

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 10th day of April, 2019 at 7:00 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. As well as the family of Smithtown Supervisor Patrick Vecchio, the longest serving Supervisor in Long Island history, 40 years, who just passed away this weekend.

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 VARIANCE REQUEST FOR COASTAL EROSION HAZARD AREA VARIANCE APPLICATION OF EVELYN SCALISE, 39 THE BAYOU, OAK BEACH, SCTM NO. 0100-243-1-165**
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**

Mike J. Hoffman
193 East Main Street
Babylon, NY 11702
631-681-2121

RESOLUTION NO. 278 APRIL 10, 2019 - AUTHORIZING THE EMERGENCY DEMOLITION AND REMOVAL OF UNSAFE STRUCTURE LOCATED AT 51 JEAN DRIVE, NORTH BABYLON, NY 11703 SCTM No. 0100-119.00-02.00-036.000

Representing homeowner, can homeowner secure property with fencing and also demo the building themselves. Asking for 14-day extension to follow through. Supervisor granted the request.

**RESOLUTION NO. 265 APRIL 10, 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:

March 27, 2019
VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 266 APRIL 10, 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 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 10th day of April, 2019 at 7:00 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>
7 th Street/ South Side, From Straight Path (C.R.2) to 6 th Avenue	WB	No Parking	All
Straight Path (C.R.2)/Both sides from 6 th Street to 7 th Street	WB	No Stopping	All
Rutgers Road/ West Side, From Broadway Avenue North for 105 feet +/-	NB	No Parking	All

DELETE from Schedule K:

<u>Name of Street/Side Location</u>	<u>Hamlet</u>	<u>Regulation</u>	<u>Hours/Days</u>
Rutgers Road/ West Side, From Broadway Avenue to Peconic Ave.	NB	No Parking	All

**RESOLUTION NO. 267 APRIL 10, 2010
APPROVING VARIANCE REQUEST FOR 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 Martinez and seconded by Councilman Manetta

WHEREAS, the applicant is requesting a variance from the Code of the Town of Babylon, Chapter 99, Section 12 (B)(1)(e) which permits only nonmajor additions to existing structures on primary dunes in order to demolish and replace a single-family home that was destroyed by Super Storm (Hurricane) Sandy; and

WHEREAS, the Department of Environmental Control has reviewed the site plan prepared by Richard D. Boyd, Registered Architect, License No. 020770, dated February 2, 2018 and has determined that the granting of the variance will not result in significant environmental impacts; and

WHEREAS, the granting of an area variance is a Type II Action under the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Town Board of the Town of Babylon has been designated as the Coastal Erosion Hazard Board of Review and has the authority to hear, approve, approve with modifications, or deny requests for variances or other forms of relief from the requirements of the Code of the Town of Babylon, Chapter 99.

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon, that upon the recommendation of the Commissioner of Environmental Control, the variance request for Coastal Erosion Hazard Area Application of Evelyn Scalise, 39 The Bayou, Oak Beach, SCTM NO. 0100-243-1-165, be and the same is hereby approved; and be it further

RESOLVED, that the granting of relief to Section 99-12(B)(1), in accordance with the plans and application presently on file, be and the same is hereby approved.

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

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 268 APRIL 10, 2019
AUTHORIZING 2018 BUDGET MODIFICATION**

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

	<u>Increase</u>	<u>Decrease</u>
General Fund		
Legislative Board		
Miscellaneous		
A.1010.49	\$ 6	
Council Member		
A.1010 .11		\$ 6
Comptroller		
Administrative		
A.1315.13	\$ 30,310	
Full Time Clerical		
A.1315.14	\$ 18,768	
Professional and Technical Services		
A.1315.44	\$ 19,792	
Part Time Clerical		
A.1010.13		\$ 29,574
Personnel		
Administrative		
A.1430.13	\$ 313	
Office Supplies		
A.1430.41	\$ 12	
Professional and Technical Services		
A.1430.44	\$ 2,411	
Unallocated Insurance		
Insurance		
A.1910.43		\$ 42,032
Purchase of Land/Right of Way		
Miscellaneous		
A.1940.49	\$ 1,500	
	<u>Increase</u>	<u>Decrease</u>
Civil Defense		
Part Time Labor		
A.3640.17	\$ 56	
Taxes and Assessments on Municipal Property		
Miscellaneous		
A.1950.49		\$ 1,556
Historian		
Administrative		
A.7510.13	\$ 227	
Part Time Clerical		
A.7510.16		\$ 227
Other Community Environment		
Professional and Technical Services		
A.8589.44	\$ 35,082	
State Retirement		
Employee Benefits		
A.9010.80		\$ 35,082
Social Security		
Employee Benefits		
A.9030.80	\$ 52,833	
Union Welfare Benefits		
Employee Benefits		
A.9070.80	\$ 45,810	
Workers' Compensation		
Employee Benefits		
A.9040.80		\$ 98,643
Hospital and Medical Insurance		
Employee Benefits		
A.9060.80	\$ 106,766	
Contingent Account		
Miscellaneous		
A.1990.49		\$ 106,766
Disposition of Real Property		
Miscellaneous		
A.8674.49	\$ 518,907	
Unallocated Insurance		
Insurance		
A.1910.43		\$ 518,907
Youth Programs		
Administrative		
A.7310.13	\$ 12,439	
Part Time Clerical		
A.7310.16	\$ 9,435	
Program Operations		
A.7310.47	\$ 81,918	
	<u>Increase</u>	<u>Decrease</u>
Office Supplies		
A.7310.41		\$ 500
Rent or Lease		
A.7310.45		\$ 1,604
Youth Institute		
Program Operations		
A.4585.47		\$ 79,814
State Retirement		
Employee Benefits		
A.9010.80		\$ 8,100
Workers' Compensation		

Employee Benefits
A.9040.80 \$ 13,774

East Farmingdale Water District

Unallocated Insurance

Insurance
EW.8910.43 \$ 9,345

Union Welfare Benefits

Employee Benefits
EW.9070.80 \$ 574

Water Administration

Professional and Technical Services
EW.8310.44 \$ 9,919

Street Lighting Fund

Revenues

Other Unclassified Revenues
SL.0000.2770 \$ 4,000

Street Lighting

Equipment
SL.5182.20 \$ 3,762
Construction Services
SL.5182.26 \$ 238

Oak Beach Water District

Water Administration

Professional and Engineering Services
SW.8310.25 \$ 29,284
Professional and Technical Services
SW.8310.44 \$ 11,389

