

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 27th day of February, 2019 at 3:30 p.m. prevailing time.

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

Supervisor Schaffer: Please remain standing for a moment of silence and I ask that you keep in your thoughts and prayers the brave service men and women who are serving our Country here and aboard as well as those families still recovering from the aftermath of super storm Sandy.

Thank you, please be seated.

The Town Clerk called the roll:

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

- 1. A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 89, ARTICLE II OF THE BABYLON TOWN CODE (Building Construction)**
- 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**

**RESOLUTION NO. 143 FEBRUARY 27, 2019
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 Meetings be and the same are hereby accepted:

February 13, 2019

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 144 FEBRUARY 27, 2019
TOWN BOARD ENVIRONMENTAL DETERMINATION IN REFERENCE TO AMENDING CHAPTER 213,
ZONING, ARTICLE XII, OF THE CODE OF THE TOWN OF BABYLON (E Business District)
WILL NOT HAVE A SIGNIFICANT ADVERSE EFFECT ON THE ENVIRONMENT**

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

WHEREAS, the Town Board of the Town of Babylon is considering changes to amend the Town Code, Article XII E Business District; and WHEREAS, the proposed code changes will prohibit new hookah lounges, vape lounges, smoke shops and vape shops in the E Business Zoning District in the Town of Babylon; and

WHEREAS, the proposed code changes will clearly define and provide for the review of facilities that may serve as an Institutional Dispenser Use of Medical Marihuana subject to a Special Exception Permit that may be issued by the Town of Babylon Board of Appeals under certain conditions, restrictions and safeguards and location requirements (location requirements to be specified under a new Section 213-166.2 of the G Industrial Code) within the District; and

WHEREAS, all such facilities must be approved and certified by the State of New York Department of Health as authorized to obtain controlled substances by distribution and to dispense and administer such substances pursuant to the order of a practitioner; and

WHEREAS, the overall acreage of the affected zoning district is approximately 702 acres as more specifically identified on Exhibit A; and WHEREAS, the Town Board of the Town of Babylon hereby declares its intent to be the lead agency for the proposed changes to the E Business District in accordance with the State Environmental Quality Review Act (SEQRA) and the Town of Babylon Environmental Quality Review Act (TOBEQRA); and

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

WHEREAS, the Town Board of the Town of Babylon hereby classifies the proposal as a Type I Action and a full coordinated review was conducted; and

WHEREAS, in accordance with the requirements of 6NYCRR Sections 617.6 and 617.7, and Sections 114-6 and 114-7 of Chapter 114 of the Code of the Town of Babylon, the Department of Environmental Control has reviewed the Environmental Assessment Form with respect to the for the proposed changes to the E Business District; and

WHEREAS, based upon review of the information submitted, the Department of Environmental Control has recommended that a NEGATIVE

DECLARATION be adopted; and

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

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

1. The proposed code changes will not create a significant adverse impact on traffic conditions of the surrounding roadway network of the E Business Zoning Districts.
2. The vast majority of the subject properties that may be affected by this action are improved commercial properties and do not contain any sensitive environmental resources or habitat. For all development proposals and also properties that may contain, or are adjacent to environmentally sensitive lands, independent SEQRA reviews will be undertaken on a site-specific basis. It is anticipated that the vast majority of applications will involve development within the established, improved E Business districts and or tenancies in existing structures.
3. The project will not adversely impact groundwater resources. Any projects requiring construction and or an increase in wastewater flows outside of the Southwest Sewer District 3 will require Suffolk County Department of Health Services approval to ensure that groundwater resources are adequately protected.
4. Each application will require a special exception permit issued by the Board of Appeals, subject to conditions, restrictions and safeguards as may be imposed by the Board of Appeals and subject to special conditions.
5. All such facilities must be approved and certified by the State of New York Department of Health as authorized to obtain controlled substances by distribution and to dispense and administer such substances pursuant to the order of a practitioner; and

NOW, THEREFORE, be it RESOLVED, that the Town Board of the Town of Babylon as lead agency hereby determines that the proposed changes to E Business Zoning District will not have a significant adverse impact on the environment.

AND FURTHER BE IT

RESOLVED, that based upon the foregoing determination, the Town Board of the Town of Babylon hereby adopts a NEGATIVE DECLARATION, for the proposed changes to E Business Zoning District as required by the SEQRA AND TOBEQRA.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 145 FEBRUARY 27, 2019
TOWN BOARD ENVIRONMENTAL DETERMINATION IN REFERENCE TO AMENDING CHAPTER 213, ZONING,
ARTICLE XIV, OF THE CODE OF THE TOWN OF BABYLON (G Industrial District)
WILL NOT HAVE A SIGNIFICANT ADVERSE EFFECT ON THE ENVIRONMENT

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

WHEREAS, the Town Board of the Town of Babylon is considering changes to amend the Town Code, Article XIV G Industrial District; and
WHEREAS, the proposed code changes will more specifically define (to be defined in a revision to Section 129.2 of the E Business District) new
hookah lounges, vape lounges, smoke shops and vape shops and also for the review of an Institutional Dispenser Use of Medical Marihuana in the G
Industrial Zoning District in the Town of Babylon; and

WHEREAS, the proposed code changes will clearly define and provide for the review of facilities that may serve as an Institutional Dispenser Use of
Medical Marihuana subject to a Special Exception Permit that may be issued by the Town of Babylon Board of Appeals under certain conditions,
restrictions and safeguards and location requirements within the District; and

WHEREAS, all such facilities must be approved and certified by the State of New York Department of Health as authorized to obtain
controlled substances by distribution and to dispense and administer such substances pursuant to the order of a practitioner; and

WHEREAS, the overall acreage of the affected zoning district is approximately 2985 acres as more specifically identified on Exhibit A;
and

WHEREAS, the Town Board of the Town of Babylon hereby declares its intent to be the lead agency for the proposed changes to the G Industrial
District in accordance with the State Environmental Quality Review Act (SEQRA) and the Town of Babylon Environmental Quality Review Act
(TOBEQRA); and

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

WHEREAS, the Town Board of the Town of Babylon hereby classifies the proposal as a Type I Action and a full coordinated review was
conducted; and

WHEREAS, in accordance with the requirements of 6NYCRR Sections 617.6 and 617.7, and Sections 114-6 and 114-7 of Chapter 114 of
the Code of the Town of Babylon, the Department of Environmental Control has reviewed the Environmental Assessment Form with respect to the for
the proposed changes to the G Industrial District; and

WHEREAS, based upon review of the information submitted, the Department of Environmental Control has recommended that a
NEGATIVE

DECLARATION be adopted; and

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

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

6. The proposal will not create a significant adverse impact on traffic conditions of the surrounding roadway network of the G Industrial Districts.
7. The vast majority of the subject properties in connection with this action are improved commercial properties and do not contain any sensitive environmental resources or habitat. For all development proposals including properties that may contain or are adjacent to environmentally sensitive lands, independent SEQRA reviews will be undertaken on a site-specific basis. It is anticipated that the vast majority of applications will involve development within the established, improved G Industrial districts and or tenancies in existing structures.
8. The project will not adversely impact groundwater resources. Any projects requiring construction and or an increase in wastewater flows that are not located in the Southwest Sewer District 3 will require Suffolk County Department of Health Services approval to ensure that groundwater resources are adequately protected.
9. Each application will require a special exception permit issued by the Board of Appeals, subject to conditions, restrictions and safeguards as may be imposed by the Board of Appeals and subject to special conditions.
10. All such facilities must be approved and certified by the State of New York Department of Health as authorized to obtain controlled substances by distribution and to dispense and administer such substances pursuant to the order of a practitioner;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon as lead agency hereby determines that the proposed changes to G Industrial
District Zoning District will not have a significant adverse impact on the environment.

AND FURTHER BE IT

RESOLVED, that based upon the foregoing determination, the Town Board of the Town of Babylon hereby adopts a NEGATIVE
DECLARATION, for the proposed changes to G Industrial Zoning District as required by the SEQRA AND TOBEQRA.

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

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 146 FEBRUARY 27, 2019
ADOPTING LOCAL LAW NO. 2 OF 2019 AMENDING CHAPTER 213, ZONING, ARTICLE XII,
OF THE BABYLON TOWN CODE (E Business District)

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

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East
Sunrise Highway, Lindenhurst, New York, on the 13th day of February, 2019, upon the question of enactment of Local Law No. 2 of 2019 of the
Town of Babylon, Suffolk County, New York, being a Local Law amending the Code of the Town of Babylon, Chapter 213, Zoning, Article XII (E
Business District)

NOW, THEREFORE, be it

RESOLVED AND ORDAINED, by the Town Board of the Town of Babylon that Local Law No. 2 of 2019, 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. 2 of 2019

A Local Law amending the Code of the Town of Babylon Chapter 213, Article XII, in reference to Zoning, E Business District.

EXHIBIT "A"
Article XII E Business District

Amend

§ 213-129 Permitted uses.

In an E Business District, no building or premises shall be used and no building shall be hereafter erected or altered unless otherwise provided in this
chapter, except for one or more of the following uses:

F. The following uses, when allowed as special exceptions by the Board of Appeals, subject to conditions, restrictions and safeguards as may be
imposed by the Board of Appeals:

(1) Hospitals and clinics, convalescent homes and nursing homes, assisted living facilities, and an Institutional Dispenser of Medical Marihuana as
defined by the Public Health Law, all duly authorized and licensed by the State of New York, and day nurseries.

§ 213-129.2 Smoke shops, vape shops, hookah lounges and vape lounges.

A. Definitions and word usage. Whenever used in this section, words in the singular include the plural and vice versa. As used in this section, the
following terms shall have the meanings indicated:

HOOKAH PIPE

A single or multistemmed instrument used by one or more persons to smoke tobacco or another substance, which hookah pipe is also commonly
referred to as a "hookah," "water pipe," "shisha" or "narghile."

HOOKAH LOUNGE AND VAPE LOUNGE

Any facility or location whose business operation, and its principal use, include the on-site indoor smoking of electronic cigarettes, vape pens, vapors,
e-liquids, or other like substances. Smoking is the inhalation of the smoke/liquid nicotine/vapors/water pipe tobacco and other substances encased in
electronic cigarettes, vape pens, and pipes commonly known as "hookah," "water pipe," "shisha," and "narghile" or any similar device.

INSTITUTIONAL DISPENSER

A facility approved and certified by the State of New York Department of Health as authorized to obtain controlled substances by distribution and to dispense and administer such substances pursuant to the order of a practitioner.

MEDICAL MARIHUANA

Marihuana which is intended for a certified medical use, as determined by the Commissioner of Health of the State of New York ("Commissioner") in his or her sole discretion. Any form of medical marihuana not approved by the Commissioner is expressly prohibited.

