

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 13th day of March, 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

**RESOLUTION NO. 180 MARCH 13, 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 27, 2019

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 181 MARCH 13, 2019
SCHEDULING A PUBLIC HEARING IN REFERENCE TO THE COASTAL EROSION HAZARD AREA, VARIANCE APPLICATION OF EVELYN SCALISE, 39 THE BAYOU, OAK BEACH, SCTM NO. 0100-243-1-165**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 10th day of April, 2019 at 7:00 p.m., prevailing time, to consider the Coastal Erosion Hazard Area variance application of Evelyn Scalise for the premises located at 39 The Bayou, Oak Beach, SCTM No. 0100-243-1-165 to allow the construction of a new dwelling which is prohibited under Chapter 99, Section 99-12 of the Babylon Town Code, and be it further

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 182 MARCH 13, 2019
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING
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

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 3, Article II, Section 3-4 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 3, Article II, Section 3-4

[Parking, Standing, and Stopping Restrictions Designated]

DELETE from Schedule K:

Name of Street/Side Location	Hamlet	Regulation	Hours/Days
Ralph Avenue/ North side from the corner of Cedar Street East for a total distance of 175 feet +/-	CO	No Parking	7 a.m. to 6 p.m. Monday through Friday

AMEND in Schedule K

Parliament Place/West Side From a point 112 feet +/- North of Mohawk Drive North for 53 feet +/- (To School Property)	NB	No Stopping	8:00 a.m. to 9:00 a.m. 2:30 p.m. to 3:30 p.m. /School Days
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. to 3:30 p.m. /School Days

**RESOLUTION NO. 183 MARCH 13, 2019
ENVIRONMENTAL DETERMINATION THAT THE DOWNTOWN COPIAGUE CHAMBER CORNER IMPROVEMENTS PROPOSED IN DOWNTOWN COPIAGUE ARE A TYPE II ACTION PURSUANT TO TOBEQRA AND SEQRA**

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

WHEREAS, the Town Board of the Town of Babylon is requesting funding from the Suffolk County Downtown Revitalization Grant Round 17 to fund amenities in Downtown Copiague in the Town of Babylon; and

WHEREAS, the Town of Babylon proposes to secure funding for new streetscape amenities within Downtown Copiague; and

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

WHEREAS, the Town Board of the Town of Babylon has determined that the streetscape improvements proposed within Downtown Copiague is a Type II Action pursuant to Section 114-5 C. (19), TOBEQRA; and

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

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

NOW, THEREFORE, be it

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 184 MARCH 13, 2019
TOWN BOARD SUPPORT FOR SUFFOLK COUNTY DOWNTOWN REVITALIZATION PROGRAM ROUND 17 – DOWNTOWN
COPIAGUE CHAMBER CORNER IMPROVEMENTS**

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

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

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

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

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

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

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

WHEREAS, the Town Board of the Town of Babylon has determined that the streetscape improvements proposed within Downtown Copiague is a Type II Action pursuant to Section 114-5C (19), TOBEQRA; and

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

NOW, THEREFORE, be it resolved that the Town Board of the Town of Babylon hereby states its support of the Suffolk County Downtown Revitalization Program Round 17 –Downtown Copiague Chamber Corner Improvements proposed by the Copiague Chamber of Commerce pursuant to the Suffolk County Downtown Revitalization Program through the Town of Babylon; and be it further;

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

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

**RESOLUTION NO. 185 MARCH 13, 2019
AUTHORIZING 2019 OPERATING TRANSFER**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Town Comptroller that the following 2019 Operating Transfer is hereby authorized:

Capital Project Fund

	<u>Increase</u>	<u>Decrease</u>
H135 – 2014 Various Parks Improvements		
Interfund Transfer		
H135.0000.5031	\$ 4,500	
Equipment & Capital Outlay		
H135.7197.20		\$ 4,500
	<u>General Fund</u>	
Transfer to capital project fund		
Interfund Transfer		
A.9950.90	\$ 4,500	
Parks		
Professional and technical services		
A.7110.44		\$ 4,500

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

**RESOLUTION NO. 186 MARCH 13, 2019
AUTHORIZING 2019 BUDGET MODIFICATION**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Town Comptroller, that the following 2019 Budget Modification is hereby authorized:

	<u>Increase</u>	<u>Decrease</u>
General Fund		
Youth Institute		
Program Operations		
A.4585.47	\$ 45,000	
Youth Programs		
Program Operations		
A.7310.47		\$ 45,000

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

**RESOLUTION NO. 187 MARCH 13, 2019
ACCEPTING A DONATION**

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 the following donation is accepted with gratitude:

DONATOR	ITEM AND VALUE	RECOMMENDED BY	USE
Crazy Chick Inc.	10 individual bags of Crazy Chicks products.	Town Supervisor	Babylon Animal Shelter use.

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

**RESOLUTION NO. 188 MARCH 13, 2019
AUTHORIZING EMPLOYEE REIMBURSEMENT**

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

EMPLOYEE	AMOUNT
Mary Cascone	\$313.86 Historic relics
Delores Bocklet	\$39.95 Equipment part
Delores Bocklet	\$26.27 Refreshments
Andrew Baranowski	\$184.95 Renewal of townofbabylon.com domain
Kerry A. Riordan	\$108.85 Supplies
Geraldine Compitello	\$72.61 Supplies
Geraldine Compitello	\$181.19 supplies for Women in Business Empowerment Forum
Joseph Wilson	\$11.85 postage
Geraldine Compitello	\$617.13 refrigerator

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

**RESOLUTION NO. 189 MARCH 13, 2019
AUTHORIZING REFUND OF PAYMENT**

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

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

REFUND OF PAYMENT:

PAYEE	ADDRESS	TYPE	AMOUNT	REASON
Joan O'Dell	42 Jean Dr., N Babylon, NY 11703	Green Homes Benefit Assessment	\$100.00	overpayment