Unappropriated Revenues

Unappropriated Revenues
SW.0990.99 \$ 40,673

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 269 APRIL 10, 2019
AUTHORIZING 2019 BUDGET MODIFICATION**

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

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

General Fund	Increase	Decrease
Youth Programs		
Program Operations A.7310.47	\$ 161,594	
Youth Institute		
Program Operations A.4585.47		\$ 161,594

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 270 APRIL 10, 2019
AUTHORIZING EMPLOYEE REIMBURSEMENT**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, that the Comptroller is hereby authorized to issue reimbursement to the following employee(s):

EMPLOYEE	AMOUNT
Mary Cascone	\$332.76 historical items

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 271 APRIL 10, 2019
AUTHORIZING RELEASE OF BOND**

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 incomplete site work bond be released from Town Trust:

PAYEE	PROPERTY LOCATION	APPLICATION/PERMIT #	AMOUNT DUE
Dingle Bay Enterprises 2137 Deer Park Ave. Suite A Deer Park, New York 11729	w/c/o Somerset Place, 119.35' n/o Adams Street, Deer Park	Building Permit #'s: 2017-0838 & 2017-0839	\$13,520.00

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 272 APRIL 10, 2019
APPOINTING ASSISTANT CHIEF LIFEGUARDS**

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

BE IT RESOLVED, that Daniel Bachety, Thomas Corcoran, Louis Howard, Richard Ryan are appointed Assistant Chief Lifeguards,
effective April 15, 2019 pursuant to the Lifeguard Contract.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 273 APRIL 10, 2019
ADOPTING THE SALARY PLAN FOR PART-TIME, HOURLY, AND SEASONAL**

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 salaries for certain part-time, hourly, and seasonal
positions be and the same are hereby adopted:

<u>TITLE</u>	<u>SALARY</u>
Account Clerk Typist/Account Clerk Typist Spanish	13.00 - 15.00/hr.
Account Clerk	12.00 - 14.00/hr.
Assessment Assistant	13.00/hr.
Assistant Beach & Pool Manager	12.00 - 17.00/hr.
Assistant Recreation Leader (HOURLY)	30.00-85.00/hr.
Assistant Town Attorney	20.00 - 30.00/hr.
Bay Constable	12.00 - 20.00/hr.
Beach & Attendant	12.00 - 16.00/hr.
Beach & Pool Manager	12.00 - 19.00/hr.
Bingo Inspector, Part-time	25.00/hr.
Building Inspector I	14.00/hr.
Building Inspector II	17.00/hr.
Building Inspector III	20.00/hr.
Building Inspector IV	25.00/hr.
Certified Public Accountant	30.00/hr.
Clerical	12.00 - 15.00/hr.
Clerk Typist	12.50 - 16.50/hr.
Clerk	12.00/hr.
College Intern Analyst I	12.00/hr.
College Intern Analyst II	14.00/hr.
College Intern Analyst III	16.00/hr.
Community Pride Worker I	12.00/hr.
Community Pride Worker II	12.50/hr.
Community Pride Worker III	13.00/hr.
Community Pride Worker IV	13.50/hr.
Community Pride Worker V	14.00/hr.
Community Pride Worker VI	14.50/hr.
Community Pride Worker VII	15.00/hr.
Contract Staff-Administrative	12.00 - 30.00/hr.
Cook	12.00/hr.
Custodian	12.00 - 13.00/hr.
Data Entry Operator	12.00/hr.
Data Processing Equip. Operator	15.45/hr.
Deputy Supervisor	50,000/annual
Dispatcher	12.00 - 15.00/hr.
Dock Master	12.00 - 16.00/hr.
Document Imaging Operator I	12.00/hr.
Document Imaging Operator II	12.50/hr.
Document Imaging Operator III	13.50/hr.
Document Imaging Operator IV	14.50/hr.
Drug & Alcohol Counselor I	15.00 - 18.00/hr.
Drug & Alcohol Counselor II	18.00 - 20.00/hr.
Drug & Alcohol Counselor III	20.00 - 22.00/hr.
Drug & Alcohol Counselor IV	22.00 - 25.00/hr.
Duplicating Machine Operator	12.00 - 15.00/hr.
Electrician I	20.00 - 21.00/hr.
Electrician II	21.01 - 22.00/hr.
Electrician III	22.01 - 23.15/hr.
Electrician IV	23.16 - 24.32/hr.
Engineering Aide I	20.00/hr.
Engineering Aide II	22.50/hr.
Engineering Aide III	25.00/hr.
Environmental Analyst Part Time	20.00 - 40.00/hr.
Environmental Steward I	12.00/hr.
Environmental Steward II	12.50/hr.
Environmental Steward III	13.00hr
Environmental Steward IV	13.75/hr.
Environmental Steward V	18.75/hr.
Environmental Steward VI	21.35/hr.
Environmental Steward VII	23.35/hr.
Environmental Steward VIII	25.65/hr.
Environmental Steward IX	27.95/hr.
Environmental Steward X	30.40/hr.
Facilities Guard	12.00/hr.
Fire Marshal Call-In	50.00/hr.
Fire Marshal I	12.00 - 15.00/hr.
Fire Marshal II	15.01 - 16.00/hr.
Fire Marshal III	16.01 - 17.00/hr.
Fire Marshal IV	17.01 - 18.00/hr.
Fire Marshal V	18.01 - 20.00/hr.
Fire Marshal VI	20.01 - 25.00/hr.
Fire Marshal VII	25.01 - 30.00/hr.
GIS Technician I/II/III, part time	22.00-27.00/hr.
Government Liaison Officer	50.00/hr.
Government Liaison Officer II	375.00/meeting
Groundskeeper	12.00 - 13.50/hr.
Guard I	12.00/hr.

