

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 15th day of May, 2019 at 3:30 p.m. prevailing time.

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

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

Thank you, please be seated.

The Town Clerk called the roll:

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

1. A PUBLIC HEARING IN REFERENCE TO THE SPECIAL EXCEPTION USE PERMIT APPLICATION OF GLASFORD HALL, 1513 STRAIGHT PATH, WYANDANCH, SCTM NOS.: 0100-058.00-04.00-014.000 AND 022.000

**RESOLUTION NO. 321 MAY 15, 2019
ACCEPTING TOWN BOARD MINUTES**

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 minutes of the following Town Board Meetings be and the same are hereby accepted:

VOTES: 5 _____ YEAS: 5 _____ NAYS: 0 _____
April 24, 2019

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 332 MAY 15, 2019

AWARDING BID NO. 19G25 INJECTION CONTROL WELL & STRUCTURE REMEDIATION CONTAMINATED SOIL CLEAN UP & THE SECURING OF HAZARDOUS MATERIALS & TRANSPORTATION OF HAZARDOUS & NON-HAZARDOUS MATERIALS

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

WHEREAS, the following bids for Bid No. 19G25, Injection Control Well & Structure Remediation Contaminated Soil Clean Up & the Securing of Hazardous Materials & Transportation of Hazardous & Non-Hazardous Materials was received, opened and publicly read:

SPREADSHEET ON FILE IN DEPT. OF GENERAL SERVICES

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and the Commissioner of Environmental Services and upon their finding the aforementioned bids fair and reasonable, Bid No. 19G25 be and is hereby awarded to the overall low bidder Innovative Recycling Technologies, Inc.; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Innovative Recycling Technologies, 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. 333 MAY 15, 2019

AWARDING BID NO. 19G30 CONCRETE TRANSIT MIX

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

WHEREAS, the following bids for Bid No. 19G30, Concrete Transit Mix, were received, opened and publicly read:

	<u>Vendor</u>	<u>Cost</u>
Concrete		
1. 3,000 P.S.I.	Elm Transit Mix	\$125.00 per cubic yard
	Castle Transit Mix LLC	\$110.00 per cubic yard
2. 3,500 P.S.I.	Elm Transit Mix	\$128.00 per cubic yard
	Castle Transit Mix LLC	\$110.00 per cubic yard
3. 3,500 P.S.I. with grit	Elm Transit Mix	\$131.00 per cubic yard
	Castle Transit Mix LLC	\$112.00 per cubic yard
4. 4,000 P.S.I.	Elm Transit Mix	\$131.00 per cubic yard
	Castle Transit Mix LLC	\$120.00 per cubic yard
5. 4,000 P.S.I. with grit	Elm Transit Mix	\$134.00 per cubic yard
	Castle Transit Mix LLC	\$122.00 per cubic yard
6. 5,000 P.S.I.	Elm Transit Mix	\$139.00 per cubic yard
	Castle Transit Mix LLC	\$127.00 per cubic yard
7. 6,000 P.S.I. with plasticizer	Elm Transit Mix	\$145.00 per cubic yard
	Castle Transit Mix LLC	\$128.00 per cubic yard
8. Winter Concrete		
Period from 11/15 thru 3/31	Elm Transit Mix	\$5.00 cubic yard
Period from 10/15 thru 4/15	Castle Transit Mix LLC	\$5.00 cubic yard
Waiting time	Elm Transit Mix	\$150.00 hour
	Castle Transit Mix LLC	\$100.00 hour
Short load – less than 5 c.y.	Elm Transit Mix.	\$150.00 load
	Castle Transit Mix LLC	\$175.00 load
Calcium Chloride 1%	Elm Transit Mix	\$3.25 per cubic yard
	Castle Transit Mix LLC	\$5.00 per cubic yard
Calcium Chloride 2%	Elm Transit Mix	\$6.50 per cubic yard
	Castle Transit Mix LLC	\$7.00 per cubic yard
Fiber mesh		

	Elm Transit Mix	\$8.00 per cubic yard
	Castle Transit Mix LLC	\$5.00 per cubic yard
9.	Fibrillated Micro synthetic Fiber	
	Elm Transit Mix	\$8.00 per cubic yard
	Castle Transit Mix LLC	\$10.00 per cubic yard
10.	Non-Chloride Accelerating Admixture	
	Elm Transit Mix	\$0.18 ounce
	Castle Transit Mix LLC	\$9.00 per cubic yard

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation 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. 19G30 be and is hereby awarded to the overall low bidder, Castle Transit Mix LLC effective June 1, 2019; and be it further

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

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 334 MAY 15, 2019
AWARDING BID NO. 19G32-FURNISH AND INSTALL 2019
400 HORSE POWER BOAT ENGINE MERCURY VERADO® OR EQUAL**

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

WHEREAS, the following bids for Bid No.19G32-Furnish and Install 2019 400 Horse Power Boat Engine Mercury Verado ® or Equal, were received, opened and publicly read:

BIDDER	TOTAL PRICE
Toomey's Marine Service Incorporated d/b/a Pearl Grey Marine	
Total Price to Furnish and Install 2019-400 Horse Power Boat Engine Mercury Verado® or Equal	\$31,409.75
<u>Trade-in 2005 Mercury 250 Horse Power Engine</u>	-\$ 900.00
Total Cost of Engine After Trade-In	\$30,509.75

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services and the Deputy Commissioner Public Safety of and upon their finding the aforementioned bids fair and reasonable, Bid No. 19G32 be and is hereby awarded to the sole bidder Toomey's Marine Service Incorporated d/b/a Pearl Grey Marine, and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute one (1) year contract with Toomey's Marine Service Incorporated d/b/a Pearl Grey Marine.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 335 MAY 15, 2019
AWARDING BID NO. 19G33 MAINTENANCE & ON-CALL REPAIR SERVICE FOR THE LANDFILL LEACHATE PUMPING STATIONS,
TIE IN MANHOLES AND ASSOCIATED INFRASTRUCTURE**

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

WHEREAS, the following bids for Bid No. 19G33, Maintenance & On-Call Repair Service for the Landfill Leachate Pumping Stations, Tie-In Manholes and Associated Infrastructure was received, opened and publicly read:

<u>Item</u>	<u>Price</u>
Item: Hourly rate for all maintenance and on-call work to maintain, replace, install/repair leachate pumps, tie-in manholes and associated infrastructure.	
1. Mechanic	
Bensin Contracting Inc.	\$145.00
Overtime	
Bensin Contracting Inc.	\$195.00
2. Electrician	
Bensin Contracting Inc.	\$145.00
Overtime	
Bensin Contracting Inc.	\$195.00
3. Percent (%) over cost for parts	
Bensin Contracting Inc.	25%

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and the Deputy Commissioner of Environmental Services and upon their finding the aforementioned bids fair and reasonable, Bid No. 19G33 be and is hereby awarded to the sole bidder Bensin Contracting, Inc.; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Bensin Contracting, 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.

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. 336 MAY 15, 2019
AWARDING BID NO. 19G35 FLOODLIGHTS & PHOTOCELLS**

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

WHEREAS, the following bids for Bid No. 19G35-Floodlights & Photocells were received, opened and publicly read:

SPREADSHEET ON FILE IN DEPT. OF GENERAL SERVICES,

WHEREAS, the Commissioner of General Services and the Commissioner of D.P.W. recommend that Item(s) No. 1C, 1D and 2B, not be awarded as no bids were received for that item;

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and the Commissioner of D.P.W., that Item(s) No. 1C, 1D, and 2B, be and is hereby not awarded as no bids were received for that item, and be it further

RESOLVED, that based upon the recommendation of the Commissioner of General Services and the Commissioner of D.P.W. and upon their finding the aforementioned bids to be fair and reasonable, Bid No. 19G35 be and is hereby awarded to the low bidder per item, Greenvale Electric Supply Corp. for Item Nos. 1A, 1B, and 2A and Bell Electrical Supply Co. Inc. for Item No. 2C.; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Greenvale Electric Supply Corp. Bell Electrical Supply Co., and that the form and content of said contract shall be subject to the approval of the Town Attorney, and be it further

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 337 MAY 15, 2019
AUTHORIZING ISSUANCE OF A BUILDING PERMIT FOR DOUGLAS VALERIO
OUTER BEACH APPLICATION NO. 129181 SCTM #0100-240-1-71**

