RESOLUTION NO. 446 SEPTEMBER 25, 2019
TOWN BOARD ENVIRONMENTAL DETERMINATION ON THE PLANNING BOARD FOR #17-04E OF GUSTAVE J. WADE, CAROL E. WADE, GUSTAVE J. WADE FAMILY 2012 IRREVOCABLE TRUST AND HOLLOW SPRINGS FARMS, LLC PREMISES AT SCTM NO'S: 0100-13-02-92.20 TO 39.49 AND PART OF 0100-13-02-51 AND 0100-13-02-39.1 TO 39.19, 0100-11-01-6.1 TO 6.7 (REMAINDER OF EXISTING SUBDIVISION) AND ADOPTION OF ENVIRONMENTAL FINDINGS

The following resolution was TABLED by Supervisor Schaffer and seconded by Councilman Manetta
WHEREAS, Gustave J. Wade, Carol E. Wade, Gustave J. Wade Family 2012 Irrevocable Trust and Colonial Springs Farms, LLC. (the “Petitioner”) has heretofore petitioned the Town Board of the Town of Babylon for a change of zone of certain property which is located on the n/e/c/o Colony Springs Rd. & N. 28th St, Wheatley Heights; and
WHEREAS, the proposal involves a change of zone from A Residence District to Multiple Residence District (MR) and construction of 264 multiple residence rental units and a 6,475 square foot community building upon a 16.09 acre portion of the site. In addition, relief of certain covenants and restrictions imposed on the subject site proposed for development will be necessary. The northerly portion of the premises (i.e. the remaining 15.87 acres) may be developed with single family homes pursuant to a previously approved and filed subdivision map known as Willoughby Commons. A connection to the Wyanadel Sewer Infrastructure utilizing a pump station and force main is proposed for wastewater disposal. The proposal may also include a future subdivision or road abandonment; and
WHEREAS, the Town Board of the Town of Babylon has classified the proposal as a Type I Action and a full coordinated review was conducted that included all involved Agencies, Interested Agencies and Interested Organizations in accordance with Section 114-6B.2(a) and (3) of the Town of Babylon Environmental Quality Review Act (TOBEQRA); and
WHEREAS, the Town Board of the Town of Babylon declared itself Lead Agency for the proposal by Petitioners in accordance with the TOBEQRA 114-6B.2(a) and (3); and adopted a Positive Declaration to require a Draft Supplemental Environmental Impact Statement (DSEIS) on April 26, 2017; and
WHEREAS, the Town Board of the Town of Babylon accepted the DSEIS on May 17, 2017 by Town Board Resolution No. 411 and conducted a SEQRa Public Hearing on the subject application on June 14, 2017 at 6:00 PM at the Babylon Town Hall Board Room, 200 E. Sunrise Highway, Lindenhurst, NY; and
WHEREAS, the Town Board of the Town of Babylon accepted verbal and written comments at the June 14, 2017 SEQRa Public Hearing and written comments were accepted by the Lead Agency until June 26, 2017; and
WHEREAS, the Town Board of the Town of Babylon accepted the Final Supplemental Environmental Impact Statement (FSEIS) for public review on November 14, 2018 and circulated the FSEIS to all Involved and Interested Agencies and Interested Organizations to consider the document; and
WHEREAS, the proposed action was the subject of a comprehensive, exhaustive SEQRa review; and
WHEREAS, the Town Board of the Town of Babylon, as Lead Agency for the proposal, has adequately addressed and considered all of the relevant public and agency comments raised on the DSEIS and FSEIS in accordance with SEQRa; and
WHEREAS, the Town Board of the Town of Babylon, as Lead Agency, has determined that the environmental analysis prepared through the DSEIS and FSEIS will provide sufficient information to make a reasoned decision on the project that is consistent with the requirements of Section 617.11 State Environmental Quality Review (SEQR); and
WHEREAS, potential adverse environmental impacts are minimized or avoided by the proposed Action to the greatest extent practicable as determined by the Lead Agency, the Town Board of the Town of Babylon; and
WHEREAS, the Town Board of the Town of Babylon, as Lead Agency, has carefully considered the proposed action analyzed in the relevant DSEIS and FSEIS review in accordance with the requirements of SEQRa and TOBEQRA and determined the following: See Findings Exhibit “A”.

Gustave J. Wade, Carol E. Wade, Gustave J. Wade Family 2012 Irrevocable Trust and Colonial Springs Farms, LLC. Environmental Findings; and
WHEREAS, the Town Board of the Town of Babylon has considered the relevant environmental impacts, facts and conclusions disclosed in the DSEIS, FSEIS for the proposal; and
WHEREAS, the Town Board of the Town of Babylon has weighed and balanced relevant environmental impacts with social, economic and other considerations; and
WHEREAS, Exhibit A has further identified the rationale for the Town Board of the Town of Babylon’s decision; and
WHEREAS, the Town Board of the Town of Babylon hereby certifies that the requirements of Chapter 114 of the Code of the Town of Babylon have been met;
NOW, THEREFORE, be it RESOLVED, that the Town Board of the Town of Babylon hereby certifies that consistent with social, economic and other essential considerations from among the reasonable alternatives available, the action by Gustave J. Wade, Carol E. Wade, Gustave J. Wade Family 2012 Irrevocable Trust and Colonial Springs Farms, LLC is one that avoids or minimizes adverse environmental impacts to the maximum extent practicable, and that adverse environmental impacts will be avoided or minimized to the maximum extent practicable by incorporating as conditions to the decision those mitigation measures that were identified as practicable as required by the SEQRA AND TOBEQRA.

The resolution was thereupon passed at the Town Board meeting on November 7, 2019. Meeting.
RESOLUTION NO. 447 SEPTEMBER 25, 2019
GRANTING THE REZONING APPLICATION OF GUSTAVE J. WADE, CAROL E. WADE, GUSTAVE J. WADE FAMILY 2012 IRREVOCABLE TRUST AND COLONIAL SPRINGS FARMS, LLC FOR THE PREMISES LOCATED
NOS. 0100-013.000-02.00-039.020 TO 039.049 AND PART OF LOT 039.051, PLANNING BOARD JOB #17-04ADE;

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

WHEREAS, GUSTAVE J. WADE, CAROL E. WADE, GUSTAVE J. WADE FAMILY 2012 IRREVOCABLE TRUST AND COLONIAL SPRINGS FARMS, LLC, filed this rezoning application for the rezoning of the property identified by SCDTM Nos. 0100-013.000-02.00-039.020 TO 039.049 AND PART OF LOT 039.051, further described on Schedule A attached hereto, located in the SC016 School District, from A Residence District to MR Multiple Residence District, in order to construct 264 rental units of which 228 will contain one (1) bedroom, 22 will contain two (2) bedrooms, a 6,475 sq. ft. community center, a 22,475 sq. ft. pump station, two 750 sq. ft. entrance booths and an outdoor recreation area with a 25 x 45 pool along with associated site improvements; and