Guard II	13.00/hr.
Guard III (Supervisor)	14.00/hr.
Guard IV (LT.)	14.75/hr.
Historian	15.00/hr.
Kennel Attendant I	12.00/hr.
Kennel Attendant II	12.50/hr.
Kennel Attendant III	13.00/hr.
Kennel Attendant IV	13.50/hr.
Laborer I	12.00/hr.
Laborer II	12.50/hr.
Laborer III	13.00/hr.
Laborer IV	13.50/hr.
Laborer V	14.00/hr.
Laborer VI	14.50/hr.
Laborer VII	15.00/hr.
Law Clerk	13.25/hr.
Law Intern I	12.00/hr.
Law Intern II	13.00/hr.
Law Intern III	15.00/hr.
Material Control Clerk	12.00/hr.
Medical Billing Agent	20.00 - 30.00/hr.
Medical Director-Drug Abuse Treatment	120.00 - 140.00/hr.
Micrographics Operator	12.00/hr.
Mini Bus Driver	(living wage)
Neighborhood Aide	12.00/hr.
Ordinance Enforcement Officer I	12.00/hr.
Ordinance Enforcement Officer II	12.30/hr.
Ordinance Enforcement Officer III	13.30/hr.
Ordinance Enforcement Officer IV	14.30/hr.
Ordinance Enforcement Officer V	15.30/hr.
Ordinance Inspector I	12.00/hr.
Ordinance Inspector II	12.30/hr.
Ordinance Inspector III	13.30/hr.
Ordinance Inspector IV	14.30/hr.
Paralegal Assistant	12.00 - 16.50/hr.
Paralegal Assistant II	17.00 - 22.00/hr.
Park Attendant I	12.00 - 16.00/hr.
Park Attendant II	12.00 - 17.50/hr.
Park Ranger	12.00 - 20.00/hr.
Parking Meter Officer	12.00 - 16.00/hr.
Part Time Fire Marshal Call-In	50.00/hr.
Photo Technician	13.50 - 20.00/hr.
Planning Aide	14.00/hr.
Plumber I	12.30/hr.
Plumber II	12.45/hr.
Plumber III	13.70/hr.
Plumbing Inspector I	12.50 - 15.00/hr.
Plumbing Inspector II	15.01 - 16.00/hr.
Plumbing Inspector III	16.01 - 17.00/hr.
Plumbing Inspector IV	17.01 - 18.00/hr.
Plumbing Inspector V	18.01 - 20.00/hr.
Plumbing Inspector VI	20.01 - 25.00/hr.
Plumbing Inspector VII	25.01 - 30.00/hr.
Plumbing Inspector	15.00/hr.
Pole Inspector I	12.00/hr.
Pole Inspector II	12.25/hr.
Pole Inspector III	12.50/hr.
Program Aide I-HOURLY	12.00 - 13.00/hr.
Program Aide II-HOURLY	13.25 - 14.74/hr.
Program Aide III-HOURLY	14.75 - 21.34/hr.
Program Aide IV-HOURLY	21.35 - 23.35/hr.
Program Aide V-HOURLY	23.36 - 25.75/hr.
Program Aide VI-HOURLY	25.76 - 27.05/hr.
Program Aide VII-HOURLY	27.06 - 39.58/hr.
Recreation Aides	12.00 - 17.00/hr.
Recreation Specialist	12.00 - 30.00/hr.
Recreation Specialist-HOURLY	30.00 - 85.00/hr.
Registered Nurse	25.00/hr.
Rental/Accessory Apartment Inspector I	14.00/hr.
Rental/Accessory Apartment Inspector II	20.00/hr.
Rental/Accessory Apartment Inspector III	25.00/hr.
Sanitation Inspector I	12.00/hr.
Sanitation Inspector II	12.25/hr.
Sanitation Inspector III	12.60/hr.
Seasonal Ordinance Enforcement Officer IV	13.30/hr.
Senior Bay Constable	14.00 - 20.00/hr.
Senior Citizen Specialist	18.00/hr.
Senior Clerk I	12.00/hr.
Senior Clerk II	12.50/hr.
Senior Clerk III	12.75/hr.
Senior Clerk IV	13.00/hr.
Senior Park Ranger	14.00 - 20.00/hr.
Sign Language Interpreter	60.00/mtg.
Solid Waste Administrator-HOURLY	50.00 - 85.00/hr.
Stenographer	12.00/hr.
Student Intern	12.00 - 13.75/hr.
Switchboard Operator I	12.00/hr.
Switchboard Operator II	12.25/hr.
Switchboard Operator III	12.30/hr.
Switchboard Operator IV	12.70/hr.
Tax Clerk I	12.00/hr.
Tax Clerk II	12.25/hr.
Tax Clerk III	12.50/hr.

Tax Clerk IV	13.00/hr.
Tax Clerk V	13.50/hr.
Tax Clerk VI	14.00/hr.
Tax Clerk VII	14.50/hr.
Tax Clerk VIII	15.00/hr.
Tax Receiver Office Guard	25.00 - 40.00/hr.
Town Investigator	12.30 - 50.00/hr.
Traffic Engineer II	25.00 - 30.00/hr.
Veterinary Technician I	18.00/hr.
Veterinary Technician II	20.00/hr.
Veterinary Technician III	22.00/hr.
Veterinary Technician IV	25.00/hr.
Youth Counselor HOURLY	13.20/hr.-30.00/hr.
Zoning Inspector I	12.00/hr.
Zoning Inspector II	12.30/hr.
Zoning Inspector III	13.30/hr.
Zoning Inspector IV	13.30/hr.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 274 APRIL 10, 2019

APPOINTING PERSONNEL TO ADDITIONAL POSITIONS AND SETTING SALARIES

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 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	8,500
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. 275 APRIL 10, 2019

AUTHORIZING REFUND 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 that the following fees be refunded:

Name	Address	Fee	Activity	Receipt Number	Recommended By
Irene Morales	84 Kime Avenue North Babylon, NY 11703	1350.00	Refund for the Athletic Field, Due to low enrollment. Athletic club could not run their program.	POS Receipt 134369	Commissioner Parks and Rec.
Aland Surprise	P.O Box 1871 Lindenhurst, NY 11757	300.00	Accessory Apartment Renewal Refund 0100-189-4-99	2018-9539	Commissioner Planning and Dev.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 276 APRIL 10, 2019

