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 12th day of June, 2019 at 6:00 p.m. prevailing time.

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

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

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

3. A PUBLIC HEARING ON THE APPLICATION OF PARKWAY VILLAGE ESTATES, LLC FOR THE PREMISES IDENTIFIED BY SCTMB: 0100-147-03-015.060 LOCATED ON THE W/S/O DEER PARK AVE., 113’ N/O BROOKSIDE AVE., N. BABYLON

Hillary Troy
530 Lombard Street
North Babylon, NY 11703
631-667-1565
Lary1998.tro@gmail.com

Speaking on Resolution #247 - AUTHORIZING THE EMERGENCY DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 88 CARLIS PATH, NORTH BABYLON 11703 SCTM NO. 0100-112.00-02.00-027.000.

Resident for approx. 25 years and this house has always had constant code violations. I am very upset with the view of this home; have spoken to many people within the town. Appreciates whatever action the town needs to do to clean up this property.

RESOLUTION NO. 383 JUNE 12, 2019
ACCEPTING TOWN BOARD MINUTES

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

BE IT RESOLVED, by the Town Board of the Town of Babylon that the minutes of the following Town Board Meetings be and the same are hereby accepted:

May 15, 2019

VOTES:  5  YEAS:  5  NAYS:  0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 384 JUNE 12, 2019
ADOPTING AMENDMENT TO CHAPTER 3, ARTICLE II, SECTION 3-4 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES

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

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 12th day of June, 2019 at 6:00 p.m. prevailing time, upon the question amending Chapter 3, Article II, Section 3-4 of the Town of Babylon Uniform Code of Traffic Ordinances; 

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

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

VOTES:  5  YEAS:  5  NAYS:  0

The resolution was thereupon declared duly adopted.

EXHIBIT “A”
Chapter 3, Article II, Section 3-4
(Parking, Standing, and Stopping Restrictions Designated)

ADD to Schedule K:

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

DELETE from Schedule K:

<table>
<thead>
<tr>
<th>Name of Street/Location</th>
<th>Hamlet</th>
<th>Regulation</th>
<th>Hours/ Days</th>
</tr>
</thead>
<tbody>
<tr>
<td>North Monroe Avenue/East side From a point 175 feet +/- South of Sunrise Highway (S.R. 27) south to Frank Street</td>
<td>NL</td>
<td>No Parking</td>
<td>All</td>
</tr>
<tr>
<td>North Monroe Avenue/ West side From a point 300 feet +/- South of Sunrise Highway (S.R. 27) south to Frank Street</td>
<td>NL</td>
<td>No Parking</td>
<td>All</td>
</tr>
</tbody>
</table>

6/12/2019 Minutes
RESOLUTION NO. 385 JUNE 12, 2019
GRANTING VARIANCE REQUEST FOR COASTAL EROSION HAZARD AREA VARIANCE APPLICATION NO. 19-04 OF KEITH AND PATRICIA HADSHAY, 30 FIRE ROAD, OAK BEACH, SCTMN NO. 0100-243-01-66

The following resolution was TABLED by Supervisor Schaffer and seconded by Councilman Martinez.
WHEREAS, the applicant is requesting a variance from the Code of the Town of Babylon, Chapter 99, Section 12 (B)(1)(e) which permits only nonmajor additions to existing structures on primary dunes, in order to allow the construction of 1st, 2nd and 3rd story decks to an existing dwelling; and
WHEREAS, the Department of Environmental Control has reviewed the site plan prepared by Henry M. Montavale, Registered Architect, License No. 13607, dated January 31, 2019 and has determined that the granting of the variance will not result in significant environmental impacts; and
WHEREAS, the granting of an area variance is a Type II Action under the State Environmental Quality Review Act (SEQRA); and
WHEREAS, the Town Board of the Town of Babylon has been designated as the Coastal Erosion Hazard Board of Review and has the authority to hear, approve, approve with modifications, or deny requests for variances or other forms of relief from the requirements of the Code of the Town of Babylon, Chapter 99.
NOW, THEREFORE, be it RESOLVED, by the Town Board of the Town of Babylon, that upon the recommendation of the Commissioner of Environmental Control, the variance request for Coastal Erosion Hazard Area Application of Keith and Patricia Hadshay, 30 Fire Road, Oak Beach, SCTMN NO. 0100-243-01-66, be and the same is hereby approved; and be it further RESOLVED, that the granting of relief to Section 99-12(B)(1), in accordance with the plans and application presently on file, be and the same is hereby approved.

The resolution was thereupon declared duly TABLED to July 10, 2019 Meeting.

RESOLUTION NO. 386 JUNE 12, 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 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 10th day of July, 2019 at 10:00 a.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:

<table>
<thead>
<tr>
<th>Name of Street/ Side Location</th>
<th>Hamlet</th>
<th>Regulation</th>
<th>Hours/Days</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cedar Street/East side From the corner of Ralph Avenue north for a total distance of 64 feet +/-</td>
<td>CO</td>
<td>No Parking</td>
<td>7 AM to 6 PM Monday To Friday</td>
</tr>
<tr>
<td>Ralph Avenue/North side From 110 feet east of Cedar Street east for a total distance of 65 feet +/-</td>
<td>CO</td>
<td>No Parking</td>
<td>7 AM to 6 PM Monday To Friday</td>
</tr>
</tbody>
</table>

DELETE from Schedule K:

<table>
<thead>
<tr>
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<tbody>
<tr>
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<td>CO</td>
<td>No Parking</td>
<td>7 AM to 6 PM Monday To Friday</td>
</tr>
</tbody>
</table>

RESOLUTION NO. 387 JUNE 12, 2019
AUTHORIZING A CONTRACT WITH CONTROL SOLUTIONS GROUP

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney.
WHEREAS, a proposal for Building Management System Preventative Maintenance Services in connection with the Automated Logic Direct Control System was solicited from Control Solutions Group and
WHEREAS, the Professional Consultant Evaluation Committee convened on June 6, 2019 with 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 Control Solutions Group the following fees:

<table>
<thead>
<tr>
<th>Date</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>April 1, 2019 - March 31, 2021</td>
<td>$16,550.00 Annual Fee</td>
<td></td>
</tr>
<tr>
<td>April 1, 2020 - March 31, 2021</td>
<td>$17,066.00 Annual Fee</td>
<td></td>
</tr>
<tr>
<td>April 1, 2021 - March 31, 2022</td>
<td>$17,557.00 Annual Fee</td>
<td></td>
</tr>
<tr>
<td>Emergency Calls &amp; Other Work</td>
<td>$128.00/hour/Control Technician</td>
<td></td>
</tr>
<tr>
<td>Emergency Calls &amp; Other Work</td>
<td>$192.00/hour/Control Technician/ Overtime Rate</td>
<td></td>
</tr>
<tr>
<td>Emergency Calls &amp; Other Work</td>
<td>$256.00/hour/Control Technician/Sundays/Holidays</td>
<td></td>
</tr>
<tr>
<td>Emergency Calls &amp; Other Work</td>
<td>$150.00/hour/Systems Engineer</td>
<td></td>
</tr>
<tr>
<td>Emergency Calls &amp; Other Work</td>
<td>$228.00/hour/Systems Engineer/Overtime Rate</td>
<td></td>
</tr>
<tr>
<td>Emergency Calls &amp; Other Work</td>
<td>$304.00/hour/Systems Engineer/Sundays/Holidays</td>
<td></td>
</tr>
<tr>
<td>Emergency Calls &amp; Other Work</td>
<td>$228.00/hour/Systems Engineer/Overtime Rate</td>
<td></td>
</tr>
<tr>
<td>Emergency Calls &amp; Other Work</td>
<td>$304.00/hour/Systems Engineer/Sundays/Holidays</td>
<td></td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Date</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
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<td>$228.00/hour/Systems Engineer/Overtime Rate</td>
<td></td>
</tr>
<tr>
<td>Emergency Calls &amp; Other Work</td>
<td>$304.00/hour/Systems Engineer/Sundays/Holidays, 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, at the above-mentioned fees for two (2) additional (1) one-year periods at the discretion of the Commissioner of General Services</td>
<td></td>
</tr>
</tbody>
</table>

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

6/12/2019 Minutes
RESOLUTION NO. 388 JUNE 12, 2019

AUTHORIZING A CONTRACT WITH MICHAEL HABERMAN ASSOCIATES, INC.

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

WHEREAS, a proposal for appraisals for certain properties was solicited from Michael Haberman Associates, Inc. and WHEREAS, the Professional Consultant Evaluation Committee convened on June 6, 2019 with 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 Michael Haberman Associates, Inc. at the aforementioned fees, and that said contract shall be subject to the approval of the Town Attorney as to form and content.

at Map 100-48-2-14.001 – 8030 Broadhollow Road, E. Farmingdale – Market Value Appraisal

Fee per hour for expenses if matter is terminated

$100-250.00

Tax Map 100-5-31.3-27,3/03,3.02 – 10 Michael Drive Assoc. v. Town of Babylon Restricted Appraisal

$4250.00

Trial Appraisal, if necessary

$2,000.00

Appearance at court, if necessary, Fee per appearance

$2,000.00

Conferences, if necessary, Fee per hour

$250.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a contract with Michael Haberman Associates, Inc. at the aforementioned fees, and that said contract shall be subject to the approval of the Town Attorney as to form and content.

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 389 JUNE 12, 2019

AUTHORIZING A CONTRACT WITH INTRALOGIC SOLUTIONS, INC.

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

WHEREAS, a proposal for Service and Maintenance of the Video Surveillance System for Town facilities was solicited from Intralogic Solutions, Inc.; and

WHEREAS, the Professional Consultant Evaluation Committee convened on June 6, 2019 with 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 Intralogic Solutions Inc. for total contract amount not to exceed TWENTY-ONE THOUSAND, ONE HUNDRED DOLLARS AND 45/100 ($21,100.45).

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 Intralogic Solutions, Inc. for a total contract amount not to exceed TWENTY-ONE THOUSAND, ONE HUNDRED DOLLARS AND 45/100 ($21,100.45) 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 (1) periods at the discretion of the Commissioner of General Services.

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 390 JUNE 12, 2019

AUTHORIZING A CONTRACT WITH KOSURI ENGINEERING & CONSULTING, P.C.

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

WHEREAS, a proposal for the testing of ash for physical and chemical properties was solicited from Kosuri Engineering & Consulting, P.C.; and

WHEREAS, the Professional Consultant Evaluation Committee convened on June 6, 2019 with 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 Kosuri Engineering & Consulting, P.C. for a total contract amount not to exceed SIX THOUSAND, TWO HUNDRED ($6,200.00) 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 Kosuri Engineering & Consulting, P.C. for a total contract amount not to exceed SIX THOUSAND, TWO HUNDRED ($6,200.00) DOLLARS and that said contract shall be subject to the approval of the Town Attorney as to form and content.