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

WHEREAS, the Building Division of the Department of Planning and Development of the Town of Babylon has reviewed Outer Beach Application No. 129181 of Douglas Valerio, for the premises located at SCTM #0100-240-1-71 (6 Cottage Walk, Gilgo Beach, NY) to construct a single-family home

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. 129181 of Douglas Valerio, for the premises located at SCTM #0100-240-1-71 (6 Cottage Walk, Gilgo Beach, NY), to construct a single-family home; 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. 338 MAY 15, 2019
AUTHORIZING ISSUANCE OF A BUILDING PERMIT FOR VITO & JANET PERRONE
OUTER BEACH APPLICATION NO. 129836 SCTM #0100-243-1-138**

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

WHEREAS, the Building Division of the Department of Planning and Development of the Town of Babylon has reviewed Outer Beach Application No. 129836 of Vito & Janet Perrone, for the premises located at SCTM #0100-243-1-138, 32 Anchor Way, Oak Beach, NY, to legalize an above ground pool and deck additions; 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. 129836 of Vito & Janet Perrone, for the premises located at SCTM #0100-243-1-138, 32 Anchor Way, Oak Beach, NY, to legalize an above ground pool and deck additions; 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. 339 MAY 15, 2019
AUTHORIZING CHANGE ORDER NO. 4 IN THE CONTRACT WITH ATLANTIC COAST DOCK CONSTRUCTION CORP.
FOR BID NO. 17G1, AMITYVILLE WATERFRONT RESILIENCY PROJECT**

The following resolution was offered by Councilman Manetta And seconded by Councilman McSweeney

WHEREAS, Bid No. 17G1, Amityville Waterfront Resiliency Project was awarded to Atlantic Coast Dock Construction Corp. for Groups A & C for a total contract amount of NINE HUNDRED NINETY-FIVE THOUSAND, ONE HUNDRED TWENTY-SEVEN (\$995,127.50) DOLLARS pursuant to Resolution No. 65 of January 17, 2018 and amended pursuant to Resolution No. 498 of June 13, 2018, and

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

WHEREAS, Change Order No. 1 was approved pursuant to Resolution No. 427 of May 16, 2018 which resulted in no change to the total contract of NINE HUNDRED NINETY-FIVE THOUSAND, ONE HUNDRED TWENTY-SEVEN (\$995,127.50) DOLLARS AND 50/100, and

WHEREASE, Change Order No. 2 was approved pursuant to Resolution No. 548 of July 11, 2018 which resulted in no change to the total contract amount of NINE HUNDRED NINETY-FIVE THOUSAND, ONE HUNDRED TWENTY-SEVEN (\$995,127.50) DOLLARS AND 50/100,

WHEREAS, Change Order No. 3 was approved pursuant to Resolution No. 769 of October 17, 2018 which resulted in no change to the total contract amount of NINE HUNDRED NINETY-FIVE THOUSAND, ONE HUNDRED TWENTY-SEVEN (\$995,127.50) DOLLARS AND 50/100,

WHEREAS, the Change Order Committee ("Committee") convened on May 8, 2019 with the Chief of Staff, Comptroller, Town Attorney, Commissioner of General Services, and the Commissioner of Planning & Development to review Change Order No. 4 as follows:

Reconciliation of actual quantities used for Group A -Morris Street East, Morris Street West, South Ketcham Avenue, & Berger Ave	(\$23,203.00)
Remove existing & Replace bulkhead, due to property line discrepancy, additional mobilization, insurance, temporary fence, supply & install Geotextile, installation only of topsoil & stone supplied by others at South Bay Avenue	\$43,444.87
Reconciliation of actual quantities for Group C- Bayside Canal, Fleming Canal, Cooper Avenue, Griffin Avenue,	(\$33,228.00)
TOTAL CHANGE ORDER NO. 4	(\$12,986.13)

WHEREAS, Change Order Request No. 3 has been approved by the Committee, Savik & Murray, a div. of DCAK MSA, the Governor's Office of Storm Recovery (GOSR) and all procurement guidelines set forth by GOSR have been complied with,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Committee, Savik & Murray, a div. of DCAK MSA and GOSR, the Supervisor be and he is hereby authorized to execute Change Order No. 4, for a credit amount (TWELVE THOUSAND NINE HUNDRED EIGHTY SIX (\$12,986.13), thereby reducing the total contract amount to NINE HUNDRED EIGHTY TWO THOUSAND, ONE HUNDRED FORTY ONE (\$982,141.37) DOLLARS AND 37/100.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 340 MAY 15, 2019
AUTHORING CREDIT & ACCEPTING THE CONTRACT WITH ELDOR CONTRACTING CORP. FOR BID NO. 18G59, INSTALLATION
OF LED LIGHTS AT VAN BOURGENDIEN PARK SOCCER FIELD AS COMPLETE & ACCEPTABLE**

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

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

WHEREAS, Change Order No. 1 was approved pursuant to Resolution No. 175 of February 7, 2019, which resulted in no change to the contract amount, and

WHEREAS, the Commissioner of General Services the Commissioner of the Department of Public Works and Cashin Associates, P.C. recommend the approval of a credit for unused contingency in the amount of TWENTY THOUSAND, SIX HUNDRED SIXTY-ONE DOLLARS AND 21/100 (\$20,661.21

WHEREAS, the Commissioner of General Services, the Commissioner of the Department of Public Works and Cashin Associates, P.C. have deemed all work performed by Eldor Contracting Corp. pursuant to Bid No. 18G59 as satisfactorily complete and acceptable,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of the Department of Public Works and Cashin Associates, P.C., a credit in the amount of TWENTY THOUSAND, SIX HUNDRED SIXTY ONE DOLLARS AND 21/100 (\$20,661.21) be and is hereby accepted, reducing the total contract amount to EIGHT HUNDRED THIRTY THREE THOUSAND, THREE HUNDRED THIRTY EIGHT DOLLARS AND 79/100 (\$833,338.79), and be it further

RESOLVED, that based upon the recommendations of the Commissioner of the Department of Public Works and Cashin Associates, P.C., all work performed by Eldor Contracting Corp. pursuant to Bid No. 18G59 be and is hereby accepted as satisfactorily complete at a final contract price of EIGHT HUNDRED THIRTY THREE THOUSAND, THREE HUNDRED THIRTY EIGHT DOLLARS AND 79/100 (\$833,338.79).

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

RESOLUTION NO. 341 MAY 15, 2019

AUTHORIZING THE RELEASE OF ENCUMBRANCES FOR VARIOUS CONTRACTS

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

WHEREAS, the Town Board has awarded certain contracts for various projects throughout the Town of Babylon, and WHEREAS, said work and/or services were never performed or services have been completed and the funding for said projects remains encumbered, and

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

NOW, THEREFORE, be it

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

CONTRACTOR NAME	RESOLUTION NO.	AMOUNT
Liro Engineers, Inc.	639 of 8/9/17	\$593.00
Atlantic Coast Dock Const. Corp.	773 of 10/5/17 & 487 OF 6/13/18	\$3,847.25

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 342 MAY 15, 2019

AWARDING RFP NO. 19G15, REQUEST FOR PROPOSALS FOR ENGINEERING, DESIGN, BID PREPARATION & CONSTRUCTION MANAGEMENT & OBSERVATION SERVICES FOR WYANDANCH RISING PHASE II

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

WHEREAS, the following proposals were received for RFP No. 19G15, Engineering, Design, Bid Preparation & Construction Management & Observation Services for Wyandanch Rising Phase II were received, and opened:

PROPOSER

Liro Engineers, Inc.

Cameron Engineering & Associates, LLP

Cashin Associates, P.C.