DECLARING EQUIPMENT SURPLUS

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

SCHEDULE 'A'

VEHICLE#	MAKE	VEHICLE #ID	REASON
1002	2004 Chevrolet Colorado	1GCDT136348218665	Bad Motor
1015	2003 Ford 3DC SUBN	1FDSE35F63HA74792	Bad Motor
1086	2007 Chevrolet SLV Dump	1GBJK39D77E116979	Fire Damaged
1094	2007 Jeep Cherokee Subn	1J8GR48K87C597353	Bad Motor
1113	2007 Chevrolet SLV Pickup	1GCHK23K07F533947	Bad Motor
1153	2008 Chevrolet SLV Pickup	1GCHK24KX8E207207	Bad Motor

1205	1997 FORD CVC 4DSD	2FALP73W9VX130522	Bad Motor
1354	2013 Chevrolet Cruze 4DSD	1G1PA5SG9D7262351	Bad Motor
1399	2014 Chevrolet Cruze 4DSD	1G1PA5SG8E7450831	Bad Motor
1460	2009 Chevrolet Malibu 4DSD	1G1ZG57B694199139	Tranny Bad
HB-11	2004 Spaulding Hot Box	T4DR043001275	Box Rotted out
HB-2	2010 Falcon Hot Box	1F9P41421AM339111	Box Rotted out
PK-15/1270	2013 Mack MRU Front Loader Dump	1M2AV04C9DM010126	Disrepair
8-87	2001 International 267 Trac	1HSGLAXT91H405263	Electrical problems
	AIR-FLOW Sand Spreader	AF2000599	Rotted
	AIR-Flow Sand Spreader	AF2000604	Rotted
	8 Yd Front Loader Container	8-1538	
	8 Yd Front Loader Container	8-1534	
	8 Yd Front Loader Container	8-1536	
	8 Yd Front Loader Container	8-1529	
	8 Yd Front Loader Container	8-1531	
	8 Yd Front Loader Container	8-1530	
	8 Yd Front Loader Container	8-117	
	8 Yd Front Loader Container	8-1540	
	8 Yd Front Loader Container	8-1527	
	8 Yd Front Loader Container	8-1533	
	8 Yd Front Loader Container	8-1528	
	8 Yd Front Loader Container	8-1535	
	8 Yd Front Loader Container	8-1539	
	8 Yd Front Loader Container	8-1537	
	8 Yd Front Loader Container	8-1524	
	8 Yd Front Loader Container	8-1541	
	8 Yd Front Loader Container	8-1523	
	8 Yd Front Loader Container	8-1542	
	8 Yd Front Loader Container	8-1525	
	8 Yd Front Loader Container	8-1532	
	8 Yd Front Loader Container	No Serial Number	
	8 Yd Front Loader Container	No Serial Number	
	6 Yd Front Loader Container	2249	
	6 Yd Front Loader Container	22323	
	6 Yd Front Loader Container	2036	
	6 Yd Front Loader Container	2255	
	6 Yd Front Loader Container	2183	
	6 Yd Front Loader Container	2153	
	6 Yd Front Loader Container	No Serial Number	

**RESOLUTION NO. 277 APRIL 10, 2019
PROCLAIMING FRIDAY, APRIL 26, 2019 AS ARBOR DAY IN THE TOWN OF BABYLON**

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

WHEREAS, the Town Board of the Town of Babylon is vitally concerned with the conservation, preservation and continued maintenance of the tree population located within the boundaries of the Town of Babylon; and

WHEREAS, trees can reduce the erosion of topsoil, cut heating and cooling costs, clean the air, produce oxygen and provide habitat for wildlife; and

WHEREAS, trees in our Town increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, the State of New York recognizes the last Friday in April for the observance of Arbor Day; and

WHEREAS, the Town of Babylon has been recognized as a Tree City USA by the National Arbor Day Foundation for twenty-nine (29) years and desires to continue its tree-planting practices.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby proclaim Friday, April 26, 2019 as Arbor Day in the Town of Babylon.

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

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 278 APRIL 10, 2019
AUTHORIZING THE EMERGENCY DEMOLITION AND REMOVAL OF UNSAFE STRUCTURE LOCATED AT
51 JEAN DRIVE, NORTH BABYLON, NY 11703 SCTM No. 0100-119.00-02.00-036.000**

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

WHEREAS, a certain structure, located at **51 Jean Drive, North Babylon, NY**, bearing Suffolk County Tax Map No. **0100-119.00-02.00-036.000** is open and accessible to the public has substantial accumulations of rubbish and debris on the property providing harborage for rodents, vermin and disease carrying insects, thereby presenting an imminent danger to the safety, health and welfare of the surrounding community residents, and

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

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

WHEREAS, the architect/professional engineer's report dated **March 13, 2019**, indicates that demolition of the structure including removal of the foundation, is the most likely and prudent course of action,

WHEREAS, a notice was previously sent to the property owner indicating that the Board would consider this matter on April 24, 2019 but due to the gravity of disrepair of the structure, the Town Board finds that this matter is of pressing concern and via telephone conversation on April 3, 2019, the property owner was advised that the Town would consider action on this matter on April 10, 2019

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structure including removal of the foundation, located at **51 Jean Drive, N. Babylon, NY, A/K/A SCTM No. 0100-119.00-02.00-036.000**, in accordance with the Conclusions and Recommendations set forth in the architect/professional engineer's report on file in the Department of Code Enforcement, and be it further, and be it further

RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the structure located at the premises **51 Jean Drive, N. Babylon, NY, A/K/A SCTM No. 0100-119.00-02.00-036.000**, in accordance with the Conclusions and Recommendations set forth in the inspector's report on file in the Department of Code Enforcement, and be it further

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

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

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 279 APRIL 10, 2019

AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 37 COOLIDGE AVE., N. AMITYVILLE, NY 11701 SCTM NO. 0100-165.00-03.00-059.000

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

WHEREAS, a certain structure(s) located at 37 Coolidge Ave., N. Amityville, New York, bearing SCTM# 0100-165.00-03.00-059.000 is open and accessible to the public and has substantial accumulations of rubbish and debris, 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,

WHEREAS, the architect/professional engineer's report dated March 13, 2019, indicates that demolition of the structure including removal of the foundation, is the most likely and prudent course of action.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing/board up and demolition and removal of the structure including removal of the foundation located at 37 Coolidge Ave., N. Amityville, New York, bearing SCTM# 0100-165.00-03.00-059.000 in accordance with the conclusion and recommendations set forth in the architect/professional engineer's report on file in the Department of Code Enforcement, and be it further.