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

**RESOLUTION NO. 190 MARCH 13, 2019
AUTHORIZING RELEASE OF FEES**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Commissioner of Planning and Development, that the following Christmas tree fees be released:

PAYEE	PROPERTY LOCATION	PERMIT# APPLICATION#	AMOUNT DUE
Vincent Battista 1400 9 th Street West Babylon, NY 11704	610 Farmingdale Road Lindenhurst, NY 11757 SCTM#0100-133.00-01.00-031.001	Permit: 2018-1635 App: 129143	\$500.00

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

**RESOLUTION NO. 191 MARCH 13, 2019
ADOPTING THE RATE SCHEDULE FOR THE EAST FARMINGDALE WATER DISTRICT**

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

WHEREAS, the East Farmingdale Water District ("District") has been duly formed pursuant to the applicable provisions of the Town Law of the State of New York and is the owner of facilities used in the sale and distribution of water to consumers in the District as shown on the plans and maps, copies of which are on file in the Town Clerk's office; and

WHEREAS, the District and the Suffolk County Water Authority ("SCWA") entered into a 40-year Management Lease Agreement for Operation of East Farmingdale Water District in October 2010 (the "Management Lease") and

WHEREAS, the Management Lease provides that SCWA shall operate, maintain and repair, at its own cost and expense, the entire operating plant, existing wells, hydrants, storage and distribution system of the District; and

WHEREAS, upon execution of the Management Lease, the SCWA paid the District the sum of \$3,000,000 for the right to operate the District and realize and retain the revenues therefrom in accordance with the terms of the Management Lease; and

WHEREAS, in the Management Lease, the District agrees to apply monies of the District as are necessary for the purpose of discharging existing indebtedness of the District and that monies not used for the discharge of indebtedness of the District may be used for any other purpose authorized by law, with such monies applied principally to the stabilization of District rates; and

WHEREAS, at the inception of the Management Lease, the District remained responsible for all improvements and remediation to District Plant No. 4 and contaminated wells 4-1 and 4-2. Once the remediation project was successfully completed, the District's responsibility for the costs of such solution terminated; and

WHEREAS, SCWA shall, in its sole discretion and at its own cost and expense, make replacements, additions, betterments and improvements or abandon any portion of the water supply and distribution system now existing within the territorial limits of the District in order to provide adequate supply of water at proper pressure to the District and that such replacements, additions, betterments and improvements may provide for the connection and interconnection with the distribution system of the SCWA; and

WHEREAS, SCWA is required to conduct all necessary water sampling, testing, monitoring and analyses, regulatory reporting and prepare water quality statements to ensure water quality is in compliance with all federal and state laws, rules and regulations, and assure water supply and quality complies with the same; and

WHEREAS, the Management Lease provides that the District shall continue to receive 100% of all revenues generated from cell antenna lease(s) on the District water tank; and

WHEREAS, in consideration of the services provided by the SCWA, the District agrees to pay SCWA a Management Fee equal to the revenues the SCWA would receive if SCWA rates and charges were applied for water service within the District; and

WHEREAS, the last rate change for the District became effective April 1, 2018 which was the third-rate change for the District since 1993 when the District ad valorem property tax was eliminated; and

WHEREAS, the Town Comptroller has informed the Town Board, acting on its own behalf and on behalf of the District, that changes in the District rates must occur to avoid a significant deterioration of District financial conditions and to preserve positive cash balance in the District fund;

NOW THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Babylon that the attached East Farmingdale Water District Rates are adopted by the Town Board effective May 1, 2019.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

EAST FARMINGDALE WATER DISTRICT
WATER RATES

RATES EFFECTIVE: May 1, 2019

Tiered Water Rates – Cumulative (per year):

Cumulative Water Consumption Per Year		Rate (\$/1,000 gallons)
0	– 200,000 gallons:	\$1.35 per one thousand gallons
200,000	– 300,000 gallons:	\$1.75 per one thousand gallons
300,000 gallons	– and above:	\$2.15 per one thousand gallons

Minimum Rates and Gallons for the Following Size Meters (per quarter):

<u>Meter Size</u>	<u>Minimum Gallons (Per Quarter)</u>	<u>Rate (\$/Quarter)</u>
¾ - inch	9,000 gallons	\$12.15
¾ - inch	15,000 gallons	\$ 20.25
1 - inch	21,000 gallons	\$ 28.35
1½ - inch	39,000 gallons	\$ 52.65
2 - inch	63,000 gallons	\$ 85.05
3 - inch	120,000 gallons	\$ 162.00
4 - inch	216,000 gallons	\$ 298.00
6 - inch	486,000 gallons	\$ 844.90
8 - inch	864,000 gallons	\$ 1,657.6
10 - inch	1,350,000 gallons	\$ 2,702.50
12 - inch	1,944,000 gallons	\$ 3,979.60

Fire Service (per quarter):

<u>Meter Size</u>	<u>Rate (\$/Quarter)</u>
2 - inch	\$ 51.19
4 - inch	\$ 92.32
6 - inch	\$ 257.33
8 - inch	\$ 532.80
10 - inch	\$ 941.68
12 - inch	\$ 1,498.70
16 - inch	\$ 4,327.38

Private Hydrants

\$74.75 per quarter per hydrant

Public Hydrants (Fire Departments)

\$16.50 per quarter per hydrant

**RESOLUTION NO. 192 MARCH 13, 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

<u>NAME</u>	<u>TITLE</u>	<u>TERM EXP.</u>	<u>SALARY</u>
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.
Charneice McCullough	1 st Alternate		257.78/mtg.
	2 nd Alternate		257.78/mtg.
Colleen Farrell	Secretary		300/mtg.
Carolyn Bivona	Alternate Secretary		300/mtg.