WHEREAS, a public hearing was held on said petition on June 14th, 2017; and

WHEREAS, the Board of the Town of Babylon has determined that the proposal as a Type I Action and a full coordinated review was conducted that included all Involved Agencies, Interested Agencies and Interested Organizations in accordance with Section 114-68(2)A and (3) the Town of Babylon Environmental Quality Review Act (TOBEQRA), a full environmental impact statement review was conducted pursuant to SEQRA and in accordance with that reviewing process the Town of Babylon has made a determination that the requirements of Chapter 114 of the Code of the Town of Babylon Town of Babylon Environmental Quality Review Act (TOBEQRA), a full environmental impact statement review was conducted pursuant to SEQRA and in accordance with that reviewing process the Town of Babylon has made a determination that the requirements of Chapter 114 of the Code of the Town of Babylon

RESOLVED, by the Town Board of the Town of Babylon that the application of the "Petitioner" for a change of zone of a certain property which is located at SCDTM Nos. 0100-013.000-02.00-039.020 TO 039.049 AND PART OF LOT 039.051, further described on Schedule A attached hereto, located in the SC016 School District, from A Residence District to MR Multiple Residence District be and the same hereby is granted, and further that the Zoning Map of the Town of Babylon be and the same hereby shall be amended to reflect the zone change subject to the following conditions:

1. Subject to final site plan approval from the Planning Board.
2. Subject to Zoning Board of Appeals approval for associated variances.
3. Subject to providing a plan for the sewer connection to the Wyandanch Water Department. Include the following details:
   a. Description of type and location of pump station, force main diameter and design flow.
   b. Service area, i.e. any other developments to be connected.
   c. Route of system and proposed connection point at Wyandanch-Water Department.
4. Owner/applicant shall comply with the Town of Babylon Stormwater Code (Chapter 189).
5. Mitigation measures required in connection with the site development are as follows:
   a. Fugitive dust generation shall be controlled by appropriate means such as watering.
   b. Erosion control shall be utilized during construction.
   c. A rodent control plan will be implemented prior to construction in order to remove rodent populations from the site. Additionally, the adjacent landowners will be notified prior to the commencement of construction.
   d. Construction shall be conducted between the hours of 7am and 9pm on weekdays and between the hours of 9am and 4pm on Saturdays. No exterior construction will be permitted on Sundays, only interior construction 9am and 4pm. Construction activities on the site shall be in strict conformance with Chapter 156-90D of the Noise Code of the Town of Babylon.
   e. No underground construction, owner/applicant is responsible to sweep access streets and keep the roadways ramp-sweep and mud safe.
6. Applicant/owner must obtain Energy Star Certification for each unit, as per Town Code Chapter 89, Article VI, §89-79.
7. Sewer district and water-saving plumbing fixtures must be utilized.
8. All smoke detectors and carbon monoxide detectors should be installed in accordance with NFPA 72A.
9. Audio/visual notifications for all alarms to be installed in all units.
10. Address number, building number or approved building identification to be placed in a position visible from the street.
11. Subject to Highway and Engineering requirements.
12. Owner to contribute to the fund for the installation and maintenance of emergency vehicle optical pre-emption equipment on traffic signals in the area. Estimated cost to be $1,500.00.
13. All on site signage shall conform to the Manual of Uniform Traffic Control Devices for Streets and Highways (MUTCD) specifications for both highway and on-site traffic controls and must conform to the federal MUTCD and the NYS Supplement to the manual of Uniform Traffic Control Devices. All signs must be fabricated using high-intensity retro-reflective sheeting.
14. The applicant shall be required to pay a fee of $2,245.00 for the ordinance, installation and fabrication of three (3) stop signs, two (2) “One Way, Do Not Enter” signs assemblies and four (4) “No Left Turn” symbol signs.
15. The location of all HVAC, air handlers’ transformers and RPZ shall be approved by the Town of Babylon Planning Department prior to installation.
16. Subject to the proposed development connecting to the Southwest Sewer District.
17. Subject to SWPPP approval.
18. As a minimum measure to reduce noise levels, applicant/owner to install sound insulation panels around all air-conditioning units, chillers, refrigeration units and sound insulation blankets around all air-handling units if required by the Town.
19. During construction, owner/applicant is responsible to sweep access streets and keep the roadways free of dirt and mud.
20. The location of new transformers and water service devices shall be approved by the Town of Babylon Planning Department prior to installation and shall not be located adjacent to any roadways.
22. Subject to the applicant providing funding in the amount of $20,000 for local community benefit/improvements to be disbursed as follows: $5,000 to the Wyandanch Fire Department; $5,000 to the Wheatley Heights Ambulance Corps; $5,000 to the Wheatley Heights Taxpayers Civic Association (to provide $1,000 scholarships to 5 individuals); and $5,000 to the Wheatley Heights Football League “The Chieftains.” In the event any one or more of the groups described above no longer exist, that share of the funding amount shall be distributed equally among the remaining groups.
23. Subject to the applicant installing light on the south side of Colonial Springs Road from Conklin Street to North 27th Street.
24. Subject to the applicant installing sidewalk on the south side of Colonial Springs Road from Conklin Street to North 27th Street.
25. Subject to the applicant installing 10 feet of land along the east side of Colonial Springs Road on the north side of Colonial Springs Road for a distance of 40 feet in the northerly and easterly direction from the corner of North 28th Street and Colonial Springs Road.
26. Subject to the applicant, installing two Radar Driver Feedback signs and any associated thermal striping along Colonial Springs Road at locations to be determined by the Town of Babylon Planning Department, subject to approval of the Town of Babylon Division of Traffic Safety.
27. Subject to the applicant constructing a bypass lane on the project site at the southwest guard wall.
28. Subject to the applicant installing four “fourteen (14)” bike racks on the project site at locations to be determined by the Town of Babylon Planning Department.
29. Subject to the applicant’s submittal of and the Suffolk County Department of Health Services acceptance of a Soil Management Plan before or upon completion.
30. Subject to any New York State Department of Environmental Conservation permits as may be required.
31. Subject to Suffolk County Department of Health Services requirements (including those applicable for deep recharge zones) for any regulated materials storage.

RESOLVED, that the aforementioned change of zone shall not be effective until there has been filed with the County Clerk of Suffolk County the following Covenants and Restrictions to run with the land, subject to the approval of the Town Attorney:

1. The development of the site shall be phased in compliance with the federal, state and local fair housing and ADA requirements.
2. Twenty percent (20%) of the site shall be designated as work force/affordable housing. Units to be scattered equally throughout the site. Affordable or workforce units shall be equally distributed throughout the site. Affordable/workforce units shall be targeted to qualified households making 80% or less than the Suffolk County HUD income limits, which are updated annually. A recognized affordable housing provider shall be engaged with the owner/applicant to oversee the affordable component. Proof of such engagement shall be provided to the owner/applicant.

1/2/2019 Minutes
4. The applicant/owner shall maintain the Town of Babylon recharge basin as per the approved site plan.

5. Owner/applicant shall comply with all NYS regulations for handicapped accessibility including but not limited to handicapped ramps and handicapped parking spaces.

6. The buildings shall have a fully automatic fire sprinkler system installed pursuant to NPFA 13 and Section 213-235 of the Town Zoning Code and as required by the Fire Marshal.