SMOKE SHOP AND VAPE SHOP

Any establishment which offers for sale or consideration cigarettes, electronic cigarettes, pipes, vape pens, vapors, e-liquids, or other like substances, as a substantial or significant portion of its business, merchandise and/or stock-in-trade.

SUBSTANTIAL OR SIGNIFICANT PORTION

(1) Substantial or significant portion shall be determined using the following considerations:

(a) Amount of floor area and basement space accessible to customers and allotted to the sale or consideration of cigarettes, electronic cigarettes, pipes, vape pens, vapors, e-liquids, or other like substances of any type, generally, or as compared to the total floor area and basement space accessible to customers; and/or

(b) Amount of cigarettes, electronic cigarettes, pipes, vape pens, vapors, e-liquids, derivatives or other like substances stock-in-trade of any type accessible to customers, generally, or as compared to total stock accessible to customers; and/or

(c) Revenues derived from cigarettes, electronic cigarettes, pipes, vape pens, vapors, e-liquids, or other like substances of any type, generally, or as compared to total revenues; and/or

(d) Advertising devoted to cigarettes, electronic cigarettes, pipes, vape pens, vapors, e-liquids, or other like substances of any type, generally, or as compared to total advertising; and/or

(e) Use of the establishment for cigarettes, electronic cigarettes, pipes, vape pens, vapors, e-liquids, or other like substances of any type, generally, or as compared to total use thereof.

(2) However, notwithstanding the above considerations, the following shall be conclusive in determining substantial or significant portion:

(a) Forty percent or more of floor area and basement space accessible to customers allotted to cigarettes, electronic cigarettes, pipes, vape pens, vapors, e-liquids, or other like substances of any type; and/or

(b) Forty percent or more of its stock-in-trade in cigarettes, electronic cigarettes, pipes, vape pens, vapors, e-liquids, or other like substances of any type; and/or

(c) Forty percent or more of its gross income derived from cigarettes, electronic cigarettes, pipes, vape pens, vapors, e-liquids, or other like substances; and/or

(d) Forty percent or more of its advertising devoted to cigarettes, electronic cigarettes, pipes, vape pens, vapors, e-liquids, or other like substances.

B. In an E Business District, no building or premises shall be used and no building shall be hereafter erected or altered unless otherwise provided in this chapter for use as a hookah lounge and/or vape lounge, whether as its primary use or as an accessory or ancillary use, including the smoking of tobacco or other substances through one or more hookah pipes This prohibition shall include but not be limited to facilities or establishments commonly known by such various terms as "hookah bars," "hookah lounges," or "hookah cafes." All such facilities or establishments lawfully and actually operating, and open to the public or a segment thereof or a club membership as of the date of adoption of this § 213-129.2, shall be permitted to continue as legal nonconforming uses, and all others are hereby declared unlawful and prohibited, effective immediately in accordance with law.

C. In an E Business District, no building or premises shall be used and no building shall be hereafter erected or altered unless otherwise provided in this chapter for use as a smoke shop or vape shop, as substantial or significant portion of its business, merchandise and/or stock-in-trade, as defined in § 213-129.2A above. All such facilities or establishments lawfully and actually operating, and open to the public or a segment thereof as of the date of adoption of this § 213-129.2, shall be permitted to continue as legal nonconforming uses, and all others are hereby declared unlawful and prohibited, effective immediately in accordance with law.

D. In an E Business District, no building or premises shall be used and no building shall be hereafter erected or altered to allow an Institutional Dispenser of Medical Marihuana, without a special exception permit issued by the Board of Appeals, subject to conditions, restrictions and safeguards as may be imposed by the Board of Appeals and subject to the following conditions regarding location as set forth in Town Code Section 213-166.2A-D.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 147 FEBRUARY 27, 2019
ADOPTING LOCAL LAW NO. 3 OF 2019 AMENDING CHAPTER 213, ZONING, ARTICLE XIV,
OF THE BABYLON TOWN CODE (G Industrial District)**

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 13th day of February, 2019, upon the question of enactment of Local Law No. 3 of 2019 of the Town of Babylon, Suffolk County, New York, being a Local Law amending the Code of the Town of Babylon, Chapter 213, Zoning, Article XIV (G Industrial District)

NOW, THEREFORE, be it

RESOLVED AND ORDAINED, by the Town Board of the Town of Babylon that Local Law No. 3 of 2019, 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. 3 of 2019

A Local Law amending the Code of the Town of Babylon Chapter 213, Article XIV, in reference to Zoning, G Industrial District.

**EXHIBIT "A"
Article XIV: G Industrial District**

Amend:

§ 213-166 Permitted uses; exclusions.

I. The use of G Zone property as a hookah lounge, vape lounge, smoke shop, vape shop, or Institutional Dispenser of Medical Marihuana shall be allowed as a special exception by the Zoning Board of Appeals subject to such conditions, restrictions and safeguards as may be imposed by the Zoning Board of Appeals.

§ 213-166.1 Restriction on location of hookah lounges, vape lounges, smoke shops, and vape shops.

Hookah lounges, vape lounges, smoke shops, and/or vape shops as defined in § 213-129.2A are to be restricted as to location in the following manner in addition to any other requirements of this Code:

A. Hookah lounge, vape lounge, smoke shop, or vape shop uses shall be permitted only in industrial zoned districts and subject to the regulations set forth in this Article.

B. The lot line of any property whereupon exists a Hookah lounge, vape lounge, smoke shop, or vape shop shall not be located within a one-thousand-foot radius of the lot line of any lot zoned for or used as residential use. For purposes of this subsection, cemetery property shall be deemed not zoned residential.

C. The lot line of any property whereupon exists any of the above uses shall not be located within a one-thousand-foot radius of the lot line of another such legal hookah lounge and vape lounge use.

D. The lot line of any property whereupon exists any of the above uses shall not be located within a two-thousand-foot radius of any school, library, church or other place of religious worship, park, playground or playing field.

§ 213-166.2 Restriction on location of Institutional Dispenser of Medical Marihuana.

Institutional Dispenser of Medical Marihuana as defined in § ~~213-129.2A~~ are to be restricted as to location in the following manner in addition to any other requirements of this Code:

- A. The lot line of any property whereupon exists an Institutional Dispenser of Medical Marihuana shall not be located within a five-hundred-foot radius of the lot line of any lot zoned for or used as residential use. For purposes of this subsection, cemetery property shall be deemed not zoned residential.
- B. The lot line of any property whereupon exists an Institutional Dispenser of Medical Marihuana use shall not be located within a one-thousand-foot radius of the lot line of another such Institutional Dispenser of Medical Marihuana use.
- C. The lot line of any property whereupon exists any of the above uses shall not be located within a five-hundred-foot radius of any school, library, church or other place of religious worship, park, playground or playing field.
- D. Such location requirements on Institutional Dispensers of Medical Marihuana are applicable in the E Business Zone and Industrial Zoning Districts.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 148 FEBRUARY 27, 2019
ADOPTING LOCAL LAW NO. 4 OF 2019 AMENDING CHAPTER 89,
ARTICLE II OF THE BABYLON TOWN CODE (Building Construction)**

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 27th day of February, 2019, upon the question of enactment of Local Law No. 4 of 2019 of the Town of Babylon, Suffolk County, New York, being a Local Law amending the Code of the Town of Babylon amending Chapter 89, Article II of the Babylon Town Code (Building Construction)

NOW, THEREFORE, be it

RESOLVED AND ORDAINED, by the Town Board of the Town of Babylon that Local Law No. 4 of 2019, 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. 4 of 2019

A Local Law amending the Code of the Town of Babylon Chapter 89, Article II, in reference to Building Construction.

EXHIBIT "A"

Chapter 89 Building Construction
Article II General and Administrative Provisions

Amend:

§ 89-13.1 **Apprenticeship training program compliance required.**

A.

This section shall be applicable only to public works projects in excess of \$250,000.00 and/or 100,000 square feet, whichever is less, which have been filed with the Town Division of Building on or after the effective date of this amendment. A "public works project" shall mean a contract or bid for the erection, construction, alteration, improvement, or repair of any public facility or immovable property owned by the Town of Babylon or a public benefit corporation or a commission appointed pursuant to law by the Town of Babylon.

B.

Prior to the issuance of a building permit or awarding of a municipal bid for such public works projects, an applicant shall demonstrate that any general contractor, contractor or subcontractor for such project participates in an approved apprenticeship training program(s), appropriate for the type and scope of work to be performed, that has been registered with, and approved by, the New York State Department of Labor in accordance with Article 23 of the New York Labor Law.

C.

The determination of compliance with this section shall be made and certified by the Chief Building Inspector or the Commissioner of General Services. An aggrieved party may appeal such determination to the Supreme Court, Suffolk County, pursuant to the Civil Practice Law and Rules.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilwoman Gordon	Voting	Yea
Supervisor Schaffer	Voting	Abstain

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 149 FEBRUARY 27, 2019
ADOPTING AMENDMENT 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 27th day of February, 2019 at 3:30 p.m. prevailing time, upon the question amending Chapter 3, Article II, Section 3-4 of the Town of Babylon Uniform Code of Traffic Ordinances

RESOLVED AND ORDAINED that the amendments to the Uniform Code of Traffic Ordinances, as set forth herein as Exhibit "A", be and the same are hereby adopted effective immediately; and be it further

RESOLVED AND ORDAINED that the Director of Traffic Safety be authorized and directed to install, erect, remove or replace such signs or other traffic safety devices as may be required by these amendments or by the New York State Vehicle and Traffic Law.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

EXHIBIT "A"

Chapter 3, Article II, Section 3-4
[Parking, Standing, and Stopping Restrictions Designated]

ADD to Schedule K:

<u>Name of Street/Side Location</u>	<u>Hamlet</u>	<u>Regulation</u>	<u>Hours/Days</u>
Parliament Place/West Side	NB	No Stopping	8:00 a.m. to 9:00 a.m. 2:30 p.m.
From a point 112 feet +/-			/
North of Mohawk Drive North for 53 feet +/-			School Days
(To School Property)			

Parliament Place/East Side in front of house number 89 for the property frontage of 62 feet +/- (Next to School Property)	NB	No Stopping	8:00 a.m. to 9:00 a.m. 2:30 p.m./School Days
Clark Street/North Side From Belmont Avenue West for 120 feet +/-	NB	No parking	All
Clark Street/North Side From Belmont Avenue East for 90 feet +/-	NB	No parking	All

**RESOLUTION NO. 150 FEBRUARY 27, 2019
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING
CHAPTER 6, Section 6-2 OF THE TOWN OF BABYLON
UNIFORM CODE OF TRAFFIC ORDINANCES (Removal and Storage of Vehicles)**

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, that a Public Hearing be held at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 27th day of March, 2019 at 3:30 p.m., prevailing time, to consider amending Chapter 6, Section 6-2 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 6, Section 6-2
[Removal and storage of vehicles]

Amend:

§ 6-2. Authority to impound vehicles

H. Any motor vehicle which is parked, stored or present on any street or highway within the Town, which was previously issued a parking summons from the Town of Babylon for a violation of the Town of Babylon Uniform Code of Traffic Ordinances, and the registered owner of said vehicle fails to respond, in writing, within 21 days after issuance, may be impounded by the Town

**RESOLUTION NO. 151 FEBRUARY 27, 2019
PROCLAIMING MAY 1, 2019 AS "GLOBAL LOVE DAY" IN THE TOWN OF BABYLON**

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

WHEREAS, The Love Foundation, Inc., a non-profit organization, has announced "Global Love Day" to facilitate in establishing LOVE & PEACE on our planet;

WHEREAS, "Global Love Day" will establish a worldwide focus towards "unconditionally loving each other as we love ourselves";

WHEREAS, The Love Foundation, Inc. invites mankind to declare May 1, 2019 as "Global Love Day", a day of forgiveness and unconditional love. Global Love Day will act as a model for all of us to follow, each and every day;

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon hereby proclaim May 1st, 2019 as: "Global Love Day" in the Town of Babylon and invite all citizens to observe this day, which honors the public cause for Global Love, World Peace, and Universal Joy.