RESOLVED, that the 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. 280 APRIL 10, 2019

AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 121 COPIAGUE ROAD, N. LINDENHURST 11757 SCTM NO. 0100-129.00-02.00-088.000

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

WHEREAS, a certain structure(s) located at 121 Copiague Road, N. Lindenhurst, New York, bearing SCTM# 0100-129.00-02.00-088.000 has no running water as per a communication with the Suffolk County Water Authority and the front 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 121 Copiague Road, N. Lindenhurst, New York, bearing SCTM# 0100-129.00-02.00-088.000 to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the inspector's report dated April 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. 281 APRIL 10, 2019

AUTHORIZING OUR LADY OF THE ASSUMPTION TO HOLD A CARNIVAL, USE SOUND EQUIPMENT AND ERECT TENTS FROM AUGUST 7, 2019 THROUGH AND INCLUDING AUGUST 11, 2019

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

WHEREAS, Our Lady of the Assumption has applied for permission to hold a carnival with sound equipment and tents from August 7, 2019 through and including August 11, 2019 at the following locations: Leonardo DaVinci Street between Dixon Avenue and Marconi Boulevard, Dante Avenue between Great Neck Road and Park Street and Campagnoli Avenue between Great Neck Road and Park Street, subject to Schedule "A" attached hereto; and

WHEREAS, Our Lady of the Assumption has obtained sufficient insurance to protect the interests of the Town of Babylon; and

INDIVIDUAL: Kim Petschauer 27 Harbor Court, Copiague, NY 11726 (516) 635-9418 (631) 842-5211	ORGANIZATION: Our Lady of the Assumption Church 1 Molloy Street, Copiague, NY 11726 (631) 225-9375
DATES & TIMES: Wednesday, 8/7/2019 6:00 p.m. to 10:00 p.m. Thursday, 8/8/2019 6:00 p.m. to 10:00 p.m. Friday, 8/9/2019 6:00 p.m. to 11:00 p.m. Saturday, 8/10/2019 5:00 p.m. to 11:00 p.m. Sunday, 8/11/2019 2:00 p.m. to 10:00 p.m.	LOCATION: Leonardo DaVinci Street between Dixon Avenue & Marconi Boulevard, Dante Avenue between Great Neck Road and Park Street and Campagnoli Avenue between Great Neck Road and Park Street
SPECIAL REQUIREMENTS: Tent(s): Yes; 10-12 8x8; Sound Equipment: Yes; Type: Live band and speakers. Amusement Rides and/or Bouncy Rides: Yes; Quantity: 11 Toilet & Water Facilities: Bathroom facilities available inside church and porta potties	

NOW, THEREFORE, be it

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

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 282 APRIL 10, 2019
AUTHORIZING PERMISSION FOR A RUNNER RELAY ON JUNE 16, 2019
IN THE TOWN OF BABYLON FOR DEPUTY CHIEF RAY DOWNEY SCHOLARSHIP FUND**

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

WHEREAS, the Deputy Chief Ray Downey Scholarship Fund has requested permission to hold a runner relay on Sunday, June 16, 2019, from 9:00 a.m. to 12:00 p.m. within the Town of Babylon,

INDIVIDUAL: Kathy Ugalde 32 Oak St., Deer Park, NY 11729 (631) 495-4026	ORGANIZATION: Deputy Chief Ray Downey Scholarship Fund 32 Oak St., Deer Park, NY 11729 (631) 495-4026
DATES & TIMES: Date(s): 6/16/2019 to: Time: 9:00 a.m. to 12:00 p.m. Rain Date: n/a	STARTING/ENDING: Knights of Columbus (parking lot) 759 Long Island Ave., Deer Park, NY 11729

ROUTE:
Leaving the parking lot of the Knights of Columbus and heading west to Deer Park Ave., north to Oak St., east on Oak St. to Patricia Ave., south on Patricia Ave. to Nicolls Rd., east on Nicolls Rd. to Villa Ave., north on Villa Ave. to Orange St., east on Orange St. to Homer Ave., south on Homer Ave. to Nicolls Rd., north on Nicolls Rd. to Glenda Dr., south on Glenda Dr. to the back entrance of the Knights of Columbus.

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

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 283 APRIL 10, 2019
AUTHORIZING PERMISSION FOR A SIDEWALK PROCESSION
ON APRIL 19, 2019 IN THE TOWN OF BABYLON FOR SS CYRIL & METHODIUS RC CHURCH**

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

WHEREAS, SS Cyril & Methodius Church RC has requested permission to hold a sidewalk procession on Friday, April 19, 2019, from 12:00 p.m. to 2:30 p.m. within the Town of Babylon,

INDIVIDUAL: Timothy Leitch 1362 August Rd., North Babylon, NY 11703 (631) 806-4715	ORGANIZATION: SS Cyril & Methodius RC Church 125 Half Hollow Rd., Deer Park, NY 11729 (631) 667-4044
DATES & TIMES: Date(s): 4/19/2019 to: Time: 12:00 p.m. to 2:30 p.m. Rain Date: n/a	STARTING/ENDING: SS Cyril & Methodius RC Church, 125 Half Hollow Rd., Deer Park

ROUTE:
Leaving SS Cyril & Methodius RC Church parking lot, proceed north on Deer Park Ave. to Nicolls Rd., cross to east sidewalk of Deer Park Ave. and head south on Deer Park Ave. to the Knights of Columbus on Long Island Ave., heading east on Long Island Ave., heading west on Long Island Ave., head south on Deer Park Ave. to Lake Ave., heading east on Lake Ave., heading west on Lake Ave., heading south on Deer Park Ave. to Mangano's Funeral Home, returning north on Deer Park Ave. to Grand Blvd., cross to the west sidewalk on Deer Park Ave. and proceed south on Deer Park Ave. to SS Cyril & Methodius RC Church.

