031	55,593	64,957	75,444	82,806	95,933	101,688
15	38,821	42,512	47,406	52,298	58,114	67,903	78,609	86,560	100,935	105,078
a	40,667	44,532	49,660	54,785	60,874	71,127	82,340	90,669	104,738	110,199
16	42,512	46,550	51,913	57,269	63,663	74,352	86,075	93,336	110,940	125,478
a	44,532	48,761	54,376	59,989	66,663	77,886	90,164	98,409	113,408	132,605
17	46,550	50,970	56,842	62,706	69,694	81,417	94,255	104,191	117,154	138,000
a	48,877	53,519	59,682	65,844	73,178	85,488	97,424	108,975	124,183	142,000
18	51,321	56,195	62,666	69,136	76,837	89,762	102,295	114,424	130,393	147,900
a	53,887	59,004	65,799	72,593	80,679	94,250	107,409	120,145	135,087	149,324
19	54,965	60,184	67,115	74,045	82,292	96,135	109,558	122,548	137,789	152,310
a	57,054	62,471	69,665	76,859	85,419	99,788	113,721	128,798	140,049	158,098
20	59,222	64,845	72,312	79,780	88,665	103,580	118,042	133,692	150,465	163,157
a	61,472	67,309	75,060	82,812	92,034	107,516	122,528	138,772	156,484	169,357
21	63,808	69,867	77,912	85,959	95,531	111,602	127,184	144,045	162,430	175,793
a	66,233	72,522	80,873	89,225	99,161	115,843	132,017	149,519	168,602	182,473
22	68,750	75,278	83,946	92,616	102,929	120,245	137,034	156,397	171,980	189,407

a	71,363	78,139	87,136	96,135	106,840	124,814	141,830	162,340	178,515	196,604
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RESOLUTION NO. 529 JUNE 16, 2022
RETAINING THE FIRM GREENBERG TRAUIG, LLP

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

WHEREAS, the Town desires to retain the firm Greenberg Traurig, LLP to represent the Town in general legal matters, 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 expenses paid to third-parties to provide legal services to the Town of Babylon.

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

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 the Town of Babylon and Greenberg Traurig, LLP; and be it further

RESOLVED, that the Town hereby retains the firm Greenberg Traurig, LLP to represent the Town in general legal matters, 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, costs and disbursements shall include, but not be limited to, court costs, filing fees, delivery charges, and other expenses paid to third-parties to provide legal services to the Town of Babylon; and be it further

RESOLVED, that this resolution shall take effect as of this date.

VOTES: 4 _____ YEAS: 4 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 530 JUNE 16, 2022

AMENDING RESOLUTION NO. 133 OF FEBRUARY 13, 2019 - AUTHORIZING THE CONVEYANCE OF PARCELS FROM THE TOWN OF BABYLON TO HABITAT FOR HUMANITY OF SUFFOLK HOUSING DEVELOPMENT FUND COMPANY, INC. FOR THE PURPOSE OF AFFORDABLE HOUSING (SECTION 72-h, GENERAL MUNICIPAL LAW)

The following resolution was offered by Councilman McSweeney

and seconded by Councilman Gregory

WHEREAS, Resolution No. 133 of February 13th, 2019, authorized the conveyance of parcels from the Town of Babylon to Habitat for Humanity of Suffolk Housing Development Fund Company, Inc. For the purpose of affordable housing (Section 72-H, General Municipal Law); and

WHEREAS, Habitat for Humanity of Suffolk Housing Development Fund Company, Inc. has changed the corporation name to Habitat for Humanity of Long Island, Inc., as of May 3rd, 2022; and

WHEREAS, the Town wishes to amend Resolution No. 133, of February 13th, 2019, to reflect the aforementioned name change of "Habitat for Humanity of Suffolk Housing Development Fund Company, Inc." to "Habitat for Humanity of Long Island, Inc."

NOW, THEREFORE, be it

RESOLVED, that Resolution No. 133 of February 13th, 2019, and is hereby amended to change the name of "Habitat for Humanity of Suffolk Housing Development Fund Company, Inc." to "Habitat for Humanity of Long Island, Inc."; and

RESOLVED, that this resolution shall take effect immediately.

VOTES: 4 _____ YEAS: 4 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 531 JUNE 16, 2022

SCHEDULING A PUBLIC HEARING IN REFERENCE TO CHAPTER 213, ARTICLE XXXV, §§213-420 & §213-423 OF THE CODE OF THE TOWN OF BABYLON (DEFINITIONS, SECONDARY USES)

The following resolution was offered by Councilman Gregory

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 Town Hall, 200 East Sunrise Highway, NY 11757, on the 29th day of June, 2022 at 2:00 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: 4 _____ YEAS: 4 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

Exhibit "A"

AMEND as follows:

§213-538 Lot and bulk controls.

§213-420. Definitions.

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

AUTOMOTIVE ACCESSORY ITEMS

Products directly related to the maintenance of vehicles designed and/or employed, in whole or in part, for travel upon public and private roadways, such as oil, transmission fluid, brake fluid, polish, wax, fuel additives and treatments, wipers, tires, batteries, windshield wiper fluid, cleaning fluids and/or substantially similar items.

CONVENIENCE STORE

An establishment offering the retail sale of household consumer merchandise. The maximum size for a convenience store shall be no larger than 3,000 square feet or such smaller size as the Planning Board determines is suitable to the subject property and surrounding community.

DRIVE-THRU SERVICE WINDOW

An area on a structure which is properly designed and constructed where customers of the establishment may conduct business transactions or purchase of food items for purpose of consumption off premises, from their motor vehicles.

[SECTIONS OMITTED]

§ 213-423. Secondary uses.

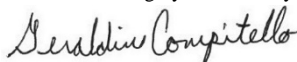
A. Secondary **use(s)** shall be permitted only as a special exception granted pursuant to § 213-13. Such secondary uses shall be limited to:

- (1) Public garages, as duly granted by the Zoning Board of Appeals.
- (2) Facilities for washing and/or waxing vehicles, as duly granted by the Planning Board.
- (3) Convenience stores, as duly granted by the Planning Board.
- (4) **Drive-thru service window, as duly granted by the Planning Board and subject to the following conditions and restrictions:**

- a. **Should the Planning Board approve the use of a drive-thru service window, then no other secondary uses shall be permitted at the subject site, except for a convenience store.**
- b. **Drive-thru service windows shall not be permitted when a parcel abuts a residentially zoned parcel or parcel utilized for residential uses.**
- c. **Only one canopy or awning shall be permitted in connection with a drive-thru service window, located at the point of pick-up, which shall not exceed 25 square feet. Any other canopy or awnings associated with a drive-thru service window shall be prohibited.**
- d. **The applicant must provide sufficient evidence, to the satisfaction of the Planning Board, that the site can properly accommodate necessary queuing required for a drive-thru service window.**

[SECTIONS OMITTED]

Being no further business before the Board, the meeting adjourned at 11:05 am on the motion of Councilman Gregory, seconded by Councilman Martinez.



Geraldine Compitello, Town Clerk

/jt