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

**RESOLUTION NO. 152 FEBRUARY 27, 2019
AUTHORIZING PERMISSION FOR A PARADE ON APRIL 13, 2019
IN THE TOWN OF BABYLON FOR DEER PARK LITTLE LEAGUE**

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

WHEREAS, the Deer Park Little League has requested permission to hold a parade on Saturday, April 13, 2019 with a rain date of Sunday, April 14, 2019 within the Town of Babylon,

INDIVIDUAL: Tricia Brown 28 W. 9 th St., Deer Park, NY 11729 (631) 488-7344	ORGANIZATION: Deer Park Little League 28 W. 9 th St., Deer Park, NY 11729 (631) 488-7344
DATES & TIMES: Date(s): 4/13/2019 to: Time: 10:00 a.m. to 11:00 a.m. Rain Date: 4/14/2019	STARTING: John F. Kennedy Intermediate School, 101 Lake Avenue, Deer Park (parking lot) ENDING: Pine Acres Park, 196 Pine Acres Blvd., Deer Park

ROUTE:

Leaving the JFK School, proceed west on Lake Ave. to Deer Park Ave.; proceed north on deer park Ave. to Old Country Rd.; proceed east on Old Country Rd. to and ending at Pine Acres Park.

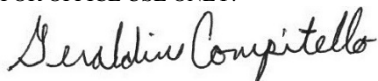
NOW, THEREFORE, be it

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

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.

FOR OFFICE USE ONLY:



Geraldine Compitello, Babylon Town Clerk

**RESOLUTION NO. 153 FEBRUARY 27, 2019
AUTHORIZING PERMISSION FOR A WALK-A-THON ON MAY 4, 2019
IN THE TOWN OF BABYLON FOR WITNESS PROJECT OF LI**

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

WHEREAS, the Witness Project of LI has requested permission to hold a walk-a-thon on Saturday, May 4, 2019, from 7:00 a.m. to 4:00 p.m. within the Town of Babylon,

INDIVIDUAL: Madeline A. McConney Commissioner of Human Services 1 Commerce Blvd., Amityville, NY 11701 (631) 620-8489	ORGANIZATION: Witness Project of LI 1 Commerce Blvd., Amityville, NY 11701 (631) 464-4340 (631) 491-4889
DATES & TIMES: Date(s): 5/4/2019 to: Time: 7:00 a.m. to 4:00 p.m. Rain Date: n/a	STARTING: Wyandanch Sr. Nutrition Center, Wyandanch ENDING: Town of Babylon, Lindenhurst

ROUTE:
Travel west on Wyandanch Ave. to Straight Path, continuing South on Wellwood Ave., continuing east on Farmers Ave., proceeding to Indiana Ave., continuing south to Sunrise Hwy., continuing east on N. Monroe Ave., completing one lap around the pond 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.

FOR OFFICE USE ONLY:


Geraldine Compitello, Babylon Town Clerk

**RESOLUTION NO. 154 FEBRUARY 27, 2019
AUTHORIZING PERMISSION FOR A PARADE ON JUNE 1, 2019
IN THE TOWN OF BABYLON FOR NORTH AMITYVILLE COMMUNITY FESTIVAL DAY**

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

WHEREAS, the North Amityville Community Festival Day Committee has requested permission to hold a parade on Saturday, June 1, 2019 within the Town of Babylon,

INDIVIDUAL: Madeline A. McConney Commissioner of Human Services 1 Commerce Blvd., Amityville, NY 11701 (631) 464-4340	ORGANIZATION: North Amityville Community Festival Day Committee P.O. Box 88, Copiague, NY 11726 (631) 464-4340 (631) 620-8489
DATES & TIMES: Date(s): 6/1/2019 to: Time: 8:00 a.m. to 6:00 p.m. Rain Date: n/a	STARTING: Intersection of Harrison Ave. & Rosewood Ave., Amityville ENDING: Booker Blvd., Amityville

ROUTE:
Leaving the intersection of Harrison Ave. & Rosewood Ave. traveling east to Albany Ave., traveling north to Great Neck Rd. and ending at Bolden Mack Park and Booker Blvd. Festival to follow at Bolden Mack Park in Amityville.

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.

FOR OFFICE USE ONLY:


Geraldine Compitello, Babylon Town Clerk

**RESOLUTION NO. 155 FEBRUARY 27, 2019
AUTHORIZING PERMISSION FOR A WALK-A-THON ON OCTOBER 27, 2019
IN THE TOWN OF BABYLON FOR MICHAEL SENA'S MEMORIAL FUND – RUN FOR HOPE**

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

WHEREAS, Michael Sena's Memorial Fund – Run for Hope has requested permission to hold a 5K Run/Walk on Sunday, October 27, 2019, from 6:00 a.m. to 12:00 p.m. within the Town of Babylon,

INDIVIDUAL: Barbara Sena 53 Western Avenue, Deer Park, NY 11729 (631) 796-5191	ORGANIZATION: Michael Sena Memorial Fund – Run for Hope 53 Western Avenue, Deer Park, NY 11729 (631) 796-5191
DATES & TIMES: Date(s): 10/27/2019 to: Time: 6:00 a.m. to 12:00 p.m. Rain Date: n/a	STARTING: Deer Park High School, 1 Falcon Place, Deer Park ENDING: Deer Park High School, 1 Falcon Place, Deer Park

ROUTE:

Leaving Deer Park High School, proceeding south on North 1st Street, turning west on Acorn Street, proceeding north on Ocean Avenue, turning west on Adam Street, turning north on Western Avenue, heading east on Nicolls Road, heading north on Half Hollow Road, turning east on Old Country Road, heading south on Jefferson Avenue, turning east on Nicolls Road, turning south on North 1st Street, then turning west on Falcon Place to Deer Park High School.

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

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

FOR OFFICE USE ONLY:



Geraldine Compitello, Babylon Town Clerk

**RESOLUTION NO. 156 FEBRUARY 27, 2019
ACCEPTING A DONATION**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, that the following donations are accepted with gratitude:

DONATOR	ITEM AND VALUE	RECOMMENDED BY	USE
West Babylon Little League	\$14,130.00 (check)	Commissioner of DPW	New Fence work at Anthony Sanchez Memorial Park
Suffolk County Community College	2 wooden tables, 8 chairs, 2 file cabinets \$2,500.00	Commissioner of Public Safety	Office use

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 157 FEBRUARY 27, 2019
AMENDING THE ADMINISTRATIVE SALARY PLAN**

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

RESOLVED, that the amendments to the Salary Levels and Steps in the Administrative Salary Plan is hereby adopted in accordance with Schedule "A" annexed hereto; and be it further

RESOLVED, that this amendment to the Salary Plan shall be effective this date unless indicated otherwise.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**“SCHEDULE A”
2019 ADMINISTRATIVE SALARY PLAN**

TITLE	LEVEL	STEP
Accountant Trainee	C	14
Affirmative Action Officer	G	10
Animal Shelter Supervisor	B	17a
Assessor	J	15
Assistant Community Development Project Supervisor	C	13a
Assistant to the Town Board	G	14a
Assistant Town Attorney I	F	9a
Assistant Town Attorney II	H	6a
Assistant Town Attorney III	G	12
Assistant Town Attorney	G	6a
Bureau Administrator	C	14
Chief Assistant Town Attorney	I	15a
Citizens Advocate/Supervisor	H	10a
Commissioner of DPW	J	16
Commissioner of Environmental Control	I	16a
Commissioner of General Services	J	15
Commissioner of Human Services	J	15
Commissioner of Planning	J	15
Commissioner of Recreation	J	15
Community Development Project Supervisor	J	15
Confidential Community Service Aide	H	8a
Confidential Community Service Aide/Supervisor	B	17a
Confidential Community Service Aide/Supervisor	F	10
Confidential Community Service Aide/Supervisor	E	4a
Confidential Community Service Aide/Supervisor	F	3