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 391 JUNE 12, 2019

AUTHORIZING A CONTRACT WITH LEVEL G ASSOCIATES

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

WHEREAS, a proposal to evaluate the current parking supply, evaluate the parking for proposed projects and develop a parking program in connection with the Wyandanch Train Station and Wyandanch Village Redevelopment area

WHEREAS, the Professional Consultant Evaluation Committee convened on June 6 evaluation, 2019 with 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 Level G Associates for a total contract amount not to exceed TWELVE THOUSAND, FIVE HUNDRED ($12,500.00) 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 Level G Associates for a total contract amount not to exceed TWELVE THOUSAND, FIVE HUNDRED ($12,500.00) DOLLARS and that said contract shall be subject to the approval of the Town Attorney as to form and content.

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 392 JUNE 12, 2019

AUTHORIZING A CONTRACT WITH CARDCONNECT

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

WHEREAS, a proposal for Credit Card Services for the Town Attorney’s offices was solicited from Cardconnect, and

WHEREAS, the Professional Consultant Evaluation Committee convened on June 6, 2019 with the Chief of Staff, Town Attorney, Comptroller, Commissioner of General Services, Commissioner of Planning & Development, and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to CardConnect at the following fees:

Chargeback Fee

$15.00/each

Statement Fee

$15.00/each

North Program Cost/Amex

0.15%

Annual Membership

$19.00

Customer Requested Operator Call

$2.50/each

Unauthorized Return Fee

$5.00/each

Authorization Fees

$0.10/each

Monthly Fee per Equipment Unit

$25.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a contract with CardConnect at the following fees:

6/12/2019 Minutes
Chargeback Fee $15.00/each
Statement Fee $15.00/each
Noth Program/Cost/Amex 0.15%
Annual Membership $119.00
Customer Requested Operator Call $2.50/each
Unauthorized Return Fee $5.00/each
Authorization Fees $0.10/each
Monthly Fee per Equipment Unit $25.00

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

VOTES: 5
YEAS: 5
NAYS: 0

The resolution was therupon declared duly adopted.

RESOLUTION NO. 393 JUNE 12, 2019

AUTHORIZING A CONTRACT WITH STEPHANIE GELB, FAIA

The following resolution was offered by Councilwoman Martinez and seconded by Councilman Munetta WHEREAS, a proposal was solicited from Stephanie Gelb, FAIA, to review applications for building development in the Downtown Wyandanch and Straight Path Corridor for compliance with the Town of Babylon’s Form-Based Code;
WHEREAS, the Professional Consultant Evaluation Committee convened on April 22, 2019 with the Chief of Staff, Town Attorney, the Commissioner of General Services, and Commissioner of the Dept. of Public Works in attendance to review the aforementioned proposal; and
WHEREAS, after a thorough review of the proposal, the Committee recommends awarding a contract to STEPHANIE GELB, FAIA and WHEREAS, the applicant shall be responsible for any and all payments to Stephanie Gelb, FAIA for the review of applications
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 Stephanie Gelb, FAIA and that said contract shall be subject to the approval of the Town Attorney as to form and content.

VOTES: 5
YEAS: 5
NAYS: 0

The resolution was therupon declared duly adopted.

RESOLUTION NO. 394 JUNE 12, 2019

AUTHORIZING A CREDIT AND ACCEPTING THE CONTRACT WITH PREMIER MECHANICAL SERVICES, INC. FOR BID NO. 18G9, HISTORIC RESTORATION OF OAK BEACH COMMUNITY CENTER, MECHANICAL CONSTRUCTION AS COMPLETE AND ACCEPTABLE

The following resolution was offered by Councilwoman Manetta and seconded by Councilman Gordon WHEREAS, Bid No. 18G93, Historic Restoration of Oak Beach Community Center, Mechanical Construction was awarded to Premier Mechanical Services, Inc. pursuant to Resolution No. 415 of May 16, 2018, for a total contract amount of FIFTY-THREE THOUSAND, SEVEN HUNDRED ($53,700.00) DOLLARS and WHEREAS, the following credits are due from Premier Mechanical Services, Inc. Credit for Unused Contingency ($4,000.00)
WHEREAS, the Commissioner of General Services, the Deputy Commissioner of the Department of Public Works, and Stewar

VOTES: 5
YEAS: 5
NAYS: 0

The resolution was therupon declared duly adopted.

RESOLUTION NO. 395 JUNE 12, 2019

AUTHORIZING CHANGE ORDER No. 1 IN THE CONTRACT WITH VHB ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTS, P.C. FOR RFP 18G3, REQUEST FOR PROPOSALS FOR DEVELOPMENT & IMPLEMENTATION OF A PAVEMENT MANAGEMENT SOFTWARE SYSTEM

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney WHEREAS, RFP No. 18G3, Request for Proposals for the Development and Implementation of a Pavement Management Software System was awarded to VHB Engineering, Surveying & Landscape Architects, P.C. pursuant to Resolution No.167 of February 28, 2018 for a total contract amount of ONE HUNDRED SIXTY THOUSAND, THREE HUNDRED ($160,300.00) DOLLARS; plus NINETY THOUSAND, FIVE HUNDRED ($95,000.00) DOLLARS for reimbursable expenses and,
WHEREAS, the Change Order Committee convened on June 6, 2019, with the Chief of Staff, Town Attorney, Comptroller, Commissioner of General Services, and the Commissioner of Planning & Development in attendance to review Change Order No. 1 and WHEREAS, the Change Order Review Committee recommend the approval of Change Order No. 1 as follows:

PMS Program Subscription Fee $1,500.00
Supplemental Program Training & Support $2,000.00
TOTAL CHANGE ORDER No. 1 $3,500.00

NOW, THEREFORE, be it
RESOLVED, that based upon the recommendation of the Change Order Review Committee, the Supervisor be and he is hereby authorized to execute Change Order No. 1 in the amount of THREE THOUSAND, FIVE HUNDRED ($3,500.00) DOLLARS in the contract with VHB Engineering, Surveying & Landscape Architect, P.C., increasing the total contract amount to ONE HUNDRED SIXTY THREE THOUSAND, EIGHT HUNDRED ($163,800.00) DOLLARS plus NINETY THOUSAND, FIVE HUNDRED ($95,000.00) DOLLARS for reimbursable expenses.

VOTES: 5
YEAS: 5
NAYS: 0

The resolution was therupon declared duly adopted.

RESOLUTION NO. 396 JUNE 12, 2019

AUTHORIZING CHANGE ORDER No. 2 IN THE CONTRACT WITH G & MEARTH MOVING INC. FOR BID NO. 18G2, CARHILL & STORMWATER RECHARGE BASIN RECONSTRUCTION

The following resolution was offered by Councilman McSweeney and seconded by Councilman Martinez WHEREAS, Bid No. 18G2, Carhill & Stormwater Recharge Basin Reconstruction was awarded to G & M Earth Moving, Inc. pursuant to Resolution No.714 of September 26, 2018 TWO MILLION EIGHT HUNDRED THIRTEEN ($2,813,000.00) DOLLARS and,
WHEREAS, Change Order No. 1 was approved pursuant to Resolution No. 295 of April 10, 2019 which resulted in no change to the contract amount of TWO MILLION EIGHT HUNDRED THIRTEEN ($2,813,000.00) DOLLARS; and,
WHEREAS, the Change Order Committee convened on June 6, 2019, with the Chief of Staff, Town Attorney, Comptroller, Commissioner of General Services, and the Commissioner of Planning & Development in attendance to review Change Order No. 2 and WHEREAS, the Change Order Review Committee and Koouri Engineering & Consulting, P.C. recommend the approval of Change Order No. 2 as follows:

Furnish all labor, material & equipment to clean out chamber and 100 LF. of pipe entering chamber $32,917.50
Credit to Contingency ($32,917.50)
TOTAL CHANGE ORDER No. 2 $0

NOW, THEREFORE, be it
RESOLVED, that based upon the recommendation of the Change Order Review Committee, the Supervisor be and he is hereby authorized to execute Change Order No. 2 in the contract with G & M Earth Moving, Inc. which has resulted in no change to the contract amount TWO MILLION EIGHT HUNDRED THIRTEEN ($2,813,000.00) DOLLARS.

VOTES: 5
YEAS: 5
NAYS: 0

6/12/2019 Minutes
The resolution was thereupon declared duly adopted.
RESOLUTION NO. 397 JUNE 12, 2019

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

The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta
WHEREAS, the Town of Babylon would like to provide professional services to the Village of Amityville for Environmental Review Services, Planning and Development Review Services, and any other professional services; NOW THEREFORE, BE IT
RESOLVED, that the Board authorizes the Supervisor to execute the Intermunicipal Agreement with the Town of Babylon to provide professional services to the Village of Amityville for 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 YEA S: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 398 JUNE 12, 2019

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF BABYLON

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon
WHEREAS, the Town has previously entered into intermunicipal agreement with the Village of Babylon for Street Lighting maintenance that has expired and the party is desirous of entering into another agreement to provide for street lighting maintenance. NOW, THEREFORE, be it RESOLVED, by the Town Board of the Town of Babylon that the Supervisor hereby is authorized to execute intermunicipal agreement with the Village of Babylon for Street Lighting maintenance at an annual fee of $12,000.00 and RESOLVED, that the terms of these agreements shall be from June 1, 2019 to May 31, 2020 and RESOLVED that the aforementioned intermunicipal agreement is subject to the approval of the Town Attorney.

VOTES: 5 YEA S: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 399 JUNE 12, 2019

AUTHORIZING THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT WITH THE BARRIER BEACH CIVIC ASSOCIATION FOR A PORTION OF THE PREMISES LOCATED AT SCTM NO.: 0100-243.00-01.00-007.000 KNOWN AS THE OAK BEACH COMMUNITY CENTER

The following resolution was offered by Councilman Gordon and seconded by Councilman McSweeney
WHEREAS, the Barrier Beach Civic Association (BBCA) has used the premises known as the Oak Beach Community Center at SCTM No. 0100-243.00-01.00-007.000 (the “Premises”) located in and owned by the Town of Babylon and would like to continue the use of the Premises pursuant to a license agreement for various community based activities; and WHEREAS, the Town and BBCA desire to enter into a new license for the use of a portion of the Premises for a period of five (5) years with an option to renew for an additional five (5) year period; and NOW, THEREFORE, be it RESOLVED, by the Board of the Town of Babylon, that the Supervisor be and he hereby is authorized to execute a license agreement with BBCA for use by BBCA of a portion of the Premises located at SCTM No. 0100-243.00-01.00-007.000 and known as the Oak Beach Community Center, for a period of five (5) years with an option to renew for an additional five (5) year period; and be it further RESOLVED, that the form and content of the license agreement shall be subject to the approval of the Town Attorney.