**RESOLUTION NO. 193 MARCH 13, 2019
AUTHORIZING THE SUPERVISOR TO SIGN AND SUBMIT THE FISCAL YEAR 2018
CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT**

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

WHEREAS, the Town of Babylon has prepared a draft of the Fiscal Year 2018 Housing and Community Development Plan (HCD Plan) Consolidated Annual Performance Evaluation Report (CAPER) for submittal to the U.S. Department of Housing and Urban Development (HUD); and

WHEREAS, the draft document has been made readily available for all interested members of the public to review and provide comment;
and

WHEREAS, submission of the Fiscal Year 2018 HCD Plan Consolidated Annual Performance Evaluation Report requires that the authorized official representative of the Town, the Supervisor, sign the document,

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon, that the Supervisor be and he hereby is authorized to execute the CAPER signature requirements, subject to public comments, ending on March 22, 2019, and submit the Fiscal Year 2018 HCD Plan Consolidated Annual Performance Evaluation Report (CAPER) to the U.S. Department of Housing and Urban Development; and be it further

RESOLVED, that the CAPER is subject to the review of the Town Attorney as to form and content.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 194 MARCH 13, 2019

CONFIRMING MEMBERSHIP TO THE NORTH BABYLON VOLUNTEER FIRE COMPANY, INC.

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

BE IT RESOLVED, that pursuant to Section 1402 of the Not-For-Profit Law of the State of New York, the following residents are duly elected in conformity with the By-Laws of the North Babylon Volunteer Fire Company, Inc., 20 Hale Road, North Babylon, New York:

Mugeet Choudhry	41 Lenox Road, North Babylon, NY 11703
Navarre Kurtz	170 Van Buren Street, North Babylon, NY 11703

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 195 MARCH 13, 2019

AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 364 OLD FARMINGDALE RD., WEST BABYLON 11704 SCTM NO. 0100-211.00-01.00-009.000

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

WHEREAS, a certain structure(s) located at 364 Old Farmingdale Rd., West Babylon, New York, bearing SCTM# 0100-211.00-01.00-009.000 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 364 Old Farmingdale Rd., West Babylon, New York, bearing SCTM# 0100-211.00-01.00-009.000 to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the inspector's report dated March 1, 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. 196 MARCH 13, 2019

AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 111 COLUMBIA STREET, WEST BABYLON, NY SCTM NO. 0100-106.00-02.00-033.000

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

WHEREAS, a certain structure(s) located at 111 Columbia Street, West Babylon, New York, bearing SCTM# 0100-106.00-02.00-033.000 has no running water as per a communication with the Suffolk County Water Authority and the rear door 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 111 Columbia Street, West Babylon, New York, bearing SCTM# 0100-106.00-02.00-033.000 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 March 8, 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. 197 MARCH 13, 2019

AUTHORIZING ISSUANCE OF A BUILDING PERMIT FOR YELENA CHORNEY OUTER BEACH APPLICATION NO. 129439 SCTM #0100-240-1-47

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

WHEREAS, the Building Division of the Department of Planning and Development of the Town of Babylon has reviewed Outer Beach Application No. 129439 of Yelena Chorney, for the premises located at 2 Broadway, Gilgo Beach, NY (SCTM #0100-240-1-47), to remove and replace 92' of bulkhead; and

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

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

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon that upon the recommendation of the Commissioner of Planning and Development, Outer Beach Application No. 129439 of Yelena Chorney, for the premises located at 2 Broadway, Gilgo Beach, NY (SCTM #0100-240-1-47), to remove and replace 92' of bulkhead; and be it further

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 198 MARCH 13, 2019

AMENDING RESOLUTION NO. 16 OF JANUARY 2, 2019 APPOINTING BOARD MEMBERS AND SETTING SALARIES OF BOARD OF ASSESSMENT REVIEW

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

WHEREAS, Resolution No. 16 of January 2, 2019, made appointments to the Board of Assessment Review and

WHEREAS, Board Member Genine Gerbino was inadvertently listed as Genine Rigney (her former name), and the Town Board now wishes to amend Resolution 16 of January 2, 2019 to correct the name,

NOW THEREFORE BE IT

RESOLVED, that the member listing contained in Resolution No. 16 of January 2, 2019 is hereby amended as follows:

BOARD OF ASSESSMENT REVIEW

NAME	TITLE	TERM EXP.	SALARY
Karen Crescione	Chairperson	9/30/2022	9,750/ann.
Thomas Humphrey	Member	9/30/2021	8,750/ann.
Nathan King	Member	9/30/2020	8,750/ann.
Genine Gerbino	Member	9/30/2019	8,750/ann.
Alicia Marks	Member	9/30/2023	8,750/ann.
Nancy Ciolino	Secretary		6,000/ann.
Marianne Hunt	Stenographer		6,000/ann.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 199 MARCH 13, 2019
AUTHORIZING PERMISSION FOR A PARADE ON APRIL 14, 2019
IN THE TOWN OF BABYLON FOR THE LINDENHURST AMERICAN LITTLE LEAGUE**

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

WHEREAS, the Lindenhurst American Little League has requested permission to hold a parade on Sunday, April 14, 2019 with a rain date of April 28, 2019 within the Town of Babylon,

INDIVIDUAL: Jason Peckholdt 909 N. Delaware Ave. Lindenhurst, NY 11757 (631) 431-0005	ORGANIZATION: Lindenhurst American Little League 654 N. Wellwood Ave., Lindenhurst, NY 11757 1-855-LINDY-BB
DATES & TIMES: Date(s): 4/14/2019 to: Time: 10:00 a.m. to 12:00 p.m. Rain Date: 4/28/2019	STARTING: Spiegelhagen St. @ King Kullen/Blink Fitness, Lindenhurst (rear parking lot) ENDING: Softball Field @ Town of Babylon, Lindenhurst

ROUTE:
Traveling east on Spiegelhagen St., turning right onto Indiana Ave. and ending at Babylon Town Hall baseball field.