7. All site lighting to be contained on site and must conform to dark-sky lighting regulations.

8. The owner/developer is responsible for maintaining all site development improvements including, but not limited to the following: fire and smoke detection system, automatic fire sprinkler system, building, drainage, curbs, sidewalks, fencing, asphalt, landscaping, etc.

9. All buildings, structures, signs, fences and landscaping shall be maintained in accordance with all applicable codes and ordinances of the Town of Babylon, and violations thereof may be prosecuted and enforced in the same manner as provided therein.

10. All central air conditioning units or through the wall air-conditioning units, no window units to be permitted.

11. The use of inorganic fertilizers, pesticides and herbicides shall be minimized as standard operating procedure for the landscape maintenance of the site.

12. SWPPP maintenance access in accordance with Section 189-8 of the Code of the Town of Babylon. The Town of Babylon shall be provided with access to the stormwater infrastructure at reasonable times for periodic inspection by the Town of Babylon and its officers to ensure that the infrastructure is maintained in proper working condition to meet design standards and any other provisions established by Chapter 189. This agreement shall be binding on all subsequent landowners.

13. SWPPP maintenance after construction in accordance with Section 189-8 of the Code of the Town of Babylon. Stormwater management practices installed in accordance with Chapter 189 shall be operated and maintained to ensure that the goals of Chapter 189 are fully achieved. Proper operation and maintenance includes, at minimum, the following:
   a. A preventive/corrective maintenance program for all critical facilities and systems of treatment and control (or related appurtenances) which are installed or used by the owner or operator to achieve the goals of Chapter 189. A written record of stormwater management system maintenance activities shall be established and maintained on site and be available for review by the Town of Babylon upon request.
   b. Written procedures for operation and maintenance and training new maintenance personnel shall be prepared and maintained on site and will be available for review by the Town of Babylon upon request.
   c. Discharges from the SMPs shall not exceed design criteria or contribute to water quality standard violations in accordance with § 189-8B of the Code of the Town of Babylon.

14. Upon completion of construction, any stormwater control structures impacted during construction shall be cleaned by the owner or operator. Routine maintenance of the storm water infrastructure on the site will include the following:
   a. Monitoring of the drainage inlets (catch basins) will be completed routinely, particularly after large storm events and must be kept free from obstruction by leaves, trash and other debris.
   b. Drainage grates must be kept free from obstruction by leaves, trash and other debris.
   c. Drainage structures shall be inspected annually to determine if sediment removal is necessary to ensure that the drainage structures are properly functioning and that they permit adequate conveyance throughout the system. If applicable, the manufacturer’s specifications for maintenance procedures and frequency shall be strictly followed.
   d. The drainage structures must be routinely monitored for the removal of surface sediment and trash.
   e. Street sweeping of the parking areas shall be conducted at least four times annually to remove sediment that may impact the drainage infrastructure and additionally, as necessary due to storm events.
   f. The grounds and parking area shall be inspected for litter monthly and any litter shall be removed as necessary.

15. The proposed project would include 54 affordable units, or 20.5 percent of the total 264 units. In addition, the proposed project would set aside 10 of the 54 affordable units for post 9/11 combat veterans, subject to compliance with applicable fair housing regulations and specific program terms. The selection criteria for the 10 veterans’ units shall be determined by a Town of Babylon-designated agency or individual.

BE IT FURTHER RESOLVED, that in case of any violation or attempted violation of any of the covenants by the owners or their lessees and failure of the owners to remedy any such violation within thirty (30) days after written notice by the Town, the Town shall have the right, on its own motion and after notice, to rescind said change of zone and the subject premises shall revert from MR Multiple Residence District to A Residence District, and be it further RESOLVED, that if the owners, hereof, or any of them, their lessees, their heirs, successors, or assigns shall violate or attempt to violate any of the covenants or conditions required by the granting of this permit, it shall be lawful for the Town of Babylon to prosecute any proceedings at law or in equity, including but not limited to enforcement by way of injunctive relief, any remedies chosen by the Town Board to enforce any covenant, restriction or condition herein shall be cumulative and at the discretion of the Town Board as to how best to enforce such covenant, restriction or condition; the election of one method of enforcement shall not constitute a bar to enacting any other method of enforcement permitted by law; and be it further, RESOLVED, that the Town Clerk of the Town of Babylon be and hereby is authorized to publish a notice of said change of zone in one of the official newspapers of the Town of Babylon.

The resolution was thereupon declared duly TABLED to November 7, 2019 Meeting.

SCHEDULE A

All that certain, piece or parcel of land situate, lying, and being at Wheatley Heights, in the Town of Babylon, County of Suffolk, and State of New York, being more particularly bound and described as follows:

BEGINNING at the corner formed by the intersection of the northerly side of Colonial Springs Rd and the easterly side of North 28th Street, and from said point or place of Beginning,

Running thence northeasterly along the easterly side of North 28th Street North 7° 58' 00" West 279.08 feet to the land now or formerly of the Federation of Jewish Philanthropies,

Running thence northeasterly, along said Federation of Jewish Philanthropies land North 34° 25' 37" East 538.19 feet to the land now or formerly of the Town of Babylon,

Running thence along land now or formerly of the Town of Babylon, northeasterly, easterly, northerly and easterly the following four courses and distances,

1. North 48° 59' 37" East 264.64 feet to a point,
2. North 82° 02' 00" East 385.23 feet to a point,
3. North 7° 58' 00" West 46.00 feet to a point,
4. North 82° 02' 00" East 71.48 feet to point,

Running thence southerly South 7° 58' 00" East 13.05 feet to a point,

Running thence easterly the following four courses and distances,

1. North 82° 02' 00" East 127.14 feet to a point,
2. Along the arc of a curve, bearing to the left, having a radius of 38.00 feet, a distance of 24.92 feet,
3. Along the arc of a curve, bearing to the right, having a radius of 42.00 feet, a distance of 8.12 feet
4. North 82° 02' 00" East 21.39 feet to the westerly side of North 23rd Street Running thence southerly along the westerly side of North 23rd Street, South 07° 58' 00" East 549.28 feet to a point,

Running thence westerly South 82° 02' 00" West 450.00 feet to a point,

Running thence southerly South 7° 58' 00" West 226.78 feet to a point

Running thence westerly, South 82° 02' 00" West 520.00 feet to the point,

Running thence southerly South 7° 58' 00" East 208.47 feet to the northerly side of Colonial Springs Road,

Running thence westerly along the northerly side of Colonial Springs Road North 71° 30' 48" West 279.24 feet to the easterly side of North 28th Street, to the point or place of BEGINNING.

