

A Regular Meeting of the Town Board, Town of Babylon, was held at the Town House, 200 East Sunrise Highway, Lindenhurst, NY on Wednesday, the 16th day of May, 2018 at 3:30 p.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 ask that you keep in your thoughts and prayers the brave service men and women who are serving our Country here and aboard as well as those families still suffering from the aftermath of super storm Sandy.

Thank you, please be seated.

The Town Clerk called the roll:

Councilman Manetta	Present
Councilman Martinez	Present
Councilman McSweeney	Present
Councilwoman Gordon	Present
Supervisor Schaffer	Present

1. **A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 170, ARTICLE II, OF THE CODE OF THE TOWN OF BABYLON (PLUMBING)**
2. **A PUBLIC HEARING IN REFERENCE TO AMENDMENTS TO CHAPTER 3, ARTICLE II, SECTION 3-4 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES**
3. **A PUBLIC HEARING ON THE APPLICATION OF SCHMEELK PLACE, LLC, FOR THE REZONING OF A PORTION OF THE PARCEL OF LAND AT SCTM NO. 0100-192.00-03.00-007.000 LOCATED ON THE SOUTH SIDE OF SCHMEELK PLACE, 435.68' EAST OF GREAT NECK ROAD, COPIAGUE**

**RESOLUTION NO. 142 MAY 16, 2018
AUTHORIZING DEMOLITION AND REMOVAL OF UNSAFE STRUCTURE LOCATED AT
519 N. WELLWOOD AVENUE, N. LINDENHURST, NY 11757 SCTM No. 0100-206.00-02.00-030.000**

The following resolution was **TABLED** by Councilman Manetta and seconded by Councilman Martinez

WHEREAS, a certain structure, located at **519 N. Wellwood Ave., N. Lindenhurst, NY**, bearing Suffolk County Tax Map No. **0100-206.00-02.00-030.000** presents a danger of structural collapse, has accumulation of debris on the property providing harborage for rodents, vermin and disease carrying insects, thereby presenting an imminent danger to the safety, health and welfare of the surrounding community residents, and

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

WHEREAS, said building has not been repaired or removed, and

WHEREAS, the architect/professional engineer's report dated October 11, 2017 and February 13, 2018 and the Inspector's report dated June 12, 2018, and on file in the Office of Code Enforcement, indicates, among other things that, the main structure is in very poor condition, rot was noted throughout the building, columns along the front elevation have failed, therefore the demolition of the structure including removal of the foundation, is the most likely and prudent course of action,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structure including removal of the foundation, located at **519 N. Wellwood Ave., N. Lindenhurst, NY**, A/K/A SCTM No. 0100-206.00-02.00-030.000, in accordance with the Conclusions and Recommendations set forth in the architect/professional engineer's report on file in the Department of Code Enforcement, and be it further

RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the structure located at on the premises **519 N. Wellwood Ave., N. Lindenhurst, NY**, A/K/A SCTM No. 0100-206.00-02.00-030.000, in accordance with the Conclusions and Recommendations set forth in the inspector's report on file in the Department of Code Enforcement, and be it further

RESOLVED, that the Comptroller is hereby authorized to pay the architect/professional engineer the cost of the inspection report in the amount of Five Hundred and Twenty-Five Dollars (\$525.00) for said premises from the appropriate fund, and be it further

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

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

The resolution was thereupon declared duly **TABLED** to June 13, 2018 Meeting.

**RESOLUTION NO. 357 MAY 16, 2018
ACCEPTING TOWN BOARD MINUTES**

The following resolution was offered by Councilwoman Gordon 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:

VOTES: 5	YEAS: 5	April 25, 2018	NAYS: 0
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The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 358 MAY 16, 2018
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING
CHAPTER 2 ARTICLE IV SECTION 2-8 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES**

The following resolution was offered by Councilman McSweeney and seconded by Councilman 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, Lindenhurst, New York, on the 13th day of June, 2018 at 3:30 p.m., prevailing time, to consider amending Chapter 2, Article IV, Section 2-8 of the Town of Babylon Uniform Code of Traffic Ordinances as set forth in the annexed Exhibit "A"; and be it further

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

VOTES: 5	YEAS: 5	NAYS: 0
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The resolution was thereupon declared duly adopted.

EXHIBIT "A"
Chapter 2, Article IV, Section 2-8
[Traffic Regulations; Stop & Yield Intersections Designated]

ADD to Schedule H:

<u>Intersection</u>	<u>Hamlet</u>	<u>Sign</u>	<u>Controlling Traffic</u>
South Great Neck Road At Marlin Drive and South Great Neck Road Marina	CO	Stop	East on South Great Neck Road
South Great Neck Road Marina at Marlin Drive And South Great Neck Road	CO	Stop	West on South Great Neck Road Marina access

RESOLUTION NO. 359 MAY 16, 2018

SCHEDULING A PUBLIC HEARING ON THE APPLICATION OF MR PROPERTY BUILDINGS, LLC, FOR THE REZONING OF THE PARCEL OF LAND AT SCTM NO. 0100-202.00-01.00-032.000 & 033.000, and A PORTION OF THE PAPER STREET KNOWN AS PROSPECT STREET, LOCATED ON THE NORTH SIDE OF 45TH STREET, 459.17" WEST OF PACIFIC STREET, COPIAGUE

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 13TH day of JUNE, 2018 at 3:30 p.m., prevailing time, on the application for a change of zone of the property at SCTM No. 0100-202.00-01.00-032.000 & 033.000, and a portion of the paper street known as Prospect Street, further described on Schedule A attached hereto, located in the SC005 School District, from B Residence District to MR Multiple Residence District, to construct five (5) two story buildings with a total of 40 rental units; and be it further

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

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

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

SCHEDULE A

ALL THAT CERTAIN TRACT, PIECE OR PARCEL OF LAND, AT COPIAGUE, TOWN OF BABYLON, SUFFOLK COUNTY, N.Y., MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH EAST CORNER OF LOT 1, BLOCK 48 OF "AMENDED MAP OF AMITYVILLE TERRACE", RECORDED 07 OCTOBER 1926 AS FILE NO. 642, SAID CORNER ALSO BEING THE INTERSECTION OF THE NORTHERLY SIDELINE OF 45TH STREET (50.08 FEET WIDE) AND THE WESTERLY SIDELINE OF PROSPECT STREET (50.08 FEET WIDE) OF SAID MAP;

THENCE NORTH 18 DEGREES 16 MINUTES 55 SECONDS EAST 137.40 FEET ALONG THE EASTERLY LINE OF SAID LOT 1 AND LOTS 2, 3, 4 & 5 OF SAID MAP & BLOCK TO AN ANGLE POINT IN THE EASTERLY LINE OF SAID LOT 5;

THENCE NORTH 04 DEGREES 02 MINUTES 03 SECONDS EAST 10.84 FEET (10.83 MAP), MORE OR LESS, TO THE NORTH EAST CORNER OF SAID LOT 5 AND THE SOUTHERLY LINE OF PROPERTY NOW OR FORMERLY OF THE LIEBLANG ESTATE AND THE TRUE POINT OF BEGINNING;

THENCE ALONG THE SOUTHERLY LINE OF SAID LAND OF THE LIEBLANG ESTATE AND LAND OF THE SISTERS OF ST. DOMINICK SOUTH 85 DEGREES 44 MINUTES 52 SECONDS EAST 381.60 FEET;

THENCE SOUTH 04 DEGREES 02 MINUTES 03 SECONDS WEST 227.07 FEET MORE OR LESS TO THE NORTHERLY LINE OF LOT 36 OF SAID "AMENDED MAP OF AMITYVILLE TERRACE";

THENCE NORTH 85 DEGREES 44 MINUTES 52 SECONDS WEST 83.82 FEET MORE OR LESS ALONG THE NORTHERLY LINE OF SAID LOT 36 TO THE NORTHERLY LINE OF SAID 45TH STREET (50.08 FEET WIDE);

THENCE NORTH 71 DEGREES 43 MINUTES 05 SECONDS WEST 324.68 FEET ALONG THE NORTHERLY LINE OF SAID 45TH STREET;

THENCE NORTH 11 DEGREES 02 MINUTES 54 SECONDS EAST 138.50 FEET MORE OR LESS TO THE SAID ANGLE POINT IN LOT 5;

THENCE NORTH 04 DEGREES 02 MINUTES 03 SECONDS EAST 10.84 FEET MORE OR LESS ALONG THE EASTERLY SIDE LINE OF SAID LOT 5 TO THE TRUE POINT OF BEGINNING.

THE AREA OF THE ABOVE DESCRIBED FINAL PARCEL IS 1.76 ACRES.

RESOLUTION NO. 360 MAY 16, 2018

TOWN BOARD ENVIRONMENTAL DETERMINATION PLANNING BOARD JOB NO. 17-11ABE SCHMEELK PLACE, LLC, FOR THE REZONING OF A PORTION OF THE PARCEL OF LAND AT SCTM NO. 0100-192.00-03.00-007.000 LOCATED ON THE SOUTH SIDE OF SCHMEELK PLACE, 435.68' EAST OF GREAT NECK ROAD, COPIAGUE, NEW YORK

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon

WHEREAS, 60 Schmeelk Place, LLC, (the "Petitioner") has heretofore petitioned the Town Board of the Town of Babylon for a change of zone of certain property which is located on the s/s/o Schmeelk Place, 435.68' e/o Great Neck Road, Copiague, New York, SCTM No. 0100-192.00-03.00-007.000 and further described on the annexed Schedule A, from A Residence District to Senior Citizens Multiple Residence District (SCMR); and

WHEREAS, the Town Board of the Town of Babylon hereby declares its intent to be the lead agency for the application of 60 Schmeelk Place, LLC, in accordance with the State Environmental Quality Review Act (SEQRA) and the Town of Babylon Environmental Quality Review Act (TOBEQRA); 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, the Town Board of the Town of Babylon classifies the proposal as an Unlisted Action with an uncoordinated review having been conducted; and

WHEREAS, in accordance with the requirements of 6NYCRR Sections 617.6 and 617.7, and Sections 114-6 and 114-7 of Chapter 114 of the Code of the Town of Babylon, the Department of Environmental Control has reviewed the Environmental Assessment Form with respect to the submitted site plan, and

WHEREAS, based upon review of the information submitted, the Department of Environmental Control has recommended a NEGATIVE DECLARATION be adopted; and

WHEREAS, the Town Board of the Town of Babylon has reviewed the available information and the recommendation of the Department of Environmental Control; and

WHEREAS, that the Town Board of the Town of Babylon hereby independently determines the following:

1. The proposal will not create a significant increase in traffic. The purpose of the project is to increase the amount of parking on an existing senior citizen development.
2. The project site does not contain any sensitive environmental resources or habitat.
3. The project will not adversely impact groundwater resources.
4. Storm water runoff will be contained on site in conformance with Town of Babylon requirements and erosion and sediment control will be employed during construction. Post construction storm water management measures are required for long term management and proper maintenance of the storm water management system.

Now, therefore, be it resolved that the Town Board of the Town of Babylon as lead agency hereby determines that the proposal by 60 Schmeelk Place, LLC will not have a significant adverse impact on the environment.

AND FURTHER BE IT,

RESOLVED, that based upon the foregoing determination, the Town Board of the Town of Babylon hereby adopts a NEGATIVE DECLARATION, for the proposal by 60 Schmeelk Place, LLC as required by the SEQRA AND TOBEQRA.

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

SCHEDULE A

All that a certain plot, piece or parcel of land, situate, lying and being in the Town of Babylon, County of Suffolk and State of New York, being more particularly bounded and described as follows:

BEGINNING at a point on the Southerly side of Schmeelk Place being 562.60 feet easterly from the corner formed by the intersection of the easterly side of South Great Neck Road and the Southerly side of Schmeelk Place;

Running thence South 89 Degrees 00 Minutes 15 Seconds East, 72.40 Feet to a point;

Running thence South 00 Degrees 59 Minutes 45 Seconds West, 174.57 Feet to a point;

Running thence North 85 Degrees 03 Minutes 00 Seconds West, 72.58 Feet to a point;

Running thence North 00 Degrees 59 Minutes 45 Seconds East, 169.47 Feet to the point or place of BEGINNING 60 Schmeelk Place.