Savik & Murray, a div of DCAK MSA

WHEREAS, a Review Committee (Committee) was formed with the Chief Deputy Town Attorney, Comptroller, Commissioner of Planning & Development, Deputy Commissioner of Planning & Development and Administrative Assistant of General Services as its members to review all proposals received, and

WHEREAS, the Committee convened on April 5, 2019 to review all proposals received, and

WHEREAS, after a thorough review of all the proposals, the Committee recommends an award to Liro Engineers, Inc., at a renegotiated fee of ONE MILLION, ONE FIFTEEN THOUSAND, EIGHT HUNDRED NINETY FIVE (\$1,015,895.00) DOLLARS

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Committee and upon it finding the aforementioned proposals to be fair and reasonable, RFP No. 19G15, be and is hereby awarded to Liro Engineers, Inc. at a total contract price not to exceed ONE MILLION, ONE FIFTEEN THOUSAND, EIGHT HUNDRED NINETY FIVE (\$1,015,895.00) DOLLARS, and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with Liro Engineers, Inc. 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. 343 MAY 15, 2019

AUTHORIZING A CONTRACT WITH LINCOLN COMPUTER SERVICES

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

WHEREAS, a proposal for Computer Support Services was solicited from Lincoln Computer Services and

WHEREAS, the Professional Consultant Evaluation Committee convened on March 22, 2016 with the Deputy Supervisor, the Chief of Staff, Town Attorney, the Comptroller, the Commissioner of General Services, Commissioner of Planning & Development and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to Lincoln Computer Services at a monthly fee of NINE HUNDRED TWENTY-SIX (\$926.00) 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 Lincoln Computer Services at a monthly fee of monthly fee of NINE HUNDRED TWENTY SIX (\$926.00) DOLLARS and that said contract shall be subject to the approval of the Town Attorney as to form and content, and be it further

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 344 MAY 15, 2019

AUTHORIZING A CONTRACT WITH ALAN SCHNEIDER

The following resolution was offered by Supervisor Schaffer and seconded by Councilman Martinez

WHEREAS, a proposal for a Personnel Consultant was solicited from Alan Schneider, and

WHEREAS, the Professional Consultant Evaluation Committee convened on May 9, 2019 with the Deputy Supervisor, Chief of Staff, Town Attorney, the Commissioner of General Services, and Commissioner of Department of Public Work in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends awarding a contract to at a rate of NINETY (\$90.00) DOLLARS PER HOUR, for a total contract amount not to exceed FIFTY THOUSAND (\$50,000.00) DOLLARS per year

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 Alan Schneider at a rate of NINETY (\$90.00) DOLLARS PER HOUR, for a total contract amount not to exceed FIFTY THOUSAND (\$50,000.00) DOLLARS per year, 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) year periods at the discretion of the Town Attorney.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 345 MAY 15, 2019

AUTHORIZING A CONTRACT WITH LAND, SEA & AIR MEDICAL REVIEW SPECIALISTS, P.C.

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

WHEREAS, a proposal for DOT Physical Exam was solicited from Land, Sea and Air Medical Review Specialists, P.C., and

WHEREAS, the Professional Consultant Evaluation Committee convened on May 8, 2019 with the Deputy Supervisor, Chief of Staff, the Town Attorney, Comptroller, the Commissioner of General Services, Commissioner of the Department of Public Works and the Commissioner of Planning & Development 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 Land, Sea and Air Medical Review Specialists, Inc. at a rate of SEVENTY-FIVE (\$75.00) DOLLARS PER EXAM.

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a contract with Land, Sea and Air Medical Review Specialists, P.C. at a rate of SEVENTY-FIVE (\$75.00) DOLLARS PER EXAM, subject to the approval of Town Attorney as to form and content.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 346 MAY 15, 2019
AUTHORIZING 2018 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 2018 Budget Modification is
hereby authorized:

	<u>Increase</u>	<u>Decrease</u>
General Fund		
Assessment		
Member of a Board		
A.1355.12	\$ 3,303	
Full Time Clerical		
A.1355.14		\$ 3,303
Tax Collector		
Elected Official		
A.1330.10	\$ 408	
Administrative		
A.1330.13	\$ 4,131	
Full Time Clerical		
A.1330.14	\$ 6,257	
Part Time Clerical		
A.1330.16	\$ 2,661	
Overtime		
A.1330.19	\$ 346	
Miscellaneous		
A.1330.49	\$ 4,092	
Office Supplies		
A.1330.41		\$ 15,186
Contingent Account		
Miscellaneous		
A.1990.49		\$ 2,709
Revenues		
Clerk's fees		
A.0000.1255	\$ 24,774	
Mortgage Tax		
A.0000.3005	\$ 1,150,494	
Sale of Real Property		
A.0000.2660	\$ 1,065,180	
Rental of Real Property		
A.0000.2410	\$ 840,841	
Public Pound Charges		
A.0000.1550		\$ 1,960
Wyandanch Program Fees		
A.0000.1602		\$ 2,497
Bingo Licenses		
A.0000.2540		\$ 1,727
Dog Licenses		
A.0000.2544		\$ 620
Licenses Other		
A.0000.2545		\$ 250
Fines and Forfeited Bail		
A.0000.2610		\$ 199,865
Forfeitures of deposits		
A.0000.2620		\$ 76,930
Sale of Scrap and Excess Materials		
A.0000.2650		\$ 987
Insurance Recoveries		
A.0000.2680		\$ 8,486
Residential Repair		
A.0000.2702		\$ 160
Miscellaneous Local Sources		
A.0000.2704		\$ 42,745
Gifts and Donations		
A.0000.2705		\$ 873
Grants from Local Governments		
A.0000.2706		\$ 3,289
Project Safe		
A.0000.2708		\$ 1,617
Youth Programs		
A.0000.2709		\$ 4,350
Interfund Revenues		
A.0000.2801		\$ 2,713,656
Youth Project Safe		
A.0000.3430		\$ 6,721
Therapeutic Recreation Program		
A.0000.3488		\$ 10,728
Wyandanch Nutrition Program		
A.0000.4643		\$ 3,828
Part Town Fund		
Revenues		
Other Payments in Lieu of Taxes		
B.0000.1081	\$ 5,186	
Safety Inspection Fees		
B.0000.1560		\$ 5,186
Residential Garbage		
Revenues		
Premium on Obligations		
CL.0000.2710	\$ 30,163	
Other Home and Community Service		
CL.0000.3989	\$ 65,053	
Refuse and Garbage Charges		
CL.0000.2130		\$ 95,216

Highway Fund

Revenues

Permits, Other			
DB.0000.2590	\$	8,037	
Premium on Obligations			
DB.0000.2710	\$	15,923	
Other Payments in Lieu of Taxes			
DB.0000.1081			\$ 23,960

Commercial Garbage District

Revenues

Interest Earnings			
SR.0000.2401	\$	188,248	
Refuse and Garbage Charges			
SR.0000.2130	\$		188,248

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 347 MAY 15, 2019
AUTHORIZING RELEASE OF BOND**

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 Highway Engineering Supervisor, that the following incomplete site work bond be released from Town Trust:

PAYEE	PROPERTY LOCATION	APPLICATION/PERMIT #	AMOUNT DUE
Darius Masonry, Inc. 500 Marconi Boulevard Copiague, NY 11726	w/s/o Howard Avenue, 75' s/o Parkside Court Deer Park	Permit #:10072	\$1,200.00

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 348 MAY 15, 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:

	Increase	Decrease
	General Fund	
Engineer		
Equipment		
A.1440.20	\$ 5,000	
Program Operations		
A.1440.47		\$ 5,000
Traffic Control		
Part time labor		
A.3310.17	\$ 20,000	
Parks		
Part time labor		
A.7110.17		\$ 20,000
	Part Town Fund	
Zoning		
Overtime		
B.8010.19	\$ 500	
Safety inspection		
Overtime		
B.3620.19		\$ 500
Code Enforcement		
Part Time Labor		
B.3989.17	\$ 131	
Office Supplies		
B.3989.41		\$ 131
	Street Lighting Fund	
Street Lighting		
Part time labor		
SL.5182.17	\$ 5,000	
Full time labor		
SL.5182.15		\$ 5,000

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 349 MAY 15, 2019
CONFIRMING MEMBERSHIP TO THE NORTH BABYLON VOLUNTEER FIRE COMPANY, INC.**

The following resolution was offered by Councilwoman Gordon 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:

Anthony Serpenti	49 Rhoda Avenue North Babylon NY 11703
------------------	---

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 350 MAY 15, 2019
ADOPTING THE TOWN OF BABYLON MUNICIPAL DISCLOSURE POLICY

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 Town of Babylon Municipal Disclosure Policy, available for review at the Office of the Town Clerk as Schedule "A", is hereby adopted.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

SCHEDULE A

TOWN OF BABYLON
Municipal Disclosure Policy

In December of each year, the Comptroller/Deputy Comptroller, or her/his designee, will reach out to the Town's Financial Advisor to verify they will be handling the submission of continuing disclosure and events notices that the Town may be required to file with EMMA (Electronic Municipal Market Access) during the following calendar year and confirm a schedule of due dates for the required filings of such information. The Financial Advisor should advise the Town Comptroller/Deputy Comptroller as to the applicable deadlines, based on the applicable continuing disclosure undertakings, for completion and submission of such documents to EMMA.