Containing therein 700.969 35 Sq. Ft or 16.092 Acres
RESOLUTION NO. 610 SEPTEMBER 25, 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 Meeting be and the same are hereby accepted:

September 4, 2019

VOTES: 5  YEAS: 5  NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 611 SEPTEMBER 25, 2019
AWARDING BID NO. 19G71 G.E. INDUSTRIAL SOLUTIONS BUY-LOG CATALOG AND/OR ONLINE PRICING OR EQUAL

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

WHEREAS, the following bids for Bid No. 19G71, G.E. Industrial Solutions Buy-Log Catalog and/or Online Pricing was received, opened and publicly read:

Item 1. GE Industrial Buy-Log Catalog

BIDDER  PERCENTAGE OFF
Kelly & Hayes Electrical Supply of L.L, Inc.  57%

NOW, THEREFORE, be it

RESOLVED, that the Supervisors be and is hereby authorized to execute a one (1) year contract with Kelly & Hayes Electrical Supply of L.L, Inc. and that the form and content of said contract shall be subject to the approval of the Town Attorney, and be it further

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

VOTES: 5  YEAS: 5  NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 612 OF SEPTEMBER 25, 2019
AWARDING BID NO. 19G72 ELECTRICAL SUPPLIES

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

WHEREAS, the following bids for Bid No. 19G72 – Electrical Supplies was received, opened and publicly read:

SPREADSHEET ON FILE IN DEPT. OF GENERAL SERVICES

WHEREAS, the Commissioner of General Services and the Commissioner of D.P.W. recommends that Cooper Friedman Electrical Supply, Inc. be excluded from Item No(s), 1d. – 1k., 1m. - 1z., and Item No(s), 2a. - 2j. as they did not bid as per the specifications set forth in Bid No. 19G72; and

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and the Commissioner of D.P.W. Cooper Friedman Electrical Supply Co. Inc. be and is hereby excluded from Item No(s) 1d. – 1k., 1m. - 1z., and Item No(s), 2a. - 2j. as they did not bid as per the specifications set forth in Bid No. 19G72, and be it further

RESOLVED, that based upon the recommendations of the Commissioner of General Services and the Commissioner of D.P.W. and upon their finding the aforementioned bids fair and reasonable, Bid No. 19G72 be and is hereby awarded to the overall low bidder Kelly and Hayes Electrical Supply of L.L, Inc. and be it further

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

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

VOTES: 5  YEAS: 5  NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 613 SEPTEMBER 25, 2019
AUTHORIZING A CONSULTING CONTRACT WITH FIVE NINES WIRELESS

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

WHEREAS, a proposal for maintenance of the Proxim and Exalt Radio Equipment and associated antennae systems at various location within the Town of Babylon was solicited from Five Nines Wireless, Inc. and

WHEREAS, the Professional Consultant Evaluation Committee convened on September 19, 2019 with the Chief of Staff, Deputy Supervisor, Town Attorney, Comptroller, Commissioner of General Services, and the Commissioner of Planning & Development in attendance to review the aforementioned proposal, and

WHEREAS, after a thorough review of the proposal, the Committee recommends award of a to Five Nines Wireless, Inc. at an annual contract amount not to exceed FIVE THOUSAND EIGHT HUNDRED FIFTY ($5,850.00) DOLLARS, NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Review Committee, the Supervisor be and he is hereby authorized to execute a contract with Five Nines Wireless, Inc., for a total contract amount not to exceed FIVE THOUSAND, EIGHT HUNDRED FIFTY ($5,850.00) DOLLARS and that said contract shall be approved by the Town Attorney as to form and content, and be it further

RESOLVED, said contract may be extended at the discretion of the Director of Information Technology for two (2) additional one (1) periods.

VOTES: 5  YEAS: 5  NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 614 SEPTEMBER 25, 2019
AUTHORIZING 2019 OPERATING TRANSFER

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

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

Capital Project Fund

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<th>Decrease</th>
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RESOLUTION NO. 615  SEPTEMBER 25, 2019
AMENDING THE ADMINISTRATIVE SALARY PLAN

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

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

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

VOTES: 5  YEAS: 5  NAYS: 0

The resolution was thereupon declared duly adopted.

**SCHEDULE A**

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<th>STEP</th>
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<td>Affirmative Action Officer</td>
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<td>10</td>
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<tr>
<td>Animal Shelter Supervisor</td>
<td>B</td>
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<tr>
<td>Assessor</td>
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<td>Assistant Community Development Project Supervisor</td>
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<td>Confidential Community Service Aide/Supervisor</td>
<td>B</td>
<td>17a</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>F</td>
<td>10</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>E</td>
<td>4a</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>F</td>
<td>3</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>F</td>
<td>14</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>E</td>
<td>14a</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>F</td>
<td>2a</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>D</td>
<td>10a</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>G</td>
<td>11a</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>H</td>
<td>14a</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>I</td>
<td>10</td>
</tr>
<tr>
<td>Confidential Community Service Aide/Supervisor</td>
<td>E</td>
<td>3</td>
</tr>
<tr>
<td>Confidential Secretary to Town Council</td>
<td>D</td>
<td>10a</td>
</tr>
<tr>
<td>Deputy Commissioner Environmental Control/Landfill</td>
<td>I</td>
<td>16a</td>
</tr>
<tr>
<td>Deputy Commissioner General Services</td>
<td>J</td>
<td>15</td>
</tr>
<tr>
<td>Deputy Commissioner Human Services</td>
<td>J</td>
<td>15</td>
</tr>
<tr>
<td>Deputy Commissioner Human Services</td>
<td>J</td>
<td>3a</td>
</tr>
<tr>
<td>Deputy Commissioner II of DPW</td>
<td>F</td>
<td>17a</td>
</tr>
<tr>
<td>Deputy Commissioner of DPW</td>
<td>G</td>
<td>17a</td>
</tr>
<tr>
<td>Deputy Commissioner of Environmental</td>
<td>H</td>
<td>14a</td>
</tr>
<tr>
<td>Deputy Commissioner of Environmental</td>
<td>H</td>
<td>14a</td>
</tr>
<tr>
<td>Deputy Commissioner Planning</td>
<td>I</td>
<td>12</td>
</tr>
<tr>
<td>Deputy Commissioner Planning and Development</td>
<td>J</td>
<td>9</td>
</tr>
<tr>
<td>Deputy Commissioner Parks and Recreation</td>
<td>J</td>
<td>6a</td>
</tr>
<tr>
<td>Second Deputy Commissioner of Parks and Recreation</td>
<td>H</td>
<td>16a</td>
</tr>
<tr>
<td>Deputy Comptroller</td>
<td>J</td>
<td>15a</td>
</tr>
<tr>
<td>Deputy Director of Finance</td>
<td>J</td>
<td>15a</td>
</tr>
<tr>
<td>Deputy Receiver of Taxes</td>
<td>E</td>
<td>14a</td>
</tr>
<tr>
<td>Deputy Town Attorney</td>
<td>I</td>
<td>17a</td>
</tr>
<tr>
<td>Deputy Town Clerk</td>
<td>D</td>
<td>14a</td>
</tr>
<tr>
<td>Director of Drug &amp; Alcohol Counseling Services</td>
<td>I</td>
<td>11</td>
</tr>
<tr>
<td>Director of Finance</td>
<td>H</td>
<td>7a</td>
</tr>
<tr>
<td>Director of Handicapped Services</td>
<td>F</td>
<td>11</td>
</tr>
<tr>
<td>Director of Information Technology</td>
<td>J</td>
<td>8a</td>
</tr>
<tr>
<td>Director of Public Safety</td>
<td>F</td>
<td>16a</td>
</tr>
<tr>
<td>Director of Youth Bureau</td>
<td>J</td>
<td>8a</td>
</tr>
<tr>
<td>Executive Assistant to Assessor</td>
<td>I</td>
<td>12a</td>
</tr>
<tr>
<td>Executive Assistant to Human Services</td>
<td>H</td>
<td>9a</td>
</tr>
<tr>
<td>Executive Assistant to Parks and Recreation</td>
<td>D</td>
<td>17</td>
</tr>
<tr>
<td>Executive Assistant to Commissioner of General Services</td>
<td>J</td>
<td>13a</td>
</tr>
<tr>
<td>Executive Assistant to Comptroller (effective March 4, 2019)</td>
<td>J</td>
<td>12a</td>
</tr>
<tr>
<td>Executive Assistant to Deputy Supervisor</td>
<td>G</td>
<td>4a</td>
</tr>
<tr>
<td>(Second) Executive Assistant to Deputy Supervisor</td>
<td>B</td>
<td>12a</td>
</tr>
<tr>
<td>Executive Assistant to DPW</td>
<td>I</td>
<td>6a</td>
</tr>
<tr>
<td>Executive Assistant to Environmental Control</td>
<td>G</td>
<td>16</td>
</tr>
</tbody>
</table>