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

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

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

FOR OFFICE USE ONLY:

Geraldine Compitello
Geraldine Compitello, Babylon Town Clerk

**RESOLUTION NO. 200 MARCH 13, 2019
AUTHORIZING PERMISSION FOR A BIKE-A-THON ON JUNE 7, 2019
IN THE TOWN OF BABYLON FOR THE BIKE TO THE BEACH FOR AUTISM**

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

WHEREAS, the Bike to the Beach for Autism has requested permission to hold a Bike-a-Thon on Friday, June 7, 2019, from 9:30 a.m. to 12:00 p.m. within the Town of Babylon,

INDIVIDUAL: Carl Sylvester 6006 Maiden Lane Bethesda, MD 20178 (202) 256-7887	ORGANIZATION: Bike to the Beach for Autism c/o Autism Speaks 1990 K St., NW 2 nd Floor Washington D.C. 20006 (202) 642-2209
DATES & TIMES: Date(s): 6/7/2019 to: Time: 9:30 a.m. to 12:00 p.m. Rain Date: n/a	STARTING: Oak St., Amityville ENDING: John Street, Babylon
ROUTE: Entering the Town of Babylon at Oak St., Amityville; proceeding toward Hoffman Ave.; then onto Hoffman Ave. proceeding towards Railroad Ave.; then onto Railroad Ave. proceeding towards Trolley Line Rd.; then onto Trolley Line Rd. proceeding onto Railroad Ave.; then onto Deer Park Ave.; making a left onto Cooper St; then onto John St. *See attached route map with turn by turn directions	

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
Geraldine Compitello, Babylon Town Clerk



Our Riders Obey the Rules of the Road

At Bike to the Beach, we know that sharing public roadways is not a right – it's a privilege. By law, bicycles are classified as vehicles and as such are subject to the same laws, and we make every effort to ensure that our riders follow the rules of the road. We take a no tolerance approach to enforcing the rules of the road and safe cycling rules. Our Safety Crew will remove Riders who are endangering themselves and others through careless cycling.

Bike to the Beach enforces the following rules of the road. Our riders ...

- **Go With the Traffic Flow** - Ride on the right in the same direction as other vehicles. Go with the flow – not against it. Motorists aren't looking for bicyclists riding on the wrong side of the road. State law and common sense require that bicyclists drive like other vehicles. Do not ride on the sidewalk.
 - **Obey All Traffic Laws** - A bicycle is a vehicle and you're a driver. When you ride in the street, obey all traffic signs, signals, and lane markings.
 - **Ride with the group** – When riding with other bikers, ride with the group in the same traffic lane or in the same shoulder. Ride two-by-two or in a single file line on the right side of the road or in a bike lane. Allow plenty of room for cars and other vehicles to pass on your left.
 - **Stay in bike-lanes or on road shoulder** - Choose the safest path when on the road and stay to the right.
 - **Do NOT Pass on the Right** - Motorists may not look for or see a bicycle passing on the right.
- **Ride Predictably** - Ride in a straight line, not in and out of cars. Signal your moves to others.
 - **Stay Alert at All Times** - Use your eyes AND ears. Watch out for potholes, cracks, wet leaves, storm grates, railroad tracks, or anything that could make you lose control of your bike. You need your ears to hear traffic and avoid dangerous situations; don't wear headphones when you ride.
 - **Look Before Turning** - When turning left or right, always look behind you for a break in traffic, then signal before making the turn. Watch for left- or right-turning traffic.
 - **Watch for Parked Cars** - Ride far enough out from the curb to avoid the unexpected from parked cars (like doors opening, or cars pulling out).
 - **Follow Lane Markings** - Don't turn left from the right lane. Don't go straight in a lane marked "right-turn only."

RESOLUTION NO. 201 MARCH 13, 2019 AUTHORIZING PERMISSION FOR A PARADE ON APRIL 6, 2019 IN THE TOWN OF BABYLON FOR THE NORTH BABYLON YOUTH LEAGUE

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

WHEREAS, the North Babylon Youth League has requested permission to hold a parade on Saturday, April 6, 2019 with a rain date of April 7, 2019 within the Town of Babylon,

INDIVIDUAL: Kenneth Primm 43 Jean Dr., North Babylon, NY 11703 (631) 586-1052	ORGANIZATION: North Babylon Youth League P.O. Box 2404 North Babylon, NY 11703 Lea Vandemoth (917) 796-3330 Valerie Grube (516) 650-7011
DATES & TIMES: Date(s): 4/6/2019 to: Time: 10:30 a.m. to 11:00 a.m. Rain Date: 4/7/2019	STARTING: West Parking Lot @ North Babylon High School, 1 Phelps Lane, North Babylon ENDING: Phelps Lane Pool Parking Lot @ Town of Babylon Parks & Recreation, 151 Phelps Lane, North Babylon

ROUTE:
Leaving the west parking lot of the North Babylon High School, turning right onto Phelps Lane and ending at Phelps Lane Pool Parking Lot.

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

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

FOR OFFICE USE ONLY:



Geraldine Compitello, Babylon Town Clerk

RESOLUTION NO. 202 MARCH 13, 2019 AUTHORIZING PERMISSION FOR A WALK-A-THON ON OCTOBER 6, 2019 IN THE TOWN OF BABYLON FOR THE TANGER 11TH ANNUAL 5K RUN/WALK

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

WHEREAS, the Tanger Outlets Deer Park has requested permission to hold a walk-a-thon on Sunday, October 6, 2019, from 8:00 a.m. to 10:00 a.m. within the Town of Babylon,

INDIVIDUAL: Nancy Larson 152 The Arches Circle, Deer Park, NY 11729 (631) 242-0239	ORGANIZATION: Tanger Outlets Deer Park 152 The Arches Circle, Deer Park, NY 11729 (631) 242-0239
DATES & TIMES: Date(s): 10/6/2019 to: Time: 8:00 a.m. to 10:00 a.m. Rain Date: n/a	STARTING: Main Entrance I at Tanger Outlets Deer Park ENDING: Main Entrance I at Tanger Outlets Deer Park

ROUTE:
Leaving the main entrance at Tanger Outlets and proceeding north to Marcus Boulevard, crossing Commack Road to Grand Boulevard, then westbound on Grand Boulevard to East 3rd Street (turn around point); then proceeding east on Grand Boulevard to the main entrance at Tanger Outlets.