Confidential Community Service Aide/Supervisor	F	14
Confidential Community Service Aide/Supervisor	E	14a
Confidential Community Service Aide/Supervisor	F	2a
Confidential Community Service Aide/Supervisor	D	10a
Confidential Community Service Aide/Supervisor	G	11a
Confidential Community Service Aide/Supervisor	H	14a
Confidential Community Service Aide/Supervisor	I	10
Confidential Community Service Aide/Environmental Control	E	3
Confidential Secretary to Town Council	D	10a
Deputy Commissioner Environmental Control/Landfill	I	16a
Deputy Commissioner General Services	J	13
Deputy Commissioner Human Services	J	3
Deputy Commissioner Human Services	J	3a
Deputy Commissioner II of DPW	H	9a
Deputy Commissioner of DPW	G	17a
Deputy Commissioner of Environmental	H	14a
Deputy Commissioner of Planning	I	12
Deputy Commissioner of Planning and Development	H	15
Deputy Commissioner Parks and Recreation	J	6a
Second Deputy Commissioner of Parks and Recreation	H	16a
Deputy Comptroller	H	16
Deputy Director of Finance	I	10
Deputy Receiver of Taxes	E	14a
Deputy Town Attorney	I	17a
Deputy Town Clerk	E	14a
Director of Drug & Alcohol Counseling Services	I	11
Director of Finance	I	11
Director of Handicapped Services	F	11
Director of Information Technology	J	16a
Director of Public Safety	F	16a
Director of Youth Bureau	J	8a
Executive Assistant to Assessor	J	12
Executive Assistant to Human Services	H	7a
Executive Assistant to Parks and Recreation	D	17
Executive Assistant to Commissioner of General Services	G	16
Executive Assistant to Comptroller (effective March 4, 2019)	H	7a
Executive Assistant to Deputy Supervisor	G	4a
(Second) Executive Assistant to Deputy Supervisor	B	12a
Executive Assistant to DPW	I	7
Executive Assistant to Environmental Control	G	16
Executive Assistant to Planning	J	9
Executive Assistant to Supervisor	J	17
Executive Assistant to Town Attorney	B	12a
Executive Assistant to Town Clerk	J	5
Inter-Governmental Relations Coordinator	G	17a
Legislative Aide to Supervisor	D	10a
Legislative Aide to Supervisor	E	9a
Legislative Aide to Supervisor	F	15
Legislative Aide to Supervisor	I	2a
Legislative Aide to Supervisor	J	13a
Legislative Aide to Supervisor	E	7a
Legislative Aide to Supervisor	J	15
Legislative Aide to Supervisor	J	10a
Nutrition Center Supervisor	F	12
Principal Accountant	I	13
Public Information Officer/Supervisor	J	9

Secretary to Assessor	G	14a
Secretary to Commissioner of DPW	F	15
Secretary to Commissioner of Environmental Control	F	8
Secretary to Commissioner of General Services	E	10a
Secretary to Commissioner of Planning & Development	G	10a
Secretary to Commissioner of Parks & Recreation	I	5a
Secretary to Comptroller	J	12a
Secretary to Deputy Supervisor	E	3
Secretary to Human Services	G	11a
Secretary to Supervisor	J	12a
Secretary to Town Attorney	F	4a
Secretary to Town Clerk	B	17a
Secretary to Zoning Board of Appeals	G	10a
Senior Assistant Town Attorney I	F	15
Senior Assistant Town Attorney II	I	12
Senior Assistant Town Attorney III	J	13
Senior Citizens Aide	E	7a
Senior Citizen Aide II	D	9
Special Assistant to Supervisor	I	10
Town Attorney	J	17
Town Comptroller	J	17
Town Engineer	H	15
Town Historian	G	9a
Women's Resources Advisor I	G	11a

**RESOLUTION NO. 158 FEBRUARY 27, 2019
AUTHORIZING RELEASE OF FEES**

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 Commissioner of Planning and Development, that the following demolition and Christmas tree fees be released:

PAYEE	PROPERTY LOCATION	PERMIT# APPLICATION#	AMOUNT DUE
Bolla Construction, LLC 809 Stewart Avenue Garden City, NY 11550	1209 Sunrise Highway, Copiague, NY 11726 SCTM#0100-200.00-01.00-005.000	Permit: 2018-1541 App: 128957	\$200.00
Bolla Construction, LLC 809 Stewart Avenue Garden City, NY 11550	1201 Sunrise Highway, Copiague, NY 11726 SCTM#0100-200.00-01.00-004.000	Permit: 2018-1540 App: 128980	\$200.00
Stew Leonard's 100 Westport Avenue Norwalk, CT 06851	261 Airport Plaza Farmingdale, NY 11735 SCTM#0100-050.00-01.00-005.019	Permit: 2018-1507 App: 128981	\$500.00

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 159 FEBRUARY 27, 2019
APPOINTING BOARD MEMBERS AND SETTING SALARIES OF ZONING BOARD OF APPEALS**

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

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

RESOLVED, that the salaries are hereby set effective this date for the below listed administrative personnel and Municipal Board Members who serve at the pleasure of the Town Board, and Municipal Board Members who have been appointed for specific terms as set forth hereinbelow:

ZONING BOARD OF APPEALS			
NAME	TITLE	TERM EXP.	SALARY
Michael Kane	Chairperson	12/31/2020	14,300/ann.
Thomas Weinschenk	Vice Chair	12/31/2024	12,600/ann.
Steven Dellavechia	Member	12/31/2023	11,600/ann.
John Shepard	Member	12/31/2021	11,600/ann.
Nicholas Rigney	Member	12/31/2022	11,600/ann.
Delores Quintyne	Member	12/31/2022	11,600/ann.
John Carecia	Member	12/31/2024	11,600/ann.
	1 st Alternate		257.78/mtg.
	2 nd Alternate		257.78/mtg.
Colleen Farrell	Secretary		300/mtg.
Carolyn Bivona	Alternate Secretary		300/mtg.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 160 FEBRUARY 27, 2019
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 53 CROYDON RD., AMITYVILLE, NY 11701 SCTM NO. 0100-175.00-01.00-020.000**

The following resolution was offered by Councilman McSweeney

and seconded by Councilman Martinez

WHEREAS, a certain structure(s) located at 53 Croydon Rd., Amityville, New York, bearing SCTM# 0100-175.00-01.00-020.000 has no running water as per a communication with the Suffolk County Water Authority, and doors and windows are open and accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community; and

WHEREAS, it appears that, unless said structure is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and

WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure and the assessment of the costs of said correction against the property,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the premises located at 53 Croydon Rd., Amityville, New York, bearing SCTM# 0100-175.00-01.00-020.000 to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the inspector's report dated February 19, 2019 on file in the Department of Code Enforcement; and be it further

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

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 161 FEBRUARY 27, 2019

**AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 8 PROSPECT ST., AMITYVILLE, NY 11701 SCTM NO. 0100-174.00-02.00-050.000**

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

WHEREAS, a certain structure(s) located at 8 Prospect Street, Amityville, New York, bearing SCTM# 0100-174-00-02.00-050.000 has no electricity and the doors and windows are open and accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community; and

WHEREAS, it appears that, unless said structure is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and

WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure and the assessment of the costs of said correction against the property,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the premises located at 8 Prospect Street, Amityville, New York, bearing SCTM# 0100-174.00-02.00-050.000 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 February 21, 2019 on file in the Department of Code Enforcement; and be it further

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

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 162 FEBRUARY 27, 2019

**AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 3 GARFIELD PLACE, LINDENHURST, NEW YORK 11757 SCTM NO. 0100-227.00-01.00-057.000**

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

WHEREAS, a certain structure(s) located at 3 Garfield Place, Lindenhurst, New York, bearing SCTM# 0100-227.00-01.00-057.000, the doors and windows are open and accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community; and

WHEREAS, it appears that, unless said structure is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and

WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure and the assessment of the costs of said correction against the property,

NOW, THEREFORE, be it

WHEREAS, the architect/professional engineer's report dated **February 26, 2019**, indicates the dwelling is deteriorated, dangerous, unsafe, unsanitary and unfit for human habitation or occupancy.

RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the premises located at 3 Garfield Place, Lindenhurst, New York, bearing SCTM# 0100-227.00-01.00-057.000 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 located in the Department of Code Enforcement, dated **February 25, 2019**, 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, that the Department of Public Works shall undertake the necessary securing, removal and cleanup; and be it further

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 163 FEBRUARY 27, 2019

AUTHORIZING A CONTRACT WITH QUALITY LABORATORY SERVICES

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

WHEREAS, a proposal was solicited from Quality Laboratory Services for drug testing for the Town of Babylon Drug & Alcohol Program, and

WHEREAS, the Professional Consultant Evaluation Committee convened on February 25, 2019 with the Deputy Supervisor, Chief of Staff, Town Attorney, Comptroller, the 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 Quality Laboratory Services at a fee of SIX (\$6.00) DOLLARS for laboratory services, including confirmatory testing for toxicology, not to exceed TWENTY-FIVE THOUSAND (\$25,000.00) DOLLARS per annum

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a one 1 (1) year contract with Quality Laboratory Services at a fee SIX (\$6.00) DOLLARS for laboratory services, including confirmatory testing for toxicology, not to exceed TWENTY-FIVE THOUSAND (\$25,000.00) DOLLARS per annum

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

RESOLVED, that said contract may be extended for one (1) additional one (1) year period at the discretion of the Town Attorney.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 164 FEBRUARY 27, 2019

AUTHORIZING A CONTRACT WITH DUDE SOLUTIONS, INC.

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

WHEREAS, a proposal a proposals for Inventory Edge, an Inventory Tracking Program and Maintenance Edge, a Maintenance Tracking Program was solicited from Dude Solutions, and

WHEREAS, the Professional Consultant Evaluation Committee convened on February 25, 2019 with the Deputy Supervisor, Chief of Staff, Town Attorney, Comptroller, the 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 to Dude Solutions for an annual contract amount not to exceed the following:

Inventory Edge	\$1,113.53
Maintenance Edge	\$5,513.78
TOTAL ANNUAL AMOUNT	<u>\$6,627.31</u>

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a contract with DUDE SOLUTIONS, INC. at a total annual amount not to exceed SIX THOUSAND, SIX HUNDRED TWENTY-SEVEN DOLLARS AND 31/100 and that said contract shall be subject to the approval of the Town Attorney as to form and content, and be it further

RESOLVED, that said contract may be extended for two (1) additional on (1) periods at the discretion of the Town Attorney.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 165 FEBRUARY 27, 2019

AUTHORIZING A CONTRACT WITH LOEHR ANIMAL BEHAVIOR

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

WHEREAS, a proposal was solicited from the Loehr Animal Behavior to provide a two (2) day behavior consultation and staff training workshop at the Town of Babylon Animal Shelter, and

WHEREAS, the Professional Consultant Evaluation Committee convened on February 25, 2019 with the Deputy Supervisor, Chief of Staff, Town Attorney, Comptroller, the 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 Loehr Animal Behavior for a total contract amount not to exceed THREE THOUSAND, (\$3,000.00) DOLLARS

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a contract with Loehr Animal Behavior for a total contract amount not to exceed THREE THOUSAND (\$3,000.00) DOLLARS and that said contract shall be subject to the approval of the Town Attorney as to form and content.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 166 FEBRUARY 27, 2019

AUTHORIZING A CONTRACT WITH SOUTHAMPTON ANIMAL SHELTER FOUNDATION

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

WHEREAS, a proposal was solicited from the Southampton Animal Shelter Foundation to provide spay and neuter services for dogs and feral cats at the Town of Babylon Animal Shelter, and WHEREAS, the Professional Consultant Evaluation Committee convened on February 25, 2019 with the Deputy Supervisor, Chief of Staff, Town Attorney, Comptroller, the 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 Southampton Animal Shelter Foundation at the fees in the attached Schedule A