1/2/2019 Minutes
<table>
<thead>
<tr>
<th>2019 Administration Plan</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>A</strong></td>
</tr>
<tr>
<td>1</td>
</tr>
<tr>
<td></td>
</tr>
<tr>
<td>2</td>
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<tr>
<td>10</td>
</tr>
<tr>
<td></td>
</tr>
<tr>
<td>11</td>
</tr>
</tbody>
</table>

1/2/2019 Minutes
RESOLUTION NO. 616 SEPTEMBER 25, 2019
AUTHORIZING 2019 BUDGET MODIFICATION

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

<table>
<thead>
<tr>
<th>Buildings</th>
<th>Increase</th>
<th>Decrease</th>
</tr>
</thead>
<tbody>
<tr>
<td>Overtime</td>
<td>3,000</td>
<td>0</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Central Printing &amp; Mailing</th>
<th>Increase</th>
<th>Decrease</th>
</tr>
</thead>
<tbody>
<tr>
<td>Program operations A.1670.47</td>
<td>3,046</td>
<td>0</td>
</tr>
<tr>
<td>Overtime A.1670.19</td>
<td>46</td>
<td>0</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Highway Fund</th>
<th>Increase</th>
<th>Decrease</th>
</tr>
</thead>
<tbody>
<tr>
<td>DB 5140.15 Full Time Labor</td>
<td>15,000</td>
<td>0</td>
</tr>
<tr>
<td>DB 5140.19 Overtime</td>
<td>225,000</td>
<td>0</td>
</tr>
<tr>
<td>DB 5140.45 Rent or Lease</td>
<td>50,000</td>
<td>0</td>
</tr>
<tr>
<td>DB 5140.46 Repairs and Maintenance</td>
<td>10,000</td>
<td>0</td>
</tr>
<tr>
<td>DB 5142.15 Snow Removal Full Time Labor</td>
<td>75,000</td>
<td>0</td>
</tr>
<tr>
<td>DB 5142.47 Program Operations</td>
<td>75,000</td>
<td>0</td>
</tr>
<tr>
<td>DB 9060.80 Hospital and Medical Insurance Employee Benefits</td>
<td>150,000</td>
<td>0</td>
</tr>
</tbody>
</table>

**VOTES:** 5 **YEAS:** 5 **NAYS:** 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 617 SEPTEMBER 25, 2019
ACCEPTING A DONATION

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

<table>
<thead>
<tr>
<th>DONOR</th>
<th>ITEM</th>
<th>VALUE</th>
<th>RECOMMENDED BY</th>
<th>USE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Scott Lockwood</td>
<td>Book – &quot;Commodore David Porter, 1780-1843,&quot; by Archibald Douglas Turnbull, 1929</td>
<td>No value attributed as item is of historic significance</td>
<td>Town Historian</td>
<td>For History Museum/Historic Services</td>
</tr>
<tr>
<td>Al Baciti</td>
<td>Map – &quot;Property of M. Robert Guggenheim in Babylon and Islip,&quot; 1917</td>
<td>No value attributed as item is of historic significance</td>
<td>Town Historian</td>
<td>For History Museum/Historic Services</td>
</tr>
<tr>
<td>Barbara Gustafson</td>
<td>Map – &quot;Marconville Heights,&quot; 1922</td>
<td>No value attributed as item is of historic significance</td>
<td>Town Historian</td>
<td>For History Museum/Historic Services</td>
</tr>
<tr>
<td>Hyde Park NY Historical Society</td>
<td>Scrapbook – 1938 Storm, Oak Beach, L.I. Photos</td>
<td>No value attributed as item is of historic significance</td>
<td>Town Historian</td>
<td>For History Museum/Historic Services</td>
</tr>
</tbody>
</table>

**VOTES:** 5 **YEAS:** 5 **NAYS:** 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 618 SEPTEMBER 25, 2019
ACCEPTING A DONATION

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 donations are accepted with gratitude:

<table>
<thead>
<tr>
<th>DONOR</th>
<th>ITEM AND VALUE</th>
<th>RECOMMENDED BY</th>
<th>USE</th>
</tr>
</thead>
<tbody>
<tr>
<td>BACCA - Babylon Citizens Council on the Arts</td>
<td>$800.00</td>
<td>Town Historian</td>
<td>For History Museum/Historic Services</td>
</tr>
<tr>
<td>Museum Visitors</td>
<td>$120.00</td>
<td>Town Historian</td>
<td>For History Museum/Historic Services</td>
</tr>
</tbody>
</table>

**VOTES:** 5 **YEAS:** 5 **NAYS:** 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 619 SEPTEMBER 25, 2019
AUTHORIZING EMPLOYEE REIMBURSEMENT

The following resolution was offered by Councilman McSweeney and seconded by Councilman Martinez
BE IT RESOLVED, by the Town Board of the Town of Babylon, that the 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>Steven Dellavocca</td>
<td>$1,038.00 for training seminar</td>
</tr>
</tbody>
</table>

**VOTES:** 5 **YEAS:** 5 **NAYS:** 0

The resolution was thereupon declared duly adopted.
RESOLUTION NO. 620 SEPTEMBER 25, 2019
AUTHORIZING REFUND OF PAYMENT

The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta.
BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Commissioner of Environmental Control that the following payment be refunded as an overpayment:

REFUND OF PAYMENT:

<table>
<thead>
<tr>
<th>PAYER</th>
<th>ACCOUNT</th>
<th>TYPE</th>
<th>AMOUNT</th>
<th>REASON</th>
</tr>
</thead>
<tbody>
<tr>
<td>Copiague Commons 1000 University Ave Suite 500 Rochester, NY 14607</td>
<td>Account #15617 Copiague Commons 54 Railroad Ave Copiague, NY 11726</td>
<td>Commercial Waste District</td>
<td>$5,894.57</td>
<td>Overpayment</td>
</tr>
<tr>
<td>BNS Company Inc. 4700 5th Street suite 25 Temple, PA 19560</td>
<td>Account #15740 BNS Company Inc. 1016 Grand Blvd #6 Deer Park, NY 11729</td>
<td>Commercial Waste District</td>
<td>$36.49</td>
<td>Overpayment</td>
</tr>
</tbody>
</table>