RESOLUTION NO. 361 MAY 16, 2018

GRANTING REZONING APPLICATION OF SCHMEELK PLACE, LLC, FOR THE REZONING OF A PORTION OF THE PARCEL OF LAND AT SCTM NO. 0100-192.00-03.00-007.000 LOCATED ON THE SOUTH SIDE OF SCHMEELK PLACE, 435.68' EAST OF GREAT NECK ROAD, COPIAGUE

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

WHEREAS, 60 Schmeelk Place, LLC., (the "Petitioner") has heretofore petitioned this Board for a change of zone of certain property which is located on the s/s/o Schmeelk Place, 435.68' e/o Great Neck Road, Copiague, New York, SCTM No. 0100-192.00-03.00-007.000 and further described on the annexed Schedule A, from A Residence District to SC Senior Citizens Multiple Residence District; and

WHEREAS, a public hearing was held on said petition on the 16th day of May, 2018; and

WHEREAS, in accordance with Section 617.5(c)(9) State Environmental Quality Review (SEQR), this proposal involves the construction of 29 additional parking spaces adjacent to SCMR development. the Board has adopted a Negative Declaration and no further action is required pursuant to SEQR; and

WHEREAS, this proposed change of zone conforms to the Town of Babylon Comprehensive Plan,

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon that Job No. 17-11ABE of 60 Schmeelk Place, LLC., for a change of zone from A Residence District to SC Senior Citizens Multiple Residence District for the premises described in the attached Schedule A, be and the same hereby is granted, and further that the Zone Map of the Town of Babylon be and the same hereby shall be amended to reflect the zone change subject to the following conditions:

1. Subject to SCPC referral.
2. Subject to ZBA approval for any associated variances.
3. Owner/applicant shall comply with the Town of Babylon Stormwater Code (Chapter 189).
 - a. An Industrial Agreement must be signed.
 - b. Stormwater application fee must be submitted.
 - c. Contain all stormwater on-site to Engineering requirements.
4. All regulatory and warning signs are to adhere to the Manual of Uniform Traffic Control Devices for Streets and Highways specifications. All signs must also be fabricated using high-intensity retro reflective sheeting.
5. Construction will be conducted between the hours of 7am and 8pm on weekdays and between the hours of 9am and 4pm on Saturdays. No exterior construction will be permitted on Sundays, only interior construction. Construction activities on site shall be in strict conformance with Chapter 156-9D of the Noise Code of the Town of Babylon.
6. SCTM# 100-192-3-6 and the remainder of SCTM#100-192-3-7 shall be merged.
7. The newly created parcel shall be merged with SCTM# 100-192-3-76.002.
8. Subject to the applicant obtaining a NYSDEC Tidal Wetlands permit or a letter of no jurisdiction, if applicable.
9. Subject to the standards for Environmental Quality of Fill, as per Town Board Resolution No. 368, April 26, 2017. and be it further

RESOLVED, that the aforementioned change of zone shall not be effective until there has been filed with the County Clerk of Suffolk County the following Covenants and Restrictions to run with the land, subject to the approval of the Town Attorney:

1. No exterior-mounted steel security gates or shutters permitted. Only interior-mounted mesh type security gates permitted.
2. All site lighting to be contained on site and must conform to dark-sky lighting regulations.
3. No outdoor speakers or paging systems.
4. The owner/developer is responsible for maintaining all applicable site development improvements including but not limited to the following: fire and smoke detection system, automatic fire sprinkler system, building, drainage, curbs, sidewalks, fencing, asphalt, landscaping, etc.
5. Owner/applicant shall comply with all NYS regulations for handicapped accessibility, including but not limited to handicapped ramps and handicapped parking spaces.
6. All noise generating equipment on-site including but not limited to heating ventilation and air conditioning (HVAC), chillers, refrigeration units, and compressors shall operate in conformance with Chapter 156 Town of Babylon Noise Code. In the event that any such equipment exceeds Chapter 156 standards immediate steps shall be taken to mitigate those noise levels.
7. All buildings, structures, signs, fences, and landscaping shall be maintained in accordance with all applicable codes and ordinances of the Town of Babylon, and violations thereof may be prosecuted and enforced in the same manner as provided therein.
8. No further development of the site without planning board approval.
9. Maintenance access shall be in accordance with Section 189-9 of the Code of the Town of Babylon. The Town of Babylon shall be provided with access to the stormwater infrastructure at reasonable times for periodic inspection by the Town of Babylon and its officers to ensure that the infrastructure is maintained in proper working condition to meet design standards and any other provisions established by Chapter 189. This agreement shall be binding on all subsequent landowners.
10. Maintenance after construction shall be in accordance Section 189-9 of the Code of the Town of Babylon. Stormwater management practices installed in accordance with Chapter 189 shall be operated and maintained to ensure that the goals of Chapter 189 are fully achieved. Proper operation and maintenance includes, at minimum, the following:
 - a. A preventive/corrective maintenance program for all critical facilities and systems of treatment and control (or related appurtenances) which are installed or used by the owner or operator to achieve the goals of Chapter 189. A written record of stormwater management system maintenance activities shall be established and maintained on site and be available for review by the Town of Babylon upon request.
 - b. Written procedures for operation and maintenance and training new maintenance personnel shall be prepared and maintained on site and will be available for review by the Town of Babylon upon request.
 - c. Discharges from SMPs shall not exceed design criteria or contribute to water quality standard violations in accordance with §189-8B of the Code of the Town of Babylon.
11. Upon completion of construction, any stormwater control structures impacted during construction shall be cleaned by the owner or operator. Routine maintenance of stormwater infrastructure on the site will include the following:
 - a. Monitoring of drainage inlets (catch basins) will be completed routinely, particularly after larger storm events and must be kept free from obstruction by leaves, trash, and other debris.
 - b. Drainage grates must be kept free from obstruction by leaves, trash, and other debris.
 - c. Drainage structures shall be inspected annually to determine if sediment removal is necessary to ensure that the drainage structures are properly functioning and that they permit adequate conveyance throughout the system. If applicable, the manufacturer's specifications for maintenance procedures and frequency must be strictly followed.
 - d. The drainage structures must be routinely monitored for the removal of surface sediment and trash.
 - e. Street sweeping of the parking areas shall be conducted at least four times annually to remove sediment that may impact the drainage infrastructure and additionally, as necessary due to storm events.
 - f. The grounds and parking area shall be inspected for litter monthly and any litter shall be removed as necessary.
12. The Town of Babylon is not responsible for any damage to the curbs or light poles on site in connection with solid waste pick up.
13. The SCMR complex parking lot is to be utilized by the residents of the complex and their guests only.

BE IT FURTHER RESOLVED, that in case of any violation or attempted violation of any of the covenants by the owners or their lessees and failure of the owners to remedy any such violation within thirty (30) days after written notice by the Town, the Town shall have the right, on its own motion and after notice, to rescind said change of zone and the subject premises shall revert from SC Senior Citizens Multiple Residence District to A Residence District, and be it further

RESOLVED, that if the owners hereto, or any of them, their lessees, their heirs, successors, or assignees shall violate or attempt to violate any of the covenants or conditions required by the granting of this permit, it shall be lawful for the Town of Babylon to prosecute any proceedings at law or in equity, including but not limited to enforcement by way of injunctive relief; any remedies chosen by the Town Board to enforce any covenant, restriction or condition herein shall be cumulative and at the discretion of the Town Board as to how best to enforce such covenant, restriction or condition; the election of one method of enforcement shall not constitute a bar to electing any other method of enforcement permitted by law; and be it further,

RESOLVED, that the Town Clerk of the Town of Babylon be and hereby is authorized to publish a notice of said change of zone in one of the official newspapers of the Town of Babylon.

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
Councilwoman Gordon	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

SCHEDULE A

All that a certain plot, piece or parcel of land, situate, lying and being in the Town of Babylon, County of Suffolk and State of New York, being more particularly bounded and described as follows:

BEGINNING at a point on the Southerly side of Schmeelk Place being 562.60 feet easterly from the corner formed by the intersection of the easterly side of South Great Neck Road and the Southerly side of Schmeelk Place;
Running thence South 89 Degrees 00 Minutes 15 Seconds East, 72.40 Feet to a point;
Running thence South 00 Degrees 59 Minutes 45 Seconds West, 174.57 Feet to a point;
Running thence North 85 Degrees 03 Minutes 00 Seconds West, 72.58 Feet to a point;
Running thence North 00 Degrees 59 Minutes 45 Seconds East, 169.47 Feet to the point or place of BEGINNING
60 Schmeelk Place.

RESOLUTION NO. 362 MAY 16, 2018

SCHEDULING A PUBLIC HEARING ON THE APPLICATION OF LINDENHURST GATE, LLC, FOR THE REZONING OF THE PARCELS OF LAND AT SCTM NO. 0100-226.00-03.00-059.000, 123.00, 124.00, & 182.00, LOCATED ON THE SOUTH SIDE OF MONTAUK HIGHWAY, BETWEEN DEAUVILLE PARKWAY AND VENETIAN BOULEVARD, LINDENHURST

The following resolution was offered by Councilman McSweeney 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, Lindenhurst, New York, on the 13TH day of JUNE, 2018 at 3:30 p.m., prevailing time, on the application for a change of zone of the properties at SCTM Nos. 0100-226.00-03.00-059.000, 123.00, 124.00, & 182.00, further described on Schedule A attached hereto, located in the SC004 School District, from C Residence District to E Business District, to construct a 5,036 sq. ft. multi-tenant, one story retail building along with associated site improvements; and be it further

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

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

SCHEDULE A

All that certain, piece or parcel of land, with the buildings and improvements erected thereon, situate, lying, and being at Lindenhurst, in the Town of Babylon, County of Suffolk, and State of New York, known and designated as Part of Lots 1, 2, 3 & 4, in Block 4 as shown on a certain map entitled "Map of Venetian Shores", filed in the Office of the Clerk of Suffolk County on June 11, 1926 as and by Map No. 149, being more particularly bound and described as follows:

BEGINNING at a point distant 120.12 feet Easterly from the corner formed by the intersection of the Southerly side of Montauk Highway, N.Y.S. Rte. 27A and the Easterly side of Deauville Parkway and from said point or place of Beginning;
Running thence Easterly along the Southerly side of Montauk Highway, N.Y.S. Rte. 27A along the arc of a curve, bearing to the right, having a radius of 1,592.02 feet a distance of 56.60 feet to a point
Running thence Southeasterly along an arc of a curve, bearing to' the right, having a radius of 70.00 feet a distance of 59.30 feet to the Westerly side of Venetian Boulevard to a point,
Running thence Southerly along the Westerly side of Venetian Boulevard South 23° 01' East a distance of 56.86 feet to a point,
Running thence Westerly South 66° 59' West a distance of 80.00 feet to a point,
Running thence Northerly North 23° 01' West a distance of 114.61 feet, to the Southerly side of Montauk Highway, N.Y.S. Rte. 27A to the point or place of BEGINNING.

RESOLUTION NO. 363 MAY 16, 2018

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 Martinez and seconded by Councilman Manetta

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on 16th day of May, 2018 upon the question of adopting amendments to 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:

Name of Street/ Side Location	Hamlet	Regulation	Hours/ Days
Field Street/ West side in front of addresses 92 & 98 From a point +/- 945 feet north of Edison Avenue north for 350 feet +/-	WB	Parking Permitted	9:00 am to 3:00 am

RESOLUTION NO. 364 MAY 16, 2018

ADOPTING LOCAL LAW NO. 16 OF 2018 AMENDING CHAPTER 170, ARTICLE II, OF THE CODE OF THE TOWN OF BABYLON (PLUMBING)

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 16th day of May, 2018 upon the question of enactment of Local Law No. 16 of 2018 of the Town of Babylon, Suffolk County, New York, being a Local Law amending the Code of the Town of Babylon, Chapter 170, Article II;

NOW, THEREFORE, be it

RESOLVED AND ORDAINED, by the Town Board of the Town of Babylon that Local Law No. 16 of 2018, of the Town of Babylon, Suffolk County, New York, is hereby enacted as follows and effective upon its filing with the New York State Department of State:

LOCAL LAW NO. 16 of 2018

A Local Law amending the Code of the Town of Babylon, Chapter 170, Article II

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

Exhibit "A"

Chapter 170 Plumbing Article II General and Administrative Provisions

Amend:

170-17 Permit fees.

D. The fee for a permit for plumbing, drainage or gas work, including inspection, conducted on residentially zoned property, shall be double when work has commenced prior to the issuance of the permit. The fee for a permit for plumbing, drainage or gas work, including inspection, conducted on commercially or industrially zoned property shall be triple when work has commenced prior to the issuance of the permit.

RESOLUTION NO. 365 MAY 16, 2018
ADOPTING LOCAL LAW NO. 17 OF 2018 AMENDING CHAPTER 213, ARTICLE XVIII,
OF THE BABYLON TOWN CODE (Supplementary Regulations)

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 15th day of March 2017 upon the question of enactment of Local Law No. 17 of 2018 of the Town of Babylon, Suffolk County, New York, being a Local Law amending the Code of the Town of Babylon, Chapter 213;

NOW, THEREFORE, be it

RESOLVED AND ORDAINED, by the Town Board of the Town of Babylon that Local Law No. 17 of 2018, of the Town of Babylon, Suffolk County, New York, is hereby enacted as follows and effective upon its filing with the New York State Department of State:

LOCAL LAW NO. 17 of 2018

A Local Law amending the Code of the Town of Babylon, Chapter 213.

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

EXHIBIT "A"

Article XVIII. Supplementary Regulations § 213-235 Sprinkler systems.

AMEND:

§ 213-235 Sprinkler systems.

All buildings constructed, or which incur 40% or more reconstruction, after the effective date of this section and located in either the MR Multiple Residence District, E Business District, EA Business District, EB Business District, MH Planned Motel-Hotel District, G Light Industrial District, GA Light Industrial District, GB Light Industrial District, H Industrial District or PIP Planned Industrial Park shall have such sprinkler system or systems fully installed in accordance with the National Fire Protection Association 13 (NFPA 13) Standards for the Installation of Sprinkler Systems (as amended from time to time and adopted by the State of New York).

In the event the provisions of NFPA 13 conflict with the International Fire Code (IFC), the more restrictive provision shall apply.

