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 11th day of July, 2018 at 10:00 a.m. prevailing time.

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

Supervisor Schaffer: Please remain standing for a moment of silence and I ask that you keep in your thoughts and prayers the brave service men and women who are serving our Country here and abroad 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 McKiernan Present
Councilwoman Gordon Present
Supervisor Schaffer Present

Supervisor Schaffer:

We are going to be withdrawing the resolutions concerning a rezoning of property on 45th Street and Pacific Street in Copiague, so if you are here for that, I discussed with the board my concerns about whether or not the developer presented accurate information to the board and so the board is going to withdraw those and ask that the developer go back to the planning board to meet with the local residents to see if any compromises can come back. So nothing to be concerned with, so if you are here for that, those resolutions are going to be withdrawn when we get to that portion of the agenda.

1. A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 2, ARTICLE II, SECTION 2-2 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES

2. A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 3, ARTICLE II, SECTION 3-4 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES

3. A PUBLIC HEARING IN REFERENCE TO AMENDING Chapter 213, Article XVIII, of the Code of the Town of Babylon (SUPPLEMENTARY REGULATIONS)

Councilman Manetta:

Made a motion to withdraw Resolution 142. Just want to say thank you to the Town of Babylon staff and working with the Village of Lindenhurst and in collaboration to get this project moving along with the property owners, so thank you.

RESOLUTION NO. 142 JULY 11, 2018
AUTHORIZING DEMOLITION AND REMOVAL OF UNSAFE STRUCTURE LOCATED AT 519 N. WELLWOOD AVE., N. LINDENHURST, NY 11757 SCTM No. 0100-206.00-02.00-030.000

The following resolution was WITHDRAWN by Councilman Manetta and seconded by Councilman McKiernan.

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/repairing 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, on file in the Office of Code Enforcement, indicates, among other things that, the main structure is in very poor condition, not noted throughout the building, columns along the front elevation have failed, therefore the demolition of the building 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/G/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 the premises 519 N. Wellwood Ave., N. Lindenhurst, NY, A/G/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 Thousand and Twenty-Five Dollars ($525.00) for said premises from the appropriate fund, 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 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 WITHDRAWN.

RESOLUTION NO. 449 JULY 11, 2018
TOWN BOARD ENVIRONMENTAL DETERMINATION APPLICATION OF MR PROPERTY BUILDERS, LLC, 17-06A 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 WITHDRAWN by Councilwoman Gordon and seconded by Councilman McKiernan.

WHEREAS, MR Property Builders, LLC. (“the Petitioner”) has heretofore petitioned this Board for a change of zone of certain property which is located on the t/o/s: 45th Street, 459.17’ w/o Pacific Street, Copiague, New York, SCTM No.: 0100-202.00-01.00-032.000 & 033.000, and a portion of the paper street known as Prospect Street, and further described on Schedule “A” attached hereto, located in the SC005 School District, from B Residence District to MR Multiple Residence District; and WHEREAS, a public hearing was held on said petition on the 13th day of June, 2018; and WHEREAS, this proposal involves the construction of five (5) two story buildings with a total of 40 rental units; and WHEREAS, in accordance with Town of Babylon Environmental Quality Review Act (TOBEQA), the proposal has been classified as an Unlisted Action; and WHEREAS, that the Town Board of the Town of Babylon has independently determined the following:

1. The proposal will not create a significant increase in traffic.
2. The project site does not contain any identified sensitive environmental resources.
3. The project will not adversely impact groundwater resources. The development will connect to the Southwest District for sanitary wastewater disposal.
4. A storm water pollution prevention plan (SWPPP) will be prepared to address storm water management and erosion and sediment control on the subject location during construction activities.

NOW, THEREFORE, be it RESOLVED, by the Town Board of the Town of Babylon, that the application of MR Property Builders, LLC. for a change of zone, from B Residence District to MR Multiple Residence District; described in the attached Schedule A, will not have a significant adverse impact on the environment; and BE IT FURTHER RESOLVED, that the Town Board of the Town of Babylon herby adopts a Negative Declaration for the application of MR Property Builders, LLC in accordance with TOBEQA and SEQRA. The resolution was thereupon declared duly WITHDRAWN.

7/11/2018 Minutes
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 LIBELANG ESTATE AND THE TRUE POINT OF BEGINNING;

THENCE ALONG THE SOUTHERLY LINE OF SAID LAND OF THE LIBELANG ESTATE AND LAND OF THE SISTERS OF ST. DOMINICK SOUTH 85 DEGREES 44 MINUTES 52 SECONDS 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 EASTERN SIDE LINE OF SAID LOT 5 TO THE TRUE POINT OF BEGINNING.

THE AREA OF THE ABOVE DESCRIBED FINAL PARCEL IS 1.76 ACRES.
7. The owner/developer is responsible for maintaining all 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.

8. 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.

9. All units to have central air conditioning or through the wall air-conditioning units, no window units allowed.

10. The use of inorganic fertilizers, pesticides and herbicides shall be minimized as standard operating procedure for the landscape maintenance of the site.

11. SWPPP maintenance access in accordance with Section 189-8 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.

12. SWPPP maintenance after construction in accordance with Section 189-8 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 the 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.

13. Upon completion of construction, any stormwater control structures impacted during construction shall be cleaned by the owner or operator. Routine maintenance of the storm water infrastructure on the site will include the following:

   a. Monitoring of the drainage inlets (catch basins) will be completed routinely, particularly after large 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.

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 Multiple Residence District back to its zoning as of the date of this resolution which is the B 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, injunctive relief, any remedies ordered 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 exercising 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 resolution was thereupon declared duly WITHDRAWN.

SCHEDULE A

ALL THAT CERTAIN TRACT, PIECE OR PARCEL OF LAND, AT COPLIAGE, 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 ANDLOTS 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. 453 JULY 11, 2018  
AUTHORIZING SALE OF TOWN OWNED PROPERTY LOCATED BETWEEN  
SCTM NOS.: 0100-202.00-01-000-031,000 AND 032,000  

The following resolution was WITHDRAWN by Councilwoman Gordon and seconded by Councilman Martinez. 

WHEREAS, the Town of Babylon has declared certain town-owned property, further described on the attached Schedule “A” and identified as the “Premises” to be surplus because same is no longer needed for any town purpose; and 

WHEREAS, MR PROPERTY BUILDERS, LLC. has made an offer to the Town, based on an appraisal, for the purchase of the Premises to be used in conjunction with its adjoining multiple residence project located to the east of the Premises. 

NOW, THEREFORE, be it 

RESOLVED, that the Town Board of the Town of Babylon conveys to the aforementioned MR Property Builders, LLC. the Premises described in the attached Schedule “A” for a total consideration of Four Thousand ($4,000.00) Dollars; and it further 

RESOLVED, that the Supervisor be and is hereby authorized to execute a quitclaim deed and other related documents for the aforementioned transfer; and it further 

RESOLVED, that this resolution is subject to a permissive referendum and the Town Clerk is hereby directed to publish notice of the adoption of this resolution in an official newspaper of the Town.

The resolution was thereupon declared duly WITHDRAWN.

SCHEDULE “A”  

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

BEGINNING 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 SIDE LINE OF 45TH STREET (50.08 FEET WIDE) AND THE WESTERLY SIDE LINE 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 LIEBLAGT 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 45 DEGREES 44 MINUTES 52 SECONDS EAST 54.38 FEET; 

THENCE SOUTH 18 DEGREES 16 MINUTES 55 SECONDS WEST 161.09 FEET MORE OR LESS TO THE NORTHERLY LINE OF SAID 45TH STREET (50.08 FEET WIDE); 

THENCE NORTH 71 DEGREES 43 MINUTES 05 SECONDS WEST ALONG THE NORTHERLY LINE OF SAID 45TH STREET 15.20 FEET; 

THENCE NORTH 04 DEGREES 02 MINUTES 03 SECONDS EAST 152.60 FEET MORE OR LESS TO THE TRUE POINT OF BEGINNING. 

THE AREA OF THE ABOVE DESCRIBED PARCEL IS 0.12 ACRES  

RESOLUTION NO. 509 JULY 11, 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: 

June 13, 2018  
June 28, 2018  

VOTES: 5 YEAS: 5 NAYS: 0  

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 510 JULY 11, 2018  
SCHEDULING A PUBLIC HEARING ON THE APPLICATION OF WAGSTAFF PARTNERS, LTD. FOR THE REZONING OF TWO PARCELS OF LAND AT SCTM NO. 0100-022-01-066, 067 LOCATED ON THE NORTH EAST CORNER OF OLD COUNTRY RD. & NYS ROUTE 231, DEER PARK  

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 26th day of September, 2018 at 7:00 p.m., prevailing time, on the application for a change of zone of properties at SCTM No. 0100-022-01-066, 067 in the SC016 School District, from B Residence District to E-Business District, to construct a two-story medical office building, 1,997.27 footprint; 3,994.54sf gross floor area, along with associated site improvements of approximately 0.60 acres, which is the subject of the rezoning; 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 a certain plot, piece or parcel of land, situate, lying and being at Deer Park 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 being the intersection the easterly side of Deer Park Avenue and the northerly side of Old Country Road; 

Running thence North 08 Degrees 56 Minutes 35 Seconds West, 154.00 feet to a point; 

Running thence North 73 Degrees 10 Minutes SO Seconds East, 154.90 feet to a point; 

Running thence South 16 Degrees 49 Minutes 10 Seconds East, 159.44 feet to a point; 

Running thence South 73 Degrees 09 Minutes 55 Seconds West, 161.97 feet to a point; 

Running thence North 80 Degrees 34 Minutes 00 Seconds West, 13.66 feet to the point or place of BEGINNING.

7/11/2018 Minutes
The resolution was thereupon declared duly adopted.

EXHIBIT "A"
Chapter 198
Article I: Licensing and Regulation of Tow Trucks

Amend:

Section 198-6 Application for license.

Applications for a license or license renewal required herein shall be filed with the Town Clerk, on a form supplied by the Town Clerk.

Applicant must be the owner of the business or majority shareholder of the corporation, Said application shall be in the form of a sworn affidavit by the applicant, stating that all information is true and accurate, which shall include the following information:

RESOLUTION NO. 512 JULY 11, 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 Manetta
and seconded by Councilman Gordon
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 8th day of August, 2018 at 10:00 a.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
The resolution was thereupon declared duly adopted.

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

ADD to Schedule H:

<table>
<thead>
<tr>
<th>Intersection</th>
<th>Hamlet</th>
<th>Signal</th>
<th>Controlling Traffic</th>
</tr>
</thead>
<tbody>
<tr>
<td>Platt avenue at Joan Place</td>
<td>WB</td>
<td>Stop</td>
<td>Northeast/Southwest on August Road</td>
</tr>
<tr>
<td>Joan Plt at Platt Ave</td>
<td>WB</td>
<td>Stop</td>
<td>Southeast on Joan Place</td>
</tr>
</tbody>
</table>

RESOLUTION NO. 513 JULY 11, 2018
ADOPTING LOCAL LAW NO. 19 OF 2018 AMENDING CHAPTER 213
OF THE BABYLON TOWN CODE (ZONING)

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 11th day of July 2018 upon the question of enactment of Local Law No. 19 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. 19 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. 19 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”
Chapter 213 Zoning Article XVIII Supplementary Regulations

Amend:

Section 213-250.3 Objects Affecting Navigable Airspace
1. Within a runway protection zone (RPZ), no building or structure shall be constructed, nor any improvement added to an existing building or structure, until such building, structure or improvement is determined by the Federal Aviation Administration (FAA) not to be a hazard to aerial navigation.
2. No building permit or other license or permit shall be issued for any construction subject to this section until a determination of no hazard to air navigation, or the equivalent of such determination, has been issued by the FAA covering the proposed construction. Any permits issued for such construction shall be conditioned upon the construction, including temporary construction equipment such as cranes and derricks remaining within the height limits of the plans submitted to the FAA, and upon compliance with any lighting or marking requirements specified by the FAA.

RESOLUTION NO. 514 JULY 11, 2018
ADOPTING AMENDMENTS TO CHAPTER 2 ARTICLE II SECTION 2-2
OF THE BABYLON TOWN CODE (TRAFFIC ORDINANCES)

The following resolution was offered by Councilman McSweeney
and seconded by Councilman Martinez
WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 11th day of July, 2018, upon the question of adopting amendments to Chapter 2, Article II, Section 2-2 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 immediately; and be it further RESOLVED AND ORDAINED that the Director of Traffic Safety be authorized and directed to install, erect, remove or replace such signs or other traffic safety devices as may be required by these amendments or by the New York State Vehicle and Traffic Law.

VOTES: 5 YEAS: 5 NAYS: 0
The resolution was thereupon declared duly adopted.
EXHIBIT “A”
Chapter 2, Article II, Section 2-2
[Traffic Regulations; Turning Movements; Prohibited Turns]

ADD to Schedule B:

<table>
<thead>
<tr>
<th>Location</th>
<th>Hamlet</th>
<th>Controlling Traffic</th>
<th>Prohibited Turn</th>
</tr>
</thead>
<tbody>
<tr>
<td>Montgomery Avenue at</td>
<td>WB</td>
<td>West on Montgomery</td>
<td>Turn on red</td>
</tr>
<tr>
<td>Little East Neck Road</td>
<td></td>
<td>Avenue</td>
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</tr>
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</table>

RESOLUTION NO. 515 JULY 11, 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 the 11th day of July, 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 YEAHS: 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:

<table>
<thead>
<tr>
<th>Name of Street/Side</th>
<th>Hamlet</th>
<th>Hours/ Days</th>
</tr>
</thead>
<tbody>
<tr>
<td>Andrews Avenue (N 14th Street) / West Side</td>
<td>WY</td>
<td>Limited 6:00 a.m.to 6:00 p.m. / 2 hours Monday through Friday</td>
</tr>
<tr>
<td>From a point 19 feet +/- North of Merritt Avenue</td>
<td></td>
<td></td>
</tr>
<tr>
<td>North for 200 feet +/-</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

RESOLUTION NO. 516 JULY 11, 2018
ADOPTING THE TOWN OF BABYLON’S COMPREHENSIVE EMERGENCY MANAGEMENT PLAN

The following resolution was offered by Councilman McSweeney and seconded by Councilman Martinez
WHEREAS, the Town of Babylon, together with Suffolk County Fire, Rescue and Emergency Services (FRES), along with the townships in Suffolk County and our federal, state and local partners have developed a countywide Comprehensive Emergency Management Plan (CEMP) which conforms to the National Response Framework and describes the management of emergencies within the National Incident Management Systems (NIMS), and
WHEREAS, each town, tribal community, and government entity had the opportunity for input and suggestions to complete Suffolk County’s CEMP, which provides a guideline for developing and updating their individual CEMP as it pertains to their jurisdictions; and
WHEREAS, it is important to have this continuity and coordination with all governmental agencies in the event of a disaster and provide a basic plan that is applicable to all disaster emergencies affecting the Town of Babylon; and
WHEREAS, the Town of Babylon Emergency Management Office prepared and submitted to the Town Clerk the Suffolk County Multi-Jurisdictional Comprehensive Emergency Management Plan, to comply with the federal mandate.
BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Town of Babylon Emergency Management Office, that the Town of Babylon Comprehensive Emergency Plan, which is available for review at the Office of the Town Clerk, is hereby adopted.

VOTES: 5 YEAHS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 517 JULY 11, 2018
AUTHORIZING 2017 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 2017 Budget Modification is hereby authorized:

Increase Decrease

<table>
<thead>
<tr>
<th>Special District Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ambulance District</td>
</tr>
<tr>
<td>Wyandanch/Wheatley Heights Ambulance</td>
</tr>
<tr>
<td>Fire Protection</td>
</tr>
<tr>
<td>Program Operations</td>
</tr>
<tr>
<td>SF 4540.87</td>
</tr>
</tbody>
</table>

VOTES: 5 YEAHS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.
RESOLUTION NO. 518 JULY 11, 2018
AUTHORIZING 2018 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 Comptroller, that the following 2018 Budget Modification is hereby authorized:

<table>
<thead>
<tr>
<th>Increase</th>
<th>Decrease</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>General Fund</strong></td>
<td></td>
</tr>
<tr>
<td>Full time clerical A1315.14</td>
<td>$16,601</td>
</tr>
<tr>
<td>Part time clerical A1315.16</td>
<td>$16,601</td>
</tr>
<tr>
<td>Miscellaneous A1315.49</td>
<td>$820</td>
</tr>
<tr>
<td>Part time clerical A1315.16</td>
<td></td>
</tr>
</tbody>
</table>

| **Highway Fund** | | |
| Permanent Improvements Program Operations DB 5112.47 | | $15,000 |
| Street Administration Program Operations DB 5010.47 | | $15,000 |

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

RESOLUTION NO. 519 JULY 11, 2018
AUTHORIZING PAYMENT

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 Comptroller, that the following payment be made:

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>Amount</th>
<th>Reason</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sean McShane</td>
<td>206 Seacogue Lane West Isip, NY 11795</td>
<td>$441.84</td>
<td>Workers compensation payment for lost wages should have been paid directly to employee.</td>
</tr>
</tbody>
</table>

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

RESOLUTION NO. 520 JULY 11, 2018
DECLARING EQUIPMENT SURPLUS

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 the Department of Public Works, that the obsolete equipment on the attached Schedule “A” be declared surplus and auctioned.