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a one (1) year contract with Southampton Animal Shelter Foundation at the fees in the attached Schedule A and that said contract shall be subject to the approval of the Town Attorney as to form and content, and be it further

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

SCHEDULE A

DOGS:

Neuter:	Under 50 lbs. and under 1 year:	\$120
	Under 50 lbs. and over 1 year:	\$130
	Over 50 lbs. and under 1 year:	\$145
	Over 50 lbs. and over 1 year:	\$165
Spay:	Under 20 lbs. and under 1 year:	\$125
	Under 20 lbs. and over 1 year:	\$145
	21-39 lbs. and under 1 year:	\$140
	21-39 lbs. and over 1 year:	\$165
	40-60 lbs. and under 1 year:	\$150
	40-60 lbs. and over 1 year:	\$170
	Over 60 lbs. and over 1 year:	\$195

Pain Medication Required \$15

CATS:

Spay or Neuter	\$70
• No extra charge for in heat/pregnant/cryptorchid	
• Rabies and FVRCP vaccinations included	
• Eat tipping included	

RESOLUTION NO. 167 FEBRUARY 27, 2019

AUTHORIZING A CONTRACT WITH NV 5

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

WHEREAS, a proposal was solicited from NV 5 for Construction Support and Fulltime Inspection Services in connection with Downtown Copiague Great Streets Plan – Phase, and WHEREAS, the Professional Consultant Evaluation Committee convened on February 25, 2019 with the Deputy Supervisor, Chief of Staff, Town Attorney, Comptroller, the 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 NV 5 at a total contract amount not to exceed SEVENTEEN THOUSAND, FOUR HUNDRED SEVENTY (\$17,470.00) DOLLARS

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a contract with NV 5 at a total contract amount not to exceed SEVENTEEN THOUSAND, FOUR HUNDRED SEVENTY (\$17,470.00) DOLLARS and that said contract shall be subject to the approval of the Town Attorney as to form and content.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 168 FEBRUARY 27, 2019

AUTHORIZING A CONTRACT WITH LONG ISLAND HOUSING PARTNERSHIP, INC.

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

WHEREAS, a proposal was solicited from Long Island Housing Partnership, Inc. to provide services for at-risk homeowners in the Town of Babylon

WHEREAS, the Professional Consultant Evaluation Committee convened on February 25, 2019 with the Deputy Supervisor, Chief of Staff, Town Attorney, Comptroller, the Commissioner of General Services, the Commissioner of Planning & Development and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to Long Island Housing Partnership, Inc. at a total contract amount not to exceed FORTY THOUSAND, (\$40,000.00) DOLLARS PER ANNUM

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a contract with Long Island Housing Partnership, Inc. at a total contract amount not to exceed FORTY THOUSAND, (\$40,000.00) DOLLARS PER ANNUM and that said contract shall be subject to the approval of the Town Attorney as to form and content, and be it further

RESOLVED, that said contract may be extended for one (1) additional one (1) period at the discretion of the Town Attorney.

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

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 169 FEBRUARY 27, 2019
AMENDING THE CONTRACT WITH TEN ELEVEN GROUP, INC.**

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

WHEREAS, a contract was awarded to Ten Eleven Group, Inc. pursuant to Resolution No. 841 of December 3, 2013 for the Implementation of Clinical Record Suite; and

WHEREAS, the contract was amended pursuant to Resolution No. 109 of January 21, 2014 to include E-Prescribing; and

WHEREAS, the contract was amended pursuant to Resolution No. 160 of February 24, 2016 to include additional prescribers for E- Prescribing, and

WHEREAS, the contract was amended pursuant to Resolution No. 641 of August 9, 2017, and

WHEREAS, the contract was amended pursuant to Resolution No. 776 October 5, 2017

WHEREAS the Change Order Review Committee convened on February 25, 2019 with the Chief of Staff, Town Attorney, the Comptroller, Commissioner of General Services and Commissioner of Planning & Development in attendance to review the following amendments;

Additional E- Prescribing Gold One time set up fee for (1) Prescriber \$1,250.00

Annual Support for one (1) Prescriber \$1,000.00

WHEREAS, after a thorough review of the proposals, the Change Order Review Committee recommends amending the contract with Ten Eleven at the aforementioned fees,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Change Order Review Committee, the Supervisor be and he is hereby authorized to amend the contract with Ten Eleven Group, Inc. to add the following fees:

Additional E- Prescribing Gold One time set up fee for (1) Prescriber \$1,250.00

Annual Support for one (1) Prescriber \$1,000.00

and that said amendments to the contract shall be subject to the approval of the Town Attorney as to form.

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

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 170 FEBRUARY 27, 2019
AUTHORIZING CAROUSEL INDUSTRIES OF NORTH AMERICA, INC.
TO PERFORM TELECOMMUNICATIONS SERVICES**

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

WHEREAS, the New York State Office of General Services, through competitive bidding and procurement, awarded Contract No. PM20790 an information technology contract to Carousel Industries of North America, Inc., and

WHEREAS, pursuant to General Municipal Law 103 (16), a political subdivision is authorized to contract for services through the use of contracts let by any other political subdivision therein, and

WHEREAS, the Town of Babylon is desirous to install a cloud-based telephone systems at the Town facilities and would like to utilize Carousel Industries of North America, Inc. pursuant to New York State Office of General Services Contract No. PM20790 as allowed by General Municipal Law 103(16), and

WHEREAS, the Commissioner of General Services solicited a proposal from Carousel Industries of North America, Inc. to install a cloud-based telephone system at the following facilities at a monthly fee:

Spangle Drive Senior Center – 438 Spangle Drive, North Babylon \$500.64

Parks & Recreation Administration – 151 Phelps Lane, North Babylon 720.84

NOW THEREFORE be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services, Carousel Industries of North America be and is hereby authorized to install cloud-based telephone systems:

Spangle Drive Senior Center – 438 Spangle Drive, North Babylon \$500.64

Parks & Recreation Administration – 151 Phelps Lane, North Babylon 720.84

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

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 171 FEBRUARY 27, 2019
AUTHORIZING AN AMENDMENT IN THE CONTRACT WITH
D & B ENGINEERINGS & ARCHITECTS, P.C. FOR RFP NO. 18G2, REQUEST FOR PROPOSALS FOR ARCHITECTURAL,
ENGINEERING, DESIGN, BID PHASE SERVICES, CONSTRUCTION ADMINISTRATION AND INSPECTION SERVICES FOR
CAPTREE ROAD SHORELINE STABILIZATION**

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

WHEREAS, RFP No. 18G2, Request for Proposals for Architectural, Engineering, Design, Bid Phase Services, Construction Administration and Inspection Services for Captree Road Shoreline Stabilization was awarded to D & B Engineers & Architects, P.C. pursuant to Resolution No. 308 of April 11, 2019 at a total contract price not to exceed NINETY-SIX THOUSAND (\$96,000.00) DOLLARS, and

WHEREAS, D & B Engineers & Architects P.C. have requested to reallocate funds between different tasks, as outline in the attached Schedule A,

NOW, THEREFORE, be it

RESOLVED, that the contract with to D & B Engineers & Architects, P.C. for RFP No. 18G2, Request for Proposals for Architectural, Engineering, Design, Bid Phase Services, Construction Administration and Inspection Services for Captree Road Shoreline Stabilization be and is hereby amend pursuant to the attached Schedule A and be it further

RESOLVED, that the total contract amount remain NINETY-SIX THOUSAND (\$96,000.00) DOLLARS, and be it further

RESOLVED that said amendment shall comply with all the requirements and regulations set forth in RFP 18G62 and the Governor's Office of Storm Recovery (GOSR).

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

The resolution was thereupon declared duly adopted.

SCHEDULE A

Table 1 - EXISTING CONTRACT TASKS				
Contract Task	D&B Task Budget	Subcontractor Task Budget	Total Task Budget	Total Lump Sum Fee
1. Project Management	\$7,888.00		\$7,888.00	
2. Topographic Survey	\$0	\$11,000	\$11,000.00	
3. Permits	\$3,672		\$3,672.00	
4. Construction Documents	\$50,170.00		\$50,170.00	
5. Bidding Services	\$3,416.00		\$3,416.00	
6. Construction Management	\$8,100	\$11,000	\$19,100.00	
Reimbursable Expenses	\$750		\$750.00	
Total:	\$73,996.00	\$22,000	\$95,996.00	\$96,000
Proposed M/WBE: 22.92%				

Table 2 - PROPOSED CONTRACT TASKS				
Contract Task	D&B Task Budget	Subcontractor Task Budget	Total Task Budget	Total Lump Sum Fee
1. Project Management	\$3,920.00		\$3,920.00	
2. Topographic Survey	\$0	\$19,950	\$19,950.00	
3. Permits	\$3,672		\$3,672.00	
4. Construction Documents	\$48,170.00		\$48,170.00	
5. Bidding Services	\$3,416.00		\$3,416.00	
6. Construction Management	\$7,072	\$, 9 050	\$16,122.00	
Reimbursable Expenses	\$750		\$750.00	
Total:	\$67,000.00	\$29,000	\$96,000.00	\$96,000
Proposed M/WBE: 30.21%				

Table 3 - REVISION SUMMARY			
Contract Task	Original Total Task Budget	Revised Total Task Budget	Justification
1. Project Management	\$7,888.00	\$3,920.00	MIWBE Compliance
2. Topographic Survey	\$11,000.00	\$19,950.00	MIWBE Compliance
3. Permits	\$3,672.00	\$3,672.00	NIA
4. Construction Documents	\$50,170.00	\$48,170.00	MIWBE Compliance
5. Bidding Services	\$3,416.00	\$3,416.00	NIA
6. Construction Management	\$19,100.00	\$16,122.00	MIWBE Compliance
Reimbursable Expenses	\$750.00	\$750.00	NIA
Total Lump Sum Fee:	\$96,000.00	\$96,000.00	NIA

**RESOLUTION NO. 172 FEBRUARY 27, 2019
AWARDING BID NO. 19G13 REQUIREMENTS CONTRACT FOR STORM DRAINAGE SYSTEM MAINTENANCE**

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

WHEREAS, the following bids for Bid No. 19G13, Requirements Contract for Storm Drainage System Maintenance, was received, opened and publicly read:

BIDDER	TOTAL BID COMPARISION PRICE
Dejana Industries, Inc.	\$412,255.05
E & B Industrial Cleaning Corp.	\$768,350.00
National Water Main Cleaning Co.	\$714,075.00
Aarco Environmental Services Corp.	\$1,209,375.00
AB OIL Service, Ltd.	\$1,276,865.00
Earth Repair, LLC	\$1,306,020.00