RESOLUTION NO. 366 MAY 16, 2018

REQUESTING THE CONVEYANCE OF A PARCEL OF LAND KNOWN AS SCTM NO.: 0100-056.00-0100-001.000 FROM THE COUNTY OF SUFFOLK TO THE TOWN OF BABYLON AND AUTHORIZING THE CONVEYANCE OF SAID PARCEL TO NEW MILLENIUM DEVELOPMENT SERVICES, INC. FOR AFFORDABLE HOUSING

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

WHEREAS, the County of Suffolk is the owner of a parcel of land identified as 138 Long Island Avenue, Wyandanch, New York, SCTM No.: 0100-056.00-01.00-001.000 (the "Premises"), and

WHEREAS, the County of Suffolk is willing to declare the Premises to be surplus County property which could be transferred to the Town of Babylon for the purpose of transferring the Premises to New Millennium Development Services, Inc. to be incorporated into their Affordable Housing Program;

NOW THEREFORE, be it

RESOLVED, that the Town of Babylon requests the County of Suffolk to execute and deliver a quitclaim deed for the Premises to the Town of Babylon pursuant to Section 72-H of the New York General Municipal Law, and

BE IT FURTHER RESOLVED that the Town of Babylon is authorized to transfer and deliver a quitclaim deed for the Premises to New Millennium Development Services, Inc. for affordable housing; and be it further

RESOLVED, that each quitclaim deed described above shall contain a reverter clause to the effect that title to the said above described parcel shall revert to the County of Suffolk in the event that the property is not used for the above described public governmental purpose.

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 367 MAY 16, 2018

AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 9 DEER STREET, WYANDANCH, NEW YORK 11798 SCTM NO. 0100-058.00-03.00-095.0002

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

WHEREAS, a certain structure(s) located at 9 Deer Street, Wyandanch, New York, bearing SCTM# 0100-058.00-03.00-095.002 has no running water as per a communication with the Suffolk County Water Authority, all windows and doors are open and accessible and cesspool is overflowing, 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 9 Deer Street, Wyandanch, New York, bearing SCTM# 0100-058.00-03.00-095.00 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 April 26, 2018 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. 368 MAY 16, 2018

AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 32 BEDFORD STREET, AMITYVILLE, N.Y. 11701 SCTM NO. 0100-169.00-03.00-079.000

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon

WHEREAS, a certain structure(s) located at 32 Bedford Street, Amityville, New York, bearing SCTM# 0100-169.00-03.00-079.000 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 32 Bedford Street, Amityville, New York, bearing SCTM# 0100-169.00-03.00-079.000 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, 2018 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. 369 MAY 16, 2018

AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 86 WESTWOOD AVE., DEER PARK, N.Y., 11729 SCTM NO. 0100-023.00-03.00-009.000

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

WHEREAS, a certain structure(s) located at 86 Westwood Ave., Deer Park New York, bearing SCTM# 0100-023.00-03.00-009.000 has no running water as per communication from the Suffolk County Water Authority, and rear door is 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 86 Westwood Ave., Deer Park, New York, bearing SCTM# 0100-023.00-03.00-009.000 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 April 25, 2018 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. 370 MAY 16, 2018

AUTHORIZING DEMOLITION AND REMOVAL OF UNSAFE STRUCTURE LOCATED AT 8 STATE AVE., WYANDANCH, NY 11798 SCTM No. 0100-080.00-01.00-097.000

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

WHEREAS, a certain structure, located at 8 State Ave., Wyandanch, NY, bearing Suffolk County Tax Map No. 0100-080.00-01.00-097.000 is wide open and accessible to the public has substantial accumulations of rubbish and debris on the property providing harborage for rodents, vermin and disease carrying insects, thereby presenting an imminent danger to the safety, health and welfare of the surrounding community residents, and WHEREAS, pursuant to Local Law No. 1 of 1981 and Local Law No. 1 of 1978 all necessary proceedings have been completed in connection with the removal/securing of the aforementioned unsafe structure, and

WHEREAS, said building has not been repaired or removed, and

WHEREAS, the architect/professional engineer's report dated April 11, 2018, indicates the large opening in basement wall offers no adequate support to structure, the roof and structural members have failed and the lack of maintenance on this structure has caused interior deterioration therefore, the demolition of the structure including removal of the foundation, is the most likely and prudent course of action,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structure including removal of the foundation, located at 8 State Ave., Wyandanch, NY, A/K/A SCTM No. 0100-080.00-01.00-097.000, in accordance with the Conclusions and Recommendations set forth in the architect/professional engineer's report attached hereto, and be it further

RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the structure located at on the premises 8 State Ave., Wyandanch, NY, A/K/A SCTM No. 0100-080.00-01.00-097.000, in accordance with the Conclusions and Recommendations set forth in the inspector's report on file in the Department of Code Enforcement, and be it further

RESOLVED, that the Comptroller is hereby authorized to pay the architect/professional engineer the cost of the inspection report in the amount of One Hundred and Fifty Dollars (\$150.00) for said premises from the appropriate fund, and be it further

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

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 371 MAY 16, 2018

AUTHORIZING PERMISSION FOR AN OUTDOOR PUBLIC ASSEMBLY PERMIT ON MAY 26, 2018 IN THE TOWN OF BABYLON FOR ST. PAUL'S REFORMED CHURCH

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

WHEREAS, St. Paul's Reformed Church has requested permission to hold an Outdoor Public Assembly on Saturday, May 26, 2018 between 3:00 p.m. and 7:00 p.m. at St. Paul's Reformed Church located at 158 Phelps Lane, North Babylon, New York with the usage of sound equipment.

INDIVIDUAL: Deacon John Altieri 94 Jenkins Avenue, North Babylon, NY 11703	ORGANIZATION: St. Paul's Reformed Church 158 Phelps Lane, North Babylon, NY 11703 (631) 572-4062
DATES & TIMES: Date(s): 5/26/2018 to: Time: 3:00 p.m. to 7:00 p.m., Rain Date: n/a	LOCATION: St. Paul's Reformed Church 158 Phelps Lane, North Babylon, NY 11703

SPECIAL REQUIREMENTS:

Event Details: "Rock the Pantry" concert series to aid the North Babylon Food Pantry
Tents: None, Amusement Rides: None, Sound Equipment: Yes; Local musicians with microphones and speakers
Toilet/Water Facilities: Bathroom facilities at St. Paul's Reformed Church, Approximate # of Participants: 50

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.

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. 372 MAY 16, 2018

AUTHORIZING PERMISSION FOR AN OUTDOOR PUBLIC ASSEMBLY PERMIT ON SEPTEMBER 1, 2018 IN THE TOWN OF BABYLON FOR ST. PAUL'S REFORMED CHURCH

The following resolution was TABLED by Councilman Manetta and seconded by Councilwoman Gordon

WHEREAS, St. Paul's Reformed Church has requested permission to hold an Outdoor Public Assembly on Saturday, September 1, 2018 between 3:00 p.m. and 7:00 p.m. at St. Paul's Reformed Church located at 158 Phelps Lane, North Babylon, New York with the usage of sound equipment.

INDIVIDUAL: Deacon John Altieri 94 Jenkins Avenue, North Babylon, NY 11703	ORGANIZATION: St. Paul's Reformed Church 158 Phelps Lane, North Babylon, NY 11703 (631) 572-4062
DATES & TIMES: Date(s): 9/1/2018 to: Time: 3:00 p.m. to 7:00 p.m., Rain Date: n/a	LOCATION: St. Paul's Reformed Church 158 Phelps Lane, North Babylon, NY 11703

SPECIAL REQUIREMENTS:

Event Details: "Rock the Pantry" concert series to aid the North Babylon Food Pantry
 Tents: None, Amusement Rides: None, Sound Equipment: Yes; Local musicians with microphones and speakers
 Toilet/Water Facilities: Bathroom facilities at St. Paul's Reformed Church, Approximate # of Participants: 50

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.

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.

The resolution was thereupon declared duly **TABLED** to June 13, 2018 Meeting.

RESOLUTION NO. 373 MAY 16, 2018**AUTHORIZING ST. NICHOLAS SHRINE GREEK ORTHODOX CHURCH TO HOLD A CARNIVAL, USE SOUND EQUIPMENT AND ERECT TENTS FROM MAY 31, 2018 THROUGH AND INCLUDING JUNE 3, 2018**

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

WHEREAS, St. Nicholas Shrine Greek Orthodox Church has applied for permission to hold their annual Grecian Festival/Carnival with sound equipment and tents from May 31, 2018 through and including June 3, 2018 with a rain date of June 7, 2018 through and including June 10, 2018 at 200 Great East Neck Road, West Babylon, New York, subject to Schedule "A" attached hereto; and

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

INDIVIDUAL: Lucille Sarna 2419 Westlake Avenue, Oceanside, NY 11572 (516) 242-2587	ORGANIZATION: St. Nicholas Shrine Greek Orthodox Church 200 Great East Neck Road, West Babylon, NY 11704 (631) 587-1150
DATES & TIMES: Thursday, May 31, 2018 5:00 p.m. to 10:00 p.m. Friday, June 1, 2018 5:00 p.m. to 11:00 p.m. Saturday, June 2, 2018 12:00 p.m. to 11:00 p.m. Sunday, June 3, 2018 12:00 p.m. to 10:00 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 Amusement Rides and/or Bouncy Rides: Yes; Quantity: 5-6, Toilet & Water Facilities: Bathroom facilities available inside church	

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.

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. 374 MAY 16, 2018**AUTHORIZING NORTH BABYLON LIONS CLUB****TO HOLD A STREET FAIR & COMMUNITY FESTIVAL AND ERECT TENTS ON MAY 20, 2018**

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

WHEREAS, the North Babylon Lions Club has applied for permission to hold a street fair for their annual community festival on May 20, 2018, at Old Deer Park Avenue between Strathmore Drive to Stone Avenue in North Babylon, New York, subject to Schedule "A" attached hereto; and

WHEREAS, the North Babylon Lions Club has obtained sufficient insurance to protect the interests of the Town of Babylon; and

INDIVIDUAL: Richard Irizarry 22 Raider Street, North Babylon, NY 11703 (631) 579-7944	ORGANIZATION: North Babylon Lions Club P.O. Box 2040, North Babylon, NY 11703
DATES & TIMES: Sunday, May 20, 2018 8:00 a.m. to 7:00 p.m.	LOCATION: Old Deer Park Avenue, North Babylon from Strathmore Drive to Stone Ave.
SPECIAL REQUIREMENTS: Tent(s): Yes; (90) 8x8 and 10x10, Sound Equipment: Yes; Type: DJ, Band, PA System Amusement Rides and/or Bouncy Rides: Yes; Quantity: 6, Toilet & Water Facilities: Bathroom facilities available at North Babylon Fire Company	

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.

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. 375 MAY 16, 2018**AUTHORIZING PERMISSION FOR A WALK-A-THON ON OCTOBER 21, 2018****IN THE TOWN OF BABYLON FOR MICHAEL SENA'S MEMORIAL FUND – RUN FOR HOPE**

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

WHEREAS, Michael Sena's Memorial Fund – Run for Hope has requested permission to hold a 5K Run/Walk on Sunday, October 21, 2018, from 6:00 a.m. to 12:00 p.m. within the Town of Babylon,

INDIVIDUAL: Barbara Sena 53 Western Avenue, Deer Park, NY 11729	ORGANIZATION: Michael Sena Memorial Fund – Run for Hope 53 Western Avenue, Deer Park, NY 11729 (631) 796-5191
DATES & TIMES: Date(s): 10/21/2018 to: Time: 6:00 a.m. to 12:00 p.m., Rain Date: n/a	STARTING: Deer Park High School, 1 Falcon Place, Deer Park ENDING: Deer Park High School, 1 Falcon Place, Deer Park
ROUTE: Leaving Deer Park High School, proceeding south on North 1 st Street, turning west on Acorn Street, proceeding north on Ocean Avenue, turning west on Adam Street, turning north on Western Avenue, heading east on Nicolls Road, heading north on Half Hollow Road, turning east on Old Country Road, heading south on Jefferson Avenue, turning east on Nicolls Road, turning south on North 1 st Street, then turning west on Falcon Place to Deer Park High School.	

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.

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. 376 MAY 16, 2018
AUTHORIZING PERMISSION FOR A PARADE ON SEPTEMBER 9, 2018
IN THE TOWN OF BABYLON FOR THE WEST BABYLON FOOTBALL LEAGUE**

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon

WHEREAS, the West Babylon Football League has requested permission to hold a parade on Sunday, September 9, 2018 with a rain date of September 16, 2018 within the Town of Babylon,

INDIVIDUAL: Anthony Lucchesse 120 17 th Street, West Babylon, NY 11704 (631) 445-9255	ORGANIZATION: West Babylon Football League 95 Old Farmingdale Road, West Babylon, NY 11704 (631) 445-9255
DATES & TIMES: Date(s): 9/9/2018 to: Time: 8:30 a.m. to 10:00 a.m. Rain Date: 9/16/2018	STARTING: West Babylon Senior High School, 500 Great East Neck Road, West Babylon ENDING: West Babylon Junior High School, 200 Old Farmingdale Road, West Babylon
ROUTE: Leaving the West Babylon Senior High School; proceeding north on Little East Neck Road to Old Farmingdale Road and ending at Pape Field.	