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

**SCHEDULE ‘A’**

<table>
<thead>
<tr>
<th>VEHICLE#</th>
<th>MAKE</th>
<th>VEHICLE #ID</th>
<th>REASON</th>
</tr>
</thead>
<tbody>
<tr>
<td>953</td>
<td>CHEVROLET CAVALIER</td>
<td>1G1KC52F337382524</td>
<td>Rotted frame</td>
</tr>
</tbody>
</table>

RESOLUTION NO. 521 JULY 11, 2018
AUTHORIZING EMPLOYEE REIMBURSEMENT

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

<table>
<thead>
<tr>
<th>EMPLOYEE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>DeBoger Bocklet</td>
<td>$24.96 refreshments Partnership Meeting</td>
</tr>
<tr>
<td>DeBoger Bocklet</td>
<td>$39.98 Memorial Garden expenses</td>
</tr>
<tr>
<td>Corinne D'Sonna</td>
<td>$260.00 for lunch for staff</td>
</tr>
</tbody>
</table>

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

7/11/2018 Minutes
RESOLUTION NO. 522 JULY 11, 2018
AUTHORIZING 2018 OPERATING TRANSFER

The following resolution was offered by Councilwoman Maretta 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 2018 Operating Transfer is hereby authorized:

Capital Project Fund

2014 Various Park Improvements
Interfund Transfer
H135.9901.90
Recreation, Equipment and Capital Outlay
H135.7197.26
Increase $ 326,000.00
Decrease $ 326,000.00

Oak Beach Community Center Improvements
Interfund Transfer
H04.9901.90
Recreation, Equipment and Capital Outlay
H04.7197.26
Increase $ 50,000.00
Decrease $ 50,000.00

Van Bourgondien Park Improvements
Interfund Transfer
H07.0000.5031
Recreation, Equipment and Capital Outlay
H07.7197.26
Increase $ 326,000.00
Decrease $ 326,000.00

Van Bourgondien Park Improvements
Interfund Transfer
H07.0000.5031
Recreation, Equipment and Capital Outlay
H07.7197.26
Increase $ 50,000.00
Decrease $ 50,000.00

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

RESOLUTION NO. 523 JULY 11, 2018
AUTHORIZING REFUND OF FINE PAID

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 Town Attorney that the following payment of fine be refunded:

REFUND OF PAYMENT:

Name: Fekach
Type: Fine for BATO # 448-14
Amount: $1,500.00
Reason: Appellate Term Order Docket # 2015-2597 $ CR

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

RESOLUTION NO. 524 JULY 11, 2018
AUTHORIZING REFUND OF FEES
DEPARTMENT OF PARKS, RECREATION & CULTURAL AFFAIRS

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 Parks, Recreation and Cultural Affairs Department, that the following fees be refunded:

Name: Cunningham
Address: 41 Poplar Rd
Amityville, NY 11701
Fee: $75.00
Activity: Show mobile – Herman Gtrim 7/28/18 scheduling conflict
Receipt Number: 125095

Name: McLaughlin
Address: 80 West Gates Ave
Lindenhurst, NY 11757
Fee: $99.00
Activity: Boat Slip CBM 6/22/25 Medical Reason
Receipt Number: 127210

Name: McGovern
Address: 85 Howell Ave
Deer Park, NY 11729
Fee: $25.00
Activity: War charged for Resident Permit instead of Senior Permit
Receipt Number: Trans ID 588145828/0739

VOTES: 5 YEAS: 5 NAYS: 0
The resolution was thereupon declared duly adopted.
RESOLUTION NO. 525 OF JULY 11, 2018
AMENDING THE SALARY PLAN FOR PART-TIME, HOURLY, AND SEASONAL POSITIONS

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 following salaries for certain part-time, hourly, and seasonal positions be and the same are hereby adopted as of June 28, 2018:

<table>
<thead>
<tr>
<th>TITLE</th>
<th>SALARY</th>
</tr>
</thead>
<tbody>
<tr>
<td>Account Clerk Typist/Account Clerk Typist Spanish</td>
<td>13.00 - 15.00/hr</td>
</tr>
<tr>
<td>Account Clerk</td>
<td>11.00 - 13.00/hr</td>
</tr>
<tr>
<td>Assessment Assistant</td>
<td>13.00/hr</td>
</tr>
<tr>
<td>Assistant Beach &amp; Pool Manager</td>
<td>11.00 - 17.00/hr</td>
</tr>
<tr>
<td>Assistant Town Attorney</td>
<td>20.00 - 30.00/hr</td>
</tr>
<tr>
<td>Bay Constable</td>
<td>12.00 - 20.00/hr</td>
</tr>
<tr>
<td>Beach &amp; Attendant</td>
<td>11.00 - 16.00/hr</td>
</tr>
<tr>
<td>Beach &amp; Pool Manager</td>
<td>11.00 - 17.00/hr</td>
</tr>
<tr>
<td>Bingo Inspector, Part-time</td>
<td>25.00/hr</td>
</tr>
<tr>
<td>Building Inspector I</td>
<td>14.00/hr</td>
</tr>
<tr>
<td>Building Inspector II</td>
<td>17.00/hr</td>
</tr>
<tr>
<td>Building Inspector III</td>
<td>20.00/hr</td>
</tr>
<tr>
<td>Building Inspector IV</td>
<td>25.00/hr</td>
</tr>
<tr>
<td>Certified Public Accountant</td>
<td>30.00/hr</td>
</tr>
<tr>
<td>Clerical</td>
<td>11.00 - 15.00/hr</td>
</tr>
<tr>
<td>Clerk Typist</td>
<td>11.00 - 15.00/hr</td>
</tr>
<tr>
<td>Clerk</td>
<td>11.00/hr</td>
</tr>
<tr>
<td>College Intern Analyst I</td>
<td>12.00/hr</td>
</tr>
<tr>
<td>College Intern Analyst II</td>
<td>14.00/hr</td>
</tr>
<tr>
<td>College Intern Analyst III</td>
<td>16.00/hr</td>
</tr>
<tr>
<td>Community Pride Worker I</td>
<td>11.00/hr</td>
</tr>
<tr>
<td>Community Pride Worker II</td>
<td>11.50/hr</td>
</tr>
<tr>
<td>Community Pride Worker III</td>
<td>12.00/hr</td>
</tr>
<tr>
<td>Community Pride Worker IV</td>
<td>12.50/hr</td>
</tr>
<tr>
<td>Community Pride Worker V</td>
<td>13.00/hr</td>
</tr>
<tr>
<td>Community Pride Worker VI</td>
<td>13.50/hr</td>
</tr>
<tr>
<td>Community Pride Worker VII</td>
<td>14.00/hr</td>
</tr>
<tr>
<td>Contract Staff-Administrative</td>
<td>11.00 - 16.00/hr</td>
</tr>
<tr>
<td>Cook</td>
<td>11.00/hr</td>
</tr>
<tr>
<td>Custodian</td>
<td>11.00 - 12.00/hr</td>
</tr>
<tr>
<td>Data Entry Operator</td>
<td>11.00/hr</td>
</tr>
<tr>
<td>Data Processing Equip. Operator</td>
<td>15.45/hr</td>
</tr>
<tr>
<td>Deputy Supervisor</td>
<td>50,000/annual</td>
</tr>
<tr>
<td>Dock Master</td>
<td>11.00 - 16.00/hr</td>
</tr>
<tr>
<td>Document Imaging Operator I</td>
<td>11.00/hr</td>
</tr>
<tr>
<td>Document Imaging Operator II</td>
<td>11.50/hr</td>
</tr>
<tr>
<td>Document Imaging Operator III</td>
<td>12.50/hr</td>
</tr>
<tr>
<td>Document Imaging Operator IV</td>
<td>14.50/hr</td>
</tr>
<tr>
<td>Drug &amp; Alcohol Counselor I</td>
<td>15.00 - 18.00/hr</td>
</tr>
<tr>
<td>Drug &amp; Alcohol Counselor II</td>
<td>18.00 - 20.00/hr</td>
</tr>
<tr>
<td>Drug &amp; Alcohol Counselor III</td>
<td>20.00 - 22.00/hr</td>
</tr>
<tr>
<td>Drug &amp; Alcohol Counselor IV</td>
<td>22.00 - 25.00/hr</td>
</tr>
<tr>
<td>Duplicating Machine Operator</td>
<td>10.00 - 11.00/hr</td>
</tr>
<tr>
<td>Electrician I</td>
<td>20.00 - 21.00/hr</td>
</tr>
<tr>
<td>Electrician II</td>
<td>21.01 - 22.00/hr</td>
</tr>
<tr>
<td>Electrician III</td>
<td>22.01 - 23.15/hr</td>
</tr>
<tr>
<td>Electrician IV</td>
<td>23.16 - 24.32/hr</td>
</tr>
<tr>
<td>Engineering Aide I</td>
<td>20.00/hr</td>
</tr>
<tr>
<td>Engineering Aide II</td>
<td>22.50/hr</td>
</tr>
<tr>
<td>Environmental Analyst Part Time</td>
<td>20.00 - 40.00/hr</td>
</tr>
<tr>
<td>Environmental Steward I</td>
<td>11.00/hr</td>
</tr>
<tr>
<td>Environmental Steward II</td>
<td>11.50/hr</td>
</tr>
<tr>
<td>Environmental Steward III</td>
<td>12.00/hr</td>
</tr>
<tr>
<td>Environmental Steward IV</td>
<td>13.75/hr</td>
</tr>
<tr>
<td>Environmental Steward V</td>
<td>18.75/hr</td>
</tr>
<tr>
<td>Environmental Steward VI</td>
<td>21.35/hr</td>
</tr>
<tr>
<td>Environmental Steward VII</td>
<td>23.55/hr</td>
</tr>
<tr>
<td>Environmental Steward VIII</td>
<td>25.65/hr</td>
</tr>
<tr>
<td>Environmental Steward IX</td>
<td>27.95/hr</td>
</tr>
<tr>
<td>Environmental Steward X</td>
<td>30.40/hr</td>
</tr>
<tr>
<td>Facilities Guard</td>
<td>11.00/hr</td>
</tr>
<tr>
<td>Fire Marshal Call-In</td>
<td>50.00/hr</td>
</tr>
<tr>
<td>Fire Marshal I</td>
<td>11.50 - 15.00/hr</td>
</tr>
<tr>
<td>Fire Marshal II</td>
<td>15.01 - 16.00/hr</td>
</tr>
<tr>
<td>Fire Marshal III</td>
<td>16.01 - 17.00/hr</td>
</tr>
<tr>
<td>Fire Marshal IV</td>
<td>17.01 - 18.00/hr</td>
</tr>
<tr>
<td>Fire Marshal V</td>
<td>18.01 - 20.00/hr</td>
</tr>
<tr>
<td>Fire Marshal VI</td>
<td>20.01 - 25.00/hr</td>
</tr>
<tr>
<td>Fire Marshal VII</td>
<td>25.01 - 30.00/hr</td>
</tr>
<tr>
<td>Government Liaison Officer</td>
<td>50.00/hr</td>
</tr>
<tr>
<td>Government Liaison Officer II</td>
<td>375.00/meeting</td>
</tr>
<tr>
<td>Groundskeeper</td>
<td>11.00 - 12.50/hr</td>
</tr>
<tr>
<td>Guard I</td>
<td>11.00 - 11.25/hr</td>
</tr>
<tr>
<td>Guard II</td>
<td>11.30 - 12.00/hr</td>
</tr>
<tr>
<td>Guard III (Supervisor)</td>
<td>12.50 - 13.75/hr</td>
</tr>
<tr>
<td>Guard IV I (I.T)</td>
<td>12.75 - 14.10/hr</td>
</tr>
<tr>
<td>Historian</td>
<td>15.00/hr</td>
</tr>
<tr>
<td>Kernel Attendant I</td>
<td>11.00/hr</td>
</tr>
<tr>
<td>Kernel Attendant II</td>
<td>11.50/hr</td>
</tr>
<tr>
<td>Kernel Attendant III</td>
<td>12.00/hr</td>
</tr>
<tr>
<td>Kernel Attendant IV</td>
<td>12.50/hr</td>
</tr>
<tr>
<td>Laborer I</td>
<td>11.00/hr</td>
</tr>
<tr>
<td>Laborer II</td>
<td>11.50/hr</td>
</tr>
<tr>
<td>Laborer III</td>
<td>12.00/hr</td>
</tr>
<tr>
<td>Position</td>
<td>Rate Range</td>
</tr>
<tr>
<td>-----------------------------------------------</td>
<td>------------------</td>
</tr>
<tr>
<td>Laborer IV</td>
<td>12.50/hr.</td>
</tr>
<tr>
<td>Laborer V</td>
<td>13.00/hr.</td>
</tr>
<tr>
<td>Laborer VI</td>
<td>13.50/hr.</td>
</tr>
<tr>
<td>Laborer VII</td>
<td>14.00/hr.</td>
</tr>
<tr>
<td>Law Clerk</td>
<td>12.25/hr.</td>
</tr>
<tr>
<td>Law Intern I</td>
<td>11.00/hr.</td>
</tr>
<tr>
<td>Law Intern II</td>
<td>12.00/hr.</td>
</tr>
<tr>
<td>Law Intern III</td>
<td>15.00/hr.</td>
</tr>
<tr>
<td>Material Control Clerk</td>
<td>11.00/hr.</td>
</tr>
<tr>
<td>Medical Billing Agent</td>
<td>20.00 - 30.00/hr.</td>
</tr>
<tr>
<td>Medical Director-Drug Abuse Treatment</td>
<td>120.00 - 140.00/hr.</td>
</tr>
<tr>
<td>Micrographics Operator</td>
<td>11.00/hr.</td>
</tr>
<tr>
<td>Mini Bus Driver</td>
<td>11.00/hr.</td>
</tr>
<tr>
<td>Neighborhood Aide</td>
<td>11.00/hr.</td>
</tr>
<tr>
<td>Ordinance Enforcement Officer I</td>
<td>11.00/hr.</td>
</tr>
<tr>
<td>Ordinance Enforcement Officer II</td>
<td>11.50/hr.</td>
</tr>
<tr>
<td>Ordinance Enforcement Officer III</td>
<td>12.00/hr.</td>
</tr>
<tr>
<td>Ordinance Enforcement Officer IV</td>
<td>13.00/hr.</td>
</tr>
<tr>
<td>Ordinance Enforcement Officer V</td>
<td>15.00/hr.</td>
</tr>
<tr>
<td>Ordinance Inspector I</td>
<td>11.00/hr.</td>
</tr>
<tr>
<td>Ordinance Inspector II</td>
<td>11.30/hr.</td>
</tr>
<tr>
<td>Ordinance Inspector III</td>
<td>12.30/hr.</td>
</tr>
<tr>
<td>Ordinance Inspector IV</td>
<td>13.30/hr.</td>
</tr>
<tr>
<td>Paralegal Assistant</td>
<td>12.00 - 16.50/hr.</td>
</tr>
<tr>
<td>Paralegal Assistant II</td>
<td>17.00 - 22.00/hr.</td>
</tr>
<tr>
<td>Park Attendant I</td>
<td>11.00 - 16.00/hr.</td>
</tr>
<tr>
<td>Park Attendant II</td>
<td>11.00 - 17.00/hr.</td>
</tr>
<tr>
<td>Park Ranger</td>
<td>12.00 - 20.00/hr.</td>
</tr>
<tr>
<td>Parking Meter Officer</td>
<td>11.00 - 16.00/hr.</td>
</tr>
<tr>
<td>Part Time Fire Marshal Call-In</td>
<td>30.00/hr.</td>
</tr>
<tr>
<td>Photol Technician</td>
<td>13.80 - 20.00/hr.</td>
</tr>
<tr>
<td>Planning Aide</td>
<td>14.00/hr.</td>
</tr>
<tr>
<td>Plumber I</td>
<td>11.00/hr.</td>
</tr>
<tr>
<td>Plumber II</td>
<td>12.45/hr.</td>
</tr>
<tr>
<td>Plumber III</td>
<td>13.70/hr.</td>
</tr>
<tr>
<td>Plumbing Inspector I</td>
<td>11.50 - 15.00/hr.</td>
</tr>
<tr>
<td>Plumbing Inspector II</td>
<td>15.01 - 16.00/hr.</td>
</tr>
<tr>
<td>Plumbing Inspector III</td>
<td>16.01 - 17.00/hr.</td>
</tr>
<tr>
<td>Plumbing Inspector IV</td>
<td>17.01 - 18.00/hr.</td>
</tr>
<tr>
<td>Plumbing Inspector V</td>
<td>18.01 - 20.00/hr.</td>
</tr>
<tr>
<td>Plumbing Inspector VI</td>
<td>20.01 - 25.00/hr.</td>
</tr>
<tr>
<td>Plumbing Inspector VII</td>
<td>25.01 - 30.00/hr.</td>
</tr>
<tr>
<td>Plumbing Inspector</td>
<td>15.00/hr.</td>
</tr>
<tr>
<td>Pole Inspector I</td>
<td>11.00/hr.</td>
</tr>
<tr>
<td>Pole Inspector II</td>
<td>11.25/hr.</td>
</tr>
<tr>
<td>Pole Inspector III</td>
<td>11.50/hr.</td>
</tr>
<tr>
<td>Program Aide I-HOURLY</td>
<td>11.00 - 12.00/hr.</td>
</tr>
<tr>
<td>Program Aide II-HOURLY</td>
<td>12.25 - 13.74/hr.</td>
</tr>
<tr>
<td>Program Aide III-HOURLY</td>
<td>13.75 - 21.34/hr.</td>
</tr>
<tr>
<td>Program Aide IV-HOURLY</td>
<td>21.35 - 23.35/hr.</td>
</tr>
<tr>
<td>Program Aide V-HOURLY</td>
<td>23.36 - 25.75/hr.</td>
</tr>
<tr>
<td>Program Aide VI-HOURLY</td>
<td>25.76 - 27.05/hr.</td>
</tr>
<tr>
<td>Program Aide VII-HOURLY</td>
<td>27.06 - 39.58/hr.</td>
</tr>
<tr>
<td>Recreation Aides</td>
<td>11.00 - 17.00/hr.</td>
</tr>
<tr>
<td>Recreation Specialist</td>
<td>11.00 - 18.00/hr.</td>
</tr>
<tr>
<td>Recreation Specialist-HOURLY</td>
<td>30.00 - 65.00/hr.</td>
</tr>
<tr>
<td>Registered Nurse</td>
<td>25.00/hr.</td>
</tr>
<tr>
<td>Rental/Accessory Apartment Inspector I</td>
<td>14.00/hr.</td>
</tr>
<tr>
<td>Rental/Accessory Apartment Inspector II</td>
<td>20.00/hr.</td>
</tr>
<tr>
<td>Rental/Accessory Apartment Inspector III</td>
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</tr>
<tr>
<td>Sanitation Inspector I</td>
<td>11.00/hr.</td>
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<tr>
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<td>Sanitation Inspector III</td>
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<tr>
<td>Seasonal Ordinance Enforcement Officer IV</td>
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</tr>
<tr>
<td>Senior Bay Constable</td>
<td>14.00 - 20.00/hr.</td>
</tr>
<tr>
<td>Senior Citizen Specialist</td>
<td>18.00/hr.</td>
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<tr>
<td>Senior Clerk I</td>
<td>11.00/hr.</td>
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<tr>
<td>Senior Clerk II</td>
<td>11.50/hr.</td>
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<tr>
<td>Senior Clerk III</td>
<td>11.75/hr.</td>
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<tr>
<td>Senior Clerk IV</td>
<td>12.00/hr.</td>
</tr>
<tr>
<td>Senior Mini Bus Driver</td>
<td>11.00/hr.</td>
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<tr>
<td>Senior Park Ranger</td>
<td>14.00 - 20.00/hr.</td>
</tr>
<tr>
<td>Sign Language Interpreter</td>
<td>60.00/hr.</td>
</tr>
<tr>
<td>Solid Waste Administrator-HOURLY</td>
<td>50.00 - 85.00/hr.</td>
</tr>
<tr>
<td>Stenographer</td>
<td>11.00/hr.</td>
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<tr>
<td>Student Intern</td>
<td>11.00 - 13.35/hr.</td>
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<tr>
<td>Switchboard Operator I</td>
<td>11.00/hr.</td>
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<tr>
<td>Switchboard Operator II</td>
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<tr>
<td>Switchboard Operator III</td>
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<tr>
<td>Switchboard Operator IV</td>
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<td>Tax Clerk III</td>
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<td>Tax Clerk IV</td>
<td>12.00/hr.</td>
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<tr>
<td>Tax Clerk V</td>
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<tr>
<td>Tax Clerk VI</td>
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<td>Tax Clerk VII</td>
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<tr>
<td>Tax Clerk VIII</td>
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<tr>
<td>Town Investigator</td>
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<tr>
<td>Traffic Engineer II</td>
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<tr>
<td>Veterinary Technician I</td>
<td>18.00/hr.</td>
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<tr>
<td>Veterinary Technician II</td>
<td>20.00/hr.</td>
</tr>
<tr>
<td>Veterinary Technician III</td>
<td>22.00/hr.</td>
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</tbody>
</table>
RESOLUTION NO. 526 JULY 11, 2018