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

RESOLUTION NO. 621 SEPTEMBER 25, 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:

Name | Address | Fee | Activity | Receipt Number |
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Daniel Masterson</td>
<td>869 South 6th Street Lindenhurst, NY 11757</td>
<td>$210.00</td>
<td>*Refund for Boat Reservation For the week of 8/30 – 9/6/19 *Medical Reason</td>
<td>POS Receipt 135296 142804</td>
</tr>
<tr>
<td>Mary Gargagiano</td>
<td>997 Montauk Hwy Copiague, NY 11726</td>
<td>$210.00</td>
<td>Refund for camp site reservation for the week of 8/16 – 8/23/19 *Camper no longer works</td>
<td>POS Receipt 135100 142850</td>
</tr>
<tr>
<td>Joseph Roach</td>
<td>164 Peninsula Dr. Babylon, NY 11702</td>
<td>$231.00</td>
<td>Refund for Boating Reservations for the week of 8/30 – 9/6/19 *Medical Reason</td>
<td>POS Receipt 142765 142799</td>
</tr>
<tr>
<td>Patrick Henn</td>
<td>1040 N. Fulton Avenue Lindenhurst, NY 11757</td>
<td>$231.00</td>
<td>Refund for Boat Reservations the week of 8/30 – 9/6/19 *Medical Reason</td>
<td>POS Receipt 135260 142760</td>
</tr>
<tr>
<td>Mary Gabrell</td>
<td>185 2nd Avenue West Babylon, NY 11704</td>
<td>$210.00</td>
<td>Refund for camp site Reservations the week of 9/27 – 10/4/19 *Medical Reason</td>
<td>POS Receipt 138677 142725</td>
</tr>
<tr>
<td>Christopher Radis</td>
<td>28 Camberland Street West Babylon, NY 11704</td>
<td>$330.00</td>
<td>Refund for reservation for boating *8/2 – 8/5/19 *9/6 – 8/23/19 **As per City – Resident banned from facility</td>
<td>POS Receipt 136182 142502</td>
</tr>
<tr>
<td>Felice Holders</td>
<td>121 Travis Street Lindenhurst, NY 11757</td>
<td>$50.00</td>
<td>Event Canceled – Pastor of the church passed away.</td>
<td>POS Receipt 142364 142663</td>
</tr>
<tr>
<td>Nubia Perez</td>
<td>2 East Gate Street Babylon, NY 11702</td>
<td>$60.00</td>
<td>Refund for kayaking *Unable to attend due to family issue</td>
<td>POS Receipt 141470</td>
</tr>
<tr>
<td>Darkens Lorell</td>
<td>12 Bruns Lane Dix Hills, NY 11746</td>
<td>$150.00</td>
<td>Refund for Dry Camp *Joshua cannot attend camp due to a medical issue</td>
<td>POS Receipt 137002 141202</td>
</tr>
<tr>
<td>Mary E. Miranda</td>
<td>92 Midwood Road West Babylon, NY 11704</td>
<td>$70.00</td>
<td>Refund for Aquatics *Mary is not able to attend the program due to medical reason</td>
<td>POS Receipt 138051 141201</td>
</tr>
<tr>
<td>Kathryn E. Zembeniski</td>
<td>201 Cedar Court Copiague, NY 11726</td>
<td>$20.00</td>
<td>Purchased a senior beach permit – due to a car accident, she no longer has a car and is unable to go to the beach this summer.</td>
<td>POS Receipt See attached Senior pass permit.</td>
</tr>
</tbody>
</table>

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

RESOLUTION NO. 622 SEPTEMBER 25, 2019
AUTHORIZING THE RELEASE OF ENCUMBRANCES FOR VARIOUS CONTRACTS

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney
WHEREAS, the Town Board has awarded certain contracts for various projects throughout the Town of Babylon, and
WHEREAS, said work and/or services were never performed or services have been completed and the funding for said projects remains encumbered, and
WHEREAS, the Commissioner of General Services and the Comptroller recommend that certain contracts be deemed null and void and/or complete and any remaining funding be unencumbered
NOW, THEREFORE, be it
RESOLVED, that the contracts listed below be deemed as null and void and/or complete and all funding be released and reallocated:

<table>
<thead>
<tr>
<th>CONTRACTOR NAME</th>
<th>RESOLUTION NO.</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Nelson &amp; Pope</td>
<td>859 of 12/5/18</td>
<td>$1,236.00</td>
</tr>
</tbody>
</table>

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

1/2/2019 Minutes
RESOLUTION NO. 623 SEPTEMBER 25, 2019
CONFIRMING MEMBERSHIP TO THE NORTH BABYLON
VOLUNTEER FIRE COMPANY, INC.

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

<table>
<thead>
<tr>
<th>Brendan Walsh</th>
<th>79 Kane Place</th>
</tr>
</thead>
<tbody>
<tr>
<td>North Babylon, NY 11703</td>
<td>207 Cooper Road, North Babylon, NY 11703</td>
</tr>
</tbody>
</table>

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

RESOLUTION NO. 624 SEPTEMBER 25, 2019
CONFIRMING MEMBERSHIP TO THE EAST FARMINGDALE
VOLUNTEER FIRE COMPANY, INC.

The following resolution was offered by Councilman Martinez and seconded by Councilman Martella
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 East Farmingdale Volunteer Fire Company, Inc., 930 Conklin Street, East Farmingdale, New York:

<table>
<thead>
<tr>
<th>Michael Walter</th>
<th>538 17th Street</th>
</tr>
</thead>
<tbody>
<tr>
<td>West Babylon, NY 11704</td>
<td></td>
</tr>
</tbody>
</table>

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

RESOLUTION NO. 625 SEPTEMBER 25, 2019
AUTHORIZING PERMISSION FOR A PARADE ON OCTOBER 13, 2019
IN THE TOWN OF BABYLON FOR KIDS STOP THE BULLYING MOVEMENT

The following resolution was offered by Councilman Martella and seconded by Councilwoman Gordon
WHEREAS, the Kids Stop the Bullying Movement Committee has requested permission to hold a parade on Sunday, October 13, 2019 within the Town of Babylon.