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

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

FOR OFFICE USE ONLY:



Geraldine Compitello, Babylon Town Clerk

**RESOLUTION NO. 284 APRIL 10, 2019
APPROVING THE 2018 SERVICE AWARD LIST FOR THE WYANDANCH WHEATLEY HEIGHTS AMBULANCE DISTRICT**

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, based upon the certification and recommendation by the officers of the Wyandanch Wheatley Heights Ambulance District, and the review and recommendation by the Comptroller, that the 2018 Service Award List on file in the office of the Town Comptroller for the Wyandanch Wheatley Heights Ambulance District is hereby approved and that the Supervisor is authorized to execute the Sponsor Authorization for 2018 Service Award Program Administration.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 285 APRIL 10, 2019
AUTHORIZING EXECUTION OF A RENTAL AGREEMENT BETWEEN
JULIE AND ARTHUR SPORNY AND THE TOWN OF BABYLON FOR A BOAT SLIP ON NEGUNTATOGUE CREEK**

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

RESOLVED, by the Town of Babylon that the Supervisor be and he hereby is authorized, but not mandated, to execute a rental agreement with Julie and Arthur Sporny, the Landlord, for a boat slip on Neguntatogue Creek behind 752 Shore Walk, Lindenhurst, with water and electric available as needed and included in rental fee, for use by the Department of Environmental Control for one (1) boat twenty (20) feet long and eighty-five (85) inches wide, for the period of April 1, 2019 to November 30, 2019, at a rental fee of eight hundred and fifty dollars (\$850.00), payable in one installment upon processing of lease agreement, and such other terms and conditions as shall be approved by the Town Attorney.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 286 APRIL 10, 2019

AUTHORIZING THE SUPERVISOR TO EXECUTE AN AMENDMENT TO THE CONTRACT WITH EASTERN SUFFOLK BOCES

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney
WHEREAS, Resolution No. 289 of April 11, 2018 authorized the Town to enter into a contract with Eastern Suffolk BOCES to allow participation in their cooperative bidding program for an annual fee of TWO THOUSAND, SEVEN HUNDRED, TWENTY-ONE DOLLARS AND FIFTY CENTS (\$2,721.50); and

WHEREAS, said resolution authorized a one-year contract with two renewal periods to be exercised at the discretion of the Town; and

WHEREAS, Eastern Suffolk BOCES has advised the Town of price increases for the one renewal period as follows:

July 1, 2019 – June 30, 2020 \$2,775.00

WHEREAS, upon the recommendation of the Commissioner of General Services, the Town Board desires to amend the contract with Eastern Suffolk BOCES to reflect the increased price for the renewal period and finds that the same is in the best interest of the Town

NOW, THEREFORE, be it

RESOLVED, that the annual participation fees for Eastern Suffolk Boces be and are hereby amended; and be it further

RESOLVED, that the Comptroller be and she is hereby authorized to pay Eastern Suffolk BOCES the aforementioned participation fees.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 287 APRIL 10, 2019

AWARDING BID NO. 19G17 REQUIREMENTS CONTRACT FOR ROADWAY RECONSTRUCTION

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

WHEREAS, the following bids for Bid No.19G17, Requirements Contract for Roadway Reconstruction, was received, opened and publicly read:

BIDDER	TOTAL BID COMPARISION PRICE
Rosemar Contracting, Inc.	\$14,119,337.50
Suffolk Asphalt Corp.	\$15,335,500.00

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. 19G17 be and is hereby awarded to the low bidder Rosemar Contracting, Inc. for a total bid comparison price of FOURTEEN MILLION, ONE HUNDRED NINETEEN THOUSAND, THREE HUNDRED THIRTY-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 Rosemar Contracting, 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. 288 APRIL 10, 2019

AWARDING BID NO. 19G24 SCREENED COARSE GRAVEL

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

WHEREAS, the following bids for Bid No. 19G24, Screened, Coarse Gravel was received, opened and publicly read:

Item 1. 3/4" Sized Aggregate per ton delivered

Watral Brothers Inc.	\$37.57
Atlas Roloff Corp.	\$39.00
Stony Creek Services, LLC	\$53.00

Item 2. Oversized Aggregate per ton delivered

Watral Brothers Inc.	\$37.57
Atlast Roloff Corp.	\$39.00
Stony Creek Services, LLC	\$53.00

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 fair and reasonable, Bid No. 19G24 be and is hereby awarded to the low bidder Watral Brothers Inc.; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Watral Brothers Inc. and that the form and content of said contract shall be subject to the approval of the Town Attorney; and be it further

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 289 APRIL 10 2019

RESCIND AWARDED ITEMS OF BID NO. 18G104 FROM BI-LO INDUSTRIES AND RE-AWARDING TO DAVID WEBER OIL COMPANY AND CIRCLE LUBRICANTS INC.

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

WHEREAS, Item Nos. 2, 9, 13 and 14 of Bid No. 18G104, Lubricants was awarded to Bi-Lo Industries pursuant to Resolution No. 903 of December 19, 2018, and;

WHEREAS, Bi-Lo Industries is no longer in business, and;

WHEREAS, the Commissioner of General Services and the Deputy Commissioner of D.P.W. recommends re-awarding Item Nos. 2, 9, 13 and 14, of Bid No. 18G104, to the second bidders, David Weber Oil Company and Circle Lubricants Inc.;

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services, and the Deputy Commissioner of D.P.W., that Item Nos. 2, 9, 13 & 14 of the bid award to Bi-Lo Industries for Bid No. 18G104 be rescinded due to Bi-Lo no longer being in business and be it further;

RESOLVED, that based upon the recommendation of the Commissioner of General Services, and the Deputy Commissioner of D.P.W., Item Nos. 2, 9 and 14 of Bid No. 18G104 be and the same is hereby awarded to the second low bidder, David Weber Oil Company; and be it further

RESOLVED, that based upon the recommendation of the Commissioner of General Services, and the Deputy Commissioner of D.P.W., Item No. 13 of Bid No. 18G104 be and the same is hereby awarded to the second low bidder, Circle Lubricants Inc.; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with David Weber Oil Company and Circle Lubricants Inc. Item Nos. 2, 9, 13 & 14 of Bid No. 18G104 and that the form and content of said contract shall be subject to the approval of the Town Attorney.