NOW THEREFORE, be it RESOLVED, that based upon the recommendations of the Commissioner of General Services and the Commissioner of the Department of Works and upon their finding the aforementioned bids to be fair and reasonable, Bid No. 19G13 be and is hereby awarded to the low bidder, Dejana Industries, Inc. for a total bid comparison price of FOUR HUNDRED TWELVE THOUSAND, TWO HUNDRED FIFTY-FIVE (\$412,255.05) DOLLARS, and be it further

RESOLVED, that the aforementioned Bid Comparison price is for illustrative purposes only and does not represent the actual contract amount, and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with Dejana Industries, Inc., which expires December 31, 2019, and that the form and content of said contract shall be subject to the approval of the Town Attorney, and be it further

RESOLVED, that said contract may be extended for two (2) additional one (1) year periods at the discretion of the Commissioner of General Services.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 173 FEBRUARY 27, 2019
AWARDING BID NO. 19G14 REQUIREMENTS CONTRACT FOR TREE TRIMMING & TREE & STUMP REMOVAL**

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

WHEREAS, the following bids for Bid No. 19G14, Requirements Contract for Tree Trimming & Tree & Stump Removal, was received, opened and publicly read:

BIDDER	TOTAL BID COMPARISION PRICE
Green Velvet Landscape Contractors, Inc.	\$325,775.00
Coastal Contracting Corp.	\$394,750.00
Dom's Lawn Maker, Inc.	\$495,325.00
Dragonetti Bros. Landscape., Nursery & Florist, Inc.	\$1,073,925.00

NOW THEREFORE, be it
 RESOLVED, that based upon the recommendations of the Commissioner of General Services and the Commissioner of the Department of Public Works and upon their finding the aforementioned bids to be fair and reasonable, Bid No. 19G14 be and is hereby awarded to the low bidder, Green Velvet Landscape Contractors, Inc. for a total bid comparison price of THREE HUNDRED TWENTY-FIVE THOUSAND, SEVEN HUNDRED SEVENTY-FIVE (\$325,775.00) DOLLARS and be it further
 RESOLVED, that the aforementioned Bid Comparison price is for illustrative purposes only and does not represent the actual contract amount, and be it further
 RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with Green Velvet Landscape Contractors, Inc., which expires December 31, 2019, and that the form and content of said contract shall be subject to the approval of the Town Attorney, and be it further

RESOLVED, that said contract may be extended for two (2) additional one (1) year periods at the discretion of the Commissioner of General Services.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 174 FEBRUARY 27, 2019

AMENDING RESOLUTION TO RESCIND ITEM NO. 2, ON BID NO. 18G34; ABATEMENT OF ASBESTOS CONTAINING FLOOR TILES AND WINDOW CAULKING, FROM ALLSTATE ENTERPRISES, INC. AND REAWARDING TO BOYLE 18, INC.

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

WHEREAS, A contract was awarded to Boyle 18, Inc. pursuant to Resolution No. 140 of February 13, 2019, at a rate of SEVEN DOLLARS AND FOURTY EIGHT CENTS (\$7.48) PER LINEAR FOOT;

WHEREAS, Boyle 18, Inc. has requested a price increase due to contractual prevailing wage increases pursuant to New York State Department of Labor;

WHEREAS, the Commissioner of General Services and the Commissioner of D.P.W. recommends increasing the bid amount for item No. 2 to FOURTEEN (\$14.00) DOLLARS PER LINEAR FOOT;

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services, and the Commissioner of D.P.W., Item No. 2 in the contract with Boyle 18, Inc. be and is hereby increased FOURTEEN (\$14.00) DOLLARS PER LINEAR FOOT.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 175 FEBRUARY 27, 2019

AUTHORIZING CHANGE ORDER NO. 1 IN THE CONTRACT WITH ELDOR CONTRACTING CORP. FOR BID NO. 18G59, INSTALLATION OF LED LIGHTS AT VAN BOURGENDIEN PARK SOCCER FIELD

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

WHEREAS, Bid No. 18G59, **Installation** of Led Lights at Van Bourgendien Park Soccer Field was awarded to Eldor Contracting Corp. pursuant to Resolution No. 555 of July 11, 2018 for a total contract amount EIGHT HUNDRED FIFTY-FOUR THOUSAND (\$854,000.00) DOLLARS and

WHEREAS, the Change Order Committee convened on February 25, 2019, with the Chief of Staff, Town Attorney, Comptroller, Commissioner of General Services, and the Commissioner of Planning & Development in attendance to review Change Order No. 1, and

WHEREAS, the Change Order Review Committee and Cashin Associates, P.C. recommend the approval of Change Order No. 1 as follows:

Furnish & Install (2) 2: PVC conduits and (2) quazite junction boxes for future score board	\$4,338.00
Credit to Contingency	(\$4,338.00)
TOTAL CHANGE ORDER NO. 1	\$0

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Change Order Review Committee, the Supervisor be and he is hereby authorized to execute Change Order No. 1 in the contract with Eldor Contracting Corp. which has resulted in no change to the contract amount of EIGHT HUNDRED FIFTY-FOUR THOUSAND (\$854,000.00) DOLLARS.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 176 FEBRUARY 27, 2019

AMENDING RESOLUTION NO. 666 OF SEPTEMBER 5, 2018 AND ACCEPTING THE CONTRACT WITH CONSTRUCTION CONSULTANTS OF L/I, INC. FOR BID NO. 16G5G, CONSTRUCTION OF NEW ANIMAL SHELTER, GENERAL CONSTRUCTION AS SATISFACTORILY COMPLETE

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

WHEREAS, Bid No. 16G5G, Construction of New Animal Shelter, General Construction was awarded to Construction Consultants Of L/I, Inc. pursuant to Resolution No. 243 of May 18, 2016 for a total contract amount of SIX MILLION THREE HUNDRED NINETY-EIGHT THOUSAND (\$6,398,000.00) DOLLARS, and

WHEREAS, Change Order No. 1 was approved pursuant to Resolution No. 786 of November 10, 2016 decreasing the total contract amount to SIX MILLION, THREE HUNDRED THIRTY-ONE THOUSAND, ONE HUNDRED NINETEEN DOLLARS AND 58/100 (\$6,331,119.58), and

WHEREAS, Change Order No. 2 was approved pursuant to Resolution No. 35 of January 4, 2017, which resulted in no change to the contract amount, and

WHEREAS, Change Order No. 3 was approved pursuant to Resolution No.407 of April, 26, 2017 which resulted in no change in the contract amount and

WHEREAS, Change Order No. 4 was approved pursuant to Resolution No. 531 of June 14, 2017 which resulted in no change in the contract amount and

WHEREAS, Change Order No. 5 was approved pursuant to Resolution No. 548 of June 23, 2017 which resulted in a decrease of the contract amount to SIX MILLION, THREE HUNDRED THOUSAND, ONE HUNDRED NINETEEN DOLLARS AND 58/100 (\$6,300,119.58), and

WHEREAS, Change Order No. 6 was approved pursuant to Resolution No. 854 of November 9, 2017, which resulted in no change to the contract amount of SIX MILLION, THREE HUNDRED THOUSAND, ONE HUNDRED NINETEEN DOLLARS AND 58/100 (\$6,300,119.58), and

WHEREAS, Change Order No. 7 was approved pursuant to Resolution No. 975 of December 20, 2017, which resulted in no change to the contract amount of SIX MILLION, THREE HUNDRED THOUSAND, ONE HUNDRED NINETEEN DOLLARS AND 58/100 (\$6,300,119.58), and

Whereas, the Contingency amount was reduced pursuant to Resolution No. 109 of January 3, 2018 decreasing the contract amount to SIX MILLION, TWO HUNDRED EIGHTY THOUSAND, ONE HUNDRED NINETEEN DOLLARS AND 58/100 (\$6,280,119.58),

WHEREAS, Change Order No. 8 and a reduction in contingency was approved pursuant to Resolution No. 303 of April 11, 2018, decreasing the contract amount to SIX MILLION, TWO HUNDRED SIXTY-TWO THOUSAND, ONE HUNDRED NINETEEN DOLLARS AND 58/100 (\$6,262,119.58), and

WHEREAS, due to a scrivener's error, Resolution No. 666 of September 9, 2018 should be amended to read "Credit to Contract in the amount of FIVE THOUSAND, TWO HUNDRED SEVENTEEN DOLLARS AND 10/100 (\$5,217.10), and

WHEREAS, Change Order No. 9 and a reduction in the contract amount was approved pursuant to Resolution No. 666 of September 5, 2019, decreasing the total contract amount to SIX MILLION, TWO HUNDRED FIFTY-SIX THOUSAND, NINE HUNDRED TWO DOLLARS AND 48/100 (\$6,256,902.48)

WHEREAS, the Commissioner of General Services and Liro Engineers, Inc. have deemed all work performed by Construction Consultants of L/I, Inc. as satisfactorily complete and acceptable

NOW, THEREFORE, be it

RESOLVED, that Resolution No. 666 of September 5, 2018 be and is hereby amended to read Credit to Contract in the amount of FIVE THOUSAND, TWO HUNDRED SEVENTEEN DOLLARS AND 10/100 (\$5,217.10), decreasing the contract amount decreasing the total contract amount to SIX MILLION, TWO HUNDRED FIFTY-SIX THOUSAND, NINE HUNDRED TWO DOLLARS AND 48/100 (\$6,256,902.48), and be it further

RESOLVED, that all work performed by Construction Consultants of L/I, Inc. pursuant to Bid No. 16G5G be and is hereby accepted as satisfactorily complete at a final amount MILLION, TWO HUNDRED FIFTY-SIX THOUSAND, NINE HUNDRED TWO DOLLARS AND 48/100 (\$6,256,902.48)

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 177 FEBRUARY 27, 2019

IN CONNECTION WITH THE AWARDING OF RFP 18G100, REQUEST FOR PROPOSALS FOR PROFESSIONAL SERVICES FOR THE ADMINISTRATION & MANAGEMENT OF THE LENGTH OF SERVICE AWARD PROGRAMS (“LOSAPS”) FOR THE QUALIFIED MEMBERS OF THE FIRE DEPARTMENTS & FIRE COMPANIES: NORTH AMITYVILLE FIRE PROTECTION DISTRICT (for the NORTH AMITYVILLE FIRE COMPANY INC.), NORTH BABYLON FIRE PROTECTION DISTRICT (for the NORTH BABYLON VOLUNTEER FIRE COMPANY INC.), NORTH LINDENHURST FIRE PROTECTION DISTRICT (for NORTH LINDENHURST VOLUNTEER FIRE DEPARTMENT INC.), the EAST FARMINGDALE FIRE PROTECTION DISTRICT (for the EAST FARMINGDALE VOLUNTEER FIRE COMPANY INC.) & WYANDANCH FIRE PROTECTION DISTRICT (for the WYANDANCH VOLUNTEER FIRE COMPANY INC.) (hereinafter the subject Fire Departments and Companies PROVIDING EMERGENCY SERVICES TO THE FIRE PROTECTION DISTRICTS WITHIN THE TOWN OF BABYLON (“Administration & Management of LOSAPS)