INDIVIDUAL: Renee Mathis
7 Hatcher Ct., Amityville, NY 11701 (631) 464-8443

ORGANIZATION: Kids Stop the Bullying Movement Committee
7 Hatcher Ct., Amityville, NY 11701 (516) 209-7208

DATES & TIMES: Date(s): 10/13/2019; Time: 1:15 p.m. to 2:00 p.m. Rain Date: n/a

STARTING: Intersection of Harrison Ave. & Rosewood Ave., Amityville

ENDING: Bolden Mack Park, Amityville

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

NOW, THEREFORE, be it
RESOLVED, that the Town Clerk is hereby directed to forward a copy of this said resolution to the following Departments within the of the Town of Babylon: Public Safety, Central Alarm, Highway, Parks & Recreation, Fire Prevention, Solid Waste Management and also the Suffolk County Police Department and Suffolk County DPD.
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. 626 SEPTEMBER 25, 2019
AUTHORIZING PERMISSION FOR AN OUTDOOR PUBLIC ASSEMBLY PERMIT
FROM OCTOBER 12, 2019 THROUGH AND INCLUDING OCTOBER 13, 2019
IN THE TOWN OF BABYLON FOR THE FAMOUS FOOD FESTIVAL "TASTE THE WORLD"

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney
WHEREAS, the Famous Food Festival has requested permission to hold an outdoor public assembly for the purpose of having their annual family friendly food experience and festival from Saturday, October 12, 2019 through and including Sunday, October 13, 2019 between the hours of 10:00 a.m. and 8:00 p.m., within the Town of Babylon at the south parking lot of Tanger Outlets, 152 The Arches Circle, Deer Park, NY 11729, with the use of sound equipment and tents.
WHEREAS, the Famous Food Festival has obtained sufficient insurance to protect the interests of the Town of Babylon; subject to Schedule “A” attached hereto; and
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 DPD.
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.

1/2/2019 Minutes
RESOLUTION NO. 627 SEPTEMBER 25, 2019
AUTHORIZING ISSUANCE OF A BUILDING PERMIT FOR RICHARD FORD
OUTER BEACH APPLICATION NO. 132382 SCTM #0100-240-1-77

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

WHEREAS, the Building Division of the Department of Planning and Development of the Town of Babylon has reviewed Outer Beach Application No. 132382 of Richard Ford, for the premises located at 12 Cottage Walk, Gilgo Beach, SCTM #0100-240-1-77, to construct a 2-story one family dwelling; and

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

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

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon that upon the recommendation of the Commissioner of Planning and Development, Outer Beach Application No. 132382 of Richard Ford, for the premises located at 12 Cottage Walk, Gilgo Beach, SCTM #0100-240-1-77, to construct a 2-story one family dwelling; and

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was therefore declared duly adopted.

RESOLUTION NO. 628 SEPTEMBER 25, 2019
AUTHORIZING ISSUANCE OF A BUILDING PERMIT FOR MARCO FEIJO
OUTER BEACH APPLICATION NO. 131952 SCTM #0100-243-1-108

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

WHEREAS, the Building Division of the Department of Planning and Development of the Town of Babylon has reviewed Outer Beach Application No. 131952 of Marco Feijoo, for the premises located at 76 Savannah Walk, Oak Beach, NY, SCTM #0100-243-1-108, to replace a 4’ x 144’ wood pier with 3 mooring piers; and

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

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

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon that upon the recommendation of the Commissioner of Planning and Development, Outer Beach Application No. 131952 of Marco Feijoo, for the premises located at 76 Savannah Walk, Oak Beach, NY, SCTM #0100-243-1-108, to replace a 4’ x 144’ wood pier with 3 mooring piers; and

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was therefore declared duly adopted.

RESOLUTION NO. 629 SEPTEMBER 25, 2019
ADOPTING LOCAL LAW NO. 7 OF 2019 ADDING CHAPTER 13 TO THE BABYLON TOWN CODE (DEPARTMENT OF COMPTROLLER)

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

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 25th day of September 2019, upon the question of enactment of Local Law No. 7 of 2019 of the Town of Babylon, Suffolk County, New York, being a Local Law amending the Code of the Town of Babylon, Chapter 13, Department of Comptroller,

NOW, THEREFORE, be it

RESOLVED AND ORDAINED, by the Town Board of the Town of Babylon that Local Law No. 7 of 2019, of the Town of Babylon, Suffolk County, New York, is hereby enacted as follows and effective upon its filing with the New York State Department of State:

LOCAL LAW NO. 7 of 2019
Chapter 13 (Department of Comptroller)

DELETE:
§ 13-16 Organization.
Until such time as the same may be either amended or modified, the Department shall be divided in the following Divisions:
G. Personnel
§ 13-14.1 Division of Personnel.
The Division of Personnel shall assist departments in the recruitment of new personnel when so directed by the Town Board and whenever civil service lists prepared pursuant to competitive examination are not available or applicable; it shall maintain accurate records of personnel transactions during the term of employment of all Town employees; and it shall render such related support to Town government as the Town Board may authorize.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was therefore declared duly adopted.
RESOLUTION NO. 630 SEPTEMBER 25, 2019
ADOPTING LOCAL LAW NO. 8 OF 2019 ADDING CHAPTER 48 TO THE BABYLON TOWN CODE OF THE DEPARTMENT OF CIVIL SERVICE

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

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 25th day of September, 2019, upon the question of enactment of Local Law No. 8 of 2019 of the Town of Babylon, Suffolk County, New York, being a Local Law amending the Code of the Town of Babylon, Chapter 48, Department of Civil Service; NOW, THEREFORE, be it

RESOLVED AND ORDAINED, by the Town Board of the Town of Babylon that Local Law No. 8 of 2019, of the Town of Babylon, Suffolk County, New York, is hereby enacted as follows and effective upon its filing with the New York State Department of State:

Chapter 48 (Department of Civil Service)

ADD:

§ 48-1 Department Established: Personnel Officer to be Department Head; Division of Human Resources.
A. Department established. There shall be in the Town of Babylon a department designated as the Department of Civil Service. The purpose of the Department is to assist the Town Board in establishing standards for and to develop procedures thereon covering individual job performance with the objective of counseling and utilizing personnel to the best advantage, improving efficiency and effectiveness, to recommend to the Town Board standards and procedures with reference to Town personnel and to exercise such powers and perform such duties as may be conferred and imposed by or pursuant to the Civil Service Law. The establishment of the Department constitutes an election and authorization pursuant to Section 16, Subdivision 1(b), of the Civil Service Law of the State of New York. to withdraw the Town of Babylon from its existing form of administration of the Civil Service Law by the Suffolk County Personnel Officer and the Suffolk County Department of Civil Service.
B. Position established. The principal executive officer and administrative head of such Department shall be the Personnel Officer pursuant to §15, Subdivision 1(b), of the Civil Service Law of the State of New York, who shall be appointed by the Town Supervisor with the approval of the Town Board at such salary as may from time to time be determined by the Town Board. The Personnel Officer shall be appointed upon the basis of his administrative experience and qualifications for the duties of such office and such additional standards as may be required by the Town Board.

§ 48-2 Term of office.
The term of office of the Personnel Officer shall be for six years.