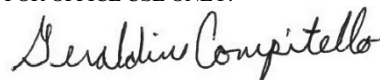
NOW, THEREFORE, be it RESOLVED, that the Town Clerk is hereby directed to forward a copy of this said resolution to the following Departments within the of the Town of Babylon; Public Safety, Central Alarm, Highway, Parks & Recreation, Fire Prevention, Solid Waste Management and also the Suffolk County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

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

FOR OFFICE USE ONLY:



Geraldine Compitello, Babylon Town Clerk

**RESOLUTION NO. 203 MARCH 13, 2019
AUTHORIZING PERMISSION FOR A BICYCLE RIDE ON FRIDAY, JULY 19, 2019
IN THE TOWN OF BABYLON FOR THE WOUNDED WARRIOR PROJECT**

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

WHEREAS, the Wounded Warrior Project has requested permission to hold a bicycle ride on Friday, July 19, 2019 within the Town of Babylon;

INDIVIDUAL: Sharda Perez 4899 Belfort Road – Suite: 300, Jacksonville, FL 32256 (904) 405-1201	ORGANIZATION: Wounded Warrior Project 4899 Belfort Road – Suite: 300, Jacksonville, FL 32256 (904) 874-7884
DATES & TIMES: Date(s): 7/19/2019 to: Time: 8:00 a.m. to 12:00 p.m. Rain Date: n/a	STARTING: Town of Babylon, 200 E. Sunrise Highway, Lindenhurst, NY ENDING: Overlook Beach, Ocean Parkway, Babylon, NY
ROUTE: Leaving Town of Babylon Town Hall, proceed west on Sunrise Highway to Wellwood Avenue; then south on Wellwood Avenue to West Hoffman Avenue; west on West Hoffman Avenue to Oak Street; west on Oak Street to Route 110; south on Route 110 to Montauk Highway/Merrick Road; east on Montauk Highway/Merrick Road to South Wellwood Avenue; [Rest Stop at Lindenhurst Middle School]; north on South Wellwood Avenue to East Hoffman Avenue; east on East Hoffman Avenue/Railroad Avenue to Route 109/Little East Neck Road; south on Route 109/Little East Neck Road to Montauk Highway; east on Montauk Highway to Robert Moses Causeway; [Rest Stop at St. John the Baptist High School]; south on Robert Moses Causeway to Ocean Parkway; east on Ocean Parkway to and ending at Overlook Beach.	

NOW, THEREFORE, be it

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

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. 204 MARCH 13, 2019
AUTHORIZING PERMISSION FOR A WALK-A-THON ON APRIL 18, 2019
IN THE TOWN OF BABYLON FOR THE WYANDANCH COMMUNITY RESOURCE CENTER**

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

WHEREAS, The Wyandanch Community Resource Center has requested permission to hold a Walk-A-Thon on Thursday, April 18, 2019, from 12:00 p.m. to 1:00 p.m. within the Town of Babylon,

INDIVIDUAL: Beverly Theodore 1585 Straight Path, Wyandanch, NY 11798 (631) 643-1960	ORGANIZATION: Wyandanch Community Resource Center 1585 Straight Path, Wyandanch, NY 11798 (631) 643-1957
DATES & TIMES: Date(s): 4/18/2019 to: Time: 12:00 p.m. to 1:00 p.m. Rain Date: n/a	STARTING: Wyandanch Community Resource Center, Wyandanch ENDING: Wyandanch Community Resource Center, Wyandanch

ROUTE:
Leaving the Wyandanch Community Resource Center, proceed northeast on Straight Path to Station Drive and continue to the LIRR parking garage. Turnaround. Leaving the LIRR parking garage travel south to Station Drive and continue to Straight Path to the Wyandanch Community Resource Center.

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. 205 MARCH 13, 2019
AUTHORIZING PERMISSION FOR A PARADE ON JUNE 8, 2019 IN THE TOWN OF BABYLON
FOR WYANDANCH FAMILY AND RECOGNITION DAY, INC.**

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

WHEREAS, Wyandanch Family and Recognition Day, Inc. has requested permission to hold a parade on Saturday, June 8, 2019 with a rain date of June 15, 2019 within the Town of Babylon,

INDIVIDUAL: Charles Jackson 54 Willow Street, Wheatley Heights, NY 11798 (631) 671-3147	ORGANIZATION: Wyandanch Family and Recognition Day, Inc. P.O. Box 585, Wheatley Heights, NY 11798 (631) 671-3147
DATES & TIMES: Date(s): 6/8/2019 to: Time: 9:00 a.m. to 1:00 p.m. Rain Date: 6/15/2019	STARTING: Intersection of Straight Path & Long Island Avenue, Wyandanch ENDING: Intersection of Mount Avenue & Birch Street, Wyandanch (Wyandanch Park)

ROUTE:

Proceed south on Straight Path to Parkway Boulevard, proceeding east on Parkway Boulevard to Mount Avenue, proceeding north on Mount Avenue to the end at Birch Street.