The Town's Comptroller Department will provide assistance in the preparation of the Annual Update Document to the Town's Financial Advisor, including updates of information included in the Town's then most recently completed Official Statement under Appendix A. Currently the Annual Update Document is required to be filed within 180 days of the Financial Year End ("FYE"), but as referenced above the Financial Advisor will advise the Town Comptroller if this annual update deadline changes as the Town executes continuing disclosure undertakings for its new money bond issues and refunding bond issues.

As soon as the independent audit of the Town's financial statements is approved by the Town and publicly released each year, the Town Comptroller/Deputy Comptroller will send the audit to the Financial Advisor, as under currently applicable undertakings the audit must be filed with EMMA within 30 days of it being publicly released. The Town Comptroller/Deputy Comptroller will annually give the Financial Advisor 3 – 5 days' notice of when the Town expects the audit to be released. If the audit is not released within 180 days of the FYE the Town Comptroller will provide unaudited or draft financial statements for filing.

The Town also must be aware of the list of events which require filing of Event Notices, pursuant to its undertakings and the Town will notify the Financial Advisor when such filings are mandated. See Appendix A for a summary of the list of events that require filing of Event Notices.

TOWN OF BABYLON
Municipal Disclosure Policy

Appendix A-1

Summary of the list of events that require filing of Event Notices

In a timely manner, not in excess of ten (10) business days after the occurrence of the event, to the MSRB or any other entity designated or authorized by the Securities and Exchange Commission to receive reports pursuant to the Continuing Disclosure Rule, notice of the occurrence of any of the following events with respect to the Bonds or Notes:

- (a) principal and interest payment delinquencies
- (b) non-payment related defaults, if material
- (c) unscheduled draws on debt service reserves reflecting financial difficulties
- (d) in the case of credit enhancement, if any, provided in connection with the issuance of the Bonds or Notes, unscheduled draws on credit enhancements reflecting financial difficulties
- (e) substitution of credit or liquidity providers, or their failure to perform
- (f) adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701 TEB) or other material notices or determinations with respect to the tax status of the Bonds or Notes, or other material events affecting the tax- status of the Bonds or Notes
- (g) modifications to rights of Bondholders or Noteholders, if material
- (h) bond or note calls, if material and tender offers
- (i) defeasances
- (j) release, substitution, or sale of property securing repayment of the Bonds or Notes
- (k) rating changes
- (l) bankruptcy, insolvency, receivership or similar event of the Town
- (m) the consummation of a merger, consolidation, or acquisition involving the Town or the sale of all or substantially all of the assets of the Town, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material
- (n) appointment of a successor or additional trustee or the change of name of a trustee, if material
- (o) Incurrence of a financial obligation of an obligated person, if material, or agreement to covenants, events of default, remedies, priority rights, or other similar terms of a financial obligation of an obligated person, any of which affect the registered owners, including beneficial owners, of the bonds, if material.††
- (p) Default, event of acceleration, termination event, modification of terms, or other similar events under the terms of a financial obligation of an obligated person, any of which reflect financial difficulties.†

† For purposes of event labeled (o) and (p), the term "financial obligation" means a (i) debt obligation; (ii) derivative instrument entered into in connection with, or pledged as security or a source of payment for, an existing or planned debt obligation; or (iii) guarantee of (i) or (ii). The term "financial obligation" excludes municipal securities for which a final official statement has been provided to the MSRB consistent with the Rule.‡ In the case of a New York municipality, a "financial obligation" would include, among other things and if material, any bonds or notes for which a final official statement has not been filed with the MSRB, bonds and interim loan notes issued through the New York Clean Water Trust, so-called "state house" notes, loans obtained through the New York Water Resources Authority, bonds issued through the United States Rural Development Administration, letters of credit, and lease purchase agreements.

The Town may choose, from time to time, to provide notice of the occurrence of certain other events in addition to those listed above, if the Town determines that any such other event is material with respect to the Bonds or Notes. The Town does not undertake to commit to provide any such notice of the occurrence of any material event except those events listed above, in a timely manner, to the MSRB or any other facility designated or authorized by the commission to receive Reports pursuant to the Rule, notice of its failure to provide the aforescribed annual financial information and operating data and such audited financial statement, if any, on or before the date specified.

Information to be provided to the Financial Analyst – see Appendix A-2

**RESOLUTION NO. 351 MAY 15, 2019
AUTHORIZING PERMISSION FOR A PARADE ON MAY 27, 2019
IN THE TOWN OF BABYLON FOR THE COPIAGUE VFW POST #9482**

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

WHEREAS, the Copiague VFW #9482 has requested permission to hold a parade on Monday, May 27, 2019 within the Town of Babylon,

INDIVIDUAL: Franco Pacheco 270 Trouville Road, Copiague, NY 11726 (631) 671-3630	ORGANIZATION: Copiague VFW # 9482 270 Trouville Road, Copiague, NY 11726 (631) 671-3630 or (631) 598-0300
DATES & TIMES: Date(s): 5/27/2019 to: Time: 9:00 a.m. to 11:00 a.m. Rain Date: n/a	STARTING: Intersection of Dixon Ave. & Great Neck Rd., Copiague ENDING: Great Neck Road Elementary School, 1400 Great Neck Road, Copiague

ROUTE:
Leaving the intersection of Dixon Ave. & Great Neck Rd. proceeding south, turning right onto Garden St., turning left onto Grant Ave., turning left onto Lincoln Ave., turning left onto Great Neck Rd. and proceeding to the Great Neck Elementary School.

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

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 352 MAY 15, 2019
AUTHORIZING PERMISSION FOR A PARADE ON MAY 27, 2019 IN THE
TOWN OF BABYLON FOR THE EDWARD K. PEISKER VFW POST 5348**

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

WHEREAS, the Edward K. Peisker VFW Post 5348 has requested permission to hold a parade on Monday, May 27, 2019 within the Town of Babylon,

INDIVIDUAL: Daniel J. Ratushny 119 West 7 th Street, Deer Park, NY 11729 (631) 586-2578 (631) 682-4780	ORGANIZATION: Edward K. Peisker VFW Post 5348 588 Long Island Avenue, Deer Park, NY 11729 (631) 586-2299 (631) 682-4780
DATES & TIMES: Date(s): 5/27/2019 to: Time: 9:45 a.m. to 11:00 a.m. Rain Date: n/a	STARTING: Intersection of Lake Avenue & West 22 nd Street, Deer Park ENDING: John F. Kennedy Intermediate School, 101 Lake Avenue, Deer Park

ROUTE:
Leaving the intersection of Lake Avenue & West 22nd Street, traveling east on Lake Avenue, then north onto Deer Park Avenue.

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. 353 MAY 15, 2019
AUTHORIZING EMPLOYEE REIMBURSEMENT**

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

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

EMPLOYEE	AMOUNT
Patricia Burton	\$16.68 reimbursement for supplies for Eggstravaganza 2019
Richard Groh	\$11.98 reimbursement for supplies for the Waterfowl Control Program

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 354 MAY 15, 2019
AUTHORIZING THE EMERGENCY DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 9 LINDSAY AVE., WYANDANCH, NY 11798 SCTM NO. 0100-040.00-03.00-034.000**

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

WHEREAS, a certain rear structure(s) located at 9 Lindsay Avenue, Wyandanch, New York, bearing SCTM# 0100-040.00-03.00-034.000, the architect/professional engineer's report dated April 24, 2019 indicates the structure is so deteriorated and or dilapidated, it has become so out of repair as to be dangerous, unsafe, unsanitary and unfit for human habitation, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, it appears that, unless said rear structure (garage with attached structure) is demolished and removed, 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 rear 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 demolition and removal of the rear structure (garage with attached structure) and the framing must be removed from the front porch area, located at 9 Lindsay Avenue, Wyandanch, New York, bearing SCTM# 0100-040.00-03.00-034.000 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 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. 355 MAY 15, 2019

**AUTHORIZING THE EMERGENCY DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 88 WARREN ST., AMITYVILLE, NY 11701 SCTM NO. 0100-202.00-02.00-038.000**