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 290 APRIL 10, 2019
AUTHORIZING A CONTRACT WITH LIRO GIS, INC.**

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

WHEREAS, a proposal was solicited from Liro GIS, Inc. 2019 GIS Support – Map Publishing
WHEREAS, the Professional Consultant Evaluation Committee convened on April 8, 2019 with the Deputy Supervisor, Chief of Staff, Town Attorney, Comptroller, the Commissioner of General Services, and Commissioner of Planning & Development in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends awarding a contract to Liro GIS, Inc. at a rate of ONE HUNDRED EIGHTY-ONE (\$181.00) DOLLARS PER HOUR, for a total contract amount not to exceed ONE THOUSAND, FOUR HUNDRED FORTY-EIGHT (\$1,448.00) 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 Liro GIS, Inc. at a rate of ONE HUNDRED EIGHTY ONE (\$181.00) DOLLARS PER HOUR, for a total contract amount not to exceed ONE THOUSAND, FOUR HUNDRED FORTY EIGHT (\$1,448.00) 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. 291 APRIL 10, 2019
AUTHORIZING A CONTRACT WITH MAYDAY COMMUNICATIONS, INC.**

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

WHEREAS, a proposal was solicited from Mayday Communications, Inc. for annual maintenance on the Audiolog Recording System for the Town of Babylon

WHEREAS, the Professional Consultant Evaluation Committee convened on April 8, 2019 with the Deputy Supervisor, Chief of Staff, Town Attorney, Comptroller, the Commissioner of General Services, and Commissioner of Planning & Development in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends awarding a contract to Mayday Communications, Inc. at an amount not to exceed TWO THOUSAND, FOUR HUNDRED SEVENTY-FIVE (\$2,475.00) 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 Mayday Communications, Inc. at an amount not to exceed TWO THOUSAND, FOUR HUNDRED SEVENTY FIVE (\$2,475.00) 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 two (2) additional one (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. 292 APRIL 10, 2019
AUTHORIZING A CONTRACT WITH MINDSHIFT TECHNOLOGIES, INC.**

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

WHEREAS, a proposal was solicited from Mindshift Technologies, Inc. for Support & Migration of the Town of Babylon E-Mail System
WHEREAS, the Professional Consultant Evaluation Committee convened on April 8, 2019 with the Deputy Supervisor, Chief of Staff, Town Attorney, Comptroller, the Commissioner of General Services, and Commissioner of Planning & Development in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends awarding a contract Mindshift Technologies, Inc. at the following fees:

Support & Migration	\$15,875.00
8 hours of post-migration support	\$1,400.00

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 Technologies, Inc. at the following fees:

Support & Migration	\$15,875.00
8 hours of post-migration support	\$1,400.00

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. 293 APRIL 10, 2019
AUTHORIZING A CONTRACT WITH 3M TRANSPORTATION SAFETY DIVISION**

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

WHEREAS, a proposal was solicited from 3M Transportation Safety Division for hosting and maintenance of the 3M Sign Management System
WHEREAS, the Professional Consultant Evaluation Committee convened on April 8, 2019 with the Deputy Supervisor, Chief of Staff, Town Attorney, Comptroller, the Commissioner of General Services, and Commissioner of Planning & Development in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends awarding a contract to 3M Transportation Safety Division for hosting and maintenance of the 3M Sign Management System at the following fees:

March 2, 2019 – March 1, 2020	\$7,500.00
March 2, 2020 – March 1, 2021	\$8,750.00
Technical support after 32 hours	\$225.00/hour

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 3M Transportation Safety Division at the following fees:

March 2, 2019 – March 1, 2020	\$7,500.00
March 2, 2020 – March 1, 2021	\$8,750.00
Technical support after 32 hours	\$225.00/hour

and the Software License Agreement at no cost to the Town of Babylon 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. 294 APRIL 10, 2019
AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT WITH PITNEY BOWES, INC.**

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

RESOLVED, that the Supervisor be and is hereby authorized to execute a contract with Pitney Bowes, Inc. for the lease of the following equipment at Babylon Town Hall Mail Room:

<u>EQUIPMENT</u>	<u>PRICE PER MONTH</u>
Green Connect Series 3000 +WOW	\$747.83
DF 900 Folder w/conveyor	\$183.86

RESOLVED, that the term of the agreement shall be for forty-eight (48) months at the aforementioned rates, subject to the approval of the Town Attorney.

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

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 295 APRIL 10, 2019
AUTHORIZING CHANGE ORDER NO. 1 IN THE CONTRACT WITH
G & M EARTH MOVING, INC. FOR BID NO. 18G62, CARHILL & STORMWATER RECHARGE BASIN RECONSTRUCTION**

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

WHEREAS, Bid No. 18G62, Carhill & Stormwater Recharge Basin Reconstruction was awarded to G & M Earth Moving, Inc. pursuant to Resolution No.714 of TWO MILLION EIGHT HUNDED THIRTEEN (\$2,813,000.00) DOLLARS and

WHEREAS, the Change Order Committee convened on April 8, 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 Kosuri Engineering. recommend the approval of Change Order No. 1 as follows:

Labor and material to repair broken concrete slope	\$29,487.15
Credit for Hydroseeding	(\$4,600.00)
Credit to Contingency	(\$24,887.15)
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 G & M Earth Moving, Inc. which has resulted in no change to the contract amount TWO MILLION EIGHT HUNDED THIRTEEN (\$2,813,000.00) DOLLARS.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 296 APRIL 10, 2019
ACCEPTANCE OF DEED OF STREET DEDICATION FOR PORTION OF SOMERSET PLACE, DEER PARK ADJACENT TO
SCTM NO. 0100-041.00-03.00-038.001 AND 038.002 FROM DINGLE BAY ENTERPRISES, LTD. TO TOWN OF BABYLON**

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 Department of Public Works, Division of Highway Engineering, that the deeds of dedication for the street dedications set forth on the attached Schedule "A", be and is hereby accepted,

AND BE IT FURTHER RESOLVED, that the Supervisor is authorized to execute any documents necessary to effectuate the dedication subject to the approval of the Town Attorney as to form.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