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.

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. 377 MAY 16, 2018
AUTHORIZING PERMISSION FOR A WALK-A-THON ON SEPTEMBER 30, 2018
IN THE TOWN OF BABYLON FOR THE TANGER 10TH ANNUAL 5K RUN/WALK**

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

WHEREAS, the Tanger Outlets Deer Park has requested permission to hold a walk-a-thon on Sunday, September 30, 2018, from 8:00 a.m. to 10:00 a.m. within the Town of Babylon,

INDIVIDUAL: Nancy Larson 152 The Arches Circle, Deer Park, NY 11729	ORGANIZATION: Tanger Outlets Deer Park 152 The Arches Circle, Deer Park, NY 11729 (631) 242-0239
DATES & TIMES: Date(s): 9/30/2018 to: Time: 8:00 a.m. to 10:00 a.m. Rain Date: n/a	STARTING: Main Entrance I at Tanger Outlets Deer Park ENDING: Main Entrance I at Tanger Outlets Deer Park
ROUTE: Leaving the main entrance at Tanger Outlets and proceeding north to Marcus Boulevard, crossing Commack Road to Grand Boulevard, then westbound on Grand Boulevard to East 3 rd Street (turn around point); then proceeding east on Grand Boulevard to the main entrance at Tanger Outlets.	

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.

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. 378 MAY 16, 2018
CONFIRMING MEMBERSHIP TO THE EAST FARMINGDALE VOLUNTEER FIRE COMPANY, INC.**

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

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

Vincenzo Chiarenza	519 15 th Street, West Babylon, NY 11704
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VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 379 MAY 16, 2018
CONFIRMING MEMBERSHIP TO THE NORTH LINDENHURST FIRE DEPARTMENT, INC.**

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

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

Name	Address
Scott Whelehan	36 Merritt Street, North Lindenhurst, NY 11757

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 380 MAY 16, 2018
PROCLAIMING SUNDAY, MAY 20, 2018 AS EAGLE SCOUT HAYDEN JOHN IVY DAY**

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon

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, Hayden John Ivy 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 Hayden John Ivy its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Sunday, May 20, 2018 as Eagle Scout Hayden John Ivy Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 381 MAY 16, 2018

PROCLAIMING WEDNESDAY MAY 30, 2018 AS EAGLE SCOUT WILLIAM H. MARVIN, IV DAY

The following resolution was offered by Councilwoman Gordon
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, William H. Marvin, IV 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 William H. Marvin, IV its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Wednesday, May 30, 2018 as Eagle Scout William H. Marvin, IV Day.

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 382 MAY 16, 2018

PROCLAIMING THURSDAY, MAY 31, 2018 AS EAGLE SCOUT JOHNNY STARZEE DAY

The following resolution was offered by Councilman McSweeney
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, Johnny Starzee 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 Johnny Starzee its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Thursday, May 31, 2018 as Eagle Scout Johnny Starzee Day.

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 383 MAY 16, 2018

PROCLAIMING SUNDAY, JULY 1, 2018 AS EAGLE SCOUT ANTHONY CHARLES D'ARRIGO DAY

The following resolution was offered by Councilman Martinez
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, Anthony Charles D'Arrigo 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 Anthony Charles D'Arrigo its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Sunday, July 1, 2018 as Eagle Scout Anthony Charles D'Arrigo Day.

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 384 MAY 16, 2018

PROCLAIMING SUNDAY, JUNE 3, 2018 AS EAGLE SCOUT JAMES E. MOLLER DAY

The following resolution was offered by Councilman Manetta
and seconded by Councilwoman Gordon

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, James E. Moller 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 James E. Moller its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Sunday, June 3, 2018 as Eagle Scout James E. Moller Day.

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 385 MAY 16, 2018

PROCLAIMING SUNDAY, JUNE 17, 2018 AS EAGLE SCOUT DANIEL J. STATEMAN DAY

The following resolution was offered by Councilwoman Gordon
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 J. Stateman 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 J. Stateman its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Sunday, June 17, 2018 as Eagle Scout Daniel J. Stateman Day.

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 386 MAY 16, 2018

PROCLAIMING THURSDAY, JUNE 14, 2018 AS EAGLE SCOUT JOSEPH CIPRIANI DAY

The following resolution was offered by Councilman McSweeney
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, Joseph Cipriani 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 Joseph Cipriani its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Thursday, June 14, 2018 as Eagle Scout Joseph Cipriani Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 387 MAY 16, 2018

PROCLAIMING FRIDAY, JUNE 15, 2018 AS EAGLE SCOUT KYLE THOMAS MCCARTHY DAY

The following resolution was offered by Councilman Martinez 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, Kyle Thomas McCarthy 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 Kyle Thomas McCarthy its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Friday, June 15, 2018 as Eagle Scout Kyle Thomas McCarthy Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 388 MAY 16, 2018

PROCLAIMING WEDNESDAY, JUNE 13, 2018 AS GIRL SCOUT GOLD AWARD AMANDA LUCCHETTI DAY

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon

WHEREAS, Girl Scouting is a movement that gives girls from all segments of American life a chance to develop their potential, make friends, and become a vital part of their community; and

WHEREAS, working in partnership with adult volunteers, Girl Scouts explore the world of science, sports, art, the environment and society in a way that develops their leadership skills, self-confidence and ability to become tomorrow's good citizens; and

WHEREAS, the Suffolk County Girl Scout Council is the largest youth serving agency in Suffolk County and one of the largest in New York State; and

WHEREAS, the Council serves one out of every six girls in Suffolk annually and is open to all girls ages 5 through 17; and

WHEREAS, the Gold Award is the highest recognition a girl can achieve in Girl Scouting, and the Suffolk County Girl Scout Council is pleased to announce that Amanda Lucchetti has earned her Girl Scout Gold Award; and

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

WHEREAS, it is fitting that by the successful demonstration of her scouting achievement, Amanda Lucchetti was given the Gold Award,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Amanda Lucchetti its congratulations on her successful completion and achievement of the Gold Award and does proclaim June 13, 2018 as Girl Scout Gold Award Amanda Lucchetti Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 389 MAY 16, 2018

PROCLAIMING WEDNESDAY, JUNE 6, 2018 AS GIRL SCOUT GOLD AWARD CHRISTINA VARGAS DAY

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

WHEREAS, Girl Scouting is a movement that gives girls from all segments of American life a chance to develop their potential, make friends, and become a vital part of their community; and

WHEREAS, working in partnership with adult volunteers, Girl Scouts explore the world of science, sports, art, the environment and society in a way that develops their leadership skills, self-confidence and ability to become tomorrow's good citizens; and

WHEREAS, the Suffolk County Girl Scout Council is the largest youth serving agency in Suffolk County and one of the largest in New York State; and

WHEREAS, the Council serves one out of every six girls in Suffolk annually and is open to all girls ages 5 through 17; and

WHEREAS, the Gold Award is the highest recognition a girl can achieve in Girl Scouting, and the Suffolk County Girl Scout Council is pleased to announce that Christina Vargas has earned her Girl Scout Gold Award; and

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

WHEREAS, it is fitting that by the successful demonstration of her scouting achievement, Christina Vargas was given the Gold Award,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Christina Vargas its congratulations on her successful completion and achievement of the Gold Award and does proclaim June 6, 2018 as Girl Scout Gold Award Christina Vargas Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 390 MAY 16, 2018

PROCLAIMING SUNDAY, JUNE 10, 2018 AS GIRL SCOUT GOLD AWARD ELIZABETH FONTANILLES DAY

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

WHEREAS, Girl Scouting is a movement that gives girls from all segments of American life a chance to develop their potential, make friends, and become a vital part of their community; and

WHEREAS, working in partnership with adult volunteers, Girl Scouts explore the world of science, sports, art, the environment and society in a way that develops their leadership skills, self-confidence and ability to become tomorrow's good citizens; and

WHEREAS, the Suffolk County Girl Scout Council is the largest youth serving agency in Suffolk County and one of the largest in New York State; and

WHEREAS, the Council serves one out of every six girls in Suffolk annually and is open to all girls ages 5 through 17; and

WHEREAS, the Gold Award is the highest recognition a girl can achieve in Girl Scouting, and the Suffolk County Girl Scout Council is pleased to announce that Elizabeth Fontanilles has earned her Girl Scout Gold Award; and

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

WHEREAS, it is fitting that by the successful demonstration of her scouting achievement, Elizabeth Fontanilles was given the Gold Award,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Elizabeth Fontanilles its congratulations on her successful completion and achievement of the Gold Award and does proclaim June 10, 2018 as Girl Scout Gold Award Elizabeth Fontanilles Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 391 MAY 16, 2018

PROCLAIMING TUESDAY, JUNE 12, 2018 AS GIRL SCOUT GOLD AWARD EMILY GOLLINGE DAY

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

WHEREAS, Girl Scouting is a movement that gives girls from all segments of American life a chance to develop their potential, make friends, and become a vital part of their community; and

WHEREAS, working in partnership with adult volunteers, Girl Scouts explore the world of science, sports, art, the environment and society in a way that develops their leadership skills, self-confidence and ability to become tomorrow's good citizens; and

WHEREAS, the Suffolk County Girl Scout Council is the largest youth serving agency in Suffolk County and one of the largest in New York State; and

WHEREAS, the Council serves one out of every six girls in Suffolk annually and is open to all girls ages 5 through 17; and

WHEREAS, the Gold Award is the highest recognition a girl can achieve in Girl Scouting, and the Suffolk County Girl Scout Council is pleased to announce that Emily Gollinge has earned her Girl Scout Gold Award; and

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

WHEREAS, it is fitting that by the successful demonstration of her scouting achievement, Emily Gollinge was given the Gold Award,
NOW, THEREFORE, be it
RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Emily Gollinge its congratulations on her successful completion and achievement of the Gold Award and does proclaim June 12, 2018 as Girl Scout Gold Award Emily Gollinge Day.
VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____
The resolution was thereupon declared duly adopted.

RESOLUTION NO. 392 MAY 16, 2018

PROCLAIMING FRIDAY, JUNE 8, 2018 AS GIRL SCOUT GOLD AWARD JULIA VELLA DAY

The following resolution was offered by Councilman Manetta
and seconded by Councilwoman Gordon
WHEREAS, Girl Scouting is a movement that gives girls from all segments of American life a chance to develop their potential, make friends, and become a vital part of their community; and
WHEREAS, working in partnership with adult volunteers, Girl Scouts explore the world of science, sports, art, the environment and society in a way that develops their leadership skills, self-confidence and ability to become tomorrow's good citizens; and
WHEREAS, the Suffolk County Girl Scout Council is the largest youth serving agency in Suffolk County and one of the largest in New York State; and
WHEREAS, the Council serves one out of every six girls in Suffolk annually and is open to all girls ages 5 through 17; and
WHEREAS, the Gold Award is the highest recognition a girl can achieve in Girl Scouting, and the Suffolk County Girl Scout Council is pleased to announce that Julia Vella has earned her Girl Scout Gold Award; and
WHEREAS, the rank of Gold Award is a rarity in scouting because the tasks needed to accomplish this are difficult, but if they are accomplished, they go a long way toward the development of leadership, self-reliance, and other qualities of humanity so desirable in young girls; and
WHEREAS, it is fitting that by the successful demonstration of her scouting achievement, Julia Vella was given the Gold Award,
NOW, THEREFORE, be it
RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Julia Vella its congratulations on her successful completion and achievement of the Gold Award and does proclaim June 8, 2018 as Girl Scout Gold Award Julia Vella Day.
VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____
The resolution was thereupon declared duly adopted.

RESOLUTION NO. 393 MAY 16, 2018

PROCLAIMING MONDAY, JUNE 11, 2018 AS GIRL SCOUT GOLD AWARD KIMBERLY WATT DAY

The following resolution was offered by Councilwoman Gordon
and seconded by Councilman McSweeney
WHEREAS, Girl Scouting is a movement that gives girls from all segments of American life a chance to develop their potential, make friends, and become a vital part of their community; and
WHEREAS, working in partnership with adult volunteers, Girl Scouts explore the world of science, sports, art, the environment and society in a way that develops their leadership skills, self-confidence and ability to become tomorrow's good citizens; and
WHEREAS, the Suffolk County Girl Scout Council is the largest youth serving agency in Suffolk County and one of the largest in New York State; and
WHEREAS, the Council serves one out of every six girls in Suffolk annually and is open to all girls ages 5 through 17; and
WHEREAS, the Gold Award is the highest recognition a girl can achieve in Girl Scouting, and the Suffolk County Girl Scout Council is pleased to announce that Kimberly Watt has earned her Girl Scout Gold Award; and
WHEREAS, the rank of Gold Award is a rarity in scouting because the tasks needed to accomplish this are difficult, but if they are accomplished, they go a long way toward the development of leadership, self-reliance, and other qualities of humanity so desirable in young girls; and
WHEREAS, it is fitting that by the successful demonstration of her scouting achievement, Kimberly Watt was given the Gold Award,
NOW, THEREFORE, be it
RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Kimberly Watt its congratulations on her successful completion and achievement of the Gold Award and does proclaim June 11, 2018 as Girl Scout Gold Award Kimberly Watt Day.
VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____
The resolution was thereupon declared duly adopted.