AUTHORIZING DEMOLITION AND REMOVAL OF UNSAFE STRUCTURE LOCATED AT 2 PINE PLACE, LINDEHURST, NY

WHEREAS, a certain structure, located at 2 Pine Place, Lindenhurst, NY, being Suffolk County Tax Map No. 0100-228.00-01.00-048.000 is open and accessible to the public with 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 June 15, 2018, indicates that demolition of the shed like structure in the rear of the property, 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 shed like structure including removal of the foundation, located in the rear of the property at 2 Pine Place, Lindenhurst, NY, A/K/A SCTM No. 0100-228.00-01.00-048.000, 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 2 Pine Place, Lindenhurst, NY, A/K/A SCTM No. 0100-228.00-01.00-048.000, 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.

The resolution was thereupon declared duly adopted.

VOTES: 5 YEAS: 5 NAYS: 0

RESOLUTION NO. 527 JULY 11, 2018

AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 144 WASHINGTON AVE, WHEATLEY HEIGHTS, NY

WHEREAS, a certain structure(s) located at 144 Washington Ave., Wheatley Heights, NY, SCTM NO. 0100-039.00-03.00-096.00 has no running water as per a communication with the Suffolk County Water Authority, the doors and windows are open and accessible, and there is an accumulation of debris on the property 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 ratify the order for securing and board up of the premises located 144 Washington Ave., Wheatley Heights, NY, SCTM NO. 0100-039.00-03.00-096.000 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 of June 29, 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.

The resolution was thereupon declared duly adopted.

VOTES: 5 YEAS: 5 NAYS: 0

RESOLUTION NO. 528 JULY 11, 2018

AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 283 W. 24TH STREET, DEER PARK, NY

WHEREAS, a certain structure(s) located at 283 W. 24th Street, Deer Park, NY, SCTM NO. 0100-085.00-02.00-002.000 has no running water as per a communication with the Suffolk County Water Authority, is open and accessible wherein the doors and windows are not secured, and there is an accumulation of debris on the property 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 ratify the order for securing and board up of the premises located 283 W. 24th Street, Deer Park, New York, SCTM NO. 0100-085.00-02.00-002.000 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 of June 29, 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.

The resolution was thereupon declared duly adopted.

VOTES: 5 YEAS: 5 NAYS: 0
RESOLUTION NO. 529 JULY 11, 2018
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 81 WILLIAMS AVE., N. AMITYVILLE, NEW YORK, SCTM# 0100-164.00-05.00-050.000
The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta
WHEREAS, a certain structure(s) located at 81 Williams Ave., N. Amityville, New York, bearing SCTM# 0100-164.00-05.00-050.000, as per inspection the rear door, windows and sheds 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, §§2-10 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 81 Williams Ave., N. Amityville, New York, bearing SCTM# 0100-164.00-05.00-050.000 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 June 14, 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 §§9-9.
VOTES: 5  YES: 5  NAYS: 0
The resolution was thereafter declared duly adopted.

RESOLUTION NO. 530 JULY 11, 2018
CONFIRMING MEMBERSHIP TO THE EAST FARMINGDALE VOLUNTEER FIRE COMPANY, INC.
The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon
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:

<table>
<thead>
<tr>
<th>Taylor Buscemi</th>
<th>130 11th Street</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>West Babylon, NY 11704</td>
</tr>
</tbody>
</table>

VOTES: 5  YES: 5  NAYS: 0
The resolution was thereafter declared duly adopted.

RESOLUTION NO. 531 JULY 11, 2018
PROCLAMING SATURDAY, JUNE 23, 2018 AS EAGLE SCOUT VINCENT M. MINICOZZI 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, Vincent M. Minicozzi 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 Vincent M. Minicozzi its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Saturday, June 23, 2018 as Eagle Scout Vincent M. Minicozzi Day.
VOTES: 5  YES: 5  NAYS: 0
The resolution was thereafter declared duly adopted.

RESOLUTION NO. 532 JULY 11, 2018
PROCLAMING SUNDAY, AUGUST 19, 2018 AS EAGLE SCOUT ANTHONY JOHN SMITH 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, Anthony John Smith 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 John Smith its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Sunday, August 19, 2018 as Eagle Scout Anthony John Smith Day.
VOTES: 5  YES: 5  NAYS: 0
The resolution was thereafter declared duly adopted.

RESOLUTION NO. 533 JULY 11, 2018
AUTHORIZING PERMISSION FOR A PARADE ON OCTOBER 13, 2018 IN THE TOWN OF BABYLON FOR COPIAGUE HIGH SCHOOL
The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney
WHEREAS, Copiague High School has requested permission to hold a parade on Saturday, October 13, 2018 within the Town of Babylon;

INDIVIDUAL: Mona L. Kelly
1100 Dixon Avenue
Copiague, NY 11726 (516) 702-6530

ORGANIZATION: Copiague High School Homecoming
1100 Dixon Avenue
Copiague, NY 11726 (516) 702-6530

DATES & TIMES:
Date(s): 10/13/2018 to:
Time: 11:30 a.m. to 1:00 p.m.
Rain Date: n/a

STARTING: Great Neck Road Elementary School, 1400 Great Neck Road, Copiague
ENDING: Walter G. O’Connell High School, 1100 Dixon Avenue, Copiague

ROUTE: Proceeding north on Great Neck Road to Dixon Avenue, proceeding east on Dixon Avenue to the Copiague High School.

7/11/2018 Minutes
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. 534 JULY 11, 2018

AUTHORIZING PERMISSION FOR A 1 MILE PARADE ON NOVEMBER 10, 2018

IN THE TOWN OF BABYLON FOR HOPE FOR THE WARRIORS

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

WHEREAS, the Hope for the Warriors has requested permission to hold a 1-mile parade on Saturday, November 10, 2018 within the Town of Babylon:

INDIVIDUAL: Robyn Womac
8003 Forbes Place - Suite: 201
Springfield, VA 22151 (910) 381-8272

ORGANIZATION: Hope for the Warriors
8003 Forbes Place - Suite: 201
Springfield, VA 22151(910) 381-8272

DATES & TIMES:
Date(s): 11/02/2018 to:
Time: 4:00 a.m. to 12:00 p.m.
Rain Date: n/a

STARTING:
Town of Babylon, 200 E. Sunrise Highway, Lindenhurst, NY

ENDING:
Town of Babylon, 200 E. Sunrise Highway, Lindenhurst, NY

ROUTE:
Proceeding for a half mile eastbound in the westbound lane of Sunrise Highway from Town Hall and then turning around and heading back to Town Hall.

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. 535 JULY 11, 2018

AUTHORIZING PERMISSION FOR A 5K PARADE ON NOVEMBER 10, 2018

IN THE TOWN OF BABYLON FOR HOPE FOR THE WARRIORS

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

WHEREAS, the Hope for the Warriors has requested permission to hold a 5K parade on Saturday, November 10, 2018 within the Town of Babylon:

INDIVIDUAL: Robyn Womac
8003 Forbes Place - Suite: 201
Springfield, VA 22151 (910) 381-8272

ORGANIZATION: Hope for the Warriors
8003 Forbes Place - Suite: 201
Springfield, VA 22151(910) 381-8272

DATES & TIMES:
Date(s): 11/02/2018 to:
Time: 4:00 a.m. to 12:00 p.m.
Rain Date: n/a

STARTING:
Town of Babylon, 200 E. Sunrise Highway, Lindenhurst, NY

ENDING:
Town of Babylon, 200 E. Sunrise Highway, Lindenhurst, NY

ROUTE:
Proceeding west on Sunrise Highway, south on Wellwood Avenue to Easton Street, proceeding east on Easton Street to Irmisch Avenue, proceeding south on Irmisch Avenue to Byrd Street, proceeding east on Byrd Street to North Indiana Avenue, proceeding north on North Indiana Avenue to Daniel Street, proceeding east on Daniel Street to North Monroe Avenue, proceeding north on North Monroe Avenue to Sunrise Highway, continuing west on Sunrise Highway and ending at Town Hall.

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. 536 JULY 11, 2018

AUTHORIZING PERMISSION FOR A 10K PARADE ON NOVEMBER 10, 2018

IN THE TOWN OF BABYLON FOR HOPE FOR THE WARRIORS

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

WHEREAS, the Hope for the Warriors has requested permission to hold a 10K parade on Saturday, November 10, 2018 within the Town of Babylon;
NOW, THEREFORE, be it

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

RESOLVED, that the Town Board of the Town of Babylon does hereby order this resolution as stated and will act as acknowledged 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. 537 JULY 11, 2018

AUTHORIZING PERMISSION FOR A PARADE ON JULY 29, 2018
IN THE TOWN OF BABYLON FOR ST. JOSEPH’S ORTHODOX KNAANAYA CHURCH

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

WHEREAS, St. Joseph’s Orthodox Knaanaya Church has requested permission to hold a parade on Sunday, July 29, 2018 within the Town of Babylon.

INDIVIDUAL: Jacob Karath
9 Oakwood Court
Lake Grove, NY 11755
(631) 352-7536

ORGANIZATION: St. Joseph’s Orthodox Knaanaya Church
342 Belmont Avenue
West Babylon, NY 11704
(631) 352-7536

DATES & TIMES: Date(s): 7/29/2018 to:
Time: 12:30 a.m. to 1:00 p.m.
Rain Date: n/a

STARTING/ENDING:
St. Joseph’s Orthodox Knaanaya Church, 342 Belmont Avenue
West Babylon

ROUTE: Proceeding west on Windmill Avenue to Sexton Road, making a U-turn and heading east on Windmill Avenue and ending at the church entrance.

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 acknowledged 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. 538 JULY 11, 2018

AUTHORIZING PERMISSION FOR A MOTORCYCLE RIDE ON AUGUST 5, 2018
IN THE TOWN OF BABYLON FOR TEXAS ROADHOUSE

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

WHEREAS, Texas Roadhouse has requested permission to hold a motorcycle ride on Sunday, August 5, 2018 within the Town of Babylon.

INDIVIDUAL: Emma Jardines
502 Commack Road
Deer Park, NY 11729
(516) 987-3716

ORGANIZATION: Texas Roadhouse
502 Commack Road
Deer Park, NY 11729
(631) 242-7427

DATES & TIMES: Date(s): 8/5/2018 to:
Time: 10:30 a.m. to 2:00 p.m.
Rain Date: n/a

STARTING:
Texas Roadhouse, 2571 Hempstead Turnpike, East Meadow

ENDING:
Knights of Columbus, 759 Long Island Avenue, Deer Park

ROUTE: Proceeding across Hempstead Turnpike to Wantagh Parkway entrance southbound, continue south on Wantagh Parkway to Tower Monument Circle at Jones Beach, travel around circle to Ocean Parkway eastbound, continue on Ocean Parkway east until reaching Robert Moses Causeway entrance northbound, head north on Robert Moses Causeway to Southern State Parkway east exit, entering Southern State Parkway, enter Sagixkos Parkway entrance northbound, continue north on Sagixkos Parkway to Pine Aire Drive and take exit, after exiting Sagixkos Parkway, make a left turn (westbound) onto Pine Aire Drive, heading west on Pine Aire Drive, make a right turn (northbound) on Grant Avenue, heading north on Grant Avenue, make a left turn on Long Island Avenue (westbound) and proceed on Long Island Avenue to the Knights of Columbus parking lot.

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. 539 JULY 11, 2018
AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT OF SALE FOR THE PURCHASE OF SCTM NOS.: 0100-228.00-01.00-73.002, 73.003, 73.004, 74.000, 75.000, 77.003, 12.000 AND 13.000 FROM THE HOUSING TRUST FUND CORPORATION

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

WHEREAS, the Housing Trust Fund Corporation is the owner of certain parcels of land identified by SCTM Nos.: 0100-228.00-01.00-73.002, 73.003, 73.004, 74.000, 75.000, 77.003, 12.000 and 13.000 (the "Premises") and seeks to convey these Premises to the Town of Babylon to be used and maintained as open space in perpetuity in order to protect and preserve the Premises for a use that is compatible with open space, recreational or wetlands management practices for the purchase price of $10.00.

NOW, THEREFORE, be it
RESOLVED, that the Town Board of the Town of Babylon authorizes the Supervisor to execute a contract of sale for the purchase of the parcels of land identified by SCTM Nos.: 0100-228.00-01.00-73.002, 73.003, 73.004, 74.000, 75.000, 77.003, 12.000 and 13.000; and be it further
RESOLVED, that the Supervisor be and he is hereby authorized to execute any and all documents to effectuate the sale, purchase and transfer of deeds.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was therupon declared duly adopted.

RESOLUTION NO. 540 JULY 11, 2018
APPOINTING CERTAIN BOARD MEMBERS AND SETTING SALARIES FOR THE INDUSTRIAL DEVELOPMENT COUNCIL AND THE INDUSTRIAL DEVELOPMENT AGENCY

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

BE IT RESOLVED, by the Town Board of the Town of Babylon that the following appointments effective as of the date hereof are made to the following Municipal Board positions and administrative personnel who serve at the pleasure of the Town Board, and be it further
RESOLVED, that the salaries are hereby set effective as of the date hereof for the below listed administrative personnel and Municipal Board Members who serve at the pleasure of the Town Board as set forth hereinbelow:

INDUSTRIAL DEVELOPMENT COUNCIL/INDUSTRIAL DEVELOPMENT AGENCY

<table>
<thead>
<tr>
<th>NAME</th>
<th>TITLE</th>
<th>SALARY</th>
</tr>
</thead>
<tbody>
<tr>
<td>Justin Belkin</td>
<td>Chairperson</td>
<td>$7,000.00</td>
</tr>
<tr>
<td>Ramon Accetella</td>
<td>Member</td>
<td>$6,500.00</td>
</tr>
<tr>
<td>Marcus Duffin</td>
<td>Member</td>
<td>$6,500.00</td>
</tr>
<tr>
<td>Paulette Mises</td>
<td>Member</td>
<td>$6,500.00</td>
</tr>
<tr>
<td>Tom Gualab</td>
<td>Member</td>
<td>$6,500.00</td>
</tr>
<tr>
<td>Rosemarie Dearing</td>
<td>Member</td>
<td>$6,500.00</td>
</tr>
<tr>
<td>William Bogard</td>
<td>Member</td>
<td>$6,500.00</td>
</tr>
<tr>
<td>Bill Celona</td>
<td>Req. Alternate</td>
<td>$309.52/meeting</td>
</tr>
<tr>
<td></td>
<td>Alternate</td>
<td>$309.52/meeting</td>
</tr>
</tbody>
</table>

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  Abstain
Councilman McSweeney  Voting  Yeas
Councilwoman Gordon  Voting  Yeas
Supervisor Schaffer  Voting  Yeas

The resolution was therupon declared duly adopted.