VOTES: 5 YEA S: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 400 JUNE 12, 2019

AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE TOWN OF BABYLON AND NASSAU COUNTY BOCES

The following resolution was offered by Councilman McSweeney and seconded by Councilman Martinez
WHEREAS, the Commissioner of General Services or his/her designee recommends the Town of Babylon to enter in an annual agreement with Nassau County BOCES to participate in their cooperative bidding programs for Buildings & Grounds Equipment, Contract No. 17IB6-006 at an annual fee of FOUR HUNDRED FIFTY ($450.00) DOLLARS, and NOW, THEREFORE, be it RESOLVED, that based on the recommendation of the Commissioner of General Services or his/her designee, the Supervisor be and he is hereby authorized to execute an agreement between the Town of Babylon and Nassau County BOCES, at an annual fee of FOUR HUNDRED FIFTY ($450.00) DOLLARS, and be it further RESOLVED, that said contract shall be in effect from May 26, 2019 – through May 25, 2020.

VOTES: 5 YEA S: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 401 JUNE 12, 2019

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE SUFFOLK COUNTY WATER AUTHORITY FOR THE USE OF ONE WATER TRUCK FOR THE ANNUAL WOUNDED WARRIOR SOLDIER RIDE

The following resolution was offered by Councilwoman Gordon and seconded by Councilman Martinez
WHEREAS, the Town of Babylon is desirous of obtaining for temporary use, one water truck from the Suffolk County Water Authority to be used during the annual Wounded Warrior Soldier Ride to be held on July 19, 2019; and WHEREAS, there are no costs associated with this use; NOW, THEREFORE, be it RESOLVED, by the Board of the Town of Babylon that the Supervisor be and he is hereby authorized to execute an agreement with the Suffolk County Water Authority for the use of two water trucks and be it further RESOLVED, that said agreement is subject to the approval of the Town Attorney as to form and content.

VOTES: 5 YEA S: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 402 JUNE 12, 2019

AUTHORIZING THE EXECUTION OF AGREEMENTS BETWEEN THE TOWN OF BABYLON AND THE COUNTY OF SUFFOLK FOR THE INSTALLATION AND MAINTENANCE OF TRAFFIC CONTROL DEVICES

The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta
WHEREAS, the Suffolk County Department of Public Works will install traffic control devices at CR 57, Bay Shore Road at Skidmore Road, Deer Park, 1,900’ east of CR 4, Commack Road; and WHEREAS, the Town of Babylon shall provide for the operation and maintenance of the traffic devices at the above referenced locations. NOW, THEREFORE, be it RESOLVED, that the Town Board of the Town of Babylon authorizes the Supervisor to execute agreements between the Town of Babylon and the County of Suffolk providing for the operation and maintenance of the traffic control devices installed by the County of Suffolk at CR 57, Bay Shore Road at Skidmore Road, in Deer Park, 1,900’ east of CR 4, Commack Road; and be it further RESOLVED, that the aforementioned agreements are subject to the approval of the Town Attorney as to form and content.

VOTES: 5 YEA S: 5 NAYS: 0

The resolution was thereupon declared duly adopted.
RESOLUTION NO. 403 JUNE 12, 2019
AWARDING BID NO. 19G23, FURNISH & INSTALL TOWER CLOCK, VERDIN OR EQUAL AT THE ALICE T. CONE TRIANGLE, NORTH BABYLON

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

WHEREAS, the following bids for Bid No. 19G23, Installation of a Tower Clock, Verdin or Equal at the Alice T. Cone Triangle, North Babylon, were received, opened and publicly read:

BIDDER
Eldor Contracting Corp.

TOTAL BID PRICE
$58,700.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Deputy Commissioner of the Department of Public Works and BBS Architects and upon their finding the aforementioned bid to be fair and reasonable, Bid No. 19G23 be and is hereby awarded to the low bidder, Eldor Contracting Corp. and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with Eldor Contracting Corp. for a total contract amount of FIFTY-EIGHT THOUSAND, SEVEN HUNDRED ($58,700.00) DOLLARS 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. 404 JUNE 12, 2019
AWARDING BID NO. 19G34 ALUMINUM POLES, BRACKETS & ALUMINUM AND COPPER CABLE

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

WHEREAS, the following bids for Bid No. 19G34 Aluminum Poles, Brackets & Aluminum and Copper Cable were received, opened and publicly read:

SPREADSHEET ON FILE IN DEPT. OF GENERAL SERVICES

NOW, THEREFORE, be it

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. 19G34 be and is hereby awarded to the overall low bidder, Kelly & Hayes Electric Supply, and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Kelly & Hayes Electric Supply 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. 405 JUNE 12, 2019
AWARDING BID NO. 19G37 T-SHIRTS, SWEATSHIRTS, JACKETS AND HATS

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

WHEREAS, the following bids for Bid No. 19G37, T-Shirts, Sweatshirts, Jackets and Hats were received, opened and publicly read:

SPREADSHEET ON FILE IN DEPT. OF GENERAL SERVICES

WHEREAS, Ninsom Promotional Manufacturing Corporation has requested to withdraw from Bid No. 19G37 in its entirety, as they are unable to comply with the time constraints to provide samples, and

NOW, THEREFORE, be it

RESOLVED, that Ninsom Promotional Manufacturing Corporation be and is hereby excluded, without penalty, from Bid No. 19G37 in its entirety, and be it further

RESOLVED, that based upon the recommendation of the Commissioner of General Services and upon his finding the aforementioned bids to be fair and reasonable, Bid No. 19G37 be and is hereby awarded to the overall low bidder, Printer’s Ink LLC dba Express Press 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. 406 JUNE 12, 2019
AWARDING BID NO. 19G38, INSTALLATION OF A FIRE ALARM SYSTEM AT THE NORTH AMITYVILLE COMMUNITY CENTER (ACE CENTER)

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

WHEREAS, the following bids for Bid No 19G38- Installation of a Fire Alarm System at North Amityville Community Center (Ace Center) were received, opened and publicly read:

BIDDER
Secured, Inc.

TOTAL PRICE
$53,390.85

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services upon his finding the aforementioned bid to be fair and reasonable, Bid No. 19G38 be and is hereby awarded to the low bidder Secured, Inc. and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with Secured, Inc. for a total contract amount of FIFTY-ONE THOUSAND, THREE HUNDRED NINETY DOLLARS AND $5/100 ($51,390.85), subject to the Town as to form and content.

VOTES: 5
YEAS: 5
NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 407 JUNE 12, 2019
AWARDING BID NO. 19G38, REQUIREMENTS CONTRACT FOR THE REPAIR OF EXISTING & INSTALLATION OF NEW FIRE ALARM SYSTEMS AT VARIOUS TOWN LOCATIONS

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

WHEREAS, the following bids for Bid No 19G38, Requirements Contract for the Repair of Existing and Installation of new fire alarm systems at various Town Locations were received, opened and publicly read:

BIDDER
Secured, Inc.

TOTAL BID COMPARISON PRICE
$9,540.55

Palace Electrical Contractors, Inc.

$43,200.00

AND

WHEREAS, the Commissioner of General Services recommends that Secured, Inc. be excluded from the Requirements Contract, only for Bid No. 19G38 as their bid comparison price did not include all work pursuant to the specifications,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services, Secured, Inc. be and is hereby excluded from the Requirements Contract only, and be it further,

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

RESOLVED, that based upon the recommendation of the Commissioner of General Services upon his finding the aforementioned bid to be fair and reasonable, Bid No. 19G38 be and is hereby awarded to the lowest bidder Palace Electrical Contractors, Inc. and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with Palace Electrical Contractors, Inc., subject to the Town as to form and content, and be it further

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

VOTES: 5
YEAS: 5
NAYS: 0

The resolution was thereupon declared duly adopted.
Resolutions:

**Resolution No. 408 June 12, 2019**

**Awarding Bid No. 19G40-Hydroseeding Products**

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

WHEREAS, the following bids for Bid No. 19G40-Hydroseeding Products, were received, opened and publicly read:

<table>
<thead>
<tr>
<th>Item No.</th>
<th>Vendor</th>
<th>Bid Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Interboro Packaging Corp.</td>
<td>$18.95 per 40b.</td>
</tr>
<tr>
<td>2</td>
<td>Long Island Cauliflower Association</td>
<td>$39.00 per 5 lb.</td>
</tr>
</tbody>
</table>

The resolution was thereupon declared duly adopted.

**Resolution No. 409 June 12, 2019**

**Awarding Bid No. 19G44-Cleaning & Miscellaneous Repairs to East and West Leachate Storage Tanks**

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

WHEREAS, the following bids for Bid No 19G44- Cleaning & Miscellaneous Repairs to East and West Leachate Storage Tanks, were received, opened and publicly read:

<table>
<thead>
<tr>
<th>Bidder</th>
<th>Total Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bensin Contracting, Inc.</td>
<td>$756,600.00</td>
</tr>
</tbody>
</table>

The resolution was thereupon declared duly adopted.

**Resolution No. 410 June 12, 2019**

**Awarding Bid No. 19G45-Leaf Bags: Clear Plastic**

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

WHEREAS, the following bids for Bid No. 19G45, Leaf Bags: Clear Plastic were received, opened and publicly read:

<table>
<thead>
<tr>
<th>Item</th>
<th>Bidders</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Interboro Packaging Corp.</td>
<td>$21.55</td>
</tr>
</tbody>
</table>

The resolution was thereupon declared duly adopted.

**Resolution No. 411 June 12, 2019**

**Amending Resolution No. 173 of February 27, 2019**

**Awarding Bid No. 19G14, Tree Trimming & Tree & Stump Removal**

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

NOW, THEREFORE, be it

RESOLVED, that due to a scrivener’s error, Resolution No. 173 of February 27, 2019, awarding Bid No. 19G14, be and is hereby amended to reflect the correct name of the awarded bidder, Green Velvet, Tree, Inc.

The resolution was thereupon declared duly adopted.