RESOLUTION NO. 394 MAY 16, 2018

PROCLAIMING SATURDAY, JUNE 9, 2018 AS GIRL SCOUT GOLD AWARD LAUREN DEPPE DAY

The following resolution was offered by Councilman McSweeney
and seconded by Councilman Martinez
WHEREAS, Girl Scouting is a movement that gives girls from all segments of American life a chance to develop their potential, make friends, and become a vital part of their community; and
WHEREAS, working in partnership with adult volunteers, Girl Scouts explore the world of science, sports, art, the environment and society in a way that develops their leadership skills, self-confidence and ability to become tomorrow's good citizens; and
WHEREAS, the Suffolk County Girl Scout Council is the largest youth serving agency in Suffolk County and one of the largest in New York State; and
WHEREAS, the Council serves one out of every six girls in Suffolk annually and is open to all girls ages 5 through 17; and
WHEREAS, the Gold Award is the highest recognition a girl can achieve in Girl Scouting, and the Suffolk County Girl Scout Council is pleased to announce that Lauren Deppe has earned her Girl Scout Gold Award; and
WHEREAS, the rank of Gold Award is a rarity in scouting because the tasks needed to accomplish this are difficult, but if they are accomplished, they go a long way toward the development of leadership, self-reliance, and other qualities of humanity so desirable in young girls; and
WHEREAS, it is fitting that by the successful demonstration of her scouting achievement, Lauren Deppe was given the Gold Award,
NOW, THEREFORE, be it
RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Lauren Deppe its congratulations on her successful completion and achievement of the Gold Award and does proclaim June 9, 2018 as Girl Scout Gold Award Lauren Deppe Day.
VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____
The resolution was thereupon declared duly adopted.

RESOLUTION NO. 395 MAY 16, 2018

PROCLAIMING THURSDAY, JUNE 7, 2018 AS GIRL SCOUT GOLD AWARD MADALINE GRAHAM DAY

The following resolution was offered by Councilman Martinez
and seconded by Councilman Manetta
WHEREAS, Girl Scouting is a movement that gives girls from all segments of American life a chance to develop their potential, make friends, and become a vital part of their community; and
WHEREAS, working in partnership with adult volunteers, Girl Scouts explore the world of science, sports, art, the environment and society in a way that develops their leadership skills, self-confidence and ability to become tomorrow's good citizens; and
WHEREAS, the Suffolk County Girl Scout Council is the largest youth serving agency in Suffolk County and one of the largest in New York State; and
WHEREAS, the Council serves one out of every six girls in Suffolk annually and is open to all girls ages 5 through 17; and
WHEREAS, the Gold Award is the highest recognition a girl can achieve in Girl Scouting, and the Suffolk County Girl Scout Council is pleased to announce that Madaline Graham has earned her Girl Scout Gold Award; and
WHEREAS, the rank of Gold Award is a rarity in scouting because the tasks needed to accomplish this are difficult, but if they are accomplished, they go a long way toward the development of leadership, self-reliance, and other qualities of humanity so desirable in young girls; and
WHEREAS, it is fitting that by the successful demonstration of her scouting achievement, Madaline Graham was given the Gold Award,
NOW, THEREFORE, be it
RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Madaline Graham its congratulations on her successful completion and achievement of the Gold Award and does proclaim June 7, 2018 as Girl Scout Gold Award Madaline Graham Day.
VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____
The resolution was thereupon declared duly adopted.

RESOLUTION NO. 396 MAY 16, 2018

**AUTHORIZING ISSUANCE OF A BUILDING PERMIT FOR STEVEN ISACMANN
OUTER BEACH APPLICATION NO. 126132 SCTM #0100-242.00-01.00-8.000**

The following resolution was offered by Councilman Manetta
and seconded by Councilwoman Gordon

WHEREAS, the Building Division of the Department of Planning and Development of the Town of Babylon has reviewed Outer Beach Application No. 126132 of Steven Isaacman for the premises located at SCTM #0100-242.00-1.00-8.000, to construct new entry portico, 2nd story addition over garage and interior alterations; 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. 126132 of Steven Isaacman, for the premises located at SCTM #0100-242.00-1.00-8.000, to construct new portico, 2nd story addition over garage and interior alterations; 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. 397 MAY 16, 2018

AUTHORIZING THE TRANSFER OF RESIDUAL EQUITY FROM A CAPITAL PROJECT TO APPROPRIATED RESERVES

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

WHEREAS, The Town of Babylon has bonded for a capital project namely, HVAC Phelps Pool Building (the "Project") approved by Town Board Resolution No. 152 of February 7, 2017; and

WHEREAS, the Project has unused funding allocated totaling \$2,200 against which no contract or encumbrance exists; and

WHEREAS, the Comptroller recommends to the Town Board that the unused portion be transferred to the General Fund for the retirement of debt.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon, upon the recommendation of the Comptroller, does hereby order the transfer of funding in the amount of \$2,200 from the HVAC Phelps Pool Building Fund to the General Fund.

RESOLVED, that the Office of the Town Comptroller is authorized to make all necessary accounting entries and cash movements to ensure this transfer and shall have authority to sign documents necessary to complete this transaction for the above noted amount.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 398 MAY 16, 2018

AUTHORIZING COMMERCIAL WASTE DISTRICT REFUNDS

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Commissioner of Environmental Control, that the following Commercial Waste District fees be refunded:

<u>Company and Address</u>	<u>Account No.</u>	<u>Refund Amount</u>
Jack Pedowitz Machinery Movers	11718	\$125.47

Pay to: Jack Padowitz Machinery Movers
3240 Lawrence Avenue
Oceanside, NY 11572

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 399 MAY 16, 2018

AUTHORIZING REFUND OF PAYMENT

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of Long Island Green Homes that the following payment be refunded as an overpayment:

REFUND OF PAYMENT:

PAYEE	ADDRESS	TYPE	AMOUNT	REASON
Richard Bloom	132 Plymouth St, West Babylon, NY 11704	Green Homes Benefit Assessment	\$164.55	overpayment

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 400 MAY 16, 2018

AUTHORIZING PAYMENT TO LUCILU PRODUCTIONS, INC.

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon

BE IT RESOLVED, by the Town Board of the Town of Babylon, based on the recommendation of the Commissioner of Parks and Recreation that the Comptroller is hereby authorized to issue payment to Lucilu Productions, Inc. for expenses incurred for the following concerts:

CONCERT	\$ AMOUNT
Atlanta Rhythm Section/Poco	24,500
Official Blue's Brothers Revue	18,500
WAR	28,000
Max Weinberg's Jukebox	19,500

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 401 MAY 18, 2018

AUTHORIZING REFUND OF FEES DEPARTMENT OF PARKS, RECREATION & CULTURAL AFFAIRS

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Parks, Recreation and Cultural Affairs Department, that the following fees be refunded:

Name	Address	Fee	Activity	Receipt Number
Peter Capitelli	9 1/2 Dolphin Lane West Copiague, NY 11726	\$880.00	Boat Slip 30 at South Great Neck Marina	125840

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 402 MAY 16, 2018

AUTHORIZING EMPLOYEE REIMBURSEMENT

The following resolution was offered by Councilman McSweeney 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
Anne Zakrewski	\$21.78 for refreshments for meeting on 4/18/18

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 403 MAY 16, 2018
AUTHORIZING 2018 BUDGET MODIFICATION**

The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta
BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Town Comptroller, that the following 2018 Budget Modification is hereby authorized:

General Fund		Increase	Decrease
Buildings			
Full Time Labor			
A.1620.46		\$ 30,000	
Repairs and Maintenance			
A.1620.15			\$ 30,000
VOTES: 5	YEAS: 5	NAYS: 0	

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 404 MAY 16, 2018
AUTHORIZING 2017 BUDGET MODIFICATION**

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon
BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Town Comptroller, that the following 2017 Budget Modification is hereby authorized:

Highway Fund		Increase	Decrease
Worker's Compensation			
Employee Benefits			
DB.9040.80		\$ 155,573	
Revenues			
Appropriated Fund Balance			
DB.0000.0599		\$ 155,573	
Special Lighting Fund			
Street Lighting			
Rent of Lease			
SL.5182.45		\$ 12,145	
Advance refunding bonds			
SL.9991.60		\$ 12,606	
Revenues			
Appropriated Fund Balance			
SL.0000.0599		\$ 24,751	

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 405 MAY 16, 2018
AUTHORIZING 2018 OPERATING TRANSFER**

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney
BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Town Comptroller that the following 2018 Operating Transfer is hereby authorized:

General Fund		Increase	Decrease
Transfer to Capital Project			
Interfund Transfer			
A.9950.90		\$ 50,000	
Contingent			
Miscellaneous			
A.1990.49			\$ 50,000
Capital Project Fund			
Oak Beach Community Center			
Interfund Transfer			
H04.0000.5031		\$ 50,000	
Recreation, Equipment and Capital Outlay			
H04.7197.26		\$ 50,000	
Road Program			
Interfund Transfer			
H01.0000.5031		\$ 20,000	
Highway, Capital Projects			
H01.5197.25		\$ 20,000	
Special Revenue Fund			
Transfer to Capital Project			
Interfund Transfer			
CM.9950.90		\$ 20,000	
Copiague Traffic Mitigation			
Program Operations			
CM.5114.47			\$ 20,000

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 406 MAY 16, 2018
ACCEPTING A DONATION**

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

DONATOR	ITEM AND VALUE	RECOMMENDED BY	USE
Victoria A. Russell	46-inch Insignia Flat Screen Television – approximate value \$200.00	Victoria A. Russell	Environmental Control Presentations

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 407 MAY 16, 2018
AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT
WITH THE CHILD CARE COUNCIL OF SUFFOLK INC.

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, that the Supervisor be and he hereby is authorized to execute an agreement on behalf of the Town of Babylon with the Child Care Council of Suffolk, Inc. whereby the Town of Babylon will provide funds in an amount not to exceed the sum of Twelve Thousand (\$12,000.00) Dollars and Child Care Council of Suffolk, Inc. will provide parent leadership services during the year 2018; 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. 408 MAY 16, 2018
AUTHORIZING A CONTRACT WITH NV 5

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon

WHEREAS, a proposal for Construction Support and Full Time Inspection Services in connection with the Downtown Copiague Great Streets Plan, Phase 1, and

WHEREAS, the Professional Consultant Evaluation Committee convened on May 11, 2018 with the Deputy Supervisor, the Chief of Staff, Town Attorney, Comptroller, Commissioner of General Services, 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 NV 5 for a total contract amount not to exceed NINETEEN THOUSAND, SEVEN HUNDRED EIGHT FIVE (\$19,785.00) 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 NV 5 for a total contract amount not to exceed NINETEEN THOUSAND, SEVEN HUNDRED EIGHT FIVE (\$19,785.00) 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. 409 MAY 16, 2018
AUTHORIZING A CONTRACT WITH LAND, SEA & AIR MEDICAL REVIEW SPECIALIST

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

WHEREAS, a proposal for services in connection with the Town of Babylon's Automated External Defibrillator Program was solicited from Land, Sea, & Air Medical Review Specialist, and

WHEREAS, the Professional Consultant Evaluation Committee convened on May 11, 2018 with the Deputy Supervisor, the Chief of Staff, Town Attorney, Comptroller, Commissioner of General Services, 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 Land, Sea & Air Medical Review Specialist at the following fees

Annual Fee:	\$250
Fee per Incident if Defibrillator is Used:	\$250

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 Land, Sea & Air Medical Review Specialist, at the following fees:

Annual Fee:	\$250
Fee per Incident if Defibrillator is Used:	\$250

and that said contract shall be subject to the approval of the Town Attorney as to form and content, and be it further

RESOLVED, that said contract may be extended for two (2) additional one (1) periods at the discretion of the Commissioner of Parks, Recreation & Cultural Affairs.

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 410 MAY 16, 2018
AWARDING BID NO. 18G8E, HISTORIC RESTORATION OF OAK BEACH COMMUNITY CENTER,
CONTRACT E – ELECTRICAL CONSTRUCTION

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

WHEREAS, the following bids for Bid No. 18G8E Historic Restoration of Oak Beach Community Center, Contract E – Electrical Construction were received, opened and publicly read:

BIDDER	TOTAL BID PRICE
Relle Electrical Corp.	\$103,843.00
J.P. Daly & Sons, Inc.	\$145,300.00
Palace Electrical Contractors, Inc.	\$104,000.00
CDJ Electric, Inc.	\$105,667.00, and

WHEREAS, the Commissioner of General Services and Steward Preservation Services, LLC recommend that Palace Electrical Contractors, Inc. and CDJ Electric, Inc. be disqualified from Bid No. 18G8E, as both firms failed to submit the correct bid proposal page,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and Steward Preservation Services, LLC, that Palace Electrical Contractors, Inc. and CDJ Electric, Inc. be and are hereby disqualified from Bid No. 18G8E, as both firms failed to submit the correct bid proposal page, and be it further

RESOLVED, that based upon the recommendations of the Commissioner of General Services and Steward Preservation Services, LLC. and upon their finding the aforementioned bid to be fair and reasonable, Bid No. 18G8E be and is hereby awarded to the low bidder, Relle Electric Corp. and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with., Relle Electric Corp for a total contract amount of ONE HUNDRED THREE THOUSAND, EIGHT HUNDRED FORTY-THREE (\$103,843.00) DOLLARS and that the form and content of said contract shall be subject to the approval of the Town Attorney.