RESOLUTION NO. 541 JULY 11, 2018
GRANTING UP TO A TWELVE (12) WEEKS INTERMITTENT LEAVE UNDER THE FAMILY MEDICAL LEAVE ACT

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

BE IT RESOLVED, by the Town Board of the Town of Babylon that the following employee is hereby granted a Twelve (12) week Intermittent Leave of Absence under the Family Medical Leave Act:

<table>
<thead>
<tr>
<th>NAME</th>
<th>TITLE</th>
<th>DEPARTMENT</th>
<th>START DATE</th>
<th>END DATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Diane Ward</td>
<td>Account Clerk</td>
<td>Town Comptroller</td>
<td>07/08/18</td>
<td>TBD</td>
</tr>
</tbody>
</table>

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was therupon declared duly adopted.

RESOLUTION NO. 542 JULY 11, 2018
AUTHORIZING THE SALE OF TOWN OWNED PROPERTY LOCATED AT SCTM NOS.: 0100-201.00-01.00-066.002

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

WHEREAS, the Town of Babylon has declared certain town-owned property located at SCTM No. 0100-201.00-01.00-066.002, further described on the attached Schedule "A" and identified as the "Premises", to be surplus because same is no longer needed for any town purpose; and
WHEREAS, 515 Jackson Ave, LLC has made an offer to the Town, based on an appraisal, for the purchase of the Premises to be used in conjunction with the adjoining multiple residential project located adjacent to the Premises.

NOW, THEREFORE, be it
RESOLVED, that the Town Board of the Town of Babylon convey to the aforementioned 515 Jackson Ave, LLC, the Premises described in the attached Schedule "A" for a total consideration of Four Thousand Eight Hundred Fifty-Dollar ($4,850.00) Dollars; and be it further
RESOLVED, that the Supervisor be and he is hereby authorized to execute a quitclaim deed and other related documents for the aforementioned transfer, and be it further
RESOLVED, that this resolution is subject to a permissive referendum and the Town Clerk is hereby directed to publish notice of the adoption of this resolution in an official newspaper of the town.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was therupon 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 41st Street being 168.28 feet easterly from the corner formed by the intersection of the southerly side of 41st Street and the north easterly end of a line connecting to the easterly side of New Highway;
Running thence along the southerly side of 41st Street, South 71 Degrees 43 Minutes 05 Seconds East, 89.68 Feet to a point;
Running thence South 87 Degrees 11 Minutes 31 Seconds West, 90.96 Feet to a point;
Running thence North 18 Degrees 16 Minutes 55 Seconds East, 24.27 Feet to the point or place of BEGINNING

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RESOLUTION NO. 543 JULY 11, 2018

AUTHORIZING THE TOWN BOARD TO ADOPT AMENDMENT TO THE TOWN OF BABYLON'S PROCUREMENT POLICY

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 Committee, that the Town of Babylon Procurement Policy, which is on file in the Office of the Town Clerk as Exhibit "A", is hereby adopted for the Town of Babylon.

VOTES: YES 5, NAYS: 0

The resolution was therupon declared duly adopted.

EXHIBIT A

TOWN OF BABYLON PROCUREMENT POLICY

TABLE OF CONTENTS

I. GENERAL PROVISIONS
II. PROCUREMENT AUTHORITY AND ADMINISTRATION
III. PROCUREMENT METHODS
IV. CONTRACTOR QUALIFICATIONS AND DUTIES
V. TYPES OF CONTRACTS, CLAUSES, AND CONTRACT ADMINISTRATION
VI. SPECIFICATIONS
VII. PROCUREMENT WHERE CDBG/HOME FUNDS ARE USED
VIII. APPEALS AND REMEDIES
IX. ASSISTANCE TO SMALL AND OTHER BUSINESSES
X. ETHICS IN PUBLIC CONTRACTING

STATEMENT OF PROCUREMENT POLICY

I. GENERAL PROVISIONS

A. PURPOSE

The purpose of this Statement of Procurement Policy is to provide for the fair and equitable treatment by the Town of Babylon of all persons or firms involved in providing materials, supplies, equipment, services and/or labor to the Town of Babylon; assure that materials, supplies, services, equipment, and construction are procured efficiently, effectively, and at the most fair and equitable prices available to the Town of Babylon; promote bid competition; provide safeguards for maintaining a procurement system of quality and integrity and assure that Town of Babylon procurement actions are in full compliance with applicable Federal standards, HUD regulations, and New York State and Town laws and regulations.

B. APPLICATION

This Procurement Policy Statement applies to all contracts for the procurement of supplies, equipment, materials, services, public works, and professional services contracts entered into by the Town of Babylon including all related boards, garbage districts, etc., after the effective date of this Statement. This policy shall apply to all expenditures of funds by the Town of Babylon for public purchasing, irrespective of the source of funds, including contracts which do not involve an obligation of funds (such as concession contracts); however, nothing in this Statement shall prevent the Town of Babylon from complying with the terms and conditions of other regulations otherwise consistent with all applicable laws. The term "procurement", as used in this Statement, includes materials, supplies, and equipment, services contracts, public works contracts and modifications to contracts. This policy will be reviewed annually and may be revised from time to time.

C. PUBLIC ACCESS TO PROCUREMENT INFORMATION

Procurement information shall be a matter of public record to the extent provided in New York State Freedom of Information Act and shall be available to the public as provided in that statute. An exception to this rule is confidential financial information or information deemed proprietary by the submittting individual or company.

II. PROCUREMENT AUTHORITY AND ADMINISTRATION

A. All procurement transactions shall be administered by the Commissioner of General Services (hereinafter the Commissioner/Director of Purchasing. The Commissioner/Director of Purchasing shall also establish a system of sanctions for violations of the ethical standards described in Section X below, consistent with State law.

B. For all contract procurement actions in which the Town of Babylon is a recipient or subrecipient of a Federal award, compliance with 2 CFR 200.317-326 is mandatory.

C. The Commissioner/Director of Purchasing or his/her designee shall ensure that:

1. Procurement requirements are subject to an annual planning and review process to assure efficient and economical purchasing;

2. Contracts and modifications are in writing, clearly specifying the desired supplies, materials, equipment, labor, or professional services, and are supported by sufficient documentation, including, whenever practical, estimated quantities, estimated costs for public works projects, requested modifications/changes to existing specifications;

3. (for procurements other than small purchases) public notice in at least one, but as a rule, two publications of general circulation is given of each upcoming procurement at least five business days before a solicitation is due. In instances where community development funds are involved, additional days will be allowed making a total of 21 calendar days; and notice of contract awards is made available to the public. Funding shall be in place for said purchase or public works project;

4. Solicitation procedures/standards are conducted in full compliance with State and Federal standards, the latter only when required by Federal law;

5. For procurements of small purchases, architect/engineer Services, or other professional services that the minimum required number of quotations are solicited pursuant to this policy and State law;

6. A cost or price analysis is conducted of the responses received for all procurements;

7. contract award is made to a responsive and responsible bidder offering the lowest price (for sealed bid contracts) or contract award is made to the offeror whose proposal offers the greatest value to the Town of Babylon, considering price, & technical expertise, and other solicitation (for contracts awarded based on competitive proposals); awards are made to the lowest overall bidder and awards can be awarded by item, group of items or categories, whichever is in the best interest of the Town; Vendors or contractors must hold their prices for a 45 day period; unsuccessful firms are notified within 45 days or as soon as award or rejection of a bid or bids has been processed;

8. there are sufficient unencumbered funds available to cover the anticipated cost of each procurement before contract award or modification (including change orders), work is inspected and accepted before payment is authorized, and payment is made promptly for contract work performed and accepted; and

9. If said contract is approved, the Town of Babylon shall comply with all applicable HUD review requirements (if applicable).

D. The Commissioner of General Services shall create a statement acknowledging that the requirements as outlined in Section II B of this policy are adhered to. This statement and the accompanying resolutions and any later changes shall be submitted to the Professional Services Committee and the Town of Babylon Town Board for approval. The Board appoints and delegates procurement authority to the
Commissioner of General Services who is responsible for ensuring that any procurement policies adopted are appropriate and enforced for the Town of Babylon. The Commissioner of General Services is responsible for the day to day operation of the Department of General Services. As the Commissioner of General Services, he/she has the authority to sign purchase orders, process bid documentation and to uphold Town Board resolution, and can extend, pursuant to N.Y. State General Municipal Law, duly awarded non-federally funded bids if to be found in the best interest of the town. For federally funded bids, bid extensions must be based on need, issues of possible delinquency on the part of the contractor, associated costs of the proposed extension and any contribution on the part of the town to the delay.

III. PROCUREMENT METHODS

A. SELECTION METHOD

If it has been decided that the Town of Babylon will directly purchase the required items, one of the following procurement methods shall be chosen, based on the factors considered and the anticipated dollar value of the total requirement. All dollar amounts referred to below are annual, aggregate amounts in a single calendar year.

B. SMALL PURCHASE PROCEDURES

1. General. Any contract not exceeding $10,000 for materials and supplies and $20,000 for public works projects, may be made in accordance with the small purchase procedures authorized in this section. Contract requirements shall not be artificially divided so as to constitute a small purchase under this section (except as may be reasonably necessary to comply with Section IX of this Statement). The $10,000 and $20,000 limits refer to total amounts spent or intended to be spent in a calendar year on the purchase of similar products or services.

2. Small purchases of $5,000 or less. For small purchases below $1,000, only one quotation need be solicited if the price received is considered reasonable. For purchases over $1,000 but less than $5,000, two or more quotations will be solicited. Such purchases should be distributed among qualified sources. If practical, a quotation shall be solicited from other than the previous source before placing a repeat order.

3. Small purchases over $5,000. For small purchases in excess of $5,000 but not exceeding $10,000 no less than three offerors shall be solicited to submit price quotations, which must be obtained, in writing, by fax or electronic mail, as allowed by State law. Award shall be made to the responsible offeror providing the lowest acceptable quotation, unless otherwise justified in writing or other special circumstances. If non-price factors are used, they shall be disclosed to all those solicited, i.e., names, addresses, and telephone numbers of the offerors and persons contacted, and the date and amount of each quotation shall be recorded and maintained as a public record. Quotations from one vendor or supplier shall not be disclosed to another vendor or supplier. These quotations must be attached to the requisition when submitted to the Dept. of General Services for review and approval.

4. Public works contracts under $10,000 or less. For public works contracts below $5,000, only one quotation need be solicited if the price received is considered reasonable. For small public works contracts over $5,000 but less than $10,000, more than one quotation shall be solicited. Such contracts should be distributed among qualified sources. If practical, a quotation shall be solicited from other than the previous source before placing a repeat order. Quotations from one vendor shall not be disclosed to another vendor or supplier. These quotations must be attached to the requisition when submitted to the Dept. of General Services for review and approval.

5. Public works contracts over $10,000. For public works contracts in excess of $10,000 but not exceeding $20,000, not less than three written quotations or quotations submitted via telefax or electronic mail to the Department of General Services will be solicited, as allowed by State law. Award shall be made to the offeror providing the lowest acceptable quotation, unless otherwise justified in writing or other specified factors. If non-price factors are used, they shall be disclosed to all those solicited. The names, addresses, and telephone numbers of the offerors and persons contacted, and the date and amount of each quotation shall be recorded and maintained as a public record. Quotations from one vendor shall not be disclosed to another vendor or supplier. These quotations must be attached to the requisition when submitted to the Dept. of General Services for review and approval.

C. SEALED BIDS

1. Conditions for Use. Contracts shall be awarded based on competitive sealed bidding if the following conditions are present: a complete, adequate, and realistic specification or purchase description is available; two or more responsible bidders are willing and able to compete effectively for the work; the procurement lends itself to a firm fixed price contract; the solicitation is publicly advertised in accordance with Part B; and the selection of the successful bidder can be made principally on the basis of price. Sealed bidding shall be used for all construction contracts exceeding $20,000 ($2,000 if project is federally funded) and for all purchases whose annual aggregate amount exceeds, or expects to exceed, $20,000 in a calendar year. For professional services contracts, sealed bidding should not be used. The Town may elect to use the Request for Proposal or Request for Quotations process if deemed appropriate in a particular situation. Request for Qualifications shall be used for determining qualified engineering firms, planning firms, architects, attorneys and for services associated with Information Technologies or any other services deemed necessary. All responses to a Request for Qualifications shall be kept on file in the Department of General Services for a minimum of three (3) years. After three (3) years, the Commissioner of General Services will review and procure additional Requests for Qualifications as necessary.

2. Solicitation and Receipt of Bids. An invitation for bids shall be issued including specifications and all contractual terms and conditions applicable to the procurement, including a statement that award will be made to the lowest responsible and responsive bidder whose bid meets the requirements of the invitation for bids. The invitation for bids shall state the time and place for both the receipt of bids and the public bid opening. All bids received shall be time-stamped but not opened and shall be stored in a secure place until bid opening. A bidder may withdraw its bid at any time prior to bid opening. Bids submitted via telefax or electronic mail will not be accepted.

3. Bid Opening and Award Bids shall be opened publicly and in the presence of at least one witness. Bid openings are open to the public. Bids submitted after advertised time will not be opened or considered. An abstract of bids shall be recorded and the bids shall be available for public inspection. Award shall be made as provided in the invitation for bids by written notice to the successful bidder. If equal low bids are received from responsible bidders (non-federally funded projects or purchases), award shall be made to the vendor providing the highest discount. If no discounts are offered (non-federally funded purchases or projects), or if two or more bidders remain equal (federally funded purchases or projects), the offerors offered are equal, lots will be drawn to determine the award. For federally funded purchases and contracts, awards shall be made giving priority to firms defined in Part VIII. If only one responsive bid is received from a responsible bidder, award shall not be made unless a cost or price analysis verifies the reasonableness of the price. All unsuccessful bidders will be notified of award, once finalized. The Commissioner/Director of Purchasing will recommend bid award to the Town Board. Formal awards of all bids shall be approved by resolution by the Town Board at a public meeting. Once awarded, the Commissioner/Director of Purchasing has the authority to process all bid documents except public works contracts over $20,000. Contracts in excess of $20,000 will be executed by the Supervisor after approval by the Town Board.

The Commissioner of General Services has the authority to extend bids for up to four, one-year periods if found to be in the best interest of the Town of Babylon.

4. Mistake in Bids

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a. Bid Mistake; Public Work projects. (a) In all contracts where a unilateral error or mistake is discovered in a bid, such bid may be withdrawn after a showing of the following: (1) the mistake is known or made known to the Town of Babylon prior to the awarding of the contract or within three days after the opening of the bid, whichever period is shorter; and (2) the price bid was based on an error of such magnitude that enforcement would be unconscionable; and (3) the bid was submitted in good faith and the bidder submits credible evidence that the mistake was a clerical error as opposed to a judgment error; and (4) the error in the bid is actually due to an unintentional and substantial arithmetic error or an unintentional omission of a substantial quantity of work, labor, material, or services made directly in the compilation of the bid, which unintentional arithmetic error or unintentional omission can be clearly shown by objective evidence drawn from inspection of the original work paper, documents, or materials used in the preparation of the bid sought to be withdrawn; and (5) it is possible to place the Town of Babylon in status quo ante.

Request for withdrawal of a bid must be submitted in writing to the Commissioner/Director of Purchasing. A written explanation and justification must be provided. Approval or withdrawal of bid shall be considered and corrections of non-clerical mistakes shall be considered.

b. In the absence of legal counsel and receipt of a written determination from same, unless otherwise required by law, the sole remedy for a bid mistake in accordance with this policy shall be withdrawal of that bid and the return of the bid bond or other security, if any, to the bidder. Thereafter, the Town of Babylon may, in its discretion, award the contract to the next lowest bidder or rebid the contract. Any amendment to or reformation of a bid or a contract to rectify such an error or mistake therein is strictly prohibited.

c. Any decisions to allow the withdrawal of a bid must be supported by a written determination signed by the Commissioner/Director of Purchasing. After bid opening, no changes in bid prices or other provisions of bids prejudicial to the interest of the Town of Babylon or fair competition shall be permitted.

d. The Commissioner/Director of Purchasing may waive any and all formalities except those deemed necessary or contradictory to this policy or required by law, and an integral part of the bid process.

5. Bonds. In addition to the other requirements of this Statement, the following requirements may apply:

a. For all publicly bid construction contracts, and other construction contracts, as determined by the Commissioner, other than those specified in 5b and 5c below, contractors shall be required to submit the following at the appropriate time during the contract process, unless otherwise required by State or local laws or regulations:

i. A bid bond or certified check from each bidder equivalent to 5% of the bid price; and
ii. A performance bond or certified check for 100% of the contract price; and
iii. A labor and materials payment bond for 100% of the contract price; and
iv. Appropriate insurances as outlined in the bid documents; and
v. Original certified payrolls for employees of contractors and subcontractors; and
vi. Employee daily sign-in sheets are required on all public works projects; and
vii. Copies of cancelled payroll checks for contractors and subcontractors; and
viii. A maintenance bond for 100% of contract upon acceptance of all work; and
ix. Any other requirements as detailed by the Commissioner/Director of Purchasing; and

b. In the case of construction of conventional development projects funded pursuant to the U.S. Housing Act of 1937, the contractor shall be required to submit the following, unless otherwise required by State or local laws or regulations:

i. A bid bond or certified check from each bidder equivalent to 5% of the bid price; and
ii. A performance bond or certified check for 100% of the contract price; and
iii. A labor and materials payment bond for 100% of the contract price; and
iv. A maintenance bond for 100% of contract upon acceptance of all work; and
v. Appropriate insurances as outlined in the bid documents; and
vi. Original certified payrolls for employees of contractors and subcontractors; and
vii. Original canceled checks for contractors and subcontractors; and
viii. A maintenance bond for 100% of contract upon acceptance of all work; and
ix. Any other requirements as detailed by the Commissioner of General Services and the Director of Community Development.

c. In the case of construction under the Comprehensive Improvement and Assistance Program (CIAP) funded pursuant to the U.S. Housing Act of 1937, for any contract over $10,000, the contractor shall be required to submit the following:

i. A bid guarantee from each bidder equivalent to 5% of the bid price; and
ii. A performance and payment bond for 100% of the contract price; and
iii. A maintenance bond for 100% of contract upon acceptance of all work; and
iv. Appropriate insurances as outlined in the bid documents and New York Dept. of Labor; and
v. Original canceled payroll checks for employees of all contractors and subcontractors; and
vi. Any other requirements as detailed by the Commissioner/Director of Purchasing.