**Resolution No. 412 June 12, 2019**

**Authorizing the Supervisor to Execute a Declaration of Covenants and Restrictions as Required by the Suffolk County Department of Health Services for the Installation of a New Septic System at 26 Field Court, Oak Beach, NY 11702, SCTM No.: 0108-243-00.01-00-62.00**

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

WHEREAS, the Town of Babylon is the owner in fee simple of the premises at 26 Field Court, Oak Beach, New York, SCTM No. 0108-243-00.01-00-62.00 (the “Premises”) currently leased to Philip Terrible and Melissa Lynch (the “Tenants”), and

WHEREAS, the Tenants are seeking approval from the Suffolk County Department of Health Services (the “SCDHS”) for the installation of a new septic system with a driveway over that is not in conformance with the SCDHS construction standards, and

WHEREAS, as a condition of said approval, SCDHS requires the filing of certain covenants and restrictions as delineated in the Declaration of Covenants and Restrictions executed by the Tenants on May 13, 2019 (the “Declaration”) and on file in the Office of the Town Attorney, and

WHEREAS, the Town of Babylon is required to execute the Declaration as it is the free owner of the Premises.

BE IT RESOLVED, by the Town Board of the Town of Babylon, that the Supervisor be and he is hereby authorized to execute the Declaration for the Premises as required by the SCDHS, and be it further

RESOLVED, that the Declaration is subject to the approval of the Town Attorney as to form and content.

The resolution was thereupon declared duly adopted.
RESOLUTION NO. 413 JUNE 12, 2019
CONFIRMING MEMBERSHIP TO THE NORTH BABYLON VOLUNTEER FIRE COMPANY, INC.
The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney.
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:

Kevin Marek
134 Silver Street, North Babylon, NY 11703
Joseph Ostrozyk
163 Van Buren Street, North Babylon, NY 11703
Tyrel Rogers
26 Starbuck Court, North Babylon, NY 11703

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 414 JUNE 12, 2019
CONFIRMING MEMBERSHIP TO THE NORTH AMITYVILLE VOLUNTEER FIRE COMPANY, INC.
The following resolution was offered by Councilman McSweeney and seconded by Councilman Martinez.
BE IT RESOLVED, that pursuant to Chapter 110 of the Membership Corporation Law of the State of New York, the following residents are duly elected in conformity with the By-Laws of the North Amityville Volunteer Fire Company, Inc., 601 North Broadway, North Amityville, New York:

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>Manuel C. Pinola</td>
<td>10 Columbus Boulevard, Amityville, NY</td>
</tr>
</tbody>
</table>

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 415 JUNE 12, 2019
AUTHORIZING PERMISSION FOR A WALK-A-THON ON JULY 13, 2019 IN THE TOWN OF BABYLON FOR THE DEER PARK DRUG COALITION
The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta.
WHEREAS, the Deer Park Drug Coalition has requested permission to hold a walk-a-thon on Saturday, July 13, 2019, from 11:00 a.m. to 1:00 p.m., with a rain date of Saturday, July 20, 2019 within the Town of Babylon,
NOW, THEREFORE, be it
RESOLVED, that the Town Clerk is hereby directed to forward a copy of this said resolution to the following Departments within the of the Town of Babylon; Public Safety, Central Alarm, Highway, Parks & Recreation, Fire Prevention, Solid Waste Management and also the Suffolk County Police Department and Suffolk County DPW.
RESOLVED, that the Town Board of the Town of Babylon does hereby order this resolution as stated and will act as 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. 416 JUNE 12, 2019
PROCLAIMING MONDAY, JULY 1, 2019 AS EAGLE SCOUT AARON LINDENBERG DAY
The following resolution was offered by Councilman Manetta and seconded by Councilman Gordon
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 developing 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, Aaron Lindenberg 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 Aaron Lindenberg its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Monday, July 1, 2019 as Eagle Scout Aaron Lindenberg Day.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 417 JUNE 12, 2019
APPOINTING MEMBERS TO THE SANITATION COMMISSION
The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney.
BE IT RESOLVED, by the Town Board of the Town of Babylon, that the following persons are hereby appointed to the Sanitation Commission:
Joseph Wilson, Chairperson
Ronald Kluesner, Member
John Farrell, Member
Tom Stay, Member

Victoria Marotta, Member
Joan Ball, Ex-Officio
Victoria Russell, Ex-Officio
Jerry Guarino, Counsel

Denise Graziano, Secretary

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 418 JUNE 12, 2019
AUTHORIZING SECURING, BUILDING BOARD UP AND SITE CLEAN UP OF UNSAFE STRUCTURE LOCATED AT 5 GLEN LANE, COPAIGUE, NY 11726 SCTM No. 0100-180.00-04.00-040.00
The following resolution was TABLED by Councilman Martinez and seconded by Councilman Manetta.
WHEREAS, a certain structure, located at 5 Glen Lane, Copaque, NY, bearing Suffolk County Tax Map No. 0100-180.00-04.00-040.00 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/locating of the aforementioned unsafe structure; and
WHEREAS, the inspector’s report dated April 5, 2019, indicates windows and doors are open and accessible, the roof should be repaired, therefore the 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 5 Glen Lane, Copaque, NY, A/K/A SCTM No. 0100-180.00-04.00-040.00, 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.

6/12/2019 Minutes
The resolution was thereupon declared duly TABLED to June 15, 2019 Meeting.
RESOLUTION NO. 419 JUNE 12, 2019
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT
5 CHERYL LANE, NORTH BABYLON, NY
SCTM NO. 0100-109.00-01.00-053.000

The following resolution was offered by Councilman Manetta
and seconded by Councilman Martinez
WHEREAS, a certain structure(s) located at 5 Cheryl Lane, North Babylon, New York, bearing SCTM# 0100-109.00-01.00-053.00 has no running water as per a communication with the Suffolk County Water Authority and doors and windows are open and accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and
WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community; and
WHEREAS, it appears that, unless said structure is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and
WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the premises located at 5 Cheryl Lane, North Babylon, New York, bearing SCTM# 0100-109.00-01.00-053.00 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 15, 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. 420 JUNE 12, 2019
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT
43 S. 26TH STREET, WYANDANACH, NY SCTM NO. 0100-055.00-01.00-083.000

The following resolution was offered by Councilman Manetta
and seconded by Councilman Martinez
WHEREAS, a certain structure(s) located at 43 S. 26th Street, Wyandanch, New York, bearing SCTM# 0100-055.00-01.00-083.00 has no running water as per a communication with the Suffolk County Water Authority and doors and windows are open and accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and
WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community; and
WHEREAS, it appears that, unless said structure is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and
WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the premises located at 43 S. 26th Street, Wyandanch, New York, bearing SCTM #0100-055.00-01.00-083.00 to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the inspector’s report dated June 3, 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. 421 JUNE 12, 2019
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT
56 FRANK STREET, LINDENHURST, NY SCTM NO. 0100-156.00-02.00-032.000

The following resolution was offered by Councilman Manetta
and seconded by Councilman Martinez
WHEREAS, a certain structure(s) located at 56 Frank Street, Lindenhurst, New York, bearing SCTM# 0100-156.00-02.00-032.000 has no running water as per a communication with the Suffolk County Water Authority and the doors and windows are open and accessible, thereby presenting a nuisance to children and an imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and
WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community; and
WHEREAS, it appears that, unless said structure is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and
WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the premises located at 56 Frank Street, Lindenhurst, New York, bearing SCTM# 0100-156.00-02.00-032.000 to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the inspector’s report dated June 3, 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. 422 JUNE 12, 2019
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT
63 NASSAU AVENUE, WEST BABYLON, NEW YORK SCTM NO. 0100-137.00-04.00-004.000

The following resolution was offered by Councilman Martinez
and seconded by Councilman Martinez
WHEREAS, a certain structure(s) located at 63 Nassau Avenue, West Babylon, New York, bearing SCTM# 0100-137.00-04.00-004.000 dwelling was secured and boarded by the inspector for unsanitary conditions, the doors and windows are open and accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and
WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community and
WHEREAS, it appears that, unless said structure is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and
WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the premises located at 63 Nassau Avenue, West Babylon, New York, bearing SCTM# 0100-137.00-04.00-004.000 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 20, 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. 423 JUNE 12, 2019
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 210 ESSEX STREET, WEST BABYLON, NY SCTM NO. 0100-105.00-02.00-028.000

The following resolution was offered by Councilman Manetta and seconded by Councilman Martinez.
WHEREAS, a certain structure(s) located at 210 Essex Street, West Babylon, New York, bearing SCTM# 0100-105.00-02.00-028.000 has no running water as per a communication with the Suffolk County Water Authority and doors and windows are open and accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and
WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community; and
WHEREAS, it appears that, unless said structure is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and
WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it
RESOLVED, that the Board of the Town of Babylon does hereby order the securing and board up of the premises located at 210 Essex Street, West Babylon, New York, bearing SCTM# 0100-105.00-02.00-028.000 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 21, 2019 on file in the Department of Code Enforcement; and be it further
RESOLVED, that the Department of Public Works shall undertake the necessary securing, removal and cleanup, and be it further
RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

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

RESOLUTION NO. 424 JUNE 12, 2019
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 488 18TH STREET, WEST BABYLON, NY SCTM NO. 0100-130.00-02.00-033.000

The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta.
WHEREAS, a certain structure(s) located at 488 18th Street, West Babylon, New York, bearing SCTM# 0100-130.00-02.00-033.000 has no running water as per a communication with the Suffolk County Water Authority and garage door, doors and windows are open and accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and
WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community; and
WHEREAS, it appears that, unless said structure is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and
WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it
RESOLVED, that the Board of the Town of Babylon does hereby order the securing and board up of the premises located at 488 18th Street, West Babylon, New York, bearing SCTM# 0100-130.00-02.00-033.000 to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the inspector’s report dated May 28, 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. 425 JUNE 12, 2019
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 940 11TH STREET, WEST BABYLON, NY 11794 SCTM NO. 0100-131.00-04.00-080.000

The following resolution was offered by Councilman Manetta and seconded by Councilman Martinez.
WHEREAS, a certain structure(s) located at 940 11th Street, West Babylon, New York, bearing SCTM# 0100-131.00-04.00-080.000, all the doors and windows are open and accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and
WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community; and
WHEREAS, it appears that, unless said structure is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and
WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it
RESOLVED, that the Board of the Town of Babylon does hereby order the securing and board up of the premises located at 940 11th Street, West Babylon, New York, bearing SCTM# 0100-131.00-04.00-080.000 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 29, 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. 426 JUNE 12, 2019
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 1157 LITTLE EAST NECK RD, WEST BABYLON, NY SCTM NO. 0100-102.00-03.00-018.000

The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta.
WHEREAS, a certain structure(s) located at 1157 Little East Neck Road, West Babylon, New York, bearing SCTM# 0100-102.00-03.00-018.000 has no running water as per a communication with the Suffolk County Water Authority and doors and windows are open and accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and
WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community; and
WHEREAS, it appears that, unless said structure is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and
WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it
RESOLVED, that the Board of the Town of Babylon does hereby order the securing and board up of the premises located at 1157 Little East Neck Road, West Babylon, New York, bearing SCTM# 0100-102.00-03.00-018.000 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 12, 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. 427 JUNE 12, 2019
AUTHORIZING THE EMERGENCY DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 88 CARLIS PATH, NORTH BABYLON 11703 SCTM NO. 0100-112.00-02.00-027.000

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

WHEREAS, a certain rear structure(s) located at 88 Carlis Path, N. Babylon, New York, bearing SCTM# 0100-112.00-02.00-027.000 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 the 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, including the deck located at 88 Carlis Path, North Babylon, New York, bearing SCTM# 0100-112.00-02.00-027.000 to eliminate safety hazards; 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 attached hereto; 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.