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 411 MAY 16, 2018
AWARDING BID NO. 18G8P, HISTORIC RESTORATION OF OAK BEACH COMMUNITY CENTER,
CONTRACT P – PLUMBING CONSTRUCTION

The following resolution was offered by Councilman Martinez and seconded by Councilwoman Gordon

WHEREAS, the following bids for Bid No. 18G8P Historic Restoration of Oak Beach Community Center, Contract P – Plumbing Construction were received, opened and publicly read:

BIDDER	TOTAL BID PRICE
WHM Plumbing & Heating Contractors, Inc.	\$93,837.00
Hartcorn Plumbing & Heating Inc.	\$133,750.00
FJC Plumbing & Heating Inc.	\$141,625.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and Steward Preservation Services, LLC. and upon their finding the aforementioned bid to be fair and reasonable, Bid No. 18G8P be and is hereby awarded to the low bidder, WHM Plumbing & Heating Contractors, Inc. and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with., WHM Plumbing & Heating Contractors, Inc. for a total contract amount of NINETY-THREE THOUSAND, EIGHTY HUNDRED THIRTY-SEVEN (\$93,837.00) DOLLARS 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	Abstain
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilwoman Gordon	Voting	Yea
Supervisor Schaffer	Voting	Abstain

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 412 MAY 16, 2018

AWARDING RFP NO. 18G29, REQUEST FOR PROPOSALS FOR ARCHITECTURAL, ENGINEERING, DESIGN, BID PHASE SERVICES, CONSTRUCTION ADMINISTRATION AND INSPECTION SERVICES FOR CARLL'S RIVER WATERSHED PROJECT

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

WHEREAS, the following proposals for RFP No. 18G29, Request for Proposals for Architectural, Engineering, Design, Bid Phase Services, Construction Administration and Inspection Services for Carll's River Watershed Project were received, opened and publicly read:

WHEREAS, a Review Committee ("Committee") was formed with the Comptroller, the Administrative Assistant of the Department of General Services, Chief Environmental Analyst, and Bay Village Consults, Inc. as its members, to review all proposals received, and

WHEREAS, proposals were received from the following firms:

- NV 5**
- D & B Engineers & Architects, P.C.
- H2M, and

WHEREAS, all procurement guidelines set forth by Governor's Office of Storm Recovery (GOSR) were complied with, and

WHEREAS, after a review of all proposals for compliance and in accordance with the guidelines set forth in the RFP, the Committee reviewed the cost proposals of all three (3) firms, and

WHEREAS upon the review of the cost proposals, the Committee excluded H2M from consideration as they failed to submit the correct cost proposal form, and

WHEREAS, after a thorough review of the technical and cost proposals, the Committee recommends an award to NV 5.

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Committee and upon its finding the aforementioned proposal to be fair and reasonable, RFP No. 18G29 be and is hereby awarded to NV 5 at a total cost not to exceed ONE MILLION, NINETY-EIGHT THOUSAND, SIX HUNDRED AND FIFTY (\$1,098,650.00) DOLLARS and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with NV 5 and that the form and content of said contract shall be subject to the approval of the Town Attorney and GOSR, and be it further

RESOLVED, that NV 5 shall comply with all the rules and regulations set forth by GOSR and CDBG-DR.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 413 MAY 16, 2018

AWARDING RFP NO. 18G35 REQUESTS FOR PROPOSALS TO ADMINISTER THE TOWN OF BABYLON HOMEOWNER REHABILITATION PROGRAM

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

WHEREAS, the following bids for Bid No. 18G35; Request for Proposals to Administer the Town of Babylon Homeowner Rehabilitation Program was received, opened and publicly read:

PROPOSER	PROGRAM COST
Community Development Corp. of Long Island	Cost proposal on file in General Services
Long Island Housing Partnership, Inc.	Cost proposal on file in General Services

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services and the Office of the Comptroller and upon their finding the aforementioned proposals to be fair and reasonable, RFP No. 18G35 be and is hereby awarded to Community Development Corp. of Long Island; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Community Development Corp. of Long Island 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 four (4) 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. 414 MAY 16, 2018

AWARDING RFP NO. 18G36 REQUESTS FOR PROPOSALS TO ADMINISTER THE TOWN OF BABYLON HOME DOWN PAYMENT ASSISTANCE PROGRAM

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

WHEREAS, the following bids for Bid No. 18G36; Request for Proposals to Administer the Town of Babylon Home Down Payment Assistance Program was received, opened and publicly read:

PROPOSER	PROGRAM COST
Long Island Housing Partnership	Cost proposal on file in General Services

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services and the Office of the Comptroller and upon their finding the aforementioned proposals to be fair and reasonable, RFP No. 18G36 be and is hereby awarded to the sole bidder, Long Island Housing Partnership; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Long Island Housing Partnership 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 four (4) 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. 415 MAY 16, 2018

AWARDING BID NO. 18G39, HISTORIC RESTORATION OF OAK BEACH COMMUNITY CENTER, CONTRACT M (HVAC) – MECHANICAL CONSTRUCTION

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

WHEREAS, the following bids for Bid No. 18G39 Historic Restoration of Oak Beach Community Center, Contract M (HVAC) – Mechanical Construction were received, opened and publicly read:

BIDDER	TOTAL BID PRICE
Premier Mechanical Services, Inc.	\$53,700.00
Carter-Melence, Inc.	\$57,214.00
Madison & East Mechanical	\$25,740.00

WHEREAS, Madison & East Mechanical have requested to withdraw from Bid No. 18G39 in its entirety due to a clerical error

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and Steward Preservation Services, LLC, that Madison & East Mechanical be and has hereby withdrawn from Bid No. 18G39 in its entirety and without penalty due to a clerical, and be it further

RESOLVED, that based upon the recommendations of the Commissioner of General Services and Steward Preservation Services, LLC. and upon their finding the aforementioned bid to be fair and reasonable, Bid No. 18G39 be and is hereby awarded to the low bidder, Premier Mechanical Services, Inc. and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with., Premier Mechanical Services, Inc. for a total contract amount of FIFTY-THREE THOUSAND, SEVEN HUNDRED (\$53,700.00) DOLLARS 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	Abstain
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilwoman Gordon	Voting	Yea
Supervisor Schaffer	Voting	Abstain

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 416 MAY 16, 2018
AWARDING BID NO. 18G40, CESSPOOL PUMPING SERVICES**

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

WHEREAS, the following bids for Bid No.18G40-Cesspool Pumping Services, were received, opened and publicly read:

SPREADHSEET ON FILE IN THE DEPARTMENT OF GENERAL SERVICES

WHEREAS, the Commissioner of General Services and the Commissioner of the Department of Public Works recommends that Mangano Sewer & Drain, Inc. be excluded from Bid No. 18G40, in its entirety as they did not submit bid proposal pricing pursuant to the bid specifications

NOW THEREFORE, be it

RESOLVED, that based upon recommendation of the Commissioner of General Services, and the Commissioner of the Department of Public Works, that Mangano Sewer & Drain, Inc. be and are hereby excluded from Bid No. 18G40 in its entirety as they did not submit bid proposal pricing pursuant to the bid specifications, and be it further

RESOLVED, that based upon the recommendation of the Commissioner of General Services and the Commissioner of Department of Public Works and upon their finding the aforementioned bids fair and reasonable, Bid No. 18G40 be and is hereby awarded to the low bidders Tully Environmental, Inc. for Nos 1 and 2 and Item Nos. 3 and 4, as these items must be awarded in conjunction with Item Nos. 1 and 2; and Affordable Cesspool Sewer & Drain, for Item No. 5, and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute one (1) year contracts with Tully Environmental Incorporated, and Affordable Cesspool Sewer and Drain 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. 417 MAY 16, 2018
AWARDING BID NO. 18G43 FLOODLIGHTS: HORIZONTAL & POST TOP LUMINAIRES**

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

WHEREAS, the following bids for Bid No. 18G43, Floodlight, Horizontal and Post Top Luminaires 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 Commissioner of D.P.W. and upon their finding the aforementioned bid to be fair and reasonable, Bid No. 18G43 be and is hereby awarded to the low bidder, Greenvale Electric Supply and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with Greenvale Electric Supply 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. 418 MAY 16, 2018
AWARDING BID NO. 18G44 FOUNTAINS, AERATORS, ETC., AQUA CONTROL INC., KASCO MARINE INC. CATALOGS OR EQUAL AND LABOR**

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon

WHEREAS, the following bids for Bid No. 18G44, Fountains, Aerators, etc., Aqua Control Inc., Kasco Marine Inc. Catalogs or Equal and Labor were received, opened and publicly read:

<u>Item</u>	<u>Vendor</u>	<u>Pricing</u>
1. Percent off catalog Price		
	Long Island Fountain Supply Co.	
	Aqua Control 2017	-26%
	Kasco Marine J-Series	-16%
2. Labor – Hourly Rate - onsite		
	Long Island Fountain Supply Co.	\$145.00
3. Labor – Hourly Rate - offsite		
	Long Island Fountain Supply Co.	\$100.00

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 bid to be fair and reasonable, Bid No. 18G44 be and is hereby awarded to the sole bidder, Long Island Fountain Supply Co. and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with Long Island Fountain Supply Co. 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. 419 MAY 16, 2018
AWARDING BID NO. 18G47, CONSTRUCTION OF FOUR (4) MEDIANS SOUTH OF LONG ISLAND RAILROAD ON STRAIGHT PATH**

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

WHEREAS, the following bids for Bid No. 18G47, Construction of four (4) Medians South of the Long Island Railroad on Straight Path were received, opened and publicly read:

<u>BIDDER</u>	<u>TOTAL BID PRICE</u>
G & M Earth Moving, Inc.	\$277,000.00
J. Anthony Enterprises, Inc.	\$297,500.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and Liro Engineering, Inc. and upon their finding the aforementioned bid to be fair and reasonable, Bid No. 18G47 be and is hereby awarded to the low bidder, G & M Earth Moving, Inc. and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with., G & M Earth Moving, Inc. for a total contract amount of TWO HUNDRED SEVENTY-SEVEN THOUSAND (\$277,000.00) DOLLARS and that the form and content of said contract shall be subject to the approval of the Town Attorney.

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 420 MAY 16, 2018

AWARDING BID NO. 18G48 RECREATIONAL MOBILITY CHAIRS FOR DISABLED PEOPLE, VIPAMAT, HIPPOCAMPE, WATERWHEELS, ACCESSREC, CATALOG/WEBSITE OR EQUAL

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

WHEREAS, the following bids for Bid No. 18G48, Recreational; Mobility Chairs for Disabled People, Vipamat, Hippocampe, Waterwheels, Accessrec, Catalog/Website or Equal were received, opened and publicly read:

Item 1: Recreational; Mobility Chairs for Disabled People, Vipamat, Hippocampe, Waterwheels, Accessrec, Catalog/Website or Equal

<u>BIDDER</u>	<u>MANUFACTURER</u>	<u>CATALOG/WEBSITE</u>	<u>%OFF</u>
ACCESSREC, LLC	VIPAMAT/HIPPOCAMPE	2018 PRICE LIST	2%
ACCESSREC/WATERWHEELS		2018 PRICE LIST	12%

NOW THEREFORE be it;

RESOLVED, that based upon the recommendations of the Commissioner of General Services and the Commissioner of Parks, Recreation and Cultural Affairs and upon their finding the aforementioned bids to be fair and reasonable, Bid No. 18G48 be and is hereby awarded to the sole bidder Accessrec, LLC; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute one (1) year contract with Accessrec, LLC 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. 421 MAY 16, 2018

AWARDING BID NO. 18G51 RENTAL OF A 2006 OR NEWER INTERNATIONAL 4300 WATER TRUCK OR EQUAL

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

WHEREAS, the following bids for Bid No. 18G51, Rental of a 2006 or Newer International 4300 Water Truck or Equal were received, opened and publicly read:

<u>BIDDER</u>	<u>MONTHLY RENTAL FEE</u>
West Chester Machinery & Supply Co.	\$3,200.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and upon their finding the aforementioned bid to be fair and reasonable, Bid No. 18G47 be and is hereby awarded to the sole bidder, West Chester Machinery & Supply Co. and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with West Chester Machinery & Supply Co. 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. 422 MAY 16, 2018

AUTHORIZING THE RELEASE OF ENCUMBRANCES FOR VARIOUS CONTRACTS

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon

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

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

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

NOW, THEREFORE, be it

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

<u>CONTRACTOR NAME</u>	<u>RESOLUTION NO.</u>	<u>AMOUNT</u>
Daniel R. Falasco, P.E, P.C.	789 of 11/18/14	\$200.00
Cameron Engineering	847 of 12/15/14	\$458.60

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 423 MAY 16, 2018

AUTHORIZING A CREDIT AND ACCEPTING THE CONTRACT WITH ULTIMATE POWER, INC. FOR BID 16G73M, RENOVATIONS TO TOWN HALL ANNEX, AREA C, MECHANICAL CONSTRUCTION AS COMPLETE AND ACCEPTABLE

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

WHEREAS, Bid No. 16G73M, Renovations to Town Hall Annex, Mechanical Construction, Area C was awarded to Ultimate Power, Inc. pursuant to Resolution No.293 of March 29, 2017 for a total contract amount of THREE HUNDRED EIGHTY-NINE THOUSAND, (\$389,000.00) DOLLARS, and

WHEREAS, Change Order No. 1 was approved pursuant to Resolution No. 592 of July 12, 2107, with no change to the original contract amount, and

WHEREAS, Change Order No. 2 was approved pursuant to Resolution No. 646 of August 9, 2017, with no change to the original contract amount, and

WHEREAS, a credit is due from Ultimate Power, Inc. for unused contingency in the amount of FORTY-TWO THOUSAND, NINE HUNDRED THIRTY-SEVEN DOLLARS AND 18 (\$42,937.18), decreasing the total contract amount to THREE HUNDRED FORTY-SIX THOUSAND, SIXTY-TWO DOLLARS AND 82/100 (\$346,062.82), and

WHEREAS, the Commissioner of General Services, the Deputy Commissioner of Department of Public Works and BBS Architects have deemed all work performed by Ultimate Power, Inc. pursuant to Bid No. 16G73M, Area C, as satisfactory and complete,

NOW, THEREFORE, be it

RESOLVED, that a credit in the amount of FORTY-TWO THOUSAND, NINE HUNDRED THIRTY-SEVEN DOLLARS AND 18/100 (\$42,937.18), decreasing the total contract amount to THREE HUNDRED FORTY-SIX THOUSAND, SIXTY-TWO DOLLARS AND 82/100 (\$346,062.82) be and is hereby accepted and be it further

RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Deputy Commissioner of Department of Public Works and BBS Architects all work performed by Ultimate Power, Inc. pursuant to Bid No. 16G73M, Area C, be and is hereby deemed as satisfactorily complete and acceptable at a final contract price of THREE HUNDRED FORTY-SIX THOUSAND, SIXTY-TWO DOLLARS AND 82/100 (\$346,062.82).