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

WHEREAS, a certain rear structure(s) located at 88 Warren Street, Amityville, New York, bearing SCTM# 0100-202.00-02.00-038.000, the architect/professional engineer's report dated April 12, 2019 indicates the structure is so deteriorated and or dilapidated, it has become so out of repair as to be dangerous, unsafe, unsanitary and unfit for human habitation, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, it appears that, unless said structure is demolished and removed, 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 rear 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 demolition and removal of the structure, located at 88 Warren Street, Amityville, New York, bearing SCTM# 0100-202.00-02.00-038.000 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 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. 356 MAY 15, 2019

**AUTHORIZING THE EMERGENCY DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 18 GOVERNOR AVE., W. BABYLON 11704 SCTM NO. 0100-107.00-01.00-009.000**

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

WHEREAS, a certain structure(s) located at 18 Governor Avenue, West Babylon, New York, bearing SCTM# 0100-107.00-01.00-009.000 is so deteriorated and or dilapidated, it has become so out of repair as to be dangerous, unsafe, unsanitary and unfit for human habitation, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, the architect/professional engineer's report dated May 4, 2019 indicates the structure along with the sheds should be demolished including the removal of the foundation is the most likely and prudent course of action

WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe rear 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 demolition and removal of the structure including the sheds located at 18 Governor Ave., West Babylon, New York, bearing SCTM# 0100-107.00-01.00-009.000 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 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. 357 MAY 15, 2019

**AUTHORIZING DEMOLITION AND REMOVAL OF UNSAFE STRUCTURE
LOCATED AT 303 LINTON AVENUE, LINDENHURST, NY SCTM No. 0100-227.00-02.00-027.000**

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

WHEREAS, a certain structure, located at 303 Linton Ave., Lindenhurst, NY, bearing Suffolk County Tax Map No. 0100-227.00-02.00-027.000 has substantial accumulations of rubbish and debris on the property providing harborage for rodents, vermin and disease carrying insects, thereby presenting an imminent danger to the safety, health and welfare of the surrounding community residents, and

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

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

WHEREAS, the architect/professional engineer's report dated April 16, 2019, indicates that demolition of three rear structures including removal of the foundation, is the most likely and prudent course of action,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the rear structures including removal of the foundation, located at 303 Linton Avenue, Lindenhurst, NY, A/K/A SCTM No. 0100-227.00-02.00-027.000, in accordance with the Conclusions and Recommendations set forth in the architect/professional engineer's report on file in the Department of Code Enforcement, and be it further

RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the structure located at on the premises 303 Linton Avenue, Lindenhurst, NY, A/K/A SCTM No. 0100-227.00-02.00-027.000, 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. 358 MAY 15, 2019

**AUTHORIZING SECURING, BOARD UP AND SITE CLEAN UP OF UNSAFE STRUCTURE
LOCATED AT 2 W. 23RD STREET, DEER PARK, NEW YORK 11729 SCTM No. 0100-060.00-02.00-003.001**

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

WHEREAS, a certain structure, located at 2 W. 23rd Street, Deer Park, NY, bearing Suffolk County Tax Map No. 0100-060.00-02.00-003.001 is open and accessible to the public and threatening the health, safety 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, the inspector's report dated March 28, 2019, indicates windows and doors are open and accessible, electric and water was turned on illegally, and that securing/board up of the premises is the most likely and prudent course of action,

WHEREAS, a hearing was held this day; and

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing/board up of the unsafe structures located on the premises at 2 W. 23rd Street, Deer Park, NY, A/K/A SCTM No. 0100-060.00-02.00-003.001, 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 department of Public Works shall undertake the necessary securing and cleanup and be it further

RESOLVED, that the Town shall notify all utility companies to shut off utility service at this location and the same may not be reinstated without Town approval, 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 and repairing.

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

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 359 MAY 15, 2019

AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF BABYLON

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney
 WHEREAS, the Town of Babylon would like to provide professional services to the Village of Babylon for Legal Services, Environmental Review Services, Planning and Development Review Services, and any other professional services;
 NOW THEREFORE, BE IT

RESOLVED, that the Town Board authorizes the Supervisor to execute the Intermunicipal Agreement with the Town of Babylon to provide professional services to the Village of Babylon for Legal Services, Environmental Review Services, Planning and Development Review Services, and any other professional services, as agreed upon by the parties, subject to review and approval of the Town Attorney.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 360 MAY 15, 2019
 PROCLAIMING TUESDAY, JUNE 4, 2019 AS
 EAGLE SCOUT XAVIER LATIN RIVERA DAY**

The following resolution was offered by Councilman McSweeney and seconded by Councilman Martinez
 WHEREAS, the Boy Scouts of America at various times during the year confer its highest award for achievement to one of its deserving members; and
 WHEREAS, the rank of Eagle Scout is a rarity in scouting because the tasks needed to accomplish this are difficult, but if accomplished, they go a long way toward the development of leadership, self-reliance, and other qualities of humanity so desirable in young men; and
 WHEREAS, an Eagle is many things, noted for its size, strength, graceful figure, keenness of vision and power of flight; and
 WHEREAS, the Eagle was also the standard of the Ancient Romans, and is the seal of this great nation, the United States of America; and
 WHEREAS, it is fitting that by the successful demonstration of his scouting achievement, Xavier Latin Rivera was awarded the rank of Eagle Scout,

NOW, THEREFORE, be it
 RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Xavier Latin Rivera Day. its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Tuesday, June 4, 2019 as Eagle Scout Xavier Latin Rivera Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 361 MAY 15, 2019
 AUTHORIZING REFUND OF PAYMENT**

The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta
 BE IT RESOLVED, by the Town Board of the Town of Babylon, that the following payment be refunded as an overpayment:
 REFUND OF PAYMENT:

PAYEE	ACCOUNT	TYPE	AMOUNT	REASON	Recommended by
Precision Label Corp 50 Marcus Boulevard Hauppauge, NY 11788	Account #1757 Precision Label Corp Farmingdale, NY 11735	Commercial Waste District	\$2,600.00	Overpayment	Commissioner of Environmental Control
Andrew & Roxanne Tannenbaum	170 Bayview Ave., Amityville, NY 11701	Green Homes Benefit Assessment	\$108.15	Overpayment	Long Island Green Homes

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 362 MAY 15, 2019
 AUTHORIZING PAYMENT TO RANDALL GREGG DBA MILESTONE ENTERTAINMENT.**

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon
 BE IT RESOLVED, by the Town Board of the Town of Babylon, based on the recommendation of the Commissioner of Parks and Recreation that the Comptroller is hereby authorized to issue payment to Randall Gregg dba Milestone Entertainment. for expenses incurred for the following concerts:

CONCERT	\$ AMOUNT
Boogie Wonder Band	\$10,500
Almost Queen	\$10,660
Meat Loaf presents Bat/Neverland	\$17,000
Peter Noone	\$22,500
Party Rock	\$10,000

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 363 MAY 15, 2019
 AUTHORIZING 2019 OPERATING TRANSFER**

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney
 BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Town Comptroller that the following 2019 Operating Transfer is hereby authorized:

Capital Project Fund

	<u>Increase</u>	<u>Decrease</u>
H05 – Wyandanch Pedestrian Mall (road reconfiguration)		
Interfund Transfer		
H05.0000.5031	\$ 177,000.00	
Equipment & Capital Outlay		
H05.5997.20	\$ 177,000.00	
H129 – Road Infrastructure Improvements which include utility relocation		
Interfund Transfer		
H129.9901.90	\$ 75,607.65	
Equipment & Capital Outlay		
H129.5997.20		\$ 75,607.65
H70 – Road Program		
Interfund Transfer		
H70.9901.90	\$ 101,392.35	
Equipment & Capital Outlay		
H70.5197.26		\$ 101,392.35

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 364 MAY 15, 2019
AUTHORIZING REFUND OF FEES
DEPARTMENT OF PARKS, RECREATION & CULTURAL AFFAIRS**

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

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

Name	Address	Fee	Activity	Receipt Number
Joseph Whitenack	12 Johnson Ct. Babylon, NY 11702	1100.00	Refund for Boat Slip at Tanner. Not able to use boat for the summer due to a family issue.	POS Receipt 1369084

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

**RESOLUTION NO. 365 MAY 15, 2019
AUTHORIZING RELEASE OF CHECK**

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 Highway Engineering Supervisor, that the following checks held for previously incomplete or unacceptable work be released as the work has now been completed:

Receipt	Date	Name & Address	Type	Amount
2019-162	2/7/19	Budget Estates/Dingle Bay Enterprises LTD., 2137 Deer Park Avenue, Suite A, Deer Park, NY, 11729	Check	\$220.00
2019-162	2/7/19	Dingle Bay Enterprises LTD., 2137 Deer Park Avenue, Suite A, Deer Park, NY, 11729	Check	\$264.00
2019-162	2/7/19	Budget Estates/Dingle Bay Enterprises LTD., 2137 Deer Park Avenue, Suite A, Deer Park, NY, 11729	Check	\$220.00

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

**RESOLUTION NO. 366 MAY 15, 2019
AUTHORIZING ADOPTION AND THE FILING OF THE COMMUNITY DEVELOPMENT PROGRAM 2019 ANNUAL ACTION PLAN WHICH INCLUDES THE COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIP PROGRAMS LISTING OF PROPOSED PROJECTS FOR FISCAL YEAR 2019**

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

WHEREAS, the Town of Babylon is an entitlement community under the Community Development Block Grant ("CDBG") Program and will receive a grant allocation of One Million Forty-Nine Thousand Three Hundred Ninety-Nine Dollars (\$1,049,399.00) from the U.S. Department of Housing and Urban Development ("HUD") for Fiscal Year 2019; and

WHEREAS, the Town of Babylon is an entitlement community under the HOME Investment Partnership Program and will receive a grant allocation of Four Hundred Twenty-Six Thousand Twenty-One Dollars (\$426,021.00) from the U.S. Department of Housing and Urban Development ("HUD") for Fiscal Year 2019; and

WHEREAS, HUD requires the Town, to submit its Annual Action Plan for Fiscal Year 2019; and

WHEREAS, public hearings were held on September 26, 2018 and February 14, 2019 to gather input for the plan and on activities to be carried out under the CDBG and HOME Programs and general housing and community development needs in the Town; and

WHEREAS, a draft of the Action Plan for Fiscal Year 2019, including a list of proposed uses of Fiscal Year 2019 CDBG and HOME funds was made available for citizen comments; and

WHEREAS, the Town Board deems it is in the best interest of the Town of Babylon to submit for federal funding in the amount of One Million Forty-Nine Thousand Three Hundred Ninety-Nine Dollars (\$1,049,399.00) for the CDBG program for 2019, and in the amount of Four Hundred Twenty-Six Thousand Twenty-One Dollars (\$426,021.00) for the HOME program for 2019; and

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and he is hereby authorized to sign and submit the Fiscal Year 2019 Annual Action Plan for Housing and Community Development and amendments thereto and all understandings and assurances contained therein, including grantee certifications to the U.S. Department of Housing and Urban Development, after review as to content and form by the Town Attorney; and

RESOLVED, that upon approval of said Annual Action Plan, the Supervisor be and he is authorized to enter into and execute a funding approval/grant agreement with the U.S. Department of Housing and Urban Development for such financial assistance to the Town of Babylon; and

RESOLVED, that the Town Board adopt the Town of Babylon 2019 Annual Action Plan; and

RESOLVED, that the aforementioned grant agreement application 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. 367 MAY 15, 2019
SCHEDULING A PUBLIC HEARING IN REFERENCE TO THE COASTAL EROSION HAZARD AREA, VARIANCE APPLICATION NO. 19-04 OF KEITH AND PATRICIA HASDAY, 30 FIRE ROAD, OAK BEACH, SCTM NO. 0100-243-01-66**

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 a Public Hearing be held at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 12th day of June, 2019 at 6:00 p.m., prevailing time, to consider the Coastal Erosion Hazard Area variance application of Keith and Patricia Hasday for the premises located at 30 Fire Road, SCTM No. 0100-243-01-66 to allow the construction of 1st, 2nd and 3rd story decks to an existing dwelling. The decks are greater than 25% of the ground area coverage of the existing structure as defined by Chapter 99 of the Babylon Town Code of 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. 368 MAY 15, 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 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 12th day of June, 2019 at 6:00 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]

ADD to Schedule K:

Name of Street/Side Location	Hamlet	Regulation	Hours/Days
Arthur Avenue/ South side from Belmont Avenue West for 97 feet +/-	NL	No Standing	All
Arthur Avenue/South side from 97 +/- West of Belmont Avenue West for 140 feet +/-	NL	No Standing	All
North Monroe Avenue/East side from a point 297 feet +/- South of Sunrise Highway (S.R. 27) South for 146 feet +/-	NL	No parking	All
North Monroe Avenue/West side from a point 300 feet +/- South of Sunrise Highway (S.R. 27) south for 137 feet +/-	NL	No parking	All

DELETE from Schedule K

Name of Street/Side Location	Hamlet	Regulation	Hours/Days
North Monroe Avenue/East side from a point 175 feet +/- South of Sunrise Highway (S.R. 27) south to Frank Street	NL	No Parking	All
North Monroe Avenue/West side from a point 300 feet +/- South of Sunrise Highway (S.R. 27) south to Frank Street	NL	No Parking	All

**RESOLUTION NO. 369 MAY 15, 2019
AUTHORIZING THE SUPERVISOR'S EXECUTION OF A LICENSE AND SERVICE AGREEMENT
WITH CREATIVE ADVERTISING CONCEPTS, INC.**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon that the Supervisor is authorized to execute a license and service agreement with Creative Advertising Concepts, Inc., to install sunscreen dispensers that will dispense free SPF 30 sunscreen lotion to the public from Memorial Day through Labor Day (the "Sunscreen Program") at various beaches and parks within the Town of Babylon.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 370 MAY 15, 2019
APPROVING THE SPECIAL EXCEPTION USE PERMIT APPLICATION OF
GLASFORD HALL, 1513 STRAIGHT PATH, WYANDANCH SCTM NOS.: 0100-058.00-04.00-014.000 AND 022.000**

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

WHEREAS, a public hearing was held this date on the Special Exception Use Permit application the of Glasford Hall concerning the premises located at 1513 Straight Path, Wyandanch, New York and further identified by SCTM Nos. 0100-058.00-04.00-014.000 and 022.000 located in the T4(-) Zone of the Wyandanch and Straight Path Corridor Zoning District (WC) to be used together for the mixed uses of a public garage for auto repair and delicatessen, both prohibited uses under Section 213-500(C), Table 213-1 along with a residential apartment (a permitted use), and

WHEREAS, in accordance with the Official Compilation of Codes Rules and Regulations of the State of New York Title 6 Department of Environmental Conservation Chapter VI General Regulations, Part 617 State Environmental Quality Review (SEQR) Section 617.5 Type II Actions (c.) (18), the subject application involves; reuse of a residential or commercial structure, or of a structure containing mixed residential and commercial uses, where the residential or commercial use is a permitted use under the applicable zoning law or ordinance, including permitted by special use permit. Therefore, no further action is required by the Town Board of the Town of Babylon pursuant to SEQR; and

WHEREAS, the Department of Planning and Development, Division of Downtown Revitalization recommends approval of the subject application subject to certain conditions and covenants and restrictions, and **has satisfied** §213-500 C (5) (a-e) and fulfilled the intent of the Form-Based Code by: producing a mixed-use site that will enhance the quality of life, walkability and economic vibrancy of the surrounding neighborhood without exceeding the parameters of Final Generic Environmental Impact Statement. DTR recommends this application receive a **Special Exception Use Permit** in accordance with Town Code §213 Article XXXII Special Exception Use Permits with the attached covenants and restrictions.

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.

**SPECIAL EXCEPTION PERMIT TO HAVE A TERM OF
2 YEARS BASED ON DR MEMO OF MARCH 25**

Please insert:

Condition for Approval:

- The subject location shall be connected to the Wyandanch Sewer infrastructure for wastewater disposal. Existing on site wastewater structures shall be properly abandoned in accordance with Suffolk County Department of Health Services requirements as part of the sewer connection process.