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

WHEREAS, the following proposals for RFP No. 18G100, for the Administration & Management of LOSAPS were received and opened, and

WHEREAS, a Review Committee was formed pursuant to RFP No. 18G100, with the Town Attorney, Comptroller, Deputy Comptroller, and Stanley E. Orzechowski P.C., as voting members and the Administrative Assistant of the Department of General Services and Albrecht, Viggiano, Zureck & Company, P.C. non-voting members to review all proposals received, and

WHEREAS, a point system was included in the Request for Proposals to rate each proposal submitted, and

WHEREAS, all proposals are on file in the Department of General Services, and

WHEREAS, the following firms submitted proposals and were allotted points as follows:

<u>PROPOSER</u>	<u>TOTAL POINTS</u>
Penflex, Inc.	80
Hometown Benefit Services	70
VFIS	60

WHEREAS, the Committee convened with all members in attendance on November 16 2018 to review all proposals received and on December 3, 2018, the Committee interviewed all three (3) firms, and

WHEREAS, the Committee convened again on December 14, 2018 for a final review, and

WHEREAS, after a thorough review of all proposals and interviews, the Committee recommended awarding RFP No. 18G100 to Penflex, Inc. the firm receiving the highest total number of points, pursuant to the rating system set forth in RFP No. 100, and

WHEREAS, Penflex, Inc., submitted a best and final cost proposal at the request of the Committee, which is on file in the Department of General Services, and

WHEREAS by Resolution No. 908 adopted by the Board of Trustees of the Town of Babylon on December 19, 2018 RFP 18G100 was awarded to Penflex Inc., and the Supervisor was authorized to execute a one (1) year contract with Penflex Inc. subject to approval of the Town Attorney as to form and content, and

WHEREAS by the Terms of Resolution No. 908 as duly adopted on December 19, 2018 the Board authorized that said agreement may be extended for four (4) additional one (1) year periods at the direction of the Town Attorney and Comptroller, and

WHEREAS, in the course of preparing the contracts for Penflex Inc. and for RBC Wealth Management Inc, the firm awarded RFP 18G101 on December 19, 2018 by Resolution No. 909 it was recommended by Penflex Inc. and RBC Wealth Management that Comerica Bank be retained as the Agent (Bank) and firm to handle the financial transactions under the direction and instructions of Penflex Inc. and RBC Wealth Management and the Town of Babylon as LOSAP Sponsor for the payment of benefits to qualified members of the subject Fire Departments and Companies in accordance with the governing Town of Babylon LOSAP plan for the subject Fire Departments and Fire Companies, the agreements between the Town of Babylon and the subject Fire Departments and Companies, and the provisions of the General Municipal Law, and

WHEREAS the LOSAP Review Committee formed pursuant to RFP No. 18G100 and RFP No. 18G101 with the Town Attorney, Comptroller, Deputy Comptroller, and Stanley E. Orzechowski P.C. Special LOSAP Counsel as voting members, have reviewed the qualifications, training and experience of Comerica Bank, and their proposed services, fee schedule and agreement and have concurred in the recommendations of Penflex Inc. and RBC Wealth Management that it would be in the best interests of the Town of Babylon, its LOSAP Plan, the subject Fire Departments and Fire Companies, and be of desired assistance to Penflex Inc. and RBC Wealth Management in the performance of their contractual duties and responsibilities to retain Comerica Bank as Agent (“Bank”)

NOW, THEREFORE, be it

RESOLVED, based on the recommendation of the Committee, the retention of Comerica Bank as Agent (Bank) to perform the financial transaction and payment services for the LOSAP Plan, under the direction and instructions of Penflex Inc. and RBC Wealth Management and the Town of Babylon as LOSAP Sponsor and in furtherance of RFP 18G100 and RFP 18G101, is hereby approved, and be it further

RESOLVED, that the Supervisor be and is hereby authorized to execute a one-year contract with Comerica Bank, as Agent (Bank), subject to approval of the Town Attorney as to form and content, and be it further

RESOLVED, that said contract may be extended for four (4) additional one (1) year periods at the discretion of the Town Attorney and Comptroller, and be it further

RESOLVED that the Supervisor be and is hereby authorized, unless otherwise provided herein, to execute all documents with Comerica Bank as Agent necessary, with the approval of the Town Attorney and the Comptroller, for the establishment and operation of all separate accounts including cash investment accounts and payment plans with Comerica as Agent (Bank) on behalf of the Town of Babylon as LOSAP Plan Sponsor and for each of the subject Fire Departments and Fire Companies, for the payment of LOSAP benefits to eligible members of the subject Fire Departments and Companies, and all other necessary services required of Comerica Bank for that purpose as specified by the contract to be entered into with Comerica Bank, and be it further

RESOLVED that the Supervisor be and hereby is authorized, unless otherwise provided herein, to execute all documents with Comerica Bank as Agent, necessary, with the approval of the Town Attorney and Comptroller, and in accordance with the Town of Babylon LOSAP Plan, the Towns status as fiduciary and Sponsor of the Plan, the Trust established under the Town of Babylon LOSAP Plan by the Town of Babylon, the authority granted to the Town under the Town LOSAP Plan as Plan Sponsor with respect to administration and management of the Plan and Trust assets and distributions thereunder, including, inter alia, the appointment of administrators, investment advisers and trustees, and the agreements based upon the Town LOSAP Plan establishing the LOSAP plans for each of the subject Fire Departments and Companies, to direct the transfer of Plan funds and assets currently held by Empire Bank in trust or otherwise on account to any other financial, banking, insurance or investment or investment advisory firm or institution, to accounts established with RBC Wealth Management, or with any other financial, banking, insurance or investment or investment advisory firm or institution deemed appropriate by the Town of Babylon as LOSAP Sponsor and fiduciary, with the advice and counsel of the Town Attorney and Comptroller, to be in the best interests of the Town LOSAP Plan, the Trust established under the Town LOSAP Plan, the subject Fire Departments and Fire Companies and their members, and pursuant to the Towns fiduciary status as LOSAP Plan Sponsor, and the authority granted to the Town under the Plan and the agreements with the subject Fire Department and Fire Companies, and to execute all necessary documents for the stated purposes on behalf of each of the subject Fire Departments and Fire Companies and their members, and be it further

RESOLVED that in furtherance of the above authorized acts and agreement that Comerica Bank, as Agent (hereinafter also referred to as “Agent” or “Bank”) shall be authorized from time to time, to receive cash deposited with it by anyone on behalf of, or for the credit of the Town of Babylon as LOSAP Sponsor (“Depositor”) and, from time to time, in accordance with instructions from the Town of Babylon, or from Penflex Inc. or RBC Wealth Management to invest, disburse or otherwise dispose of or treat any of such cash, the increase thereof, or any other property received in exchange or substitution therefor; that any instructions required by the Bank from the Town of Babylon as LOSAP Sponsor under which such cash is at all times to be held or disposed of by Bank shall be signed by the persons holding the offices of positions indicated below, or their successors from time to time as follows:

By any one of the following:

_____	_____
(Signature)	Supervisor (Print Name and Position)
_____	_____
(Signature)	Town Attorney (Print Name and Position)
_____	_____
(Signature)	Comptroller (Print Name and Position)

RESOLVED that any person above named or his or her successor from time to time to his or her office or position is hereby authorized on behalf of Town of Babylon as LOSAP Sponsor and with the approval of the Town of Babylon Town Attorney and Town Comptroller to enter into

contracts or execute necessary documents with Bank for the establishment and operation of one or more separate accounts, cash investment accounts or payment plans with Bank for the LOSAP Plan with and for each separate Fire Department or Company and from time to time to provide Bank with specimen signatures of persons authorized to give instructions with respect to such accounts. For Wire Transfer Clients: Each individual named above, or on a separate authorized signers list, shall be considered "Authorized Initiators" and "Authorized Confirmer's" of Payment Orders and other Wire Transfer Requests as defined in the application Wire Transfer Authorization and Security Procedures document; Until written notice to the contrary is duly serviced upon it, Bank may consider this resolution and the authority hereby granted to each of the above named persons and their successors in such offices or positions as continuing in force and effect; and that whenever the Agent shall be provided with a certificate signed by the Supervisor to the effect that a person above named, or his successor, no longer holds the office or position named, that another person has been duly elected or appointed to such office or position, and that by virtue thereof such other person has authority to issue instructions in accordance with this resolution, then said certificate shall, as against Town of Babylon as LOSAP Sponsor, be conclusive evidence of the facts therein stated and thereafter Agent may comply with all instructions signed by such other person in the same manner as though such other person had been expressly named herein.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Abstain
Councilwoman Gordon	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 178 FEBRUARY 27, 2019

IN CONNECTION WITH THE AWARDING OF RFP 18G101, REQUEST FOR PROPOSALS FOR PROFESSIONAL SERVICES FOR AN INVESTMENT ADVISOR OF THE LENGTH OF SERVICE AWARD PROGRAMS ("LOSAPS") FOR THE QUALIFIED MEMBERS OF THE FIRE DEPARTMENTS & FIRE DISTRICTS: NORTH AMITYVILLE FIRE PROTECTION DISTRICT (for the NORTH AMITYVILLE FIRE COMPANY INC.), NORTH BABYLON FIRE PROTECTION DISTRICT (for the NORTH BABYLON VOLUNTEER FIRE COMPANY INC), NORTH LINDENHURST FIRE PROTECTION DISTRICT (for NORTH LINDENHURST VOLUNTEER FIRE DEPARTMENT INC.), the EAST FARMINGDALE FIRE PROTECTION DISTRICT (for the EAST FARMINGDALE VOLUNTEER FIRE COMPANY INC.) & WYANDANCH FIRE PROTECTION DISTRICT (for the WYANDANCH VOLUNTEER FIRE COMPANY INC.) (hereinafter the subject Fire Departments and Companies) PROVIDING EMERGENCY SERVICES TO THE FIRE PROTECTION DISTRICTS WITHIN THE TOWN OF BABYLON ("Investment Advisor of LOSAPS)