Exhibit "A"
Metes & Bounds Description

80 Somerset Place, Deer Park - 0100-41-03-38.1 - 5' Street Dedication

All that certain plot, piece or parcel of land situate, lying and being in Deer Park, in the Town of Babylon, County of Suffolk and State of New York, being known and designated as part of Lots 943 and 944 as shown on a certain map entitled "Wyandanch Farms No. 4", filed in the office of the Clerk of the County of Suffolk on September 19th, 1906 as Map No. 441 and being more particularly bounded and described as follows:

Commencing at the intersection of the northerly side of Adams Street and the westerly side of Somerset Place, and from said point of Commencement the following three (3) courses and distances:

1. North 20 degrees 07 minutes 50 seconds West a distance of 119.35 feet;
2. North 73 degrees 01 minutes 30 seconds East a distance of 8.88 feet;
3. North 03 degrees 08 minutes 30 seconds West a distance of 75.00 feet to the point or place of Beginning.

Thence from the point or place of Beginning the following four (4) courses and distances:

1. South 73 degrees 01 minutes 30 seconds West a distance of 5.00 feet;
2. North 03 degrees 08 minutes 30 seconds West a distance of 75.00 feet;
3. North 73 degrees 01 minutes 30 seconds East a distance of 5.00 feet;
4. South 03 degrees 08 minutes 30 seconds East a distance of 75.00 feet to the point or place of Beginning.

Metes & Bounds Description

90 Somerset Place, Deer Park 0100-41-03-38.2 - 5' Street Dedication

All that certain plot, piece or parcel of land situate, lying and being in Deer Park, in the Town of Babylon, County of Suffolk and State of New York, being known and designated as part of Lot 944 as shown on a certain map entitled "Wyandanch Farms No. 4" filed in the office of the Clerk of the County of Suffolk on September 19th, 1906 as Map No. 441 and being more particularly bounded and described as follows:

Commencing at the intersection of the northerly side of Adams Street and the westerly side of Somerset Place, and from said point of Commencement the following two (2) courses and distances:

1. North 20 degrees 07 minutes 50 seconds West a distance of 119.35 feet;
2. North 73 degrees 01 minutes 30 seconds East a distance of 8.88 feet;

Thence from the point or place of Beginning the following four (4) courses and distances:

1. South 73 degrees 01 minutes 30 seconds West a distance of 5.00 feet;
2. North 03 degrees 08 minutes 30 seconds West a distance of 75.00 feet;
3. North 73 degrees 01 minutes 30 seconds East a distance of 5.00 feet;
4. South 03 degrees 08 minutes 30 seconds East a distance of 75.00 feet to the point or place of Beginning.

**RESOLUTION NO. 297 APRIL 10, 2019
AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE TOWN OF BABYLON AND SESAC LLC**

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 Supervisor be and is hereby authorized to execute an Agreement between the Town of Babylon and SESAC, LLC for a license to perform music that is copyrighted by SESAC, LLC at various Town events; and be it further RESOLVED, that said agreement is subject to the approval of the Town Attorney as to form and content.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 298 APRIL 10, 2019
AUTHORIZING THE TOWN OF BABYLON LOCAL DEVELOPMENT CORPORATION KNOWN AS “THE TOWN OF BABYLON LD CORPORATION II” TO EXECUTE A REGULATORY AGREEMENT WITH THE NEW YORK STATE DIVISION OF HOUSING AND COMMUNITY RENEWAL FOR THE PREMISES KNOWN AS WYANDANCH RISING BUILDING E AND LOCATED AT 1 WASHINGTON AVENUE, WYANDANCH

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

WHEREAS, The Town of Babylon LD Corporation II is the owner of the premises located at located at 1 Washington Avenue, Wyandanch, commonly known as Wyandanch Rising Building E (the “Premises”) currently leased to WR Communities – E LLC, (the “Project Entity”) which was formed to develop, construct, lease and after completion of construction, own, maintain, and operate a one hundred twenty-four (124) unit multifamily apartment complex at the Premises, and

WHEREAS, the Project Entity has sought New York State and Federal Low-Income Housing Tax Credits from the New York State, Division of Housing and Community Renewal (the “Agency”) and

WHEREAS, as a condition to the Project Entity’s receipt of the allocation of the Tax Credits from the Agency, the Project Entity must agree pursuant to the terms of a certain Regulatory Agreement (the “Regulatory Agreement”) to, among other things, lease and operate eighty-three (83) of the units in the Apartment Complex as follows: (i) twenty five (25) units shall be occupied by persons or families whose incomes, at the time of initial occupancy, do not exceed 50% of the area median gross income as determined in accordance with federal and state law, (ii) forty (40) units shall be occupied by persons or families whose incomes, at the time of initial occupancy, do not exceed 60% of the area median gross income as determined in accordance with federal and state law and (iii) eighteen (18) units shall be occupied by persons or families whose incomes, at the time of initial occupancy, do not exceed 90% of the area median gross income as determined in accordance with state law.

NOW THEREFORE BE IT

RESOLVED, that The Town of Babylon LD Corporation II hereby ratify and approve the terms and conditions of the Regulatory Agreement, and hereby authorize, empower and direct the Town Supervisor as the sole member of The Town of Babylon LD Corporation II to execute and deliver of the Regulatory Agreement, and it is

FURTHER RESOLVED, that no further resolutions or action by the undersigned are or shall be necessary to carry out the foregoing resolutions.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

Open portion:

Natalja Kritikos
492 Albany Avenue
Lindenhurst, NY 11757
516-710-0792

Complaint about flooding at her property. Has notified the Village of Lindenhurst town board along with sending documents and pictures. Village told her drains were put in but not connected to main sewer line and to do so would cost \$40,000. Came tonight to make Town of Babylon aware of what was going on. She also brought her documents and pictures which are on file in the Town Clerks vault as Exhibit A for 4/10/2019 Town Board Meeting. Supervisor Schaffer directed her to Commissioner of DPW Tom Stay to see what can be done.

Being no further business before the Board, the meeting adjourned at 7:15 pm on the motion of Councilwoman Gordon, seconded by Councilman McSweeney.

Geraldine Compitello, Town Clerk

/jt