The resolution was thereupon declared duly TABLED on June 15, 2019 Meeting.

RESOLUTION NO. 428 JUNE 12, 2019
AUTHORIZING ISSUANCE OF A BUILDING PERMIT FOR NICOLA Z. MULLEN OUTSIDE BEACH APPLICATION NO. 129946 SCTM #0100-240-1-163

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

WHEREAS, the Building Division of the Department of Planning and Development of the Town of Babylon has reviewed Outside Beach Application No. 129946 of Nicola Z. Mullen, for the premises located at SCTM #0100-240-1-163 (26 Ocean Walk, West Gilgo Beach, NY), to construct a new single-family residence; 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, Outside Beach Application No. 129946 of Nicola Z. Mullen, for the premises located at SCTM #0100-240-1-163 (26 Ocean Walk, West Gilgo Beach, NY), to construct a new single-family residence; 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: YES - 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 429 JUNE 12, 2019
ACCEPTANCE OF DEED OF STREET DEDICATION FOR PORTION OF FARMERS AVENUE, NORTH LINDENHURST ADJACENT TO SCTM NO. 0100-125.00.02.00-043.000 FROM DINGLE BAY ENTERPRISES, LTD. TO TOWN OF BABYLON

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 Department of Public Works, Division of Highway Engineering, that the deed of dedication for the street dedication set forth on the attached Schedule “A”, be and is hereby accepted.

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

VOTES: YES - 5 NAYS: 0

The resolution was thereupon declared duly adopted.

Exhibit “A”

Legend & Boundary Description

232 Farmers Avenue, Lindenhurst - 0100-155-02-43 5 Street Dedication

All that certain plot, piece or parcel of land situate, lying and being in Lindenhurst, in the Town of Babylon, County of Suffolk and State of New York, being known and designated as part of Lot 1204 as shown on a certain map entitled “Map of Lindenhurst Babylon Farms - No. 6”, filed in the office of the Clerk of the County of Suffolk on February 19, 1924 as Map No. 781 and being more particularly bounded and described as follows:

BEGINNING at a point on the southerly side of Farmers Avenue, distant 565.45 East of the corner formed by the intersection of the southerly side of Farmers Avenue and the easterly side of Long Island Railroad.

RUNNING THENCE North 62 degrees 54 minutes 25 seconds East along the southerly side of Farmers Avenue 83.77 feet to a point.

RUNNING THENCE South 27 degrees 05 minutes 35 seconds East 5.00 feet to a point.

RUNNING THENCE South 62 degrees 54 minutes 25 seconds west 83.77 feet to a point.

RUNNING THENCE North 27 degrees 05 minutes 35 seconds West to the southerly side of Farmers Avenue 5.00 feet to the point or place of BEGINNING

RESOLUTION NO. 430 JUNE 12, 2019
RAISING THE THRESHOLDS FOR THE ACCOUNTING AND REPORTING FOR INTANGIBLE ASSETS

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 hereby established the reporting threshold on intangible assets as of January 1, 2018 as follows:

Intangible assets that have a value of $50,000 or more will be reported in the government-wide financial statements. The value of any assets falling below these parameters would not be material to the financial statements and monitoring and reporting these assets would not be cost effective.

VOTES: YES - 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 431 JUNE 12, 2019
AUTHORIZING REFUND OF FEES DEPARTMENT OF PARKS, RECREATION & CULTURAL AFFAIRS

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

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>Fee</th>
<th>Activity</th>
<th>Receipt Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adam Diers</td>
<td>112 Dayton Avenue</td>
<td>$1,143.00</td>
<td>Refund for Boat Docking Permits</td>
<td>135516, 136016, 135838, 135946, 135986, 135046, 135278, 135632, 138391 Refund</td>
</tr>
<tr>
<td></td>
<td>Manville, NY 11549</td>
<td></td>
<td>*Mr. Diers, no longer is a Town Resident</td>
<td></td>
</tr>
</tbody>
</table>
RESOLUTION NO. 432 JUNE 12, 2019
AUTHORIZING REFUND OF FEES

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney.
BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Commissioner of Planning and Development, that the following be refunded:

<table>
<thead>
<tr>
<th>NAME and ADDRESS</th>
<th>TYPE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Services Inc.</td>
<td>CO Fee</td>
<td>$20.00</td>
</tr>
<tr>
<td>Re: Walmart</td>
<td>Building Permit Fee</td>
<td>$4695.50</td>
</tr>
<tr>
<td>201 Gateway Drive Canton, GA</td>
<td>Total Refund: $4679.50</td>
<td></td>
</tr>
<tr>
<td>Application No. 130441 SCTM No. 0100-71-1-4.004</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 433 JUNE 12, 2019
ACCEPTING A DONATION

The following resolution was offered by Councilman Martinez and seconded by Councilman Dunetta.
BE IT RESOLVED, by the Town Board of the Town of Babylon, that the following donations are accepted with gratitude:

<table>
<thead>
<tr>
<th>DONOR</th>
<th>ITEM</th>
<th>RECOMMENDED BY</th>
<th>USE</th>
</tr>
</thead>
</table>

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 434 JUNE 12, 2019
AUTHORIZING EMPLOYER REIMBURSEMENT

The following resolution was offered by Councilman Martinez and seconded by Councilman Dunetta.
BE IT RESOLVED, by the Town Board of the Town of Babylon, that the Comptroller is hereby authorized to issue reimbursement to the following employee(s):

<table>
<thead>
<tr>
<th>EMPLOYEE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mary Cassano</td>
<td>$193.05 Historic relics</td>
</tr>
<tr>
<td>Corinne DiSantisi</td>
<td>$79.40 for breakfast for staff</td>
</tr>
<tr>
<td>Dolores Boquet</td>
<td>$65.52 supplies for Memorial Garden</td>
</tr>
</tbody>
</table>

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 435 JUNE 12, 2019
AMENDING THE ADMINISTRATIVE SALARY PLAN

The following resolution was offered by Councilman Dunetta and seconded by Councilwoman Gordon.
RESOLVED, that the amendments to the Salary Levels and Steps in the Administrative Salary Plan is hereby adopted in accordance with Schedule ‘A’ annexed hereto; and be it further RESOLVED, that this amendment to the Salary Plan shall be effective this date unless indicated otherwise.

<table>
<thead>
<tr>
<th>TITLE</th>
<th>LEVEL</th>
<th>STEP</th>
</tr>
</thead>
<tbody>
<tr>
<td>Accountant Trainee</td>
<td>C</td>
<td>14</td>
</tr>
<tr>
<td>Affirmative Action Officer</td>
<td>G</td>
<td>10</td>
</tr>
<tr>
<td>Animal Shelter Supervisor</td>
<td>B</td>
<td>17a</td>
</tr>
<tr>
<td>Assessor</td>
<td>J</td>
<td>15</td>
</tr>
<tr>
<td>Assistant Community Development Project Supervisor</td>
<td>C</td>
<td>13a</td>
</tr>
<tr>
<td>Assistant to the Town Board</td>
<td>A</td>
<td>14a</td>
</tr>
<tr>
<td>Assistant Town Attorney I</td>
<td>F</td>
<td>9a</td>
</tr>
<tr>
<td>Assistant Town Attorney II</td>
<td>H</td>
<td>6a</td>
</tr>
<tr>
<td>Assistant Town Attorney III</td>
<td>G</td>
<td>12</td>
</tr>
</tbody>
</table>