PREVAILING WAGES

All contractors who are involved with any public works project, which can be described as any project that involves labor, must comply with the prevailing wage requirements. This requirement applies to all contracts regardless of whether they have been publicly bid or not. Simply said if they are on Town property and performing a task that involves labor, they are required to pay prevailing wages to the employees on site. This does not apply to companies simply delivering products, supplies or equipment to the Town. The only exception to this requirement is an employer or owner who performs the work themselves or who employees an immediate family member.

Prevailing wages are an hourly pay rate that has been determined by the New York State Dept. of Labor. These rates vary from trade or title. The wage schedules shall be provided by the Dept. of General Services, prior to the commencement of any work. These wage schedules are updated from time to time by the New York State Dept. of Labor. If the project is federally funded, then all employees and subcontractors must comply with all federal rules and requirements, including but not limited to, the Davis-Bacon Act.

This provision will not apply to companies’ delivering goods and/or equipment to the Town, but will apply to a company hired to supply and install a product or equipment.

Certified payrolls must be submitted with any and all requests for payment, bill or voucher, and comply with all the rules and regulations of the New York State Dept. of Labor.

Certified payrolls must state the name of the employee, title, hourly rate, number of hours worked during the specific payroll or during the course of the task performed for the Town pay period, all in accordance with New York State Dept. of Labor. Certified payrolls are available online or from the Dept. of General Services.
Companies should be notified prior to the commencement of any work or prior to obtaining any quotes that prevailing wages must be paid and that certified payrolls will be required prior to the issuance of any payment for services rendered. All firms should be advised that the New York State Dept. of Labor is responsible for monitoring the prevailing wage determination and may either audit or disclose the prevailing wage determination at any time. The New York State Dept. of Labor has the authority to derbar or suspend any contractor from performing any work for any municipality in the State of New York.

CHANGE ORDERS
Once a contract is awarded or a purchase order is issued for any public works project, any deviation (whether an increase or decrease in cost) from the terms agreed to, or the scope of the project, or the cost thereof, must be approved by a change order. The change order must be filed by the contractor or consultant and the Town, and include references to the original contract and any related cost and an explanation of changes to the scope of work. This must be accompanied by an estimate of the increase or decrease in the materials used and/or labor involved. Specific quantities must be included in the change order. No change in the scope of the work originally approved shall be granted until a change order has been approved by the granting authority, which may be the Town Board or the Commissioner, as the type of contract. In the event of a change order for a public works contract that is being overseen by a third-party consultant, written authorization/approval by the consultant must accompany the proposed change order. These documents are reviewed and examined by the Change Order Review Committee. Pursuant to Resolution No. 415 of the Town Board Meeting of June 8, 2016, a committee consisting of representatives from the departments of the Supervisor, Comptroller, General Services, Planning, Town Attorney and the Department who is directly involved in the project will evaluate all change orders and provide its recommendations to the Town Board.

Department heads should not authorize payment for goods or services that have not been received. Town employees are prohibited from ordering or purchasing any goods or services that are intended for personal use and have no value or relevance to the Town.

APPRENTICESHIP PROGRAM REQUIREMENTS:
The Town of Babylon hereby requires in any competitive sealed bid for any public works contract that exceeds $100,000.00 that the bidder and all of bidder’s sub-contractors, prior to entering into a construction contract with the Town of Babylon, who is a party to, or entering under, any construction contract, to be a participant in good standing of a qualified apprenticeship program that is registered with and approved by the New York State Department of Labor and to have apprenticeship agreements, as evidenced by valid Certificates of Completion which are specifically identified as pertaining to the trade(s) and/or job title(s) called for within the construction contract appropriate for the type and scope of work to be performed, which have been registered with, and approved by, the New York State Commissioner of Labor in accordance with Article 23 of the New York Labor Law, anything in § 103 of the New York General Municipal Law to the contrary notwithstanding.

Prior to entering into a construction agreement with the Town of Babylon for any public works contract that exceeds $100,000.00, a contractor must submit to the Town, Certificates of Completion showing that they, or their sponsor, graduated at least one apprentice from a state approved and registered apprenticeship program, in the trade and/or job title called for within the construction contract, within a time period immediately preceding the bid date of such project, the length of said time period to be calculated by adding sixty months to the specific trade’s program length as set forth in the New York State Prevailing Wage Schedule, subject to the exception found in paragraph (H) of this section. If a contractor is a signatory to a sponsor, the contractor must submit to the Town a letter from the sponsor verifying their status.

It shall be a contractor’s responsibility to submit the required Certificates of Completion as part of any bid submitted in connection with a construction contract and to provide to the Department of General Services the identity of apprentices who have graduated from their apprenticeship program.

In recognition of the Governor’s Office of Storm Recovery and the Town of Babylon being committed to meet a 30% M/WBE goal of this project, the Town of Babylon will waive the requirement of approved apprentice program for New York State Certified M/WBE sub contractors only, in order to assist Prime Contractors to achieve this goal and facilitate compliance.

D. COMPETITIVE PROPOSALS
1. Conditions for Use. Competitive proposals (including turnkey proposals for development) may be used if there is an adequate inducement to submit technical proposals and where the Town of Babylon determines that conditions are not appropriate for the use of sealed bids. An adequate number of qualified sources shall be solicited after advertisement.

2. Solicitation. The Request for Proposals (RFP) shall clearly identify the relative importance of price and other evaluation factors and sub-factors, including the weight given to each technical factor and sub factor. A mechanism for fairly and thoroughly evaluating the technical and price proposals shall be established before the solicitation is issued. Proposals shall be handled so as to prevent discussion among the contractors, the number of offers, identity of the offenders, and the contents of their proposals shall be evaluated only on the criteria stated in the request for proposals. Where appropriate, prices should be evaluated separately from other criteria.

3. Negotiations. Unless there is no need for negotiations with any of the offerors, negotiations shall be conducted with offerors who submit proposals determined to have a reasonable chance of being selected for award, based on evaluation against the technical factors and price consideration as specified in the RFP. Such offerors shall be accorded fair and equal treatment with respect to any opportunity for negotiation and revision of proposals. The purpose of negotiations shall be to seek clarification with regard to and advise offerors of the deficiencies in both the technical and price aspects of their proposals so as to assure full understanding of and conformance to the solicitation requirements. No offeror shall be provided information about any other offeror’s proposal, and no offeror shall be assisted in bringing its proposal up to the level of any other proposal. Offers shall not be directed to reduce their proposed prices to a specific amount in order to be considered for award. A common deadline shall be established for receipt of proposals, revisions and the best and final offers.

4. Award. After evaluation of proposals and best and final offers, if any, the contract shall be awarded to the responsible firm whose qualifications, price and other factors considered, are the most advantageous to the Town of Babylon. Once a proposer has been chosen, final negotiations may be initiated by the town. All negotiations for either award or contract modification shall be supported by a memorandum of negotiation, listing the basis for each cost element and profit.

Architect/Engineer/Planning/Consultant Services for Federally Funded Projects. Architect/engineering/consultant services for federally funded projects shall be obtained by either the competitive proposals method or qualifications-based selection procedures. Sealed bidding, however, shall not be used to obtain architect/engineering/consultant services. Under qualifications-based selection procedures, competitors’ qualifications are evaluated and the most qualified competitor is selected, subject to the negotiation of fair and reasonable compensation. Price is not used as a selection factor under this method. Qualifications-based selection procedures shall not be used to purchase other types of services except those outlined herein and in the enabling legislative resolution. The Department of General Services will maintain a file on the qualifications of engineering and other consulting firms. Information submitted shall include background, a detailed prior projects history, and qualifications of principals and significant individuals in the firm, proposed hourly rates, and multiplier to be charged if any.

E. NON-COMPETITIVE PROPOSALS
1. Conditions for Use. Procurements shall be conducted competitively to the maximum extent possible. Procurement by non-competitive proposals may be used only when the award of a contract is not feasible using small purchase procedures, sealed bids, or competitive proposals, and one of the following applies;
   a. The item is available only from a single source, based on a good faith review of available sources;
   b. An emergency exists that seriously threatens the public health, welfare or safety, or endangers property, or would otherwise cause serious injury to the Town of Babylon, as may arise by reason of a flood, earthquake, epidemic, riot, equipment failure, or similar event. In such cases, there must be an immediate and serious need for materials, supplies, services, or construction that resolution cannot be met through any emergencyrant or other procurement procedure, including direct purchases, rental of materials, supplies, services, or construction necessary to meet the emergency. This emergency must be declared by duly adopted resolution by the Town of Babylon Town Board in open session and with detailed justification, however, should the emergency require immediate action, the Commissioner may let the appropriate contract directly to the Town Board in writing, the emergency and the justification for letting the contract without Town Board approval.
   c. HUD authorizes the use of non-competitive proposals; or
   d. After solicitation of a number of sources, competition is determined inadequate or nonexistent.

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obvious factors, other than price only, must be considered.

f. The Town Board, in accordance with N.Y. State law, has adopted a resolution standardizing on a particular manufacturer and resulting sole supplier situation exists.

2. Justification

Each procurement based on non-competitive proposals shall be supported by a written justification for using such procedures. The justification shall be approved in writing by the Commissioner/Director of Purchasing.

3. Price reasonableness

The reasonableness of the price for all procurements based on non-competitive proposals shall be determined by performing a cost analysis, as described in Section F, Paragraph 3, below.

F. PROFESSIONAL SERVICES

1. General

"Professional services" are occupations in the tertiary sector of the economy requiring special training in the arts or sciences. Some prominent professional services include holding professional licenses and/or credentials and procuring professional services. Other professional services involve providing specialist business support to businesses of all sizes and in all sectors; this can include tax advice, supporting a company with accounting, IT services or providing management advice.

2. Procedure of obtaining quotes for Professional Services

The procedure for obtaining written or fax quotes will be as follows. The requesting department will forward specifications of the professional service to the Department of General Services. The requesting department may include a list of possible vendors. All quotes must be taken off of a bid list. Any qualified and responsible firm may apply to be placed on the list. The Department of General Services will prepare a standardized quotation form and mail or fax said form to the appropriate number of vendors. Vendors will return completed quotation forms to the Department of General Services. The Commissioner will select the lowest responsible vendor and notify the department. The requesting department will then complete a requisition and submit it to the Department of General Services for processing.

3. Professional Consultant Evaluation Committee

A Professional Consultant Evaluation Committee consisting of the Commissioner, Commissioner of Planning & Development, Commissioner of Dept. of Public Works, and Chief of Staff, Deputy Supervisor. When a cost breakdown is submitted, the Town Attorney will meet to review the proposals of all firms and choose the firm found to be the most qualified for a particular project. The committee shall meet on the first Thursday of every month to review professional services proposals. Whenever a formal committee meeting is impractical as the result of an emergency, the committee may convene electronically to evaluate and provide recommendations to the Board, provided that the Department of General Services has reviewed the proposal and affirms that the content of the professional services proposal complies with this policy. For purposes of this subsection only, "Emergency" shall be defined as a declaration of emergency by the federal, state, city, or town government, an act of God, peril of the sea or air, landslide, earthquake, fire, explosion, flood, destruction, riot or civil disturbance, or similar occurrence; but not including reasonably anticipated weather conditions for the geographic area of the Town. The committee shall then negotiate an appropriate fee for the project with the firm selected.

4. Professional services over $25,000 but less than $100,000. For professional services below $25,000, only one quotation need be solicited if the price received is considered reasonable. Such services should be distributed among qualified sources. If practical, a quotation shall be solicited from other than the previous source before arranging the services.

5. Professional Services over $25,000 but less than $100,000. For professional services in excess of $25,000 but not exceeding $100,000, no less than three offers shall be solicited to submit price quotations, which must be obtained, in writing, by fax or electronic mail, as allowed by State law. Award shall be made to the responsible offeror providing the lowest acceptable quotation, unless otherwise justified in writing or other specified circumstances, such as for architect-engineer, or other professional consultant services. If non-price factors are used, they shall be disclosed to all those solicited. The names, addresses, and/or telephone numbers of the offerors and persons contacted, and the date and amount of each quotation shall be recorded and maintained as a public record. Quotations from one vendor or supplier shall not be disclosed to another vendor or supplier. These quotations must be attached to the requisition when submitted to the Dept. of General Services for review and approval.

6. Professional Services exceeding $100,000. For professional services in excess of $100,000 may be obtained by either the competitive sealed bid method or qualifications-based selection procedures. Sealed bidding, however, shall not be used to obtain architect/engineer/consultant services. Under qualifications-based selection procedures, competitors’ qualifications are evaluated and the most qualified competitor is selected, subject to the negotiation of fair and reasonable compensation. Price is not used as a selection factor under this method. Qualifications-based selection procedures shall not be used to purchase other types of services except those outlined herein and in the enabling legislative resolution. A Professional Consultant Evaluation Committee will review the competitive proposals or qualifications-based selections.

G. COST AND PRICE ANALYSIS

1. General

In general, a cost or price analysis shall be performed for all procurement actions, including contract modifications. The method of analysis shall be determined by Commissioner/Director of Purchasing. The degree of analysis shall depend on the facts surrounding each procurement and the need for said analysis.

2. Submission of Cost or Pricing Information

If the procurement is based on noncompetitive proposals, or when only one offer is received, or for other procurements as deemed necessary by the Town of Babylon, the offeror shall be required to submit:

a. A cost breakdown showing projected costs and profit;

b. Commercial pricing and sales information, sufficient to enable the Town of Babylon to verify the reasonableness of the proposed price as a catalog or market price of a commercial product sold in substantial quantities to the general public; or

c. Documentation showing that the offered price is set by law or regulation.

The Commissioner/Director of Purchasing may elect to re-bid a contract or bid if, in his/her determination, insufficient proposals are received or if the specifications are found to be insufficient or ambiguous.

3. Cost Analysis:

Cost analysis shall be performed if an offeror/contractor is required to submit a cost breakdown as part of its proposal. A cost analysis shall be performed of the individual cost elements. The Town of Babylon shall have a right to audit the contractor’s financial records and any other records pertinent to such costs; and profit shall be analyzed separately. Costs shall be allowable only to the extent that they are consistent with applicable Federal cost principles (for competitive proposals, Subpart 31.2 of the Federal Acquisition Regulation, 48 CFR Chapter 1, if federal funds are involved). In establishing profit, the Town of Babylon shall consider factors such as the complexity and risk of the work involved the contractor’s investment and productivity, the amount of sub-contracting, the quality of past performance, and industry profit rates in the area for similar work.

4. Price Analysis:

A comparison of prices shall be used in all cases other than those described in Section F, Paragraph 3 above, to the extent practical.

5. Extension of Contract Periods

Where appropriate, non-federally funded purchases or contracts only, may be extended for two additional one-year periods at the sole discretion of the Commissioner/Director of Purchasing and with consent of the vendor or contractor, providing that provisions for the extension were a part of the original solicitation.

II. CANCELLATION OF SOLICITATIONS

1. The Town of Babylon reserves the right to reject any and/or all bids.

2. An invitation for bids, request for proposals, or other solicitation may be canceled before bids are due if: (a) the Town of Babylon no longer requires the supplies, services or construction; (b) the Town of Babylon can no longer reasonably expect to fund the procurement; (c) proposed amendments to the solicitation would be of such magnitude that a new solicitation would be desirable; or (d) any other similar reasons when it is in the best interest of the Town.

3. A solicitation may be canceled and all bids or proposals that have already been received may be rejected if: (a) the supplies, services, or construction are no longer required; (b) ambiguous, erroneous or otherwise inadequate specifications were part of the solicitation; (c) the solicitation did not provide for consideration of the Town of Babylon; (d) prices exceed available funds and it would not be appropriate to adjust quantities to come within available funds; (e) there is reason to believe that bids or proposals may not have been independently arrived at in open competition, may have been collusion, or may have been submitted in

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bad faith; (f) for good cause of a similar nature when it is in the best interest of the Town of Babylon; or (g) if specifications are insufficient, deficient, or incorrect.

4. The reasons for cancellation shall be documented in the procurement file and the reasons for cancellation and/or rejection shall be provided upon request to any offeror solicited.

5. A notice of cancellation shall be sent to all offerors solicited and, if appropriate, shall explain, if applicable, that they will be given an opportunity to compete on any re-solicitation or future procurement of similar items. If bids have already been received but unopened, they may be returned to the offeror.

6. If all otherwise acceptable bids received in response to an invitation for bids are at unreasonable prices, or only one bid is received and the price is unreasonable, the Town of Babylon shall cancel the solicitation and either:
   a. re-advertise for bids, if time permits; or
   b. re-solicit using a request for proposal; or
   c. complete the procurement by using the competitive proposals method, following Section D, Paragraph 3 and 4 above (when more than one otherwise acceptable bid has been received), or by using the non-competitive proposals method and following Section E, Paragraph 2 above, (when only one bid is received at an unreasonable price); provided that the Commissioner/Director of Purchasing determines in writing that such action is appropriate, all bidders are informed of the Town of Babylon’s intent to negotiate, and each responsible bidder is given a reasonable opportunity to negotiate.

I. COOPERATIVE PURCHASING

The Town of Babylon may enter into agreements with municipal corporations to purchase or use common goods and services. Any city, town, county village, fire district, school district, BOCES and town or county improvement districts may enter into cooperative purchase agreements amongst themselves. The decision to use an inter-governmental agreement or conduct a direct procurement shall be based on economy and efficiency. If used, the inter-governmental agreement shall stipulate who is authorized to purchase on behalf of the participating towns and parties and shall specify inspection, acceptance, termination, payment, and other relevant terms and conditions. Properly approved and executed inter-municipal agreements must be executed by the Town of Babylon or city, town, county village, fire district, school district, BOCES and town or county improvement districts. These agreements should have a term after which such agreements should be renewed subject to mutual agreement of both parties. All laws relating to competitive bidding or competitive offering must be complied with and the cooperative agreement must be approved by each board, must be in place prior to the solicitation of bids.