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
Councilwoman Gordon	Voting	Yea
Supervisor Schaffer	Voting	Abstain

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 424 MAY 16, 2018

AUTHORIZING A CREDIT AND ACCEPTING THE CONTRACT WITH MACCARONE PLUMBING, INC. FOR BID 16G73P, RENOVATIONS TO TOWN HALL ANNEX, AREA C, PLUMBING CONSTRUCTION AS COMPLETE AND ACCEPTABLE

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

WHEREAS, Bid No. 16G73P, Renovations to Town Hall Annex, Plumbing Construction, Area C was awarded to Maccarone Plumbing, Inc. pursuant to Resolution No. 299 of March 29, 2017 for a total contract amount of ONE HUNDRED THIRTY THOUSAND, NINE HUNDRED (\$130,900.00) DOLLARS, and

WHEREAS, a credit is due from Maccarone Plumbing, Inc. for unused contingency in the amount of TWENTY THOUSAND (\$20,000.00), decreasing the total contract amount to ONE HUNDRED TEN THOUSAND NINE HUNDRED (\$110,900.00) DOLLARS and

WHEREAS, the Commissioner of General Services, the Deputy Commissioner of Department of Public Works and BBS Architects have deemed all work performed by Maccarone Plumbing, Inc. pursuant to Bid No. 16G73P, Area C, as satisfactory and complete,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Deputy Commissioner of Department of Public Works and BBS Architects all work performed by Maccarone Plumbing, Inc. pursuant to Bid No. 16G73P, Area C, be and is hereby deemed as satisfactorily complete and acceptable at a final contract price of ONE HUNDRED TEN THOUSAND NINE HUNDRED (\$110,900.00) DOLLARS.

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
Councilwoman Gordon	Voting	Yea
Supervisor Schaffer	Voting	Abstain

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 425 MAY 16, 2018

AUTHORIZING CHANGE ORDER NO. 5 IN THE CONTRACT WITH J.P. DALY & SONS, INC. FOR BID NO. 16G5E, CONSTRUCTION OF ANIMAL SHELTER, ELECTRICAL CONSTRUCTION

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

WHEREAS, Bid No. 16G5E, Construction of Animal Shelter, Electrical Construction was awarded to J.P. Daly & Sons, Inc. pursuant to Resolution No. 244 of May 18, 2016 for a total contract amount of SEVEN HUNDRED THIRTY-ONE THOUSAND, NINE HUNDRED (\$731,900.00) DOLLARS, and

WHEREAS, Change Order No. 1 was approved pursuant to Resolution No. 360 of April 12, 2017, which resulted in no change to the contract amount of SEVEN HUNDRED THIRTY-ONE THOUSAND, NINE HUNDRED (\$731,900.00) DOLLARS, and

WHEREAS, Change Order No. 2 was approved pursuant to Resolution No. 760 of September 27, 2017, which resulted in no change to the contract amount of SEVEN HUNDRED THIRTY-ONE THOUSAND, NINE HUNDRED (\$731,900.00) DOLLARS, and

WHEREAS, Change Order No. 3 was approved pursuant to Resolution No. 974 of December 20 27, 2017, increasing the total the contract amount to SEVEN HUNDRED FORTY-SEVEN THOUSAND, FIVE HUNDRED NINETY-THREE DOLLARS AND 17/100 (\$747,593.17) and WHEREAS, Change Order No. 4 was approved pursuant to Resolution No. 304 April 11, 2018, increasing the total the contract amount SEVEN HUNDRED FIFTY-THREE THOUSAND, NINE HUNDRED THIRTY DOLLARS AND 80/100 (\$753,930.80).

WHEREAS, the Change Order Committee convened on May 11, 2018 with the Chief of Staff, Town Attorney, Comptroller, Commissioner of General Services, and the Commissioner of Planning & Development in attendance to review Change Order No. 5, and

WHEREAS, the Change Order Review Committee and LiRo Engineers, Inc. recommend the approval of Change Order No. 5 as follows:

Reimbursement for payment of electric usage to PSEG	\$653.62
TOTAL CHANGE ORDER NO. 5	\$653.62

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of Liro Engineers, Inc. and the Change Order Review Committee, the Supervisor be and he is hereby authorized to execute Change Order No. 5, for a total amount of SIX HUNDRED FIFTY-THREE DOLLARS AND 62/100 (\$653.62) increasing the total the contract amount to SEVEN HUNDRED FIFTY-FOUR THOUSAND, FIVE HUNDRED EIGHTY-FOUR DOLLARS AND 42/100.

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 426 MAY 16, 2018

AUTHORIZING CHANGE ORDER NO. 1 IN THE CONTRACT WITH WEST BABYLON ELECTRIC, INC. FOR BID NO. 18G7, INSTALLATION OF LED LIGHTS AT BIRCHWOOD PARK SOCCER FIELD

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon

WHEREAS, Bid No. 18G7, Installation of LED Lights at Birchwood Park Soccer Field was awarded to West Babylon Electric, Inc. pursuant to Resolution No. 139 of February 14, 2018 for a total contract amount of FOUR HUNDRED NINETY-NINE THOUSAND, FOUR HUNDRED TEN (\$499,410.00) DOLLARS, and

WHEREAS, the Change Order Review Committee convened on May 11, 2018 with the Chief of Staff, Comptroller, Town Attorney, Commissioner of General Services and Commissioner of Dept. of Planning & Development to review Change Order No.1 as follows:

Retrofit of Electric Panel	\$3,600.00
Credit for materials not used	\$3,600.00
Credit to Contingency	(\$25,000.00)
TOTAL CHANGE ORDER NO.1	(\$25,000.00)

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Change Order Review Committee and Cashin Associates, P.C., the Supervisor be and he is hereby authorized to execute Change Order No.1 and be it further

RESOLVED, that said contract amount shall remain at FOUR HUNDRED SEVENTY-FOUR THOUSAND, FOUR HUNDRED TEN (\$474,410.00) DOLLARS.

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 427 MAY 16, 2018

AUTHORIZING CHANGE ORDER NO. 1 IN THE CONTRACT WITH ATLANTIC COAST DOCK CONSTRUCTION CORP. FOR BID NO. 17G1, AMITYVILLE WATERFRONT RESILIENCY PROJECT

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

WHEREAS, BID NO. 17G1, Amityville Waterfront Resiliency Project was awarded to Atlantic Coast Dock Construction Corp. for Groups A & C a total contract amount of NINE HUNDRED FIFTY-FIVE THOUSAND, ONE HUNDRED TWENTY-SEVEN (\$955,127.00) DOLLARS pursuant to Resolution No.65 OF January 17, 2018, and

WHEREAS, this project is part of the Governor's Office of Storm Recovery (GOSR) mitigation projects, and

WHEREAS, the Change Order Committee convened on May 11, 2018 with the Chief of Staff, Town Attorney, Comptroller, Commissioner of General Services and the Commissioner of Planning & Development to review Change Order No. 1 as follows:

Change Order No. 1 –for unforeseen conditions at the following locations: Morris Street West Morris Street East South Ketcham Avenue Berger Avenue Flemming Canal Bayside Canal	\$56,815.81
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Credit to Contingency	(\$56,815.81)
Total Change Order No. 1	\$0

WHEREAS, Change Order Request No. 1 has been approved by Savik & Murray, a div. of DCAK MSA, the Governor's Office of Storm Recovery (GOSR) and all procurement guidelines set forth by GOSR have been complied with.

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of Savik & Murray, a div. of DCAK MSA, the Review Committee, and GOSR, the Supervisor be and he is hereby authorized to execute Change Order No. 1, which will result in no change of the total contract amount of NINE HUNDRED FIFTY-FIVE THOUSAND, ONE HUNDRED TWENTY-SEVEN (\$955,127.00) DOLLARS.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 428 MAY 16, 2018

ACCEPTING THE CONTRACT WITH G & M EARTH MOVING, INC. FOR BID NO. 17G68 INSTALLATION OF WATER LINES FOR EIGHT (8) MEDIANS ON STRAIGHT PATH AS COMPLETE AND ACCEPTABLE

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

WHEREAS, Bid No. 17G68, Installation of Water Lines for Eight (8) Medians on Straight Path was awarded to G & M Earth Moving, Inc. pursuant to Resolution No. 755 of September 17, 2017 for a total contract amount of ONE HUNDRED THIRTY-THREE THOUSAND, (\$133,000.00) DOLLARS and

WHEREAS, the Suffolk County Department of Public Work revised the scope of work, thereby requiring the project to rebid, and

WHEREAS, G & M Earth Moving incurred costs associated with obtaining a performance bond, payment material bond, insurance and filing for the necessary permits in the amount of FIVE THOUSAND, NINE HUNDRED EIGHTY-FIVE (\$5,985.00), DOLLARS leaving an unused contract amount of ONE HUNDRED TWENTY-SEVEN THOUSAND, FIFTEEN (\$127,015.00) DOLLARS, and

WHEREAS, the Commissioner of General Services and Liro Engineers, Inc. recommend accepting the contract with G & M Earth Moving, Inc. as satisfactorily complete,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and Liro Engineers, Inc., the contract with G & M Earth Moving pursuant to Bid No. 17G68, be and is hereby deemed as satisfactorily complete and acceptable at a final contract price of FIVE THOUSAND, NINE HUNDRED EIGHTY-FIVE (\$5,985.00), DOLLARS

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 429 MAY 16, 2018

AUTHORIZING CHANGE ORDER NO. 4 IN THE CONTRACT WITH ATLANTIC COAST DOCK CONSTRUCTION CORP. FOR BID NO. 17G72, REHABILITATION OF SOUTH GREAT NECK ROAD MARINA

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

WHEREAS, Bid No. 17G72, Rehabilitation of South Great Neck Road Marina was awarded to Atlantic Coast Dock Construction Corp. pursuant to Resolution No. 773 of October 5, 2017 for a total contract amount of SEVEN HUNDRED FORTY-TWO THOUSAND, FIFTY-TWO DOLLARS AND 50/100 (\$742,052.50), and

WHEREAS, Change Order No. 1 was approved pursuant to Resolution No. 934 of December 6, 2017, which resulted in no change to the contract amount of SEVEN HUNDRED FORTY-TWO THOUSAND, FIFTY-TWO DOLLARS AND 50/100 (\$742,052.50), and

WHEREAS, Change Order No. 2 was approved pursuant to Resolution No. 973 of December 20, 2017, which resulted in no change to the contract amount of SEVEN HUNDRED FORTY-TWO THOUSAND, FIFTY-TWO DOLLARS AND 50/100 (\$742,052.50), and

WHEREAS, Change Order No. 3 was approved pursuant to Resolution No. 176 of February 28, 2018, which resulted in no change to the contract amount of SEVEN HUNDRED FORTY-TWO THOUSAND, FIFTY-TWO DOLLARS AND 50/100 (\$742,052.50), and

WHEREAS, the Change Order Review Committee convened on May 11, 2018 with the Chief of Staff, Comptroller, Town Attorney, Commissioner of General Services and Commissioner of Dept. of Planning & Development to review Change Order No.4 as follows:

Furnish & Install 2 x 2 catch basin and basin penetration	\$2,800.00
2019 square yards of excavation	\$13,123.50
Supply & Install 250 tons of asphalt concrete – type 6F top	\$2,563.00
Furnish & Install 50 square yards of topsoil & seed	\$731.50
Credit to Contingency	(\$19,218.40)
TOTAL CHANGE ORDER NO.4	\$0

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Change Order Review Committee and Savik & Murray, a Div. of DCAK-MSA, the Supervisor be and he is hereby authorized to execute Change Order No.4 and be it further

RESOLVED, that said contract amount shall remain at SEVEN HUNDRED FORTY-TWO THOUSAND, FIFTY-TWO DOLLARS AND 50/100 (\$742,052.50).