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 206 MARCH 13, 2019

A RESOLUTION SUPPLEMENTING TOWN BOARD RESOLUTION NO. 104 JANUARY 27, 2016 AND AUTHORIZING THE ISSUANCE OF \$260,000 BONDS OF THE TOWN OF BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE THE ACQUISITION OF FIRE ALARMS FOR TOWN BUILDINGS

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

WHEREAS, the applicable provisions of the State Environmental Quality Review Act have been complied with to the extent required with respect to the above-titled purposes;

WHEREAS, on December 20, 2016, the Town Board of the Town of Babylon adopted the following Bond Resolution:

RESOLUTION NO. 104 JANUARY 27, 2016

AUTHORIZING THE ISSUANCE OF \$260,000 BONDS OF THE TOWN OF BABYLON, SUFFOLK COUNTY, NEW YORK, TO FINANCE THE ACQUISITION OF FIRE ALARMS IN TOWN HALL

WHEREAS, Town Board of the Town desires to supplement the forgoing resolution to provide for the financing of the acquisition of fire alarms for other Town buildings:

BE IT RESOLVED, by the Town Board of the Town of Babylon, Suffolk County, New York, as follows:

Section 1. For the financing of the acquisition of fire alarms for Town buildings, a class of objects or purposes, there is hereby authorized to be issued \$260,000 bonds of the Town of Babylon, New York, pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of such class of objects or purposes is \$260,000, and the plan for the financing thereof is by the issuance of \$260,000 bonds of said Town hereby authorized to be issued therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years, and that the foregoing is not an assessable improvement.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year and the capital budget of the Town is hereby amended to provide for the foregoing appropriation.

Section 5. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, determining whether the bonds and notes issued hereunder will bear interest at a fixed or variable rate, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town. The Town Board hereby determines that bonds and notes authorized hereby shall bear interest at a fixed or variable rate as determined in accordance with the provisions of the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution, when it takes effect, shall be published in summary form in The Beacon, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. This resolution is adopted subject to permissive referendum.

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

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

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 207 MARCH 13, 2019

AUTHORIZING A CONTRACT WITH NELSON & POPE ENGINEERS

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

WHEREAS, proposals were solicited from the following firms for engineering, design, preparation of plans and specifications, construction administration & inspection services in connection with the installation of new lighting on the multipurpose and softball fields at Venetian Shores Park, and

Nelson & Pope Engineers	\$54,000.00
Liro Engineers, Inc.	\$84,315.00
Cashin Associates, P.C.	\$92,540.00

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 Nelson & Pope Engineers at a total contract amount not to exceed FIFTY-FOUR THOUSAND, (\$54,000.00) 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 Nelson & Pope Engineers at a total contract amount not to exceed FIFTY-FOUR THOUSAND, (\$54,000.00) 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. 208 MARCH 13, 2019
AUTHORIZING A CONTRACT WITH NELSON & POPE ENGINEERS

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

WHEREAS, a proposal was solicited from the following firms for engineering, design, preparation of bid documents, and construction phase services for the Installation of Street Lighting on Straight Path, from 13th Street to 17th Street, West Babylon

PROPOSER	TOTAL PROPOSAL AMOUNT
Nelson & Pope Engineering	\$55,000.00
Daniel R. Falasco, P.E. P.C.	\$75,720.00
Cashin Associates, P.C	\$81,840.00
Savik & Murray, a. Div. of DCAK_MSA	\$132,750.00
Liro Engineers, Inc.	\$157,469.00

WHEREAS, the Professional Consultant Evaluation Committee convened on March, 7, 2019 with the Deputy Supervisor, Chief of Staff, Town Attorney, Comptroller, the Commissioner of General Services, 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 Nelson & Pope Engineering at a total contract amount not to exceed FIFTY-FIVE THOUSAND, (\$55,000.00) 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 Nelson & Pope Engineering at a total contract amount not to exceed FIFTY-FIVE THOUSAND, (\$55,000.00) 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. 209 MARCH 13, 2019
AUTHORIZING A CONTRACT WITH BBS ARCHITECTS

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

WHEREAS, a proposal was solicited from BBS Architects for a Building Envelope Assessment of One Commerce Boulevard, Amityville, an

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 BBS Architects at a total contract amount not to exceed FIVE THOUSAND, NINE HUNDRED (\$5,900.00) 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 BBS Architects at a total contract amount not to exceed to BBS Architects at a total contract amount not to exceed FIVE, NINE THOUSAND, (\$5,900.00) 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. 210 MARCH 13, 2019
AUTHORIZING A CONTRACT WITH MINDSHIFT

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

WHEREAS, a proposal was solicited from Mindshift for an E-Mail Host Exchange, and

WHEREAS, the Professional Consultant Evaluation Committee convened on March 7, 2, 2019 with the Deputy Supervisor, Chief of Staff, Town Attorney, Comptroller, the Commissioner of General Services, 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 an awarding to Mindshift at a fee not to exceed ONE THOUSAND EIGHT HUNDRED SEVENTY-FIVE (\$1,875.00) DOLLARS PER MONTH

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 MINDSHIFT at a fee not to exceed ONE THOUSAND EIGHT HUNDRED SEVENTY-FIVE (\$1,875.00) DOLLARS PER MONTH 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 Director of Information Technologies.

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

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 211 MARCH 13, 2019
AWARDING BID NO. 19G4E RENOVATIONS TO TOWN HALL ANNEX, PHASE D & E ELECTRICAL CONSTRUCTION

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

WHEREAS, the following bids for Bid No. 19G4E, Renovations to Town Hall Annex, Phase D & E, Electrical Construction were received, opened and publicly read:

BIDDER	TOTAL BID PRICE
Polaris Electrical Construction Corp.	\$321,999.00
West Babylon Electric, Inc.	\$339,000.00
J.P. Daly & Sons, Inc.	\$423,000.00
Roland's Electric, Inc.	\$438,000.00
Eldor Contracting, Inc.	\$456,000.00
Palace Electrical Contractors, Inc.	\$571,000.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Deputy Commissioner of the Department of Public Works and BBS Architects and upon their finding the aforementioned bid to be fair and reasonable, Bid No. 19G4E be and is hereby awarded to the low bidder, Polaris Electrical Construction Corp. and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with Polaris Electrical Construction Corp. for a total contract amount of THREEE HUNDRED TWENTY-ONE THOUSAND, NINE HUNDRED NINETY-NINE (\$321,999.00) DOLLARS and that the form and content of said contract shall be subject to the approval of the Town Attorney.