The Town of Babylon may also make purchases, or may contract for services, other than services subject to Article 8 or 9 of the labor law, when available, through the county in which the political subdivision or district is located or through any county within the state subject to the rules established pursuant to subdivision two of section four hundred eighty-four of the county law.

The Town of Babylon further may make such purchases, except of printed material, through the New York State Office of General Services subject to such rules as may be established from time to time pursuant to section one hundred sixty-three of the state finance law or through the general services administration pursuant to section 1555 of the federal acquisition streamlining act of 1994, P.L. 103-355; provided that any such purchase shall exceed five hundred dollars.

The Town of Babylon is encouraged to use Federal or State excess and surplus property or equipment instead of purchasing new equipment and property whenever such use is feasible and reduces project costs.

The Town, pursuant to General Municipal law 103, Subdivision 16 authorizes political subdivisions to purchase apparatus, materials, equipment and supplies and to contractor for services related to the installation, maintenance, or repair of those items through the use of contracts let by the United States or any agency thereof, any state or any political subdivision or district therein. The contract must be let in a manner that constitutes competitive bidding “consistent with state law” and made available for use by other governmental entities.

There are three (3) prerequisites that must be met in order for a procurement of apparatus, materials, equipment and supplies, and related installation, repair and maintenance services, to fall within this exception:

1. The contract must have been let by the United States or any agency thereof, any state or any other political subdivision or district therein. Therefore, there must be an underlying contract let by one of the listed governmental entities. Contracts developed for use by local governments that are let by private parties (e.g. a private company, association or not-for-profit corporation is the party awarding the contract to the vendor) and by the United States or any agency thereof, any state or any other political subdivision or district therein, will not fall within this exception. The phrase “any state or other political subdivision or district therein” clearly includes inter-municipal political subdivisions. It also includes New York State political subdivisions.

2. The contract must have been made available for use by other governmental entities. This means that the other governmental entity has taken steps to make its contract available for New York local governments. In general, this would occur by inclusion in the contract let by the other entity of a clause extending the terms and conditions of the contract to other governmental entities. Unilateral offers by vendors to extend contract pricing and other terms and conditions would not fall within this exception.

3. The contract must have been let in a manner that constitutes competitive bidding “consistent with state law”.

IV. CONTRACTOR QUALIFICATIONS AND DUTIES

A. CONTRACTOR RESPONSIBILITY

Procurements shall be conducted only with responsible contractors, i.e., those who have the technical and financial competence to perform and who have a satisfactory record of integrity. Before awarding a contract to the proposed contractor’s ability to perform the contract successfully, considering factors such as the contractor’s integrity, compliance with public policy, compliance with applicable State, County and local regulations, record of past performance (including contacting previous clients of the contractor, such as other towns), and financial and technical resources of the firm or individual. If a prospective contractor is found by the Commissioner to be non-responsive, a written determination of nonResponsibility shall be prepared and included in the contract file, and the prospective contractor shall be advised in writing of the reasons for the determination. The prospective contractor, within five (5) days of receipt of written notice, may demand an opportunity to present evidence both orally and in writing to the Commissioner or his/her designee. If a demand for an opportunity to present evidence is received, the Commissioner shall schedule a hearing at which time the prospective contractor and counsel may be present and offer evidence. Within ten (10) business days, the Commissioner shall advise the prospective contractor whether the prospective contractor is deemed a responsible bidder and shall provide a written decision if the prospective contractor is deemed irresponsible. The Commissioner shall advise the Town Board of his/her decision regarding an irresponsible bidder and the Board shall state, by resolution, its determination whether a prospective contractor is irresponsible and provide a reason if a prospective contractor is determined to be irresponsible.

B. SUSPENSION AND DEBARMENT

Contracts shall not be awarded to debarred, suspended or ineligible contractors as determined by the New York State Department of Labor, Contractors may be suspended, debarred, or determined ineligible by the Town of Babylon or HUD in accordance with HUD regulations (24 CFR Part 24) when necessary to protect the Town of Babylon in its business dealings. The Commissioner/Director of Purchasing may elect to hold a hearing at which time all facts concerning the matter may be discussed. The Commissioner shall be responsible to check all potential contractors to determine if they have been debarred, suspended or formally declared an irresponsible bidder.

C. QUALIFIED BIDDER’S LISTS

Interested and qualified businesses shall be given an opportunity to be included on qualified bidder’s lists. Any pre-qualified lists of persons, firms, or products which are used in the procurement of supplies and services shall be kept current and shall include enough qualified sources to ensure an adequate selection. Firms shall not be precluded from qualification due to size; procuring items which shall include, but not be limited to such pre-qualified suppliers. Concurrent with the advertisement of a bid, all vendors on the appropriate bid list shall be notified by mail of availability of the bid. For the purpose of economy, the Town will delete firms from its bid list who fail to respond to solicitations to bid.

V. TYPES OF CONTRACTS, CLAUSES, AND CONTRACT ADMINISTRATION

A. CONTRACT TYPES

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Any type of contract which is appropriate to the procurement and which will promote the best interests of the Town of Babylon may be used, provided that the cost-plus—a-percentage-of-cost and percentage of construction cost methods are prohibited. All procurements shall include the clauses and provisions necessary to define the rights and responsibilities of the parties. A cost reimbursement contract shall not be used unless it is likely to be less costly or it is impractical to satisfy the Town of Babylon’s needs otherwise, and the proposed contractor’s accounting system is adequate to allocate costs in accordance with applicable cost principles (for commercial firms, Subpart 31.2 of the Federal Acquisition Regulation (FAR), found in 48 CFR Chapter 1). A time and material contracts may be used only if a written determination is made that no other contract type is suitable, and the contract includes a ceiling price that the contractor exceeds at its own risk.

B. OPTIONS
Options for additional quantities or performance periods may be included in contracts, provided that: (a) the option is contained in the solicitation; (b) the option is a unilateral right of the Town of Babylon with the concurrence of the vendor; (c) the contract states a limit on the additional quantities and the overall term of the contract; (d) the options are evaluated as part of the initial competition; (e) the contract states the period within which the options may be exercised; (f) the options may be exercised only at the price specified in or reasonably determinable from the contract; that reasonable increases may be granted if deemed to be in the best interest of the Town and in the sole discretion of the Town; (g) the options may be exercised only if determined to be more advantageous to the Town of Babylon than conducting a new procurement; and (h) the scope of the contract is not being significantly altered.

C. CONTRACT CLAUSES
In addition to other provisions required by the Federal agency or non-Federal containing a clause identifying the contract type, all contracts for federally funded programs shall include any clauses required by Federal statutes, executive orders, and their implementing regulations, as provided in 2 CFR 200 Appendix II, such as the following:

1. Contracts for more than the simplified acquisition threshold currently set at $150,000, which is the inflation adjusted amount determined by the Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council (Counsels) as authorized by 41 U.S.C. 1908, must address administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as appropriate,

2. All contracts in excess of $10,000 must address termination for default and for convenience by the non-Federal entity including the manner by which it will be affected and the basis for settlement,

3. Equal Employment Opportunity,

4. Davis-Bacon Act and Copeland anti-kickback Act,

5. Contract Work Hours and Safety Standards Act,

6. Rights to inventions made under a contract or agreement,

7. Clean air act and the Federal Water Pollution Control Act,

8. Debarment and Suspension,

9. Byrd Anti-Lobbying Amendment,


D. The operational procedures required by section H paragraph A of this statement shall contain the text of all clauses and required certifications (such as required non-collusive affidavits) used by the Town of Babylon.

E. Price Increases: The Commissioner may grant a price increase for all or part of the goods referenced in any duly awarded contract, provided the contractor has provided the Commissioner/Director of Purchasing with written substantiation from their supplier/manufacturer. The price increase cannot exceed the amount of the requested increase by the supplier to the vendor. The Commissioner may elect to deny the request for an increase and rebid the entire contract. A request for an increase cannot be submitted until four (4) months from the date of the contract awarded.

F. CONTRACT ADMINISTRATION
A contract administration system designed to ensure that contractors perform in accordance with their contracts shall be maintained. The operational procedures required by Section 6A above shall contain guidelines for inspection of supplies, services, or construction, as well as monitoring contractor performance, status reporting on construction contracts, and similar matters. For cost reimbursement contracts with commercial firms, costs are allowable only to the extent that they are consistent with the cost principles in FAR Subpart 31.2.

VI. SPECIFICATIONS
A. GENERAL
All specifications shall be drafted so as to promote overall economy for the purposes intended and to encourage competition in satisfying the Town of Babylon’s needs. Specifications shall be reviewed prior to solicitation to ensure that they are not unduly restrictive or represent unnecessary duplicative items. Functional or performance specifications are preferred. Overly detailed product specifications shall be avoided whenever possible. Considerations shall be given to consolidating or breaking out procurements to obtain a more economical purchase (but see VIII below). For equipment purchases, a comparative analysis of a lease versus purchase analysis may be performed, whenever feasible, to determine the most economical form of procurement.

B. LIMITATIONS
The following specification limitations shall be avoided: Whenever possible geographic restrictions will not be mandated or encouraged (in accordance to applicable Federal law) (except for architect/engineer/consultant contracts, which may include geographic locations as a selection factor if adequate competition is available), unnecessary bonding or experience requirements; brand name specifications, to the extent practical, (unless a written determination is made that only the identified item will satisfy the Town of Babylon’s needs); brand name or equal specifications (unless they list the minimum essential characteristics and standards to which the item must conform to satisfy its intended use or the brand name is being utilized to set a standard, but not overly restrict the competitive bidding process). Nothing in this procurement policy shall preempt any State licensing laws. Specifications shall be scrutinized to ensure that organizational conflicts of interest do not occur (for example, having a consultant perform a study of the Town of Babylon’s computer needs and then allowing that consultant to compete for the subsequent contract for the computer).

VII. PROCUREMENT WHERE CDBG/HOME FUNDS ARE USED
A. REQUESTS FOR PROPOSALS (RFP)
1. 2 CFR 200.320(d) - Procurement by competitive proposals, provides that the technique of competitive proposals is normally conducted with more than one source submitting an offer, and either a fixed-price or cost-reimbursement type contract is awarded. It is generally used when conditions are not appropriate for the use of sealed bids.
   a. The competitive proposals method is the preferred method to use when procuring consulting services.
   b. If this method is used the following requirements apply:
      a. RFP will be publicized and identify all evaluation factors and their relative importance. Any response to publicized RFP shall be honored to the maximum extent practical;
      b. Proposals will be solicited from an adequate number of qualified sources;
      c. Grantees and sub-grantees will have a method for conducting technical evaluations of the proposals received and for selecting awardees;
d. Awards will be made to the responsible firm whose proposal is most advantageous to the program, with price and other factors considered; and

e. Grantees and sub-grantees may use competitive proposal procedures for qualifications-based procurement of architectural/engineering (A/E) professional services whereby competitors' qualifications are evaluated and the most qualified competitor is selected, subject to negotiation of fair and reasonable compensation. The method, where price is not used as a selection factor, can only be used in procurement of A/E professional services. It cannot be used to purchase other types of services though A/E firms are a potential source to perform the proposed effort.

3. RFP Implementation Process

a. A RFP is prepared containing a statement of work that details the procurement requirements needed by the recipient/sub-recipient.

b. The RFP must clearly state selection criteria against which all responding proposals will be evaluated.

c. If an adequate number of professional service providers respond to the RFP, a qualified panel will review the proposals against factors for award identified in the RFP.

d. If discussions are held (by the panel), “best and final offers” are requested and re-scored with the best of the best selected as the winner of the competition, subject to negotiation of a fair and reasonable price.

e. After proposals are reviewed by the panel against the evaluation criteria (combination of price and cost factors) in the RFP, written results of the reviews must be maintained as part of the documentation of the procurement process.

f. If requested, the recipient/sub-recipient should brief of notify unsuccessful offeror so the winner and the conclusion of the procurement process.

B. SMALL PURCHASES

1. 2 CFR 200.320(h)- Small purchase procedures are those relatively simple and informal procurement methods for securing services, supplies or other property that do not cost more than the simplified acquisition threshold, currently set at $150,000 for 2018. If small purchase procurements are used, price or rate quotations will be obtained from an adequate number of qualified sources.

2. Small Purchase Implementation Process

a. It is necessary to obtain price or rate quotations from an adequate number (3-5) of qualified sources.

b. To obtain rate and price quotations vendors can be phoned and their names, addresses and price or rate quotations should be recorded.

c. The vendors whose solicited information is the most responsive to the item being procured should be issued a purchase order.

C. SEALED BIDS

1. 2 CFR 200.320(i)- Procurement by sealed bids (formal advertising) are publicly solicited and a firm-fixed price contract (lump sum or unit price) is awarded to the responsible bidder whose bid, conforming with all the material terms and conditions of the invitation for bids, is the lowest in price.

a. The sealed bid method is the preferred method for procuring construction services.

2. Sealed Bid Implementation Process

a. This method of procurement must involve use of a public solicitation (issuance of an invitation for bid (“IFB”)) with specifications to be responded to that are not overly restrictive.

b. Award is to be made to the most responsive and responsible bidder whose bid conforms in all the material terms and conditions to the IFB and is the lowest price.

c. Selection of a consultant can be principally made on the basis of a firm, fixed price (lump sum or unit price).

D. USE OF NON-COMPETITIVE PROCEDURES

1. 2 CFR 200-320(f) - Procurement by noncompetitive proposals is procurement through solicitation of a proposal from only one source.

a. Procurement by noncompetitive proposals may only be used when the award of a contract is infeasible under small purchase procedures, sealed bids or competitive proposals and one or more of the following circumstances applies:

i. The item is available only from a single source;

ii. The public exigency or emergency for the requirement will not permit a delay resulting from competitive solicitation;

iii. The awarding agency expressly authorizes noncompetitive proposals; or

iv. After solicitation of a number of sources, competition is determined inadequate.

2. Non-Competitive Implementation Process

a. Examples of Non-Competitive procedures include when a contract runs out that does not contain a provision calling for work for more than one year, and the contract is renewed to the same contractor without competition on the belief that the renewal is justified because of the experience accumulated by the contractor in the subject area of work (or because of the perception that a new procurement initiative would be no more than an exercise with the current contractor being selected anyway).

b. If there is no provision for extending the contract, a provision that would have been made known to all parties in the solicitation document, the preponderance of odds seemingly favoring one contractor is not an adequate basis on which to justify the exclusion of potential providers of consulting service from the right to compete.

VIII. APPEALS AND REMEDIES

A. GENERAL

It is the Town of Babylon’s policy to attempt to resolve, to the extent possible, all contractual issues informally at the departmental level, without litigation. Disputes involving federally funded projects shall not be referred to HUD until all administrative remedies have been exhausted at the Town of Babylon level. When appropriate, the Town of Babylon may consider the use of informal discussions between the parties by individuals who did not participate substantially in the matter in dispute, to help resolve the differences. HUD will only review protests in cases of violations of Federal law or regulations and failure of the Town of Babylon to review a complaint or protest.

B. BID PROTESTS

Any actual or prospective contractor/vendor may protest the solicitation or award of a contract for serious violations of the principles of this Statement. Any protest against solicitation must be received before the due date for receipt of bids or proposals, and any protest against the award of a contract must be received within ten calendar days after contract award, or the protest will not be considered. The protest shall be in writing, submitted to the Commissioner/Director of Purchasing or designee, who shall issue a written decision on the matter. The Commissioner/Director of Purchasing may, at his or her discretion, suspend the procurement pending resolution of the protest, if warranted by the facts presented. The Commissioner/Director of Purchasing may elect to hold a hearing to investigate and gather facts regarding the bid protests. The Commissioner/Director of Purchasing will issue an evaluation of the bid protests and document in writing.

C. CONTRACT CLAIMS
All claims by a contractor/vendor relating to performance of a contract shall be submitted within fifteen (15) days of when the claim arose in writing to the Commissioner/Director of Purchasing or designee for a written decision. The contractor may request a conference on the claim.

IX. ASSISTANCE TO SMALL AND OTHER BUSINESSES

A. REQUIRED EFFORTS

1. Consistent with Presidential Executive Orders 11625, 12138, and 12432, and Section 3 of the HUD Act of 1968, the Town of Babylon shall make efforts to ensure that small and minority-owned businesses, women’s business enterprises, and individuals or firms located in or owned in substantial part by persons residing in the area of a Town of Babylon project are used when possible and not in violation of State law or in conflict with any other section of this policy. Such efforts shall include, but shall not be limited to:

   a. Including such firms, when qualified, on solicitation mailing lists;
   b. Encouraging their participation through direct solicitation of bids or proposals whenever they are potential sources;
   c. Dividing total requirements, when economically feasible, to extent practical, and not in violation of State law, into smaller tasks or quantities to permit maximum participation by such firms;
   d. Establishing delivery schedules, where the requirement permits, which encourage participation by such firms;
   e. Using the services and assistance of the Small Business Administration, the Minority Business Development Agency of the Department of Commerce, and the New York State Department of Economic Development;
   f. Including in contracts a clause recommending that contractors, to the greatest extent feasible, provide opportunities for training and employment for lower income residents of the project area and to award sub-contracts for work in connection with the project to business concerns which are located in, or owned in substantial part by persons residing in the area of the project, as described in 24 CFR 135;

   g. Recommending prime contractors, when sub-contracting is anticipated, to take the positive steps listed in (A)(1)(a) through (A)(1)(f) above.

2. Goals may be established by the Town of Babylon periodically for participation by small businesses, minority-owned businesses, women’s business enterprises, labor surplus area businesses, and business concerns which are located in, or owned in substantial part by persons residing in the area of the project, in the Town of Babylon’s prime contracts and sub-contracting opportunities. All of the above shall be in full compliance with New York State General Municipal Law.