Covenants and Restrictions to be filed in the Suffolk County Clerk's Office:

Public Garage

- That no repair work shall be performed outdoors at any time.
- That the use of the premises in any manner for the sale or rental or offering for sale or rent of used automobiles, trailers or any other vehicle shall be prohibited at all times; and the installation of automatic or other vending machines or devices outside of any structure on the premises shall be prohibited at all time.
- The installation of automatic or other vending machines or devices outside of any structure on the premise shall be prohibited at all times.
- That no automobile parts, dismantled vehicles and similar articles shall be stored in the open, whether in racks, cabinets or other containers.
- That any oil, transmission fluid, radiator fluid or any other liquid waste be placed in containers and properly disposed of by a licensed hazardous waste hauler and that no such liquid be allowed to seep into the ground.
- That no gasoline, diesel or any other type of fuel shall be dispensed on the subject premises, unless applicant has a valid approval for such activity.
- That there shall be no noise, fumes or odors emitted outside the existing building or future improvements to the subject premises and effective filters and/or other effective apparatus shall be installed and properly maintained to protect the area against noise, noxious fumes, dust, dirt, chemicals and any other elements or substances present on the subject premises. No painting or rust removal.
- That the exterior of all structures, lighting, paved areas and all other installations visible to the public shall be continually maintained and kept in good repair. This includes landscaping and maintaining a proper buffer zone.
- All site lighting to be contained on said premise.
- That the subject premises shall be properly landscaped, unless a variance or Planning Board approval was already granted to eliminate landscaping, and, continuously maintained.
- That all garbage and rubbish shall be placed or kept in suitable containers, and disposed of in accordance with applicable statutes ordinances and laws.
- There shall be no parking of automobiles on the rear lawn and a two-foot hedge wall is to be planted on the north side of the rear walk.
- The gates shall be in the open position at the time of operation of the businesses on the parcels.
- That the covenants, restrictions and provisions recited herein may only be changed, modified or terminated by Town Board resolution.
- That in the event of any violation of any kind of these covenants and restrictions or any previously imposed, or any ordinance or regulations and failure of the current tenant or owner to remedy such violation after having notice and an opportunity to be heard, the Town Board shall have the right to suspend or revoke forthwith the special exception permit granted, unless a cure for such violation has been commenced.

Post Construction Stormwater Management

1. Stormwater Pollution Prevention Plan (SWPPP) maintenance access in accordance with Section 189-8 of the Code of the Town of Babylon. The Town of Babylon shall be provided with access to the stormwater infrastructure at reasonable times for periodic inspection by the Town of Babylon and its officers to ensure that the infrastructure is maintained in proper working condition to meet design standards and any other provisions established by Chapter 189. This agreement shall be binding on all subsequent landowners.
2. SWPPP maintenance after construction in accordance with Section 189-8 of the Code of the Town of Babylon. Stormwater management practices installed in accordance with Chapter 189 shall be operated and maintained to ensure that the goals of Chapter 189 are fully achieved. Proper operation and maintenance includes, at minimum, the following:
 - a. A preventive/corrective maintenance program for all critical facilities and systems of treatment and control (or related appurtenances) which are installed or used by the owner or operator to achieve the goals of Chapter 189. A written record of stormwater management system maintenance activities shall be established and maintained on site and be available for review by the Town of Babylon upon request.
 - b. Written procedures for operation and maintenance and training new maintenance personnel shall be prepared and maintained on site and will be available for review by the Town of Babylon upon request.
 - c. Discharges from the SMPs shall not exceed design criteria or contribute to water quality standard violations in accordance with § 189-7B. of the Code of the Town of Babylon.
 - d. Upon completion of construction, any stormwater control structures impacted during construction shall be cleaned by the owner or operator.
 - e. Catch Basins shall be inspected for sediment and litter/solid waste annually.
 - f. Drywells shall be inspected for sediment and litter/solid waste annually.
 - g. Based on the annual inspections, catch basins and drywells shall be cleaned as necessary to insure the proper operation of the infrastructure.

**DTR believes this application
Finally, the Special Exception Use Permit is to be renewed every
two years to ensure the property is kept in compliance with the covenants and restrictions.**

**RESOLUTION NO. 371 MAY 15, 2019
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 18 DAVIDSON STREET, WYANDANCH, NY 11798 SCTM NO. 0100-080.00-03.00-005.000**

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

WHEREAS, a certain structure(s) located at 18 Davidson Street, Wyandanch, New York, bearing SCTM# 0100-080.00-03.00-005.000, is open and accessible to the public and threatening the health, safety and welfare of the surrounding community residents; and

WHEREAS, said property is improperly secured and constitutes an attractive nuisance to the children of the surrounding residents and the general public will exist; and

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

WHEREAS, the inspector’s report, indicates windows and doors are open and accessible, the boiler was inoperable and a search warrant was done by the Suffolk County Police Department and arrests were made, therefore the emergency securing/board up of the premises is the most like and prudent course of action,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the emergency securing/board up of unsafe structures located on the premises at 18 Davidson Street, Wyandanch, New York, bearing SCTM# 0100-080.00-03.00-005.000 to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the inspector’s report dated May 9, 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. 372 MAY 15, 2019
AUTHORIZING CHANGE ORDER NO. 5 IN THE CONTRACT WITH CONSTAR, INC.
FOR BID NO. 17G1, AMITYVILLE WATERFRONT RESILIENCY PROJECT**

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

WHEREAS, Bid No. 17G1, Amityville Waterfront Resiliency Project was awarded to Constar, Inc. for Groups B, D, E, & F for a total contract amount of ONE MILLION EIGHT HUNDRED SEVEN THOUSAND, NINE HUNDRED NINETY-FIVE (\$1,807,995.00) DOLLARS pursuant to Resolution No. 65 of January 17, 2018 and

WHEREAS, the Project is part of the Governor’s Office of Storm Recovery (GOSR) mitigation projects, and

WHEREAS, Change Order No.1 was approved pursuant to Resolution No. 612 of August 15, 2018, which resulted in no change to the contract amount and

WHEREAS, Change Order No. 2 was approved pursuant to Resolution No. 768 of October 17, 2018, which resulted in no change to the contract amount, and

WHEREAS, Change Order No. 3 was approved pursuant to Resolution No. 802 of November 8, 2018 which resulted in no change to the contract amount

WHEREAS, Change Order No. 4 was approved pursuant to Resolution No. of December 19, 2018, which resulted in no change to the contract amount

WHEREAS, the Change Order Committee (“Committee”) convened on May 8, 2019 with the Chief of Staff, Comptroller, Town Attorney, Commissioner of General Services, and the Commissioner of Planning & Development to review Change Order No. 5 as follows:

Reconciliation of actual quantities used for Group B – Braham Avenue, Stuart, Lebrun Ave, Norman Place, offset of contingency for additional work at Braham and	(\$32,581.89)
Install 2 additional 3 x 8 wales on bulkhead at Braham Avenue	
Mill & Fill to extend asphalt area at South Bayview and Reconciliation of actual	
quantities used for Group D – Purdy Lane, Bayside Place, Newpointe Place, South Bayview, offset of contingency for additional work at South Bayview	(3,552.00)
Reconciliation of actual quantities for Group E – Richmond Ave	(\$13,523.45)
Furnish & install additional bulkhead and guiderail at Meadow Lane and	
Reconciliation of actual quantities used for Group F– Perkins, Coles Avenue, Macdonald, Meadow Lane, offset of contingency for additional work at Meadow Lane	(\$13,515.37)
Credit for Unused Contingency	(\$17,232.71)
TOTAL CHANGE ORDER NO. 5	(\$80,405.42)

WHEREAS, Change Order Request No. 5 has been approved by the Committee, Savik & Murray, a div. of DCAK MSA, the Governor’s Office of Storm Recovery (GOSR) and all procurement guidelines set forth by GOSR have been complied with.

NOW, THEREFORE, be it RESOLVED, that based upon the recommendations of the Committee, Savik & Murray, a div. of DCAK MSA and GOSR, the Supervisor be and he is hereby authorized to execute Change Order No. 5 for a credit amount of EIGHTY THOUSAND, FOUR HUDNRED FIVE DOLLARS AND 42/100 (\$80,405.52), thereby decreasing the total contract amount to ONE MILLION SEVEN HUNDRED TWENTY SEVEN THOUSAND, FIVE HUNDRED EIGHTY NINE DOLLARS AND 58/100 (\$1,727,589.58).