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

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 212 MARCH 13, 2019
AWARDING BID NO. 19G4M RENOVATIONS TO TOWN HALL ANNEX, PHASE D & E MECHANICAL CONSTRUCTION

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

WHEREAS, the following bids for Bid No. 19G4M, Renovations to Town Hall Annex, Phase D & E, Mechanical Construction were received, opened and publicly read:

BIDDER	TOTAL BID PRICE
Premier Mechanical Services, Inc.	\$871,000.00
Ultimate Power, Inc.	\$940,000.00
Inshallah Mechanical Corp.	\$1,035,000.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Deputy Commissioner of the Department of Public Works and BBS Architects and upon their finding the aforementioned bid to be fair and reasonable, Bid No. 19G4M be and is hereby awarded to the low bidder, Premier Mechanical Services, Inc. and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with Premier Mechanical Services, Inc. for a total contract amount of EIGHT HUNDRED SEVENTY-ONE THOUSAND, (\$871,000.00) DOLLARS and that the form and content of said contract shall be subject to the approval of the Town Attorney.

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

Councilman Manetta	Voting	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. 213 MARCH 13, 2019

AWARDING BID NO. 19G4P RENOVATIONS TO TOWN HALL ANNEX, PHASE D & E PLUMBING CONSTRUCTION

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

WHEREAS, the following bids for Bid No. 19G4P, Renovations to Town Hall Annex, Phase D & E, Plumbing Construction were received, opened and publicly read:

BIDDER	TOTAL BID PRICE
FJC Plumbing & Heating, Inc.	\$204,000.00
Maccarone Plumbing, Inc.	\$229,365.00
W.H.M. Plumbing & Heating Contractors, Inc.	\$261,303.00
Ambrosio & Company, Inc.	\$299,000.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Deputy Commissioner of the Department of Public Works and BBS Architects and upon their finding the aforementioned bid to be fair and reasonable, Bid No. 19G4P be and is hereby awarded to the low bidder, FJC Plumbing & Heating, Inc. and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with FJC Plumbing & Heating, Inc. for a total contract amount of TWO HUNDRED FOUR THOUSAND, (\$204,000.00) DOLLARS and that the form and content of said contract shall be subject to the approval of the Town Attorney.

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

Councilman Manetta	Voting	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. 214 MARCH 13, 2019

AWARDING BID NO. 19G9 PURCHASE OF ONE (1) OR MORE 6 WHEEL TRUCK WITH A MACK CHASSIS GR42F OR EQUAL WITH DUMP BODY AND PLOW, SLIP IN SANDER AND HYDRAULICALLY OPERATED HOPPER TYPE MATERIAL SANDER

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

WHEREAS, the following bids for Bid No.19G9-Purchase of One (1) or More 6 Wheel Truck with Mack Chassis GR42F or Equal with Dump Body and Plow, Slip in Sander and Hydraulically Operated Hopper Type Material Sander, were received, opened and publicly read:

Item 1. Purchase price to include Chassis, Dump Body, Plow, Arm Slip in Sander, Mack Engine Plan I (5 year 250,000 Miles) and Allison Transmission Warranty (5 Years Unlimited Miles)

BIDDER	TOTAL PRICE
Gabrielli Truck Sales, Ltd.	\$208,625.00
Option Pricing	
1. Hydraulically Operated Hopper Type Material Sander	\$ 15,500.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services and the Deputy Commissioner of Department of Public Works and upon their finding the aforementioned bids fair and reasonable, Bid No. 19G9 be and is hereby awarded to the sole bidder Gabrielli Truck Sales, Ltd., and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute one (1) year contract with Gabrielli Truck Sales, Ltd.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 215 MARCH 13, 2019

AWARDING BID NO. 19G10-PURCHASE OF 2019 STREET SWEEPER ELGIN OR EQUAL

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

WHEREAS, the following bids for Bid No.19G10- Purchase of 2019 Street Sweeper Elgin or Equal, were received, opened and publicly read:

Item 1. Purchase of 2019 Street Sweeper, Elgin or Equal

BIDDER	TOTAL PRICE
Empire Equipment Sales of L.I., Inc.	\$291,801.00
d/b/a Long Island Sanitation Equipment Co.	
Option Pricing	
Single engine version for drive and hydraulics at a deduction of	\$ 15,511.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services and the Deputy Commissioner of Department of Public Works and upon their finding the aforementioned bids fair and reasonable, Bid No. 19G10 be and is hereby awarded to the sole bidder Empire Equipment Sales of L.I. Inc., d/b/a Long Island Sanitation Equipment Co.

and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute one (1) year contract with Empire Equipment Sales of L.I. Inc., d/b/a Long Island Sanitation Equipment Co.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 216 MARCH 13, 2019

AWARDING BID NO. 19G12 REQUIREMENTS CONTRACT TO FURNISH & INSTALL ASPHALT CONCRETE ON TOWN ROADWAYS

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

WHEREAS, the following bids for Bid No.19G12, Requirements Contract to Furnish & Install Asphalt Concrete on Town Roadways, was received, opened and publicly read:

BIDDER	TOTAL BID COMPARISON PRICE
Suffolk Asphalt Corp.	\$6,720,120.00
Rosemar Contracting, Inc.	\$7,176,970.00
Posillico Civil, Inc.	\$8,416,200.00
Pratt Brothers, Inc.	\$12,300,600.00

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. 19G12 be and is hereby awarded to the low bidder Suffolk Asphalt Corp. for a total bid comparison price of SIX MILLION, SEVEN HUNDRED TWENTY THOUSAND, ONE HUNDRED TWENTY (6,720,120.00) 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 Suffolk Asphalt Corp., 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. 217 MARCH 13, 2019