B. DEFINITIONS

1. A small business is defined as a business which is: independently owned; not dominant in its field of operation; and not an affiliate or subsidiary of a business dominant in its field of operation. The size standards in 13 CFR 121 shall be used, unless the Town of Babylon determines that their use is inappropriate.

2. A minority-owned business is defined as a business which is at least 51% owned by one or more minority group members; or, in the case of a publicly-owned business, one in which at least 51% of its voting stock is owned by one or more minority group members, and whose management and daily business operations are controlled by one or more such individuals. Minority group members include, but are not limited to Black Americans, Hispanic Americans, Native Americans, Asian Pacific Americans and Asian Indian Americans, and Hasidic Jewish Americans.

3. A women’s business enterprise is defined as a business that is at least 51% owned by a woman or women who are U.S. citizens and who also control or operate the business.

4. A labor surplus area business is defined as a business which, together with its immediate subcontractors, will incur more than 50% of the cost of performing the contract in an area of concentrated unemployment or underemployment, as defined by the U.S. Department of Labor in 20 CFR 654, Subpart A, and in lists of labor surplus areas published by the Employment and Training Administration.

5. A business concern located in the area of the project, is defined as an individual or firm located within the relevant Section 3 covered project area, as determined pursuant to 24 CFR 135.15, listed on HUD’s registry of eligible business concerns, and meeting the definition of small business above. A business concern owned in substantial part by persons residing in the area of the project is defined as a business concern which is 51% or more owned by persons residing within the Section 3 covered project, owned by persons considered by the U.S. Small Business Administration to be socially or economically disadvantaged, listed on HUD’s registry of eligible business concerns, and meeting the definition of small business above.

6. The Town of Babylon will utilize the New York State certification process for minority owned businesses and women owned businesses as provided by State of New York. The Town will utilize listings of minority owned businesses and women owned business as published by the State of New York to enhance its current bidder’s lists.

X. ETHICS IN PUBLIC CONTRACTING

A. GENERAL

The Town of Babylon shall adhere to the following code of conduct, consistent with applicable State or local law.

B. CONFLICT OF INTEREST

No employee, officer or agent of this Town of Babylon shall participate directly or indirectly in the selection or in the award or administration of any contract if a conflict, real or apparent, would be involved. Such conflict would arise when a financial or other interest in a firm selected for award is held by:

1. An employee, officer or agent involved in making the award;
2. His/her relative (including father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother, or half-sister);
3. His/her partner, or;
4. An organization which employs, is negotiating to employ, or has an arrangement concerning prospective employment of any of the above.

The Code of Ethics as specified by the Town of Babylon will be adhered to by all employees.

All offerors and bidders shall submit a statement acknowledging that there are no employees, officers or agents of the Town of Babylon participating directly or indirectly in the selection or in the award or administration of any contract if a conflict, real or apparent, would be involved.

C. GRATUITIES, KICKBACKS AND USE OF CONFIDENTIAL INFORMATION

Town of Babylon officers, employees or agents shall not solicit or accept gratuities, favors, or anything of monetary value from contractors, potential contractors, or parties to sub-contractors in violation of the Town Code of Ethics, and shall not knowingly use confidential information for actual or anticipated personal gain.

D. PROHIBITION AGAINST CONTINGENT FEES

Contractors shall not retain a person to solicit or secure a Town of Babylon contract for a commission, percentage, brokerage, or contingent fee, except for bona fide employees or bona fide established commercial selling agencies.
The following resolution was offered by Councilwoman Gordon and seconded by Councilwoman McSweeney.

WHEREAS, Resolution No. 295 of March 29, 2017 authorized Change Order No. 1 in the contract with Savik & Murray, a div. of DCAK-MSA for RFP No. 15G68, for Application Preparation, Engineering, design, Bid Preparation, Construction Administration & Inspection Services, etc. for the Amityville Waterfront Resiliency Improvement Project.

RESOLUTION NO. 546 JULY 11, 2018

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

WHEREAS, a proposal for Credit Card Services for the Department of Parks, Recreation & Cultural Affairs was solicited from Cardconnect, and

WHEREAS, the Professional Consultant Evaluation Committee convened on June 29, 2018 with the Chief of Staff, 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 to Cardconnect at the following fees:

Rate per transaction: $0.10/transaction
Monthly Fees: $15.00
Interchange Fee: $524.93
Dues & Assessments: $57.57
AMEX Assessments: 0.15%/0.23
Access Fees: $0.0195/transaction

NOW, THEREFORE, be it RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Superintendent be and he is hereby authorized to execute a contract with Cardconnect at the following fees:

Rate per transaction: $0.10/transaction
Monthly Fees: $15.00
Interchange Fee: $524.93
Dues & Assessments: $57.57
AMEX Assessments: 0.15%/$0.23
Access Fees: $0.0195/transaction

The resolution was thereafter declared duly adopted.

7/11/2018 Minutes
RESOLUTION NO. 547 JULY 11, 2018
AUTHORIZING THE RELEASE OF ENCUMBRANCES FOR VARIOUS CONTRACTS

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

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:

<table>
<thead>
<tr>
<th>CONTRACTOR NAME</th>
<th>RESOLUTION NO.</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Live Engineers, Inc. (formerly Sidney B. Bowte &amp; Son, LLP)</td>
<td>516-0-422114</td>
<td>$4,000.00</td>
</tr>
</tbody>
</table>

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

RESOLUTION NO. 548 JULY 11, 2018
REALLOCATING TESTING ALLOWANCE TO CONTINGENCY LINE AND AUTHORIZING CHANGE ORDER NO. 2 IN THE CONTRACT WITH ATLANTIC COAST DOCK CONSTRUCTION CORP. FOR BID NO. 17G1, AMITYVILLE WATERFRONT RESILIENCY PROJECT

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

WHEREAS, Bid No. 17G1, Amityville Waterfront Resiliency Project was awarded to Atlantic Coast Dock Construction Corp. for Groups A & C for a total contract amount of NINE HUNDRED NINETY-FIVE THOUSAND, ONE HUNDRED TWENTY-SEVEN ($995,127.50) DOLLARS pursuant to Resolution No. 65 of January 17, 2018 and amended pursuant to Resolution No. 498 of June 13, 2018, 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. 427 of May 16, 2018 which resulted in no change to the total contract of NINE HUNDRED NINETY-FIVE THOUSAND, ONE HUNDRED TWENTY-SEVEN ($995,127.50) DOLLARS and 50/100, and WHEREAS, the Commissioner of General Services, Savik & Murray, a div. of DCAK-MSA and GOSR recouperator reallocating the testing allowance in the amount of TWENTY-TWO THOUSAND, FIVE HUNDRED ($22,500.00) DOLLARS as it will not be used, to the contingency line, thereby increasing the total amount of remaining contingency to FIFTY-FOUR THOUSAND, SIX HUNDRED EIGHTY-FOUR DOLLARS AND 19/100 ($54,684.19) and WHEREAS, the Change Order Committee ("Committee") convened on June 29, 2018 with the Chief of Staff, Comptroller, Commissioner of General Services, Commissioner of Department of Public Works and the Commissioner of Planning & Development to review Change Order No. 2 as follows:

Change Order No. 2. for unforeseen conditions at Cooper Avenue, included Furnish & install check valves, drainage pipe, tank run, IPE Railings, $32,408.86
Credit to Contingency ($32,408.86)
Total Change Order No. 2 $0

WHEREAS, Change Order Request No. 2 has been approved by the Committee, 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 the Committee of General Services, Savik & Murray, a div. of DCAK MSA and GOSR the testing allowance in the amount of TWENTY-TWO THOUSAND, FIVE HUNDRED ($22,500.00) DOLLARS be and is hereby reallocated to the contingency line, thereby increasing the total amount of remaining contingency to FIFTY-FOUR THOUSAND, SIX HUNDRED EIGHTY-FOUR DOLLARS AND 19/100 ($54,684.19), and be it further RESOLVED, that based upon the recommendations of the Committee, Savik & Murray, a div. of DCAK MSA and GOSR, the Supervisor be and is hereby authorized to execute Change Order No. 2, which will result in no change of the total contract amount of NINE HUNDRED NINETY-FIVE THOUSAND, ONE HUNDRED TWENTY-SEVEN ($995,127.50) DOLLARS and 50/100.

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

RESOLUTION NO. 549 JULY 11, 2018
AUTHORIZING CHANGE ORDER NO. 3 IN THE CONTRACT WITH MACCARRONE PLUMBING, INC. FOR BID NO. 17G6, INSTALLATION OF BACKFLOW PREVENTION DEVICES AT PARKS & RECREATION ADMINISTRATION BUILDING, TOWN HALL ANNEX AND PINE ACRES PARK

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

WHEREAS, Bid No 17G6, Installation of Backflow Prevention Devices at Parks & Recreation Administration Building, Town Hall Annex and Pine Acres Park was awarded to Maccarrone Plumbing, Inc. pursuant to Resolution No. 772 of October 5, 2017 for a total contract amount of ONE HUNDRED THIRTY-EIGHT THOUSAND, ONE HUNDRED ($138,100.00) DOLLARS; and WHEREAS, Change Order Nos. 1 & 2 were authorized pursuant to Resolution No. 75 of January 17, 2018, increasing the total contract amount to ONE HUNDRED FIFTY THOUSAND, FORTY-FIVE DOLLARS AND 69/100 ($150,045.69), and WHEREAS, the Change Order Committee convened on June 29, 2018, with the Chief of Staff, Comptroller, Commissioner of General Services, and the Commissioner of Planning & Development in attendance to review Change Order No. 3 as follows:

Change Order No. 3 for the Install of a new 1” Tap at Parks & Recreation administration building and installation of a new 1” tap for hose bids $3,418.96

TOTAL CHANGE ORDER NO. 3 $3,418.96

NOW, THEREFORE, be it RESOLVED, that upon the recommendation of the Change Order Review Committee and Luigi Pascarella, PE, PLLC., the Supervisor be and he is hereby authorized to execute Change Order No. 3 for a total amount of THREE THOUSAND, FOUR HUNDRED EIGHT DOLLARS AND 96/100 ($3,418.96) increasing the total the contract amount to ONE HUNDRED FIFTY-THREE THOUSAND, FOUR HUNDRED SIXTY-FOUR DOLLARS AND 65/100 ($153,464.65).

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 Yeas
Councilman McSweeney Voting Yeas
Councilwoman Gordon Voting Yeas
Supervisor Schaffer Voting Abstain

The resolution was thereupon declared duly adopted.

7/11/2018 Minutes
RESOLUTION NO. 550 JULY 11, 2018
AUTHORIZING A CONTRACT WITH H2M

The following resolution was offered by Councilman McSweeney
and seconded by Councilman Martinez
WHEREAS, a proposal for GIS Support Services in connection with the Town of Babylon’s existing Real Property GIS System was solicited from H2M,
and
WHEREAS, the Professional Consultant Evaluation Committee convened on June 29, 2018 with the Chief of Staff, Comptroller, Commissioner of General Services, and Commissioner of Planning & Development, and the Commissioner of the Department of Public Works in attendance to review
the aforementioned proposal; and
WHEREAS, the resolution was thereupon declared duly adopted.

RESOLUTION NO. 551 JULY 11, 2018
AUTHORIZING CHANGE ORDER NO. 1 IN THE CONTRACT WITH PIONEER CONSTRUCTION COMPANY OF NORTHPORT, INC. FOR BID NO. 18G8G, HISTORIC RESTORATION OF THE OAK BEACH COMMUNITY CENTER, GENERAL CONSTRUCTION

The following resolution was offered by Councilman Martinez
and seconded by Councilman Manetta,
WHEREAS, Bid No.18G8G, Historic Restoration of the Oak Beach Community Center, General Construction was awarded to Pioneer Construction Company of Northport, Inc. pursuant to Resolution No.250 of March 28, 2018 for a total contract amount of NINE HUNDRED TWENTY THOUSAND, FIVE HUNDRED ($929,500.00) DOLLARS and
WHEREAS, COUNCILOR K. MATHUSEK moved to open Bid No. 18G8G, Historic Restoration of the Oak Beach Community Center, General Construction convened on June 29, 2018, with the Chief of Staff, Comptroller, Commissioner of General Services, and the Commissioner of Planning & Development in attendance to review Change Order No. 1 as follows:

\[ \text{Change Order No. 1 to furnish \& install new leveling joints next to all new joints in main room, install } 5 \times 2 \, \text{ft10 treated joints to old joists in main room, remove \& lower } 2 \times 8 \, \text{yfists in kitchen, install new ledges, install HDG Simpson joint hangers \& Strapping, install 2 } \times 6 \, \text{leveling joints in library \& audio rooms, install triple } 8\text{" } \text{flush microlam at unsupported gable end opening, \$11,809.00} \]

\[ \text{Credit to Contingency \$11,809.00} \]

\[ \text{TOTAL CHANGE ORDER NO. 1 \$0} \]

NOW, THEREFORE, be it
RESOLVED, that based upon the recommendations of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a contract with H2M for a total contract amount not to exceed FIFTEEN THOUSAND, SEVEN HUNDRED AND FIFTY ($15,750.00) DOLLARS; and
that said contract shall be subject to the approval of the Town Attorney as to form and content.

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 552 JULY 11, 2018
AWARDING BID NO. 18G41, RESURFACING OF EXISTING GYM FLOOR AT 20 ANDREWS AVENUE, WYANDANCH, NEW YORK

The following resolution was offered by Councilman Manetta
and seconded by Councilwoman Gordon
WHEREAS, the following bids for Bid No. 18G41, Resurfacing of Existing Gym Floor at 20 Andrew Avenue, Wyandanch, New York were received, opened and publicly read:

<table>
<thead>
<tr>
<th>Item No. 1 Resurface of Existing Gym Floor</th>
<th>BIDDER</th>
<th>TOTAL BID PRICE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mathusek, Inc.</td>
<td>$46,472.00</td>
<td></td>
</tr>
<tr>
<td>Dynamic Sports Construction, Inc.</td>
<td>$47,812.00</td>
<td></td>
</tr>
<tr>
<td>Milburn Sales Co. db/a Milburn Flooring Mills</td>
<td>$54,399.09</td>
<td></td>
</tr>
<tr>
<td>Sherwani Contracting, Inc.</td>
<td>$64,000.00</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Item No. 2 Installation of Floor Logo</th>
<th>BIDDER</th>
<th>TOTAL BID PRICE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mathusek, Inc.</td>
<td>$3,000.00</td>
<td></td>
</tr>
<tr>
<td>Dynamic Sports Construction, Inc.</td>
<td>$3,317.00</td>
<td></td>
</tr>
<tr>
<td>Milburn Sales Co. db/a Milburn Flooring Mills</td>
<td>$2,000.00</td>
<td></td>
</tr>
<tr>
<td>Sherwani Contracting, Inc.</td>
<td>$5,500.00</td>
<td></td>
</tr>
</tbody>
</table>

NOW, THEREFORE, be it
RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with Mathusek, Inc. for a total contract amount of SEVENTY-TWO ($46,472.00) DOLLARS plus the cost of the logo, if necessary, in the amount of THREE THOUSAND ($3,000.00) DOLLARS and that the form and content of said contract shall be subject to the approval of the Town Attorney.

The resolution was thereupon declared duly adopted.

7/11/2018 Minutes
RESOLUTION NO. 553 JULY 11, 2018
AWARDING RFP NO. 18G54 APPRAISAL SERVICES FOR SMALL CLAIMS ASSESSMENT REVIEW

The following resolution was offered by Councilwoman Gordon
and seconded by Councilman McSweeney
WHEREAS, the following proposals for RFP No. 18G54, Appraisal Services for Small Claims Assessment Review were received, opened and publicly read:

PROPOSER
Michael Haberman, Associate, Inc.

ValueSafe Appraisals, Inc.
NOW, THEREFORE, be it RESOLVED, that based upon the recommendations of the Commissioner of General Services and Acting Town Assessor and upon their finding the aforementioned proposal to be fair and reasonable, RFP No. 18G54 be and is hereby awarded to Michael Haberman Associates, Inc. at the following fees:

New Application & Hearing, Includes Professional Witness Fees $100.00
Subject Sale Parcel $75.00
Previously Appraised $75.00
Administrative fees $25.00
and be it further RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Michael Haberman Associates, Inc., and that the form and content of said contract shall be subject to the approval of the Town Attorney; and be it further RESOLVED, that said contract may be extended for 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. 554 JULY 11, 2018
AWARDING BID NO. 18G58 HANGING FLOWER BASKETS

The following resolution was offered by Councilman McSweeney
and seconded by Councilman Martinez
WHEREAS, the following bids for Bid No. 18G58 Hanging Flower Baskets were received, opened and publicly read:

Item Vendor Price
1. New Hanging Baskets w/plants, plant material, lines and hangers all new supplied by bidder Bayport Flower House, Inc. $2,325.00 per 50
SiteOne Landscape Supply $3,950.00 per 50
$4,650.00 per 100
$7,900.00 per 100

2. Hanging Baskets w/plants, plant material, lines and hangers using baskets provided by TOB Bayport Flower House, Inc. $4,380.00 per 100
SiteOne Landscape Supply no bid

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. 18G58 be and is hereby awarded to the low bidder, Bayport Flower House, Inc., and be it further RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Bayport Flower House, Inc. and that the form and content of said contract shall be subject to the approval of the Town Attorney, and be it further RESOLVED, that said contracts may be extended for two (2) additional one (1) year periods at the discretion of the Commissioner of General Services.