The resolution was thereupon declared duly adopted.
<table>
<thead>
<tr>
<th>Position</th>
<th>Code</th>
</tr>
</thead>
<tbody>
<tr>
<td>Assistant Town Attorney</td>
<td>G</td>
</tr>
<tr>
<td>Bureau Administrator</td>
<td>C</td>
</tr>
<tr>
<td>Chief Assistant Town Attorney</td>
<td>I</td>
</tr>
<tr>
<td>Citizens Advocate/Supervisor</td>
<td>H</td>
</tr>
<tr>
<td>Commissioner of DPW</td>
<td>J</td>
</tr>
<tr>
<td>Commissioner of Environmental Control</td>
<td>I</td>
</tr>
<tr>
<td>Commissioner of General Services</td>
<td>J</td>
</tr>
<tr>
<td>Commissioner of Human Services</td>
<td>J</td>
</tr>
<tr>
<td>Commissioner of Planning</td>
<td>J</td>
</tr>
<tr>
<td>Commissioner of Recreation</td>
<td>J</td>
</tr>
<tr>
<td>Community Development Project Supervisor</td>
<td>J</td>
</tr>
<tr>
<td>Confidential Community Service Aide</td>
<td>H</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>B</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>F</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>E</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>J</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>F</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>E</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>F</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>D</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>G</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>H</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>I</td>
</tr>
<tr>
<td>Confidential Secretary to Town Council</td>
<td>D</td>
</tr>
<tr>
<td>Deputy Commissioner Environmental Control/Landfill</td>
<td>I</td>
</tr>
<tr>
<td>Deputy Commissioner General Services</td>
<td>J</td>
</tr>
<tr>
<td>Deputy Commissioner Human Services</td>
<td>J</td>
</tr>
<tr>
<td>Deputy Commissioner Human Resources</td>
<td>J</td>
</tr>
<tr>
<td>Deputy Commissioner II of DPW</td>
<td>H</td>
</tr>
<tr>
<td>Deputy Commissioner of DPW</td>
<td>G</td>
</tr>
<tr>
<td>Deputy Commissioner of Environmental Control</td>
<td>H</td>
</tr>
<tr>
<td>Deputy Commissioner of Planning</td>
<td>I</td>
</tr>
<tr>
<td>Deputy Commissioner of Planning and Development</td>
<td>J</td>
</tr>
<tr>
<td>Deputy Commissioner Parks and Recreation</td>
<td>J</td>
</tr>
<tr>
<td>Second Deputy Commissioner of Parks and Recreation</td>
<td>H</td>
</tr>
<tr>
<td>Deputy Comptroller</td>
<td>H</td>
</tr>
<tr>
<td>Deputy Director of Finance</td>
<td>I</td>
</tr>
<tr>
<td>Deputy Receiver of Taxes</td>
<td>E</td>
</tr>
<tr>
<td>Deputy Town Attorney</td>
<td>J</td>
</tr>
<tr>
<td>Deputy Town Clerk</td>
<td>E</td>
</tr>
<tr>
<td>Director of Drug &amp; Alcohol Counseling Services</td>
<td>I</td>
</tr>
<tr>
<td>Director of Finance</td>
<td>I</td>
</tr>
<tr>
<td>Director of Handicapped Services</td>
<td>F</td>
</tr>
<tr>
<td>Director of Information Technology</td>
<td>J</td>
</tr>
<tr>
<td>Director of Public Safety</td>
<td>F</td>
</tr>
<tr>
<td>Director of Youth Bureau</td>
<td>J</td>
</tr>
<tr>
<td>Executive Assistant to Assessor</td>
<td>J</td>
</tr>
<tr>
<td>Executive Assistant to Human Services</td>
<td>H</td>
</tr>
<tr>
<td>Executive Assistant to Parks and Recreation</td>
<td>D</td>
</tr>
<tr>
<td>Executive Assistant to Commissioner of General Services</td>
<td>G</td>
</tr>
<tr>
<td>Executive Assistant to Comptroller (effective March 4, 2019)</td>
<td>H</td>
</tr>
<tr>
<td>Executive Assistant to Deputy Supervisor</td>
<td>G</td>
</tr>
<tr>
<td>Executive Assistant to Deputy Supervisor (Second)</td>
<td>B</td>
</tr>
<tr>
<td>Executive Assistant to DPW</td>
<td>I</td>
</tr>
<tr>
<td>Executive Assistant to Environmental Control</td>
<td>G</td>
</tr>
<tr>
<td>Executive Assistant to Planning</td>
<td>J</td>
</tr>
<tr>
<td>Executive Assistant to Supervisor</td>
<td>J</td>
</tr>
<tr>
<td>Executive Assistant to Town Attorney</td>
<td>B</td>
</tr>
<tr>
<td>Executive Assistant to Town Clerk</td>
<td>J</td>
</tr>
<tr>
<td>Executive Assistant to Town Clerk</td>
<td>J</td>
</tr>
<tr>
<td>Inter-Governmental Relations Coordinator</td>
<td>G</td>
</tr>
<tr>
<td>Legislative Aide to Supervisor</td>
<td>D</td>
</tr>
<tr>
<td>Legislative Aide to Supervisor</td>
<td>E</td>
</tr>
<tr>
<td>Legislative Aide to Supervisor</td>
<td>F</td>
</tr>
<tr>
<td>Legislative Aide to Supervisor</td>
<td>I</td>
</tr>
<tr>
<td>Legislative Aide to Supervisor</td>
<td>J</td>
</tr>
<tr>
<td>Legislative Aide to Supervisor</td>
<td>E</td>
</tr>
<tr>
<td>Legislative Aide to Supervisor</td>
<td>J</td>
</tr>
<tr>
<td>Legislative Aide to Supervisor</td>
<td>J</td>
</tr>
<tr>
<td>Legislative Aide to Supervisor</td>
<td>J</td>
</tr>
<tr>
<td>Legislative Aide to Supervisor</td>
<td>F</td>
</tr>
<tr>
<td>Nutrition Center Supervisor</td>
<td>I</td>
</tr>
<tr>
<td>Principal Accountant</td>
<td>I</td>
</tr>
<tr>
<td>Public Information Officer/Supervisor</td>
<td>J</td>
</tr>
<tr>
<td>Secretary to Assessor</td>
<td>G</td>
</tr>
<tr>
<td>Secretary to Commissioner of DPW</td>
<td>F</td>
</tr>
<tr>
<td>Secretary to Commissioner of Environmental Control</td>
<td>E</td>
</tr>
<tr>
<td>Secretary to Commissioner of General Services</td>
<td>E</td>
</tr>
<tr>
<td>Secretary to Commissioner of Planning &amp; Development</td>
<td>G</td>
</tr>
<tr>
<td>Secretary to Commissioner of Parks &amp; Recreation</td>
<td>I</td>
</tr>
<tr>
<td>Secretary to Comptroller</td>
<td>J</td>
</tr>
<tr>
<td>Secretary to Deputy Supervisor</td>
<td>E</td>
</tr>
<tr>
<td>Position</td>
<td>G</td>
</tr>
<tr>
<td>----------------------------------------------</td>
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</tr>
<tr>
<td>Secretary to Human Services</td>
<td>J</td>
</tr>
<tr>
<td>Secretary to Supervisor</td>
<td>F</td>
</tr>
<tr>
<td>Secretary to Town Attorney</td>
<td>F</td>
</tr>
<tr>
<td>Secretary to Town Clerk</td>
<td>G</td>
</tr>
<tr>
<td>Secretary to Zoning Board of Appeals</td>
<td>F</td>
</tr>
<tr>
<td>Senior Assistant Town Attorney I</td>
<td>J</td>
</tr>
<tr>
<td>Senior Assistant Town Attorney II</td>
<td>J</td>
</tr>
<tr>
<td>Senior Assistant Town Attorney III</td>
<td>E</td>
</tr>
<tr>
<td>Senior Citizens Aide I</td>
<td>D</td>
</tr>
<tr>
<td>Special Assistant to Supervisor</td>
<td>I</td>
</tr>
<tr>
<td>Town Attorney</td>
<td>J</td>
</tr>
<tr>
<td>Town Comptroller</td>
<td>J</td>
</tr>
<tr>
<td>Town Engineer</td>
<td>H</td>
</tr>
<tr>
<td>Town Historian</td>
<td>G</td>
</tr>
<tr>
<td>Women’s Resources Advisor I</td>
<td>G</td>
</tr>
</tbody>
</table>

**RESOLUTION NO. 436, JUNE 12, 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:

<table>
<thead>
<tr>
<th>Increase</th>
<th>Decrease</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>General Fund</strong></td>
<td></td>
</tr>
<tr>
<td>Administrative</td>
<td>$21,549</td>
</tr>
<tr>
<td>Traffic Violations Board</td>
<td></td>
</tr>
<tr>
<td>Part Time Clerical</td>
<td></td>
</tr>
<tr>
<td>Supervisor</td>
<td></td>
</tr>
<tr>
<td>Professional and Technical Services</td>
<td></td>
</tr>
<tr>
<td>Personnel</td>
<td></td>
</tr>
<tr>
<td>Member of a Board</td>
<td>$60</td>
</tr>
<tr>
<td>Central Garage</td>
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<tr>
<td>Equipment</td>
<td>$12,661</td>
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<tr>
<td>Control of Animals</td>
<td></td>
</tr>
<tr>
<td>Full Time Clerical</td>
<td></td>
</tr>
<tr>
<td>Full Time Labor</td>
<td></td>
</tr>
<tr>
<td>Overtime</td>
<td></td>
</tr>
<tr>
<td>Professional and Technical Services</td>
<td></td>
</tr>
<tr>
<td>Parks and Recreation Administration</td>
<td></td>
</tr>
<tr>
<td>Administrative</td>
<td></td>
</tr>
<tr>
<td>Full Time Labor</td>
<td></td>
</tr>
<tr>
<td>Part Time Labor</td>
<td></td>
</tr>
<tr>
<td>Overtime</td>
<td></td>
</tr>
<tr>
<td>Playground and Recreation Centers</td>
<td></td>
</tr>
<tr>
<td>Program Operations</td>
<td></td>
</tr>
<tr>
<td>Special Recreation Facilities</td>
<td></td>
</tr>
<tr>
<td>Part Time Labor</td>
<td></td>
</tr>
<tr>
<td>Repairs and Maintenance</td>
<td></td>
</tr>
<tr>
<td>Youth Programs</td>
<td></td>
</tr>
<tr>
<td>Program Operations</td>
<td></td>
</tr>
<tr>
<td>Historian</td>
<td></td>
</tr>
<tr>
<td>Member of a Board</td>
<td>$14</td>
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<tr>
<td>Environmental Control</td>
<td></td>
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<tr>
<td>Professional and Technical Services</td>
<td></td>
</tr>
<tr>
<td>Program Operations</td>
<td></td>
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<tr>
<td>Supervisor</td>
<td></td>
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<tr>
<td>Administrative</td>
<td>$145,537</td>
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<td>Assessment</td>
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<td>Professional and Technical Services</td>
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<tr>
<td>Full Time Clerical</td>
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<td>Bond Issuance Costs</td>
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<td>Professional and Technical Services</td>
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<tr>
<td>Municipal Court</td>
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<tr>
<td>Full Time Clerical</td>
<td>$57,939</td>
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6/12/2019 Minutes
<table>
<thead>
<tr>
<th>Department</th>
<th>Budget Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Narcotics Addiction Control</td>
<td>A.4220.16</td>
<td>$20,533</td>
</tr>
<tr>
<td>Professional and Technical</td>
<td>A.4220.44</td>
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<td>Nutrition Program</td>
<td>A.4526.47</td>
<td>$56,235</td>
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<tr>
<td>Engineer</td>
<td>B.1440.17</td>
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<tr>
<td>Public Safety Administration</td>
<td>B.3010.13</td>
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<td>Part Time Labor</td>
<td>B.3010.17</td>
<td>$19,199</td>
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<td>Overtime</td>
<td>B.3010.19</td>
<td>$2,192</td>
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<td>Utilities</td>
<td>B.3010.42</td>
<td>$193</td>
</tr>
<tr>
<td>Fire Protection</td>
<td>B.3410.15</td>
<td>$13,691</td>
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<td>Full Time Labor</td>
<td>B.3410.19</td>
<td>$23,857</td>
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<td>Overtime</td>
<td>B.3410.42</td>
<td>$956</td>
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<td>Planning</td>
<td>B.8020.44</td>
<td>$9,330</td>
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<td>Code Enforcement</td>
<td>B.3969.44</td>
<td>$29,113</td>
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<td>Street Lighting</td>
<td>SL.5182.46</td>
<td>$56,794</td>
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<td>Repairs and Maintenance</td>
<td>SL.5182.15</td>
<td>$29,735</td>
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<td>Utilities</td>
<td>SL.5182.42</td>
<td>$27,059</td>
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<tr>
<td>Refuse and Garbage</td>
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<td></td>
</tr>
<tr>
<td>Member of a Board</td>
<td>CL.8160.12</td>
<td>$40</td>
</tr>
<tr>
<td>Administrative</td>
<td>CL.8160.13</td>
<td>$74,011</td>
</tr>
<tr>
<td>Full Time Labor</td>
<td>CL.8160.15</td>
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<tr>
<td>Professional and Technical</td>
<td>CL.8160.44</td>
<td>$1,780,361</td>
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<tr>
<td>State Retirement</td>
<td>CL.9010.80</td>
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<tr>
<td>Transfer to Capital Project Fund</td>
<td>CL.9950.90</td>
<td>$1,103,782</td>
</tr>
<tr>
<td>Revenues</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Appropriated Fund Balance</td>
<td>CL.0000.0599</td>
<td>$3,109,676</td>
</tr>
</tbody>
</table>