AWARDING BID NO. 19G16 REQUIREMENTS CONTRACT FOR ADA IMPROVEMENTS & MISC. CONCRETE WORK ON VARIOUS TOWN ROADWAYS

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

WHEREAS, the following bids for Bid No. 19G16, Requirements Contract for ADA Improvements & Misc. Concrete Work on Various Town Roadways, was received, opened and publicly read:

BIDDER	TOTAL BID COMPARISION PRICE
GGG Construction Corp.	\$4,188,597.50
Laser Industries, Inc.	\$4,235,080.00
G & M Earth Moving, Inc.	\$4,487,798.53
Deal Concrete Corp.	\$5,277,085.00
The Landtek Group, Inc.	\$5,623,005.00
Suffolk Asphalt Corp.	\$6,072,820.00

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. 19G16 be and is hereby awarded to the low bidder, GGG Construction Corp. for a total bid comparison price of FOUR MILLION, ONE HUNDRED EIGHTY THOUSAND, FIVE HUNDRED NINETY-SEVEN DOLLARS AND 50/100 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 GGG Construction Corp., 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. 218 MARCH 13, 2019

APPOINTING PERSONNEL TO ADDITIONAL POSITIONS AND SETTING SALARIES

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 the following employees are appointed to the additional positions listed below at the annual salaries indicated herein and that the same are hereby effective as of this date:

NAME	TITLE	SALARY
Afreen S. Wright	Diversity Officer	4,500
Cathy Hyde	Assistant to Town Board	9,000
Dawn Carberry	Sub registrar	2,500
Corinne DiSomma	Tax Warrant Coordinator	10,000
Delores Bocklett	Drug & Alcohol Coordinator	3,500
Denise Graziano	p/t Clerk	25,500
Gilbert Hanse	Emergency Preparedness Coordinator	10,000
Jen Taus	Secretary to Town Board	3,500
Joan Ball	Assessor	12,000
Joseph Wilson	Sanitation Commission Chairman	2,000
Katherine Lynch	p/t Purchasing Technician	25,500
Lori Lynn Hansen	Deputy Registrar	3,150
Madeline Quintyne-McCommey	Special Events Coordinator	5,000
Marianne Hunt	Part-time Executive Assistant to Assessor	2,000
Peter Russo	Plumbing Regulation Liaison to NYS	4,500
Rachel Scelfo	Workforce Housing Coordinator	3,500
Ronald Kluesener	Solid Waste Administrator	8,500
Stephen Greenwald	Traffic Safety Coordinator/Secretary	5,200
Thomas Stay	Drainage Coordinator	2,000
Tom Smith	Deputy Historian	3,500
Victoria Marotta	Director of Community Development	4,000
Victoria Russell	Assistant Solid Waste Coordinator	2,000
Stephen Greenwald	Grant Writer	5,000
Patrick Farrell	Task Force Director	5,000

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 219 MARCH 13, 2019

SETTING FEES FOR PLANNING AND DEVELOPMENT

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Commissioner of the Department of Planning and Development, that the following fees be established:

BUILDING PERMIT REVISIONS FEE:	\$250.00
SOLAR PANEL REVISIONS FEE:	\$125.00
SPRING PERMIT EXPEDITING FEE (effective April 1-30, 2019):	\$50.00

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 220 MARCH 13, 2019

AUTHORIZING THE NAMING OF THE BOTANICAL GARDEN AT GEIGER LAKE PARK

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

BE IT RESOLVED, by the Town Board of the Town of Babylon that the botanical garden at Geiger Lake Park shall be renamed to the "Carl's River Botanical Garden", and be it further

RESOLVED, the Town of Babylon Department of Public Works shall install signs as it deems appropriate to identify the botanical garden at Geiger Lake Park as the "Carl's River Botanical Garden".

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 221 MARCH 13, 2019

AUTHORIZING THE SUPERVISOR TO EXECUTE A LEASE AGREEMENT WITH LONG ISLAND CHILD AND FAMILY DEVELOPMENT SERVICES, INC.

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

WHEREAS, the Town of Babylon is desirous of executing a lease agreement with Long Island Child and Family Development Services, Inc. for a portion of the premises located at 48 Cedar Road, North Amityville, New York, and known as the North Amityville Community Center, for a period of five (5) years, commencing the 1st day of April, 2019 through the 31st day of March, 2024; and

WHEREAS, said tenant shall pay the annual rent of Twenty-Three Thousand One Hundred Seventy-Five and 28/100 (\$23,175.28) Dollars and said rent to be paid in equal monthly payments of One Thousand Nine Hundred Thirty-One and 27/100 (\$1,931.27) Dollars in advance on the 1st day of each and every month during the term of this lease from April 1, 2019 through March 31, 2024,

NOW, THEREFORE, be it RESOLVED, by the Town Board of the Town of Babylon that the Supervisor be and he is hereby authorized to execute a lease agreement with Long Island Child and Family Development Services, Inc. for a period of five years commencing April 1, 2019 through and including March 31, 2024, at an annual rent in the amount of Twenty-Three Thousand One Hundred Seventy-Five and 28/100 (\$23,175.28) Dollars and said rent to be paid in equal monthly payments of One Thousand Nine Hundred Thirty-One and 27/100 (\$1,931.27) Dollars in advance on the 1st day of each and every month during the term of this lease from April 1, 2019 through March 31, 2024; and be it further

RESOLVED, that the lease shall be subject to the approval of the Town Attorney as to form and content; and be it further RESOLVED, that this resolution is subject to a permissive referendum and the Town Clerk be and she hereby is directed to publish notice of the adoption of this resolution.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

Being no further business before the Board, the meeting adjourned at 3:45 pm on the motion of Councilman Martinez, seconded by Councilwoman Gordon.

Geraldine Compitello, Town Clerk

/jt