VOTES: 5 YEAS 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 555 JULY 11, 2018
AWARDING BID NO. 18G59 INSTALLATION OF LED LIGHTS AT VANBOURGENDIEN PARK SOCCER FIELD

The following resolution was offered by Councilman Martinez
and seconded by Councilman Manetta
WHEREAS, the following bids for Bid No. 18G59 Installation of LED Lights at Van Bourgendiern Park Soccer Field were received, opened and publicly read:

BIDDER TOTAL BID PRICE
Eldor Contracting Corp. $854,000.00 L.E.B. Electric Ltd. $974,000.00
Relle Electric Corp. $1,008,653.00 Hinch Electrical Contractor, Inc. $1,012,445.00
West Babylon Electric $1,054,225.00 Anker’s Electric Service, Inc. $1,097,549.00
Palace Electric al Cont. Inc. $1,100,000.00 Delcon Systems, Inc. $1,174,000.00

NOW, THEREFORE, be it RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Commissioner of the Department of Public Works and Cashin Associates, P.C. and upon their finding the aforementioned bid to be fair and reasonable, Bid No. 18G59 be and is hereby awarded to the low bidder, Eldor Contracting Corp. and be it further RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with Eldor Contracting Corp. for a total contract amount of EIGHT HUNDRED FIFTY-FOUR THOUSAND ($854,000.00) 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. 556 JULY 11, 2018
AWARDING BID NO. 18G61 LEACHATE AND GROUNDWATER ANALYSIS

The following resolution was offered by Councilman Manetta
and seconded by Councilwoman Gordon
WHEREAS, the following bids for Bid No. 18G61, Leachate and Groundwater Analysis were received, opened and publicly read:

SPREADSHEET ON FILE IN DEPT. OF GENERAL SERVICES

NOW, THEREFORE, be it RESOLVED, that based upon the recommendations of the Commissioner of General Services and Commissioner of Environmental Control and upon their finding the aforementioned bids fair and reasonable, Bid No. 18G61 be and is hereby awarded to the low bidder, Pace Analytical Services, Inc.; and be it further RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Pace Analytical Services, Inc.; and that the form and content of said contract shall be subject to the approval of the Town Attorney; and be it further RESOLVED, that said contract may be extended for two (2) additional one (1) year periods at the discretion of the Commissioner of General Services.

VOTES: 5 YEAS 5 NAYS: 0

The resolution was thereupon declared duly adopted.

7/11/2018 Minutes
RESOLUTION NO. 557 JULY 11, 2018
AWARDING RFQ NO. 18G63 REQUEST FOR QUALIFICATIONS FOR MANAGING UNDERWRITERS IN CONNECTION WITH GENERAL OBLIGATION BOND OR NOTE TRANSACTIONS

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

WHEREAS, the proposals were submitted by the following firms:

- Drexel Hamilton, LLC, and
- Roosevelt & Cross, Inc.
- Goldman Sachs & Co., LLC
- Samuel A. Ramirez & Co., Inc.

WHEREAS, the firms qualifications fulfilled the requirements as set forth in RFQ No. 18G63.

NOW, THEREFORE, be it RESOLVED, that the Supervisor be and he is hereby authorized to designate the aforementioned companies as managing underwriters in connection with General Bond or Note Transactions.

VOTES: 5  YEAS: 5  NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 558 JULY 11, 2018
AWARDING BID NO. 18G64 ELGIN SWEEPER PARTS AND LABOR OR EQUAL

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

WHEREAS, the following bids for Bid No. 18G64-Elgin Sweeper Parts & Labor or Equal, were received, opened and publicly read:

<table>
<thead>
<tr>
<th>Item 1: Sweeper Parts</th>
<th>Local Equipment, Inc.</th>
<th>Empire Equipment Sales of L.I., Inc.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Manufacturer’s Catalog Bid:</td>
<td>Local Elgin 1/18</td>
<td>2018 OEM Elgin Sweeper Parts</td>
</tr>
<tr>
<td>Discount Offered % off list price:</td>
<td>40%</td>
<td>15%</td>
</tr>
</tbody>
</table>

WHEREAS, the Commissioner of General Services and the Deputy Commissioner of Department of Public Works recommends that Local Equipment, Inc be excluded from Bid No. 18G64, 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 Deputy Commissioner of the Department of Public Works, that Local Equipment Inc. be and are hereby excluded from Bid No. 18G64 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 Deputy Commissioner of Department of Public Works and upon their finding the aforementioned bids fair and reasonable, Bid No. 18G64 be and is hereby awarded to the low bidder Empire Equipment Sales of L.I., Inc. db/a Long Island Sanitation Equipment Co. and be it further RESOLVED, that the Supervisor be and he is hereby authorized to execute one (1) year contract with Empire Equipment Sales of L.I., Inc. db/a Long Island Sanitation Equipment Co. 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. 559 JULY 11, 2018
AWARDING BID NO. 18G65 PURCHASE OF ONE (1) USED 2017 OR NEWER GEHL RT165 LOW GROUND PRESSURE TRACK LOADER OR EQUAL

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

WHEREAS, the following bids for Bid No. 18G65, Purchase of One (1) Used 2017 Or Newer Gehl Rt165 Low Ground Pressure Track Loader were received and publicly read:

<table>
<thead>
<tr>
<th>BIDDER</th>
<th>TOTAL PRICE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hoffman International, Inc.</td>
<td>$44,900.00</td>
</tr>
<tr>
<td>DB/A Hoffman Equipment Co.</td>
<td>$47,301.00</td>
</tr>
</tbody>
</table>

NOW, THEREFORE, be it RESOLVED, that based upon the recommendations of the Commissioner of General Services and Deputy Commissioner of Environmental Control and upon their finding the aforementioned bid to be fair and reasonable, Bid No. 18G65 be and is hereby awarded to the low bidder, Hoffman Equipment Corp. and be it further RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Hoffman Equipment Corp. 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.

Open portion:

Rosa Marie Prossimo – Spangle Drive Senior Citizens
90 Marie Stree
Lindenhurst, NY 11757
631-275-5765

Has worked for Spangle Drive for about 45 years. She said that the Senior Citizens have always gone out to Cedar Beach for their picnics in July & August and it seems that this year they are up against a few restrictions.

Supervisor Schaffer: Those have all been resolved.

Patty Burkhardt
34 Quail Run Drive
Deer Park, NY 11729
631-242-7402
peteieb@qol.com

I am here today as a trapper and community cat caretaker and educator. I have been trapping, rescuing, healing and caring for cats since 1996. Recently the town's shelter director shared a statistic: That the town's voucher program was responsible for the spaying and neutering of 400 cats. Since moving to LI from Manhattan in 2000, I have trapped, fixed and recovered hundreds and hundreds of cats out of my own pocket, with no help from the town. With just a
few borrowed traps, and an old car and a garage with some tables, I pay for the spay/neuter, the flea meds and any other medical that is necessary. Then my checking account runs dry, I raise the money through raffles or GoFundMe. So many of us go through the same thing. We are in a situation, one that is simply not ours to solve. Nor is it our passion. No, it is just that we cannot turn around when we know that fixing cats is the only way to stop the suffering and the fighting and the pregnancies and the sadness.

The Town of Babylon is not doing nearly enough. Ignoring the situation will not make it go away. Community cats are all of our responsibility because we created them and it is up to each and every one of us to solve it. We can do it but only if the town is serious and committed to working with and helping the very people who make this town look good.

The Town of Babylon does not have a spay neuter program and that is simply not acceptable. The voucher system is completely ineffectual. Using one vet hospital that requires appointments is limiting. If a community cat cannot get an appointment in 7 weeks, he will not have his day in court for an appointment, ten cats have given birth to 40 kittens. I personally do not have time to keep calling a vet hospital for appointments or beg other trappers for appointments they may not be using, and then hope the cat at cats I wanted to trap will miraculously be there the night before the appointment.

The town round a way nothing to say to that. There is no system in place to address or help the feral cat overpopulation. Quite the contrary: If the town developed and implemented an aggressive spay/neuter program, we would see a decrease in shelter animals. That is just a fact. The trappers who live in this town, who vote in this town, who pay taxes in this town respectfully demand change. We need money and we need resources. We need a serious spay neuter program with its own budget. The board must also seriously consider using Island Rescue in Bay Shore, where appointments are necessary. This is how you start to seriously combat this huge problem by making it easier for trappers, not harder.

And take money yes, but consider that the average cost for spay/neuter is $60.00 while the average cost to trap, hold and euthanize is $100.00. Not all of this will happen all at once or right away. The town started the way with using zoning as a means to restrict pet stores from selling cats and dogs, and I am hopeful that more towns across Long Island will follow Babylon’s good example, but now it is time for the Town of Babylon to lead the way by making aggressive and effective spay/neuter program.

Trappers and colony caretakers are the true unsung heroes. We are doing the town’s work, and God’s work every single day without a thank you or a paycheck or a pension or recognition of any kind whatsoever. This is an SOS! What would happen if all the trappers just stopped doing what we do every day: year in and year out? Let’s just say that there would be a real crisis in this town.

Christine Gianatos
106 Columbus Avenue
West Babylon, NY 11704
631-383-6007
bohofish@gmail.com

I have lived in Babylon for over 50 years. I am A New York State certified trapper. September 2016, I addressed the committee regarding feral cats. At that time, I had expressed the need for a better feral cat program in Babylon. Since then, nothing has changed other than the feral cat crisis has gotten out of control. They have exhausted both physically and financially. They are struggling to keep up with the population explosion. I’m not sure the board members understand how bad it really is. It has been argued that 400 cats were done this year through the Babylon program. I myself have done over double that, just one trapper, and I can name many trappers in Babylon that have done double that. We get calls all day and night from people asking us to trap for them. We are out all hours of the day and night fighting to keep up. The trappers use up their own finances, sporting goods, traps and so forth. What would happen if we all decided to quit trapping? What would the town do, seriously what would you do, you would have a terrible overpopulation of cats. If a trapper, as Patty had said, if a trapper sees ten cats and she wants to trap them, she can’t because she has to wait for the appointments 2 weeks away and she has to have 2 sets of traps because she has 10 cats. By the time the 2 weeks come up those cats have had kittens and it goes on and on. That trapper could have trapped all of those cats right away and had them done the next day at Island Rescue and over with, but the way the situation is now it’s making the population grow and grow, and the trappers are exhausted. Something has to be done and the program has to change. New York has spent over one million dollars doing feral cats in Babylon town only, she has the documents to prove it and I was one of her trappers so I can show you what I trapped for her, over a million dollars. The town should be sending her thank you note.

Bobby Blasiusange – The 16th Unofficial Mayor of Wyandanch
124 South 26th Street
Wyandanch, NY 11798
631-643-1716

Was invited to Bridgehampton and sung about and praised Wyandanch. He said he is proud of what is happening to Wyandanch. He also stated the trash in Wyandanch park is unsold for, wants a sign put up for a $5000.00 fine for littering, you got to keep the park clean. The sprinkler system is beautiful. Happy to see the Wyandanch Resource Center is still there and they are doing an excellent job. Wyandanch is a diamond and it is shining!

Supervisor Schaffer:

The remaining cards all concern the Farmingdale Development. Let me just make a couple of announcements about that, that you're interested or concerned with. I want to thank Beverly for bringing the interns from the Wyandanch Resource Center, thank you give them a round of applause for being here today. Just for when you come up, keep this in mind with your comments, a couple of things. One, is that we heard from a number of people at the last meeting about the Farmingdale cards. We have had several discussions amongst ourselves, that proposal is not going forward. What we are doing is we are reconstituting the committee of East Farmingdale Civics with recommendations from the two difference civics as well some of the other community groups in the area. We're going to get together with the Office of Downtown Revitalization which is, I see Greg is in the back is Amy back there? Greg is in the back and they are in the midst of working on getting that membership together, the last email I saw there were 6 for each civics and a couple of stragglers and whoever else wants to be involved in that discussion from East Farmingdale is going to be on that committee. Councilman Marotta let me know this morning that he wants to speak to Mr. Lisi about the Town Board how the Civic Association wanting to have a representative sit to attend the discussions which would be granted to allow them to view the discussions, this is about the East Farmingdale community, so we want to make sure that East Farmingdale has their first say as to what should be done or what should not be done, and there, the Town of Babylon Civics will be able to monitor that, because once the proposal is completed with the East Farmingdale residents and the Town Board is satisfied that the East Farmingdale residents are satisfied with the proposal, then the governor's council on land would take a look at it, and have input on that, so that will respond to your concern Mr. Lisi, as well as in, there are no set dates for either the initial group to get together and they will work that out according to everyone schedules. There is no set date, although a date was mentioned of putting a general community meeting together where they were going to invite back the consultant who drew up the code, I think there was a mention of September 13th, that is not happening then, that is just a bad date. So, we will work out a date according to the consultants, I can’t speak to a date right now, but we will work out a date that will work for, because we are also involving both school districts that would be impacted. The Farmingdale school district as well as the Half Hollow Hills school district which is interest in both of those as well as the East Farmingdale Fire Department. So, I hope that answers all the concerns that were brought forward at the last meeting that I know you are waiting with bated breath to tell us about this, and we will allow the office to do what it should have done originally, which is to take all the information that they gathered from the community charrettes and community meetings and discussions over the past several years and put it together and presented it to the Town Board. I can tell you the Town Board is not happy with the way the process went and we’re going to discuss the comments, I have to be very careful cause my favorite Newsday reporter is here, because he quotes my very accurately, but I don’t believe we were served well, and we always have to end up bringing in the ones that pull things back together again. I would have used another term if he wasn’t here, but you can only fill in the blanks on your own. Again, we appreciate all the interest, so I am going to go through the cards and ask if you have anything additional to add to what I have already said.

Nancy Cypress – Woodland Civic Association
1207 Melville Road
Farmingdale, NY 11735
631-249-7853
cypress@gmail.com

Thank you for your comments, the only thing I wanted to say is, I would appreciate if there was communication.

Helen Noven
204 Hatfield Street
Farmingdale, NY 11735
631-249-3119

I urge you to reject the East Farmingdale Form Base Code which is now planned for 109 acres and 2681 apartments. The plan is completely different from what was proposed in 2010 when we walked through airport Plaza shopping center and discussed turning the large parking areas into a walkable downtown. The plan has now morphed into a huge gravel train for land owners and developers who want to collect monthly rental fees from thousands of apartment
dwellers. If you carefully review the entire voluminous documents, which I think are about 5,000 pages long, there are repetitions to make sure that we keep having to look at things. You will discover that community desires were largely ignored. For example, community members voted for a 3-story building height maximum, but part 3 shows 2-story minimum and 5-story maximum. The plan ignores actual building height, they talk about stories, the number of stories which can be varied possibly up to 60 – 70 feet. Even though the rest of the Town of Babylon building codes has been for the number of feet, here it is a vague open door for exceeding the current Town of Babylon building code. I understand that everything has been put on hold, and community representative will be formed to have meetings with the town to consider changes. I recently learned that the Empire State Development Corporation is involved in the project. When and why did this happen, I was told that the Empire State Development Corporation insists upon at least 4 stories.

**Supervisor Schaffer**

That is inaccurate, they just provided funding for the consultant.

**Helen Nojen**

So, I hope that you agree that since there employees probably don’t live in the Town of Babylon, they shouldn’t have a say about how the hamlet of East Farmingdale is developed. Thank you in advance for reviewing the documents and considering the detrimental consequences of the East Farmingdale Form Base Code.

**Lisa Barbieri Pigott**

67 Birch Avenue East
Farmingdale, NY 11735
516-783-3768

Btwbecker11757@gmail.com

Thank you for the changes that you proposed in regard to sharing the proposal and letting us speak to the community, that’s really what we wanted. Thank you.

**John Lui**

394 Daniel Street
Lindenhurst, NY 11757
516-901-3409

I have a few words on the East Farmingdale proposed development also. First off to, I’d like to thank you for the update this morning, I appreciate hearing that. One comment however, I’m really still not clear on the timing of the involvement of the Town of Babylon Coalition in the process.

**Supervisor Schaffer**

So, the coalition will designate a representative to attend all of the meetings with the East Farmingdale community, from the very beginning.

**John Lui**

I do want to tell you that the coalition here at the Town of Babylon is very pleased to learned that Amy Pfeiffer has recently stated that the rezoning and the environmental work are both on hold by the town until the town and community is stratified with the proposal and we are also pleased that you are going have these further discussions and as you mentioned this morning that we will be involved and as I try to say from the beginning we look forward to working in cooperation.

**Supervisor Schaffer**

Just send her your designee.

**John Lui**

Ok, can we have like 2, because we have problems with people working, would like a couple of alternates.

**Rose Larsen – CCAF Civic Association**

104 Sunrise Drive
North Massapequa, NY 11758
516-637-3794

Compudec97@aol.com

One of the members of the Town of Babylon Civic, Tina Diamond who is the President of the CCAF is out of town today and regrets being unable to be here. I am speaking for her today. Few years ago, we participated in review of the towns developments ideas. We advised them then that the plan was to aggressive and needed to be scaled down. Recently the proposed plans were put forward again with no changes and possibly a larger scale. When the Town of Babylon’s current proposed plan for for Conklin Street and Route 110 became known the CCAF Civic immediately posted a petition to all Town of Babylon Civic members and the public informing them of the plans of Republic Airport Plaza and the surrounding areas. This petition asked the public if they too do not agree with these plans. Within a few weeks the petition sign on grew to over 400 signatures. The 400 plus constituents that committed their name to the petition tell us they are relying on us to preserve their quality of suburban life on Long Island. They want their civic leaders to engage with them and the Town of Babylon leaders to review and revise this plan to a scaled down vision for that area. These constituents will depend on us to continue to post updated information on how well we succeed. I am leaving a signed petition with you today as a sample of the Town of Babylon’s residents reaction to these plans as presented on the towns website.

Petitions are submitted as an Exhibit A and filed in the Town Clerk’s vault under Town Board Meetings as permanent record.

Being no further business before the Board, the meeting adjourned at 10:44 am on the motion of
Councillman McSweeney, seconded by Councillwoman Gordon.

Geraldine Comptelino, Town Clerk

7/11/2018 Minutes