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 437, JUNE 12, 2019
AUTHORIZING 2019 BUDGET MODIFICATION

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

<table>
<thead>
<tr>
<th>Category</th>
<th>Increase</th>
<th>Decrease</th>
</tr>
</thead>
<tbody>
<tr>
<td>Purchasing</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Office Supplies</td>
<td>A.1345.41</td>
<td>$1,500</td>
</tr>
<tr>
<td>Central Printing and Mailing</td>
<td>A.1670.47</td>
<td>$1,500</td>
</tr>
<tr>
<td>Parks</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Equipment</td>
<td>A.7110.20</td>
<td>$24,000</td>
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<tr>
<td>Contingent Account</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Miscellaneous</td>
<td>A.1990.49</td>
<td>$24,000</td>
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<tr>
<td>Control of Animals</td>
<td></td>
<td></td>
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<tr>
<td>Office Supplies</td>
<td>A.3510.41</td>
<td>$750</td>
</tr>
<tr>
<td>Program Operations</td>
<td>A.3510.47</td>
<td>$750</td>
</tr>
<tr>
<td>Refuse &amp; garbage</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Equipment</td>
<td>SR.8160.20</td>
<td>$21,578</td>
</tr>
</tbody>
</table>

6/12/2019 Minutes
The resolution was thereupon declared duly adopted.

RESOLUTION NO. 438 JUNE 12, 2019
RECOGNIZING ABANDONMENT OF A TRACT OF LAND KNOWN AS A PORTION OF NICOLLS ROAD
The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta.
WHEREAS, New York State Highway Law § 205(1) states that “every highway that shall not have been traveled or used as a highway for six (6) years, shall cease to be a highway, and every public right of way that shall not have been used for said period shall be deemed abandoned as a right of way”;
WHEREAS, Nicolls Road is an improved street in the Town of Babylon that is approximately 4 miles in length and runs from Little East Neck Road to Commmack Road; and
WHEREAS, the westerly terminus of Nicolls Road is unimproved and runs approximately 0.6 miles between Little East Neck Road and the improved portion of Nicolls Road; and
WHEREAS, this portion of Nicolls Road, which is entirely within the Town of Babylon, consists of an approximately 3,000-foot long unimproved road that has never been opened to or used by the public (the “Nicolls Road Paper Street”); and
WHEREAS, Nicolls Road Paper Street has never been deeded to Town of Babylon; and
WHEREAS, the Town of Babylon Town Board (“Town Board”) has agreed to accept and approve the abandonment of the Nicolls Road Paper Street as part of an intermunicipal agreement with the County of Suffolk (the “IMA”), authorized by Town Board Resolution No. 64, dated January 23, 2014; and
WHEREAS, the IMA, the divided portion of Nicolls Road Paper Street to be abandoned into fourteen parcels, more fully described as Schedule I through XIV therein;
WHEREAS, Pine Lawn Cemetery, a not-for-profit cemetery corporation, wholly and exclusively owns the property on the southern side of the Nicolls Road Paper Street; and
WHEREAS, the northern side of the Nicolls Road Paper Street is owned by a variety of property owners, each of whom is identified in Schedules A through O, annexed hereto; and
WHEREAS, in accordance with the terms of the IMA, Pine Lawn Cemetery has already acquired title to the westernmost parcels of the Nicolls Road Paper Street, more specifically described in Schedules A and B, annexed hereto, which were abandoned by the Town of Babylon pursuant to Highway Law § 207 on August 8, 2014; and
WHEREAS, Pine Lawn Cemetery has also previously acquired a portion of the Nicolls Road Paper Street more specifically described as in Schedule C, annexed hereto; and
WHEREAS, the remaining portions of the Nicolls Road Paper Street that are to be abandoned pursuant to the IMA are described in Schedules D through O, annexed hereto; and
WHEREAS, Pine Lawn Cemetery submitted a request to the Town that, pursuant to Highway Law § 205(1), authorize the Commissioner of the Department of Public Works of the Town of Babylon to file a Certificate of Abandonment for said portions of Nicolls Road Paper Street based on their non-use by the public for at least six years prior to the date of this Resolution; and
WHEREAS, the Town Board has confirmed that the Nicolls Road Paper Street is a right of way that has not been opened to or used for more than six years; and
WHEREAS, pursuant to Highway Law § 205(1), the Nicolls Road Paper Street is abandoned automatically, by operation of law, without any action required on the part of the Town, but does permit a Certificate of Abandonment to be filed with the Town Clerk upon the written consent of the majority of the Town Board; now therefore be it
RESOLVED, that it is hereby determined that this action is a Type II Action under 6 NYCRR Section 617.5(c)(x)9 therefore not requiring an environmental review; and be it further
RESOLVED, that the Town Board hereby acknowledges that the Nicolls Road Paper Street has been abandoned as a right of way pursuant to the applicable provisions of Highway Law § 205(1), as the Town of Babylon has not maintained the Nicolls Road Paper Street for greater than the statutory period of six years, and it is evident that said portion of Nicolls Road has not been used by the public for at least the statutory period of time, and be it further
RESOLVED, that the Board determines that the rights of the Town and the public to the Nicolls Road Paper Street have been abandoned as a right of way, and be it further
RESOLVED, that the Town Board, in accordance with Highway law § 205(1), hereby consents that the Commissioner of the Department of Public Works be authorized to file a Certificate of Abandonment with the Town Clerk in the form prepared by the Town Attorney, and be it further
RESOLVED, that by approving this Resolution, the Town Board has agreed to sign the Certificate of Abandonment for filing with the Town Clerk as required by Highway Law § 205(1).
RESOLVED, that this resolution shall be subject to a permissive referendum and the Town Clerk is hereby directed to publish a notice of adoption of this resolution.

VOTES: 5
YEAS: 5
NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 439 JUNE 12, 2019
AUTHORIZING THE CEREMONIAL CHANGING OF A STREET NAME
The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta.
WHEREAS, Thomas J. Cronogue was a member of Wyandanch-Wheatley Heights Ambulance Corps, serving for more than 35 years; and
WHEREAS, in February 1980, Mr. Cronogue was appointed Chief of the Wyandanch-Wheatley Heights Ambulance Corps, and remained Chief for a total of 33 years; and
WHEREAS, he supervised and directed the provision of Advanced Life Support Emergency Medical Services in the hamlets of Wyandanch and Wheatley Heights. Furthermore, he established policies, trained and guided more than 100 employees and volunteers in such provision with a fleet of ten ambulances, four Emergency Ambulance Service Vehicles, a Medical Triage/Rehabilitation/Safety Unit and a Strategic Operations Tender.
WHEREAS, Thomas J. Cronogue was the Emergency Medical Service Director from 2003, until 2010 for the Deer Park Fire District. He directed the provision of Advanced Life Support Pre-hospital Emergency Medical Service to the 40,000 residents of the above fire district. Supervised the efforts of 40 paramedics and the operation of a fleet of three ambulances and several first response vehicles.
WHEREAS, the Town of Babylon would like to honor Thomas J. Cronogue by ceremoniously renaming North 18th Street, between Merritt Avenue and Lee Avenue in Wyandanch as “Chief Thomas J. Cronogue Way.”NOW, THEREFORE, be it
RESOLVED, that the Town Board of the Town of Babylon authorizes the ceremonious changing of the name of North 18th Street, between Merritt Avenue and Lee Avenue in Wyandanch as “Chief Thomas J. Cronogue Way” be it further
RESOLVED, the Town of Babylon Department of Public Works shall install signs above the current street signs stating “Chief Thomas J. Cronogue Way”

VOTES: 5
YEAS: 5
NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 440 JUNE 12, 2019
AUTHORIZING THE SUPERVISOR TO EXECUTE A MEMORANDUM OF AGREEMENT WITH THE OAK ISLAND BEACH ASSOCIATION, INC.
The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon.
WHEREAS, the Town of Babylon and Oak Island Beach Association, Inc. (the “Association”) entered into a Master Lease agreement dated December 31, 1979 which was renewed and restated for premises located in at Oak Beach including SCTR No. 243-1-146 (“Lot 28”); and
WHEREAS, Lot 28 abuts the property known as SCTR No. 0100-243-1-156, (“Lot 40”) and Lot 40 is currently subject to the Master Lease Agreement but does not have a sublease, and the Association proposes to sell a sub-leasehold interest in Lot 40 to the subtenant of Lot 28.
NOW, THEREFORE, BE IT
RESOLVED, that the Town Board authorizes the Supervisor to execute the Memorandum of Understanding with the Oak Island Beach Association, Inc. to permit the sale of a sub-leasehold interest in Lot 40 to the subtenant of Lot 28 which shall not constitute a violation of the Master Lease Agreement as renewed and restated, subject to review and approval of the Town Attorney.

6/12/2019 Minutes
VOTES: 5  YEAS: 5  NAYS: 0
The resolution was thereupon declared duly adopted.
RESOLUTION NO. 441 JUNE 12, 2019
REQUESTING SUFFOLK COUNTY TO ACQUIRE CERTAIN PROPERTY IN THE HAMLET OF LINDENHURST, IDENTIFIED BY SCTM NO. 0100-086.00-001.00-208.000 AND 0100-086.00-001.00-208.000 PURSUANT TO THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007, AND AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE TOWN OF BABYLON AND COUNTY OF SUFFOLK FOR THE MAINTENANCE OF THE TOWN OF BABYLON OF THE SAME.