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

WHEREAS, the following proposals for RFP No. 18G101, for an Investment Advisor of LOSAPS were received and opened, and WHEREAS, a Review Committee was formed pursuant to RFP No. 18G101, with the Town Attorney, Comptroller, Deputy Comptroller, and Stanley E. Orzechowski P.C., as voting members and the Administrative Assistant of the Department of General Services and Albrecht, Viggiano, Zureck & Company, P.C. non-voting members to review all proposals received, and WHEREAS, a point system was included in the Request for Proposals to rate each proposal submitted, and WHEREAS, all proposals are on file in the Department of General Services, and WHEREAS, the following firms submitted proposals and were allotted points as follows:

PROPOSER	TOTAL POINTS
RBC Wealth Management	80
East End Financial Group	65
VFIS	60
Hometown Benefit Services	25
Captrust Financial Advisors	30
Steel Ridge Advisors, Inc.	0

WHEREAS, the Committee recommended disqualifying Steel Ridge Advisors, Inc. from RFP 18G101 in its entirety as the failed to notarize the required documents in the Request for Proposal,

WHEREAS, the Committee convened with all members in attendance on November 16 2018 to review all proposals received and on December 3, 2018 the Committee interviewed RBC Wealth Management, East End Financial and VFIS and

WHEREAS the Committee convened again on December 14, 2018 for a final review, and

WHEREAS, after a thorough review of all proposals and interviews, the Committee recommended awarding RFP No. 18G101 to RBC Wealth Management, the firm receiving the highest total number of points, pursuant to the rating system set forth in RFP No.18G101, and

WHEREAS, RBC Wealth Management submitted a best and final cost proposal at the request of the Committee, which is on file in the Department of General Services, and

WHEREAS by Resolution No. 909 adopted by the Board of Trustees of the Town of Babylon on December 19, 2018 RFP 18G101 was awarded to RBC Wealth Management Inc, and the Supervisor was authorized to execute a one (1) year contract with Penflex Inc. subject to approval of the Town Attorney as to form and content, and

WHEREAS by the Terms of Resolution No. 909 as duly adopted on December 19, 2018 the Board authorized that said agreement may be extended for four (4) additional one (1) year periods at the direction of the Town Attorney and Comptroller, and

WHEREAS, in the course of preparing the contract for RBC Wealth Management Inc. and the contract for Penflex Inc., the firm awarded RFP 18G100 on December 19, 2018 by Resolution No. 908 as Plan Administrator and Actuary it was recommended by Penflex Inc. and RBC Wealth Management that Comerica Bank be retained as the Agent (Bank) and firm to handle the financial transactions under the direction and instructions of Penflex Inc. and RBC Wealth Management and the Town of Babylon as LOSAP Sponsor for the payment of benefits to qualified members of the subject Fire Departments and Companies in accordance with the governing Town of Babylon LOSAP plan for the subject Fire Departments and Fire Companies, the agreements between the Town of Babylon and the subject Fire Departments and Companies, and the provisions of the General Municipal Law, and

WHEREAS the LOSAP Review Committee formed pursuant to RFP No. 18G100 and RFP No. 18G101 with the Town Attorney, Comptroller, Deputy Comptroller, and Stanley E. Orzechowski P.C. Special LOSAP Counsel as voting members, have reviewed the qualifications, training and experience of Comerica Bank, and their proposed services, fee schedule and agreement and have concurred in the recommendations of Penflex Inc. and RBC Wealth Management that it would be in the best interests of the Town of Babylon, its LOSAP Plan, the subject Fire Departments and Fire Companies, and be of desired assistance to Penflex Inc. and RBC Wealth Management in the performance of their contractual duties and responsibilities to retain Comerica Bank as Agent ("Bank").

NOW, THEREFORE, be it

RESOLVED, based on the recommendation of the Committee, the retention of Comerica Bank as Agent (Bank) to perform the financial transaction and payment services for the LOSAP Plan, under the direction and instructions of Penflex Inc. and RBC Wealth Management, and the Town of Babylon as LOSAP Plan Sponsor and in furtherance of RFP 18G100 and RFP 18G101, is hereby approved, and be it further

RESOLVED, that the Supervisor be and is hereby authorized to execute a one-year contract with Comerica Bank, as Agent (Bank), subject to approval of the Town Attorney as to form and content, and be it further

RESOLVED, that said contract may be extended for four (4) additional one (1) year periods at the discretion of the Town Attorney and Comptroller, and be it further

RESOLVED that the Supervisor be and is hereby authorized, unless otherwise provided herein, to execute all documents with Comerica Bank as Agent necessary, with the approval of the Town Attorney and the Comptroller, for the establishment and operation of all separate accounts including cash investment accounts and payment plans with Comerica as Agent on behalf of the Town of Babylon as LOSAP Plan Sponsor and for each of the subject Fire Departments and Fire Companies, for the payment of LOSAP benefits to eligible members of the subject Fire Departments and Companies, and all other necessary services required of Comerica Bank for that purpose as specified by the contract to be entered into with Comerica Bank, and be it further

RESOLVED that the Supervisor be and hereby is authorized, unless otherwise provided herein, to execute all documents with Comerica Bank as Agent necessary, with the approval of the Town Attorney and Comptroller, and in accordance with the Town of Babylon LOSAP Plan, the Towns status as fiduciary and Sponsor of the Plan, the Trust established under the Town LOSAP Plan, the authority granted to the Town under the Town LOSAP Plan as Plan Sponsor with respect to administration and management of the Plan and Trust assets and distributions thereunder, including, inter alia, the appointment of administrators, investment advisers and trustees, and the agreements based upon the Town LOSAP Plan establishing the LOSAP plans for each of the subject Fire Departments and Companies, to direct the transfer of Plan funds and assets currently held by Empire Bank in trust or otherwise on account to any other financial, banking, insurance or investment or investment advisory firm or institution, to accounts established with RBC Wealth Management, or with any other financial, banking, insurance or investment or investment advisory firm or institution deemed appropriate by the Town of Babylon as LOSAP Sponsor, with the advice and counsel of the Town Attorney and Comptroller, to be

in the best interests of the Town LOSAP Plan, the Trust established under the Town LOSAP Plan, the subject Fire Departments and Fire Companies and their members, and pursuant to the Towns fiduciary status as LOSAP Plan Sponsor, and the authority granted to the Town under the Plan and the agreements with the subject Fire Department and Fire Companies, and to execute all necessary documents for the stated purposes on behalf of each of the subject Fire Departments and Fire Companies and their members, and be it further;

RESOLVED that in furtherance of the above authorized acts and agreement that Comerica Bank, as Agent (hereinafter also referred to as "Agent" or "Bank") shall be authorized from time to time, to receive cash deposited with it by anyone on behalf of, or for the credit of the Town of Babylon as LOSAP Sponsor ("Depositor") and, from time to time, in accordance with instructions from the Town of Babylon, or from Penflex Inc. or RBC Wealth Management to invest, disburse or otherwise dispose of or treat any of such cash, the increase thereof, or any other property received in exchange or substitution therefor; that any instructions required by the Bank from the Town of Babylon as LOSAP Sponsor under which such cash is at all times to be held or disposed of by Bank shall be signed by the persons holding the offices of positions indicated below, or their successors from time to time as follows:

By any one of the following:

_____	_____
(Signature)	Supervisor (Print Name and Position)
_____	_____
(Signature)	Town Attorney (Print Name and Position)
_____	_____
(Signature)	Comptroller (Print Name and Position)

RESOLVED that any person above named or his or her successor from time to time to his or her office or position is hereby authorized on behalf of Town of Babylon as LOSAP Sponsor and with the approval of the Town of Babylon Town Attorney and Town Comptroller to enter into contracts or execute documents with Bank for the establishment and operation of one or more separate accounts, cash investment accounts or payment plans with Bank for the LOSAP Plan with and for each separate Fire Department or Company and their members and from time to time to provide Bank with specimen signatures of persons authorized to give instructions with respect to such accounts. For Wire Transfer Clients: Each individual named above, or on a separate authorized signers list, shall be considered "Authorized Initiators" and "Authorized Confirmers" of Payment Orders and other Wire Transfer Requests as defined in the application Wire Transfer Authorization and Security Procedures document; Until written notice to the contrary is duly serviced upon it, Bank may consider this resolution and the authority hereby granted to each of the above named persons and their successors in such offices or positions as continuing in force and effect; and that whenever the Agent shall be provided with a certificate signed by the Supervisor to the effect that a person above named, or his successor, no longer holds the office or position named, that another person has been duly elected or appointed to such office or position, and that by virtue thereof such other person has authority to issue instructions in accordance with this resolution, then said certificate shall, as against Town of Babylon as LOSAP Sponsor, be conclusive evidence of the facts therein stated and thereafter Agent may comply with all instructions signed by such other person in the same manner as though such other person had been expressly named herein.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Abstain
Councilwoman Gordon	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 179 FEBRUARY 27, 2019
AUTHORIZATION FOR Town Board TO SUPPORT THE PASSAGE OF
AN ACT IN RELATION TO THE VICTIM COMPENSATION FUND**

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

WHEREAS, after the terrorist attacks of September 11, 2001 ("9/11"), a fund was established to compensate victims and their families of 9/11 related illnesses and deaths known as the "Victim Compensation Fund" ("VCF"), and

WHEREAS, the Special Master of VCF has advised that there is a budgetary shortfall hindering payments to all those affected; and

WHEREAS, on February 25, 2019, lawmakers introduced a bill in Congress to fully compensate first responders and survivors experiencing illnesses related to the 9/11 terrorist attacks, and

WHEREAS, the bill known as the "Never Forget the Heroes: Permanent Authorization of the September 11th Victim Compensation Fund Act" would guarantee that first responders and other survivors would receive their full benefit from the September 11th Victim Compensation Fund and would make funding permanent; and

WHEREAS, Representatives Carolyn Maloney, Jerold Nadler and Peter King have all supported the passage of this legislation; and

WHEREAS, the Town of Babylon Town Board would like to support the passage of this bill so that all victims and their families who have suffered illness and death due to 9/11 may be compensated adequately.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Babylon hereby respectfully urges our lawmakers to pass the "Never Forget the Heroes: Permanent Authorization of the September 11th Victim Compensation Fund Act" as sponsored by Representatives Carolyn Maloney, Jerold Nadler and Peter King;

RESOLVED, that the Town Board of the Town of Babylon authorizes the Supervisor to sign any and all necessary documents needed to support the passage of the "Never Forget the Heroes: Permanent Authorization of the September 11th Victim Compensation Fund Act".

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

Being no further business before the Board, the meeting adjourned at 3:34 pm on the motion of Councilwoman Gordon, seconded by Councilman Martinez.

Geraldine Compitello, Town Clerk

/jt