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 373 MAY 15 2019
AWARDING BID NO. 19G18, LITTLE EAST NECK ROAD SHORELINE STABILIZATION**

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

WHEREAS, the following bids for Bid No. 19G18, Little East Neck Road Shoreline Stabilization was received, opened and publicly read, and

<u>BIDDER</u>	<u>BID PRICE</u>
Item 1. Total Lump Sum Base Bid	
Chesterfield Associates, Inc.	\$278,740.00
G & M Earth Moving Inc.	\$431,000.00
Constar, Inc.	\$196,375.00
Richmond Construction	Disqualified
Item 2. Alternate No. 1: Furnish & Install Timber Guiderail	
Chesterfield Associates, Inc.	\$7,955.00
G & M Earth Moving Inc.	\$13,115.00
Constar, Inc.	\$4,300.00
Richmond Construction	Disqualified
Item 3. Alternate: Furnish & Install Asphalt Concrete	
Chesterfield Associates, Inc.	\$26,380.00
G & M Earth Moving Inc.	\$26,160.00
Constar, Inc.	\$15,125.00
Richmond Construction	Disqualified

WHEREAS, the low bidder, Richmond Construction was disqualified from Bid No. 19G18 in its entirety as they failed to submit a the required five (5) percent bid bond, and

WHEREAS, the second low bidder, Constar, Inc. has requested to withdraw their bid in its entirety as the omitted a portion of the work in the total lump sum base bid,

WHEREAS, all procurement guidelines set forth by Governor’s Office of Storm Recovery (GOSR), Community Development Block Grants – Disaster Recovery (“CDB-DR) and the Town of Babylon were complied with, and

WHEREAS, the Commissioner of General Services and L.K. McLean Assoc. P.C. recommend that Bid No. 19G18 be awarded to the lowest responsible bidder Chesterfield Associates, Inc.

NOW, THEREFORE, be it

RESOLVED, that Richmond Construction be and is hereby disqualified from Bid No.19G18 in its entirety as they failed to submit the required five (5) percent bid bond, and be it further

RESOLVED, that the withdrawal request of Constar, Inc. be and is hereby accepted, without penalty, and be it further

RESOLVED, that based upon the recommendations of the Commissioner of General Services and L.K. Mclean Associates, P.C. and upon their finding the aforementioned bids fair and reasonable, Bid No. 19G18, be and is hereby awarded to the lowest responsible bidder Chesterfield Associates, Inc. and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with Chesterfield Associates, Inc. for a total contract amount of TWO HUNDRED SEVENTY EIGHT THOUSAND, SEVEN HUNDRED FORTY (\$278,740.00) DOLLARS and that the form and content of said contract shall be subject to the approval of the Town Attorney and GOSR and be it further

RESOLVED, that the Alternate Nos. 1 and 2 may be awarded at a later time, if necessary, and be it further

RESOLVED, that the award is contingent upon compliance with all the rules and regulations set forth by GOSR, CDBG-DR and the Town of Babylon.

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

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 374 MAY 15, 2019
AUTHORIZING RELEASE OF BOND**

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 Clerk that the following CHECK for street excavation be released:

<u>PERMIT</u>	<u>DATE</u>	<u>NAME & ADDRESS</u>	<u>TYPE</u>	<u>AMOUNT</u>
10207	5/12/2017	Build Net Inc. 352 State Avenue Wyandanch, NY 11798	Check	\$1000.00

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

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 375 MAY 15, 2019
PROCLAIMING WEDNESDAY, JUNE 5, 2019 AS GIRL SCOUT GOLD AWARD KATHERINE BENCIVENGA DAY**

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

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

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

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

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

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

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

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Katherine Bencivenga its congratulations on her successful completion and achievement of the Gold Award and does proclaim June 5, 2019 as Girl Scout Gold Award Katherine Bencivenga Day.

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

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 376 MAY 15, 2019
PROCLAIMING THURSDAY, JUNE 13, 2019 AS GIRL SCOUT GOLD AWARD SARAH LOGAN DAY**

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

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

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

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

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

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

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

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Sarah Logan its congratulations on her successful completion and achievement of the Gold Award and does proclaim June 13, 2019 as Girl Scout Gold Award Sarah Logan Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 377 MAY 15, 2019

PROCLAIMING FRIDAY, JUNE 14, 2019 AS GIRL SCOUT GOLD AWARD ERIN CONLON DAY

The following resolution was offered by Councilman Martinez

and seconded by Councilman Manetta

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

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

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

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

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

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

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Erin Conlon its congratulations on her successful completion and achievement of the Gold Award and does proclaim June 14, 2019 as Girl Scout Gold Award Erin Conlon Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 378 MAY 15, 2019

PROCLAIMING SATURDAY, JUNE 15, 2019 AS GIRL SCOUT GOLD AWARD MARGARET HOGE DAY

The following resolution was offered by Councilman Manetta

and seconded by Councilwoman Gordon

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

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

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

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

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

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

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Margaret Hoge its congratulations on her successful completion and achievement of the Gold Award and does proclaim June 15, 2019 as Girl Scout Gold Award Margaret Hoge Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 379 MAY 15, 2019

PROCLAIMING SUNDAY, JUNE 16, 2019 AS GIRL SCOUT GOLD AWARD CATIE HERNANDEZ DAY

The following resolution was offered by Councilwoman Gordon

and seconded by Councilman McSweeney

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

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

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

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

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

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

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Catie Hernandez its congratulations on her successful completion and achievement of the Gold Award and does proclaim June 16, 2019 as Girl Scout Gold Award Catie Hernandez Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 380 MAY 15, 2019

PROCLAIMING MONDAY, JUNE 17, 2019 AS GIRL SCOUT GOLD AWARD SAMANTHA CRONK DAY

The following resolution was offered by Councilman McSweeney

and seconded by Councilman McSweeney

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

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

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

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

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

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

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Samantha Cronk its congratulations on her successful completion and achievement of the Gold Award and does proclaim June 17, 2019 as Girl Scout Gold Award Samantha Cronk Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 381 MAY 15, 2019
AUTHORIZING THE CEREMONIOUS CHANGING OF A STREET NAME

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

WHEREAS, Edward K. Peisker was a World War II Veteran and a resident of Deer Park
; and

WHEREAS, Mr. Peisker enlisted in the United States Navy October 9th 1942, and was discharged October 26th 1945 with the rank of
Carpenter's Mate 1st Class; and

WHEREAS, he earned medals of Good Conduct, American Campaign, Asia-Pacific Campaign, and World War II Victory.

WHEREAS, Edward K. Peisker was born October 14th, 1914, and died April 7th, 1976.

WHEREAS, the Town of Babylon would like to honor Edward K. Peisker by ceremoniously renaming Long Island Avenue between West
13th and West 14th Street in Deer Park as "Edward K. Peisker Way".

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon authorizes the ceremonious changing of the name of Long Island Avenue,
between West 13th and West 14th Street in Deer Park as "Edward K. Peisker Way" and be it further

RESOLVED, the Town of Babylon Department of Public Works shall install signs above the current street signs stating "Edward K.
Peisker Way".

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

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 382 MAY 15, 2019
SCHEDULING A PUBLIC HEARING ON THE APPLICATION OF PARKWAY VILLAGE ESTATES, LLC
FOR THE PREMISES IDENTIFIED BY SCTM#: 0100-147-03-015.001 LOCATED ON
THE W/S/O DEER PARK AVE., 113' N/O BROOKSIDE AVE., N. BABYLON

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held at Babylon Town Hall, 200 East Sunrise
Highway, Lindenhurst, New York, on the 12th day of June, 2019 at 6:00 p.m., prevailing time, on the application for a change of zone of the property
at SCTM No. **0100-147.00-03.00-015.001**, further described on Schedule A attached hereto, located in the SC003 School District, from E Business
District to MR Multiple Residence District, in order to construct 4 buildings for a total of forty (40) one-bedroom units and a 1,134sf
community/recreation space, along with associated site improvements. The site totals 86,025.36sf (1.97ac); and be it further

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

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

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

The resolution was thereupon declared duly adopted.

SCHEDULE A

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

BEGINNING at a monument set in the Westerly side of Deer Park Avenue, distant 101.28 feet Northerly from the corner formed by the intersection
of the Westerly side of Deer Park Avenue and the Northerly side of Brookside Avenue;

RUNNING THENCE South 84 degrees 39 minutes 00 seconds West along the Northerly line of Map of Liberty Farms addition, 400.00 feet to land
formerly of Dongler,

THENCE along said last mentioned land, North 3 degrees 46 minutes 30 seconds East and parallel to the Westerly side of Deer Park Avenue, 217.82
feet to a monument and land of Union Free School District No. 3;

THENCE along land last mentioned, North 84 degrees 39 minutes 00 seconds East, 400 feet to a monument set in the Westerly side of Deer park
Avenue;

THENCE along the Westerly side of Deer Park Avenue, South 3 degrees 46 minutes 30 seconds West, 217.82 feet to the point or place of
BEGINNING.

Being no further business before the Board, the meeting adjourned at 3:40 pm on the motion of
Supervisor Schaffer, seconded by Councilman McSweeney.

Geraldine Compitello, Town Clerk

/jt