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney.
WHEREAS, the County of Suffolk, by Local Law No. 24-2007 authorized the acquisition of land under the New Suffolk County Drinking Water Protection Program (effective December 1, 2007) — Hamlet Greens/Active Recreation/Historic and/or Cultural Park Component; and
WHEREAS, the Town of Babylon desires that the County of Suffolk purchase parcels of land under the New Suffolk County Drinking Water Protection Program, which is described on the Suffolk County Tax Map as District 0100, Section 189.00, Block 03.00. Lots 098.000 and 001.000; and
WHEREAS, the Town of Babylon shall improve and maintain the property as a municipal parking lot as further described in the concept plan (the “Concept Plan”) on file in the Office of the Town Clerk and also available for viewing at the Office of Planning and Development;
NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Babylon that the Town of Babylon hereby requests that the following parcel of land be purchased by Suffolk County as part of the New Suffolk County Drinking Water Protection Program — Hamlet Greens/Active Recreation/Historic and/or Cultural Park Component to wit: Suffolk County Tax Map as District 0100, Section 189.00, Block 02.00, Lot 098.000 and 001.000; and
BE IT FURTHER RESOLVED that the Town of Babylon is willing to partner with the County of Suffolk for 50% of the cost of the acquisition of the described property and for a run of 30 years; and
BE IT FURTHER RESOLVED that the Town of Babylon acknowledges that the County of Suffolk acquires property for active or passive recreational uses that have clear title including non-delinquent on property taxes and have satisfied any environmental conditions/ issues identified in any environmental site assessment report or any federal, state or local government actions relating to such property; and
BE IT FURTHER RESOLVED that the Town of Babylon hereby makes a commitment to improve and maintain the property in perpetuity as a municipal lot as described in the Concept Plan, with public access to all Suffolk County residents; and
BE IT FURTHER RESOLVED that the Town of Babylon may enter into agreements with civic groups to be approved by the County of Suffolk to maintain the municipal parking lot; and
BE IT FURTHER RESOLVED that the Supervisor of the Town of Babylon is authorized to execute any necessary agreements and documents with the County of Suffolk to effectuate the maintenance of the properties by the Town of Babylon as a municipal parking lot; and
VOTES: 5 YEAS: 5 NAYS: 0
The resolution was thereupon declared duly adopted.

RESOLUTION NO. 442 JUNE 12, 2019
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 2 MANCHESTER BLVD., WHEATLEY HEIGHTS, NY SCTM NO. 0100-015.00-04.00-021.000
The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta.
WHEREAS, a certain structure(s) located at 2 Manchester Blvd., Wheatley Heights, New York, bearing SCTM# 0100-015.00-04.00-021.000 has an in-ground pool that is open and accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and
WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community; and
WHEREAS, it appears that, unless said structure (in-ground pool) is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and
WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure (in-ground pool) and the assessment of the costs of said correction against the property,
NOW, THEREFORE, be it
RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the in-ground pool located at 2 Manchester Blvd., Wheatley Heights, New York, bearing SCTM# 0100-015.00-04.00-021.000 to secure the same, 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 Code Enforcer 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. 443 JUNE 12, 2019
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 17 MARK LANE, DEER PARK, NY 11729 SCTM NO. 0100-086.00-01.00-208.000
The following resolution was offered by Councilman Manetta and seconded by Councilman Martinez.
WHEREAS, a certain structure(s) located at 17 Mark Lane, Deer Park, New York, bearing SCTM# 0100-086.00-01.00-208.000 has no running water as per a communication with the Suffolk County Water Authority and garage door, doors and windows are open and accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and
WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community; and
WHEREAS, it appears that, unless said structure is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and
WHEREAS, §92-10 of the Town Code provides for the emergency correction of said unsafe structure and the assessment of the costs of said correction against the property,
NOW, THEREFORE, be it
RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the premises located at 17 Mark Lane, Deer Park, New York, bearing SCTM# 0100-086.00-01.00-208.000 to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the Inspector’s report dated June 11, 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.

Open portion:
Margie Bloome
18 Bedford Street
Copiague, NY 11726

Complaint about Amendola Fence company, and wondering if any action is being taken.
Superior Schaffer: The town attorneys have been working on this and have issued many summonses. Assured Ms. Bloome that she will get an update on the process.
Attended a meeting back in December in regards to chickens. There is a big group of us here today, and we are here to see if you would consider changing the code to match that of Islip town. He mentioned several advantages of why having chickens is a good idea. Chickens help with tick populations. You get fresh eggs and children respect them and learn how to care for them, along with many other advantages. He submitted signed petitions (which are filed in the Town Clerks vault in the Town Board drawer in the June 12, 2019 folder) He also submitted the following:

Proposal to change Babylon code regarding the keeping of backyard hens

As a Babylon resident we are requesting a change in the code that prohibits the keeping of backyard chickens on most Babylon properties. Specifically, we are looking to have the code more closely match that of the Town of Islip, which does not have the 100-foot setback from dwellings found in Babylon code. This is partly based on the opinion of Joseph Wilson in which he researched the code regarding chickens within other towns around Suffolk County and determined that Islip was of a standard similar to that of the town of Babylon.

We are not looking to keep roosters. Hens only. Furthermore, it is understood that these animals would be cared for and maintained in such a way as to not be a nuisance and that by not maintaining these standards it would be considered a violation subject to the removal of the animals. Below are stated the numerous advantages and benefits that come from keeping chickens.

Advantages to backyard hens
*Effective non-chemical means of controlling ticks (this summer there is predicted to be higher than normal incidences of tick species)
*More sustainable [less transport of eggs from farm to store to customer = less fossil fuels burned = less CO2 emissions]
*Antibiotic-free
*Eggs are more nutritious than store-bought/huger vitamin content
*Fresh eggs
*Educational value for children, teaches responsibility and respect for animals
*Therapeutic effect for PTSD-affected individuals
*Natural fertilizer source in lieu of chemical fertilizers
*More humane than typical large-scale egg production farms

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Supports the change of the Town of Babylon code to be able to have chickens would like it to also include fowl, because he has ducks.

Karen Capellan
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First and foremost, I would like to thank you for giving me this opportunity today, an opportunity that I never took advantage of before due to the fact that I have never been as adamant about any local issue as what brings me her today. I would just like to start by giving you a bit of background information about myself. I am 32 years old and first generation American to parents who are now naturalized American citizens. I was born in Jamaica. Queens and moved to Bay Shore at age 12. I attended high school & college in Brentwood and eventually graduated with my associate’s degree from Suffolk County Community College in criminal justice. At age 21, I moved to West Babylon and have lived in the town since. I ended up falling in love with the town and it’s closer proximity to the city and my immediate family in Bay Shore. I rented a few different apartments along the number streets near Straight Path. Eventually rented a house which I was able to purchase through a program known as Neighborhood Assistance Corporation of America. This program allows individuals to purchase their first home and or refinance their current home to a much more affordable rate, giving everyone the opportunity to become homeowners. I am grateful to say I accomplished this life long dream on November 21, 2018 at age 31. The way this program has become so successful is because they teach their members how to be their own financial advisors while also going after predatory lenders and banks who have abused the public with sky rocketing interest rates. One of the obligations of this program is to become a registered voter and volunteer several times a year as well as give public speeches to assist others who are also trying to become homeowners. Luckily, my home purchasing experience was not as stressful as I was already living in the home for about 6 years. Even after living in the house for a year we decided to purchase a batch of chicks from our local mom & pop “The Barn” located in Deer Park. When we purchased the chicks, they came in a bundle of 6 with everything needed to start providing a successful life. As the “ladies” grow I was in the Barn pet supply on a weekly basis educating myself on how to be a better chicken owner & any suggestion that would help with having a successful coop and run area. Even attended a few of their seminars about raising backyard chickens. In the last 5 years we have built our “chicken run” to be an 18 ft x 26 ft enclosure 1 ft. below the ground with 3 yards of fine contractor sand covering an 8 ft. x 24 ft. square and the remainder with wood shavings and grass clippings. I will admit we did make quite a few mistakes leading up to this point in which I was forced to line both the inside & outside of the bottom 4 ft. chain link fence with 3 rows of bricks. Needless to say, my dogs thought sliding under the fence and stealing eggs would be a good idea. My ladies as I call them, have 2 unexposed food stations which requires weight to open each & 3 water stations; their feed is kept in a XL container which has 3 − 5 lb. weights and a crate over it to deter any rodents as my property line is along the Southern State Parkway, which is heavily wooded in woods. The reason I am here today because on April 18th I was served with a town code violation. This came to the me the day I was scheduled to deput for Tanzania. I was in shock and immediately called the officer to ask what this meant and to explain that I was leaving for Tanzania that evening. The officer very professional and understanding explained to me the code states there should be 100 ft. from dwellings in all directions making my run a violation in the town code. On my very long flight to Kenya, I looked up the code in question: Code(s) 106-12 through 19, and noticed that the only stipulation in the code pertaining to fowl equal to or under 30 in number is they be 100 ft. from dwellings which increase with distance and numerical restrictions accordingly. What was alarming to me was the only limitation in regards to maintenance is “no unsupervised free ranging of any kind”. As I stated before. Because this had become a huge pastime of mine and had the opportunity of consulting the amazing staff at The Barn, I can confidently say that simply keeping chickens enclosed does not guarantee a successful habitat. Everything from where and how their food is stored to their water supply and flooring down to the daily maintenance required to maintain a successful enclosure needs to be taken into account. On the other hand, the benefit of raising chickens themselves need little to no maintenance what so ever and surprisingly require very little space. Aside from the obvious 100% organic egg production every day these birds provide natural high-quality fertilizer for gardens and flower beds. Chickens are known to be natural stress relievers, like owning a cat or dog. Some studies show that raising chickens’ releases oxytocin which is a stress-reducing hormone! Anyone who has chickens would agree.

Jason Gaertner
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Supports the chicken issue and everyone who has them.
Spent about 12 years as a veterinarian assistant, and have learned a lot about what people worry about with birds and chickens. Most of us have heritage breeds, they are not production breeds. They can live 10-12 years and are like family pets. The setback code should be adjusted.

Vanessa Plummer
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Is a neighbor of Karen Capellan for approx. 6 years and you would never know she has chickens. She has never heard any complaints from any of her surrounding neighbors. Karen shares her fresh chicken eggs with many of her neighbors. Vanessa supports the possible amendments to changing the code to meet property owners with this issue.

Angelina G. McGahan
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West Babylon, NY 11704
631-835-1001

I am not expecting an answer right now, but why are chicken’s illegal to have? Chickens are my favorite animal, I even wrote a whole book about them, and I don’t know if you can see, but the yellow chicken on the cover, I have this chicken at home and she is my favorite one, her name is Buffy. Just think, what if you had your favorite animal in your backyard and someone said oh, you can’t have them or oh, it’s the rules. How would you like it?

Supervisor Schaffer: I am going to ask the staff to review all the comments that were submitted today, and I may have them get back in touch with any number of you. Some of you indicated professional experience with chickens, so you may be hearing from one of us. We will check on the year the code was written and take into consideration any updating it may need based on the information submitted today.

Being no further business before the Board, the meeting adjourned at 6:54 pm on the motion of Comractwoman Gordon, seconded by Councilman Martinez.

Geraldine Comptello, Town Clerk

6/12/2019 Minutes