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 430 MAY 16, 2018

AUTHORIZING CHANGE ORDER NO. 2 IN THE CONTRACT WITH SAVIK & MURRAY, DIV. OF DCAK MSA FOR RFP NO. 15G68, FOR APPLICATION PREPARATION, ENGINEERING, DESIGN, BID PREPARATION, ETC. FOR THE AMITYVILLE WATERFRONT RESILIENCY PROJECT

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon

WHEREAS, RFP 15G68, Application Preparation, Engineering, Design, Bid Preparation, Etc. For the Amityville Waterfront Resiliency Project was awarded to Savik & Murray, Div. of DCAK MSA for a total contract amount of ONE HUNDRED FORTY-TWO THOUSAND, (\$142,000.00) DOLLARS pursuant to Resolution No. 799 of October 21, 2015, and

WHEREAS, this project is part of the Governor's Office of Storm Recovery (GOSR) mitigation projects, and

WHEREAS, Change Order No. 1 was approved pursuant to Resolution No. 295 of March 21, 2017 increasing the total contract amount to ONE HUNDRED FIFTY-FOUR THOUSAND, THREE HUNDRED FORTY-THREE DOLLARS AND 40/100 (\$154,343.40), and

WHEREAS, the Change Order Committee convened on May 11, 2018 with the Chief of Staff, Town Attorney, Comptroller, Commissioner of General Services and the Commissioner of Planning & Development to review Change Order No. 1 as follows:

Change Order No. 2 –Revise and resubmit environmental permits for bulkhead on South Bayview Avenue	\$2,850.00
Total Change Order No. 2	\$2,850.00

WHEREAS, Change Order Request No. 2 has been approved and all procurement guidelines set forth by Governor's Office of Storm Recovery (GOSR) have been complied with.

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Review Committee, the Supervisor be and he is hereby authorized to execute Change Order No. 2 in the contract with Savik & Murray, Div. of DCAK MSA in the amount of TWO THOUSAND, EIGHT HUNDRED FIFTY (\$2,850.00) DOLLARS the increasing the total contract amount to ONE HUNDRED FIFTY SEVEN THOUSAND, ONE HUNDRED NINETY THREE DOLLARS AND 40/100 (\$157,193.40) and that said Change Order No. 2 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. 431 MAY 16, 2018

AUTHORIZING CHANGE ORDER NO. 3 IN THE CONTRACT WITH LIRO ENGINEERS, INC. INSPECTION & CONSTRUCTION MANAGEMENT SERVICES FOR THE NEW ANIMAL SHELTER

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

WHEREAS, a contract was awarded Liro Engineers, Inc. for Inspection & Construction Management Services for the Construction of a New Animal Shelter pursuant to Resolution No. 483 of June 22, 2016 for a total contract amount of THREE HUNDRED NINETY-EIGHT THOUSAND, EIGHT HUNDRED FOURTEEN DOLLARS AND 31/100 (\$398,814.31), and

WHEREAS, Change Order No. 1 was approved pursuant to Resolution No.193 February 15, 2017 increasing the contract amount to FOUR HUNDRED SEVENTY-EIGHT THOUSAND, THREE HUNDRED FOURTEEN DOLLARS AND 31/100 (\$478,314.31), and

WHEREAS, Change Order No. 2 was approved pursuant to Resolution No. 546 June 23, 2017 increasing the contract amount to FIVE HUNDRED SIXTY-TWO THOUSAND, TWO HUNDRED FOURTEEN DOLLARS AND 31/100 (\$562,214.31)

WHEREAS, the Change Order Review Committee convened on May 11, 2018 with the Chief of Staff, Town Attorney, Comptroller, Commissioner of General Services, and Commissioner of Planning & Development in attendance to review Change Order No. 3 as follows

Change Order No. 3 – Extended review of contractor’s change orders due to project revisions, continued construction, architectural, engineering and inspection services due	
due to a delay completion date, preparation of punch list, and project close out documents including preparation of as-built record drawings	
Total Change Order No. 3	\$17,500.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Change Order Review Committee, the Supervisor be and he is hereby authorized to execute Change Order No. 3 for a total amount of SEVENTEEN THOUSAND, FIVE HUNDRED (\$17,500.00) DOLLARS, increasing the total contract amount to FIVE HUNDRED SEVENTY-NINE THOUSAND, SEVEN HUNDRED FOURTEEN DOLLARS AND 31/100

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 432 MAY 16, 2018

AUTHORIZING CHANGE ORDER NO. 1 IN THE CONTRACT WITH TALTY CONSTRUCTION INC. FOR BID NO. 18G10, OVERLOOK BEACH PAVILION STAIR & RAILING REPLACEMENT

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

WHEREAS, Bid No. 18G10, was awarded to Overlook Beach Pavilion Stair & Railing Replacement. pursuant to Resolution No207 of March 14, 2018 for a total contract amount of THREE HUNDRED NINETY-EIGHT THOUSAND, ONE HUNDRED (\$398,100.00) DOLLARS, and

WHEREAS, the Change Order Review Committee convened on May 15, 2018 with the Chief of Staff, Comptroller, and Commissioner of General Services to review Change Order No.1 as follows:

Remove all rust and scale from the outside perimeter of steel beam and paint.	
Painting to include one coat rust and two coats of enamel paint	\$20,000
Remove and replace cedar planking around steel facilitate necessary work	\$4,500.00
Credit to Contingency	(\$24,500.00)
TOTAL CHANGE ORDER NO.1	\$0

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Change Order Review Committee and Liro Engineers, Inc. the Supervisor be and he is hereby authorized to execute Change Order No.1 and be it further

RESOLVED, that said contract amount shall remain at THREE HUNDRED NINETY-EIGHT THOUSAND, ONE HUNDRED (\$398,100.00) DOLLARS

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 433 MAY 16, 2018

AUTHORIZING THE CREATION OF THE SMALL BUSINESS COMMITTEE AND APPOINTING CERTAIN BOARD MEMBERS TO THE SMALL BUSINESS COMMITTEE

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

WHEREAS, the Town Board finds that small businesses play a vital role in creating jobs and attracting talent, they contribute to the local economy by creating growth and innovation, they perform valuable services for town residents, and significantly more of the money generated by small businesses stays within the Town; and

WHEREAS, the Town Board desires to ensure small businesses are getting the resources they need to grow and help them succeed; and

WHEREAS, the Town Board wishes to establish a “Small Business Committee” to act as a liaison to the small business community, to work with our local business organizations, and to provide support and resources for our small businesses to thrive and grow in the Town of Babylon.

WHEREAS, the mission of the Small Business Committee is to provide for and encourage citizen participation, with particular emphasis on participation by property owners and lessors of small businesses, in order to, create networking opportunities and relationship building, educate the business community regarding available assistance, and provide strategies to aid small businesses in the Town of Babylon.

NOW THEREFORE, be it RESOLVED, that the Town Board of the Town of Babylon hereby establishes the Small Business Committee; and be it further

RESOLVED, by the Town Board of the Town of Babylon that the following appointments effective June 13, 2018 are made to certain Municipal Board positions and administrative personnel who serve at the pleasure of Town Board; and be it further

RESOLVED, by the Town Board of the Town of Babylon, that the following persons are hereby appointed to the Small Business Committee:

- Anthony Manetta, Chairperson
- Amy Pfeiffer, Member
- Tom Young, Member

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 434 MAY 16, 2018
APPOINTING PART-TIME PERSONNEL**

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney

BE IT RESOLVED by the Town Board of the Town of Babylon that the following person be and they are hereby appointed and/or reappointed to the position and department indicated at the salary indicated, effective June 5, 2018.

<u>NAME</u>	<u>TITLE & DEPARTMENT</u>	<u>SALARY</u>
Pamela Greene	p/t Asst. Town Attorney	25,000/ann. Plus benefits

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 435 MAY 16, 2018

AUTHORIZATION FOR THE TOWN BOARD TO SUPPORT BILL S.7316 and A.9039 (THE FIRST HOME SAVING PROGRAM)

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

WHEREAS, Governor Cuomo’s 2017 approval memo for the NY First Home Bill directed the State Legislature to pass additional legislations requiring the Division of Housing and Community Renewal, in consultation with the New York State Department of Taxation and Finance and the State of New York Mortgage Authority to issue a feasibility and economic impact report on the implementation of a first-time homebuyer savings account in New York State, and

WHEREAS, the Town Board finds that programs intended to support first time homebuyers are crucial for economic progress, and

WHEREAS, New York State Senator Betty Little introduced Bill Number S7316 to repeal certain provisions of the private housing finance law and the tax law relating to the New York state first home savings program; and to study the impacts of a first home savings program; and

WHEREAS, this new legislation would study the opportunities for, and implications of, a tax-advantaged first home savings program; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Babylon hereby strongly supports Bill Number S7316 sponsored by NYS Senator Betty Little and A9039 sponsored by NYS Assemblyman Phil Ramos; and be it further

RESOLVED, that the Town Board of the Town of Babylon authorizes the Supervisor to sign any and all necessary documents, including but not limited to letters of support for the Bill Number S7316 and A9039.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 436 MAY 16, 2018

TOWN BOARD ENVIRONMENTAL DETERMINATION DETERMINING THAT THE DOWNTOWN COPIAGUE PEDESTRIAN AND SAFETY IMPROVEMENTS ARE A TYPE II ACTION PURSUANT TO TOBEQRA AND SEQRA

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

WHEREAS, the Town Board of the Town of Babylon has requested funding from Suffolk County to fund various projects in the Town of Babylon; and

WHEREAS, the Town of Babylon proposes pedestrian and safety improvements within Downtown Copiague; and

WHEREAS, the Town Board of the Town of Babylon hereby declares its intent to be Lead Agency for the purposes of the State Environmental Quality Review Act (SEQRA) and the Town Environmental Quality Review Act (TOBEQRA); and

WHEREAS, the Town Board of the Town of Babylon has determined that the pedestrian and safety improvements within Downtown Copiague is a Type II Action pursuant to Section 114-5 C. (16), TOBEQRA; and

WHEREAS, Type II Actions or classes of Actions identified in Section 114-5 C. of TOBEQRA are not subject to review; and

WHEREAS, these Actions have been determined not to have a significant impact on the environment.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon notes the Type II TOBEQRA classification for pedestrian and safety improvements within Downtown Copiague but no further action is required pursuant to TOBEQRA and SEQRA.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 437 MAY 16, 2018

TOWN BOARD SUPPORT FOR SUFFOLK COUNTY DOWNTOWN REVITALIZATION PROGRAM ROUND 16 – DOWNTOWN COPIAGUE PEDESTRIAN AND SAFETY IMPROVEMENTS

The following resolution was offered by Councilman Martinez and seconded by Councilwoman Gordon

WHEREAS, the Town of Babylon is always desirous to improve the economy and quality of life within the Town of Babylon; and

WHEREAS, through the Suffolk County Downtown Revitalization program, the County of Suffolk participates with local governments in the development, support, and funding of projects located in Suffolk County that will have an important and sustainable impact on downtowns and business districts; and

WHEREAS, as part of the application process in conformity with Suffolk County Resolution No. 808-1998, the County of Suffolk requires a resolution of the Town Board showing local support for the proposed project; and

WHEREAS, upon the County's approval of the project, the Town would be required to enter into an intermunicipal agreement with the County under Article 5-G of the General Municipal Law pursuant to which the Town of Babylon would be required to undertake and complete the project and the County would be responsible for providing financing for all or part of the cost of the project; and

WHEREAS, in order to provide County financing for all or part of the project, the County of Suffolk must obtain a leasehold, easement or other real property interest in the site of the project, and

WHEREAS, the Copiague Chamber of Commerce is desirous of proposing that the Town of Babylon participate in such program in connection with pedestrian safety improvements in downtown Copiague;

NOW, THEREFORE, be it resolved that the Town Board of the Town of Babylon hereby states its support of the Suffolk County Downtown Revitalization Program Round 16 –Downtown Copiague Pedestrian and Safety Improvements proposed by the Copiague Chamber of Commerce pursuant to the Suffolk County Downtown Revitalization Program through the Town of Babylon; and be it further;

RESOLVED, that the Town Board authorizes the Supervisor to sign any and all necessary documents, including but not limited to the required easement/lease documents and an inter-municipal agreement, subject to review and approval of the Town Attorney, to participate in the above referenced program.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

Open portion:

Paul Westphal
26 Gibbs Road
Amity Harbor, NY 11701
631-789-1099
1callpaul@aol.com

He is a Sandy victim trying to resolve issues with filing for permits with the Town of Babylon Building Department, feels there should be a planning examiner specifically for Sandy victims and that there should be an exception to the rule for filing these permits.

Being no further business before the Board, the meeting adjourned at 3:44 pm on the motion of Councilwoman Gordon, seconded by Councilman Manetta.

Geraldine Compitello, Town Clerk

/jt