§ 48-3 Powers and duties.
A. Except as provided in this chapter, the Town of Babylon Personnel Officer shall have, with reference to the Civil Service of the Town of Babylon, the powers and duties of a municipal civil service commission as provided in the Civil Service Law of this state, and shall be subject to supervision and control by the State Civil Service Commission as are municipal civil service commissions. The Personnel Officer shall further have general supervision over all the employees assigned to his/her office and, when authorized by the Town Board, to appoint all members of his/her staff and shall perform such other responsibilities as may be assigned by the Town Supervisor and/or the Town Board, including, but not limited to, the following:

1. Maintain accurate, centralized, updated records on all personnel employed by the Town.
2. Have jurisdiction over the personnel system and perform all functions necessary and pertinent to the administration of such system.
3. Have jurisdiction over employee classifications, employee certifications, examinations for positions of employment, employee recruitment, and employee information and training.
4. Have jurisdiction over employee education and affirmative action programs.
5. Have jurisdiction over the Employee Assistance Program.
6. Shall assist Town departments in the recruitment of new personnel and have responsibility for the planning, design and administration of training programs for Town employees other than departmental orientation and in-service programs.
B. There shall be a Division of Human Resources within the Department of Civil Service which shall have the following powers, duties and responsibilities:

1. Have jurisdiction and control over the enrollment of Town employees in unemployment insurance, tuition reimbursement plans, and such other programs as may be approved by duly enacted resolution of the Town Board.
2. Determine eligibility for life insurance benefits for employees.
3. Have jurisdiction and control over employee benefits and retirement benefits.
4. Have jurisdiction and control over all Occupational Safety and Health Administration (OSHA) related matters that affect the safety, health and well-being of Town employees, including all functions and programs performed by the Town Safety Officer.
5. Have jurisdiction and control over the Deferred Compensation Plan.
6. Have jurisdiction and control over the enrollment of Town employees in retirement plans, in such health insurance plans as may be approved by the Town Board and in such other employee benefit programs as may be approved by action of the Town Board.
7. Have jurisdiction and control over departmental orientation and in-service programs.

§ 48-4 Classified service.
All officers and employees of the Town of Babylon and of all departments, offices, institutions and agencies thereof shall be members of the classified service, except the following:
A. Elective officers.
B. Heads of departments, including the members of all boards and commissions, and including department heads as defined in the Suburban Law.
C. Employees of the Town Board.

§ 48-5 Classification within classified service.
The officers and positions in the classified service of the Town of Babylon shall be arranged in classes and filled in the same manner as now or hereafter provided by the Civil Service Law of this state in the case of offices and positions in the classified service of suburban towns; provided that the classification of offices and positions in force on the date on which this chapter becomes effective in the Town of Babylon shall continue in force until modified by rules and regulations adopted in due course by the Town of Babylon Department of Civil Service subject to the control and supervision of the State Civil Service Commission.

§ 48-5.1 Noncompetitive and labor class employees.
In addition to such provisions as may limit removal or disciplinary action with regard to employees, as set forth in the Civil Service Law of the State of New York, and the rules for the classified service of the Town of Babylon as promulgated by the Town Board of Department of Civil Service, no employee of the Town of Babylon in the noncompetitive class or labor class of the Civil Service who has been in the service of the Town of Babylon continuously for a period of six months from the date of his/her appointment shall be removed or otherwise subjected to any disciplinary penalty except for incompetency or misconduct shown after a hearing upon stated charges in the manner provided in Section 75 of the Civil Service Law of the State of New York, or in a manner as otherwise provided in a collective bargaining agreement. Nothing contained herein shall be deemed to limit removal or the discharge of an employee at the end of or during the term of probation, except as provided by rule of the Town of Babylon Department of Civil Service.

§ 48-6 Effect on present employees.
The status of persons in the classified service of the Town of Babylon on the date on which this chapter becomes effective in the Town of Babylon, including pensions, rights, shall not be affected by this chapter.

§ 48-7 Enforcement.
It shall be the duty of the Town of Babylon Department of Civil Service to make investigations concerning the enforcement and effect of this chapter, and to do everything in its power to secure observance of the spirit and letter of the Civil Service Law.

§ 48-8 Effect on other laws
This chapter is adopted as a local law pursuant to Article IX of the New York State Constitution, Section 10 of the Municipal Home Rule Law, Section 16, Subdivision 1(b) and Section 15, Subdivision 1(b), of the Civil Service Law of the State of New York. Upon the establishment of the Town of Babylon Department of Civil Service, it shall be the duty of the personnel officer, upon appointment, to adopt and procure the approval of the rules, and, upon failure to do so within sixty days after appointment, the state civil service commission shall forthwith make such rules.

This chapter shall take effect not less than one year from the time of such election.

VOTES: 5
YEAS: 5
NAYS: 0

The resolution was thereupon declared duly adopted.

1/2/2019 Minutes
RESOLUTION NO. 631 SEPTEMBER 25, 2019
ADOPTING AMENDMENTS TO CHAPTER 2, ARTICLE IV, SECTION 2-8 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 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 25th day of September, 2019 at 7:00 p.m. prevailing time, upon the question amending Chapter 2, Article IV, Section 2-8 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.

ADD to Schedule H:

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<th>Location</th>
<th>Hamlet</th>
<th>Sign</th>
<th>Controlling Traffic</th>
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<tr>
<td>Frank Street at North</td>
<td>NL</td>
<td>Stop</td>
<td>East/West on Frank</td>
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<tr>
<td>Erie Avenue at Nicole Court</td>
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<td></td>
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<tr>
<td>North Erie Avenue at</td>
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<td>Stop</td>
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RESOLUTION NO. 632 SEPTEMBER 25, 2019
ADOPTING AMENDMENTS TO CHAPTER 2, ARTICLE IV, SECTION 2-8 OF THE TOWN OF BABYLON
UNIFORM CODE OF TRAFFIC ORDINANCES

The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta.
WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 25th day of September, 2019 at 7:00 p.m. prevailing time, upon the question amending Chapter 2, Article IV, Section 2-8 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.

DELETE from Schedule H:

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<thead>
<tr>
<th>Location</th>
<th>Hamlet</th>
<th>Sign</th>
<th>Controlling Traffic</th>
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<td>Frank Street at North Delaware</td>
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<td>Frank Street at North Erie Avenue</td>
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<td>East/West on Frank St.</td>
</tr>
<tr>
<td>North Erie Avenue at Frank Street</td>
<td>NL</td>
<td>Stop</td>
<td>North on North Erie Ave.</td>
</tr>
</tbody>
</table>

ADD to Schedule H:

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<th>Sign</th>
<th>Controlling Traffic</th>
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</tr>
<tr>
<td>Frank Street at North Broome Avenue</td>
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RESOLUTION NO. 633 SEPTEMBER 25, 2019
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING
CHAPTER 2, ARTICLE IV, SECTION 2-8 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES

The following resolution was offered by Councilman Manetta and Councilwoman Gordon.
BE IT RESOLVED, by the Board of the Town of Babylon, to have a Public Hearing be held at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 26th day of October, 2019 at 3:30 p.m., prevailing time, to consider amending Chapter 2, Article IV, Section 2-8 of the Town of Babylon Uniform Code of Traffic Ordinances as set forth in the amended Exhibit "A", and be the same
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.

ADD to Schedule H:

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<th>Location</th>
<th>Hamlet</th>
<th>Sign</th>
<th>Controlling Traffic</th>
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<tr>
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<td>Nicole Court at South Great Neck Road</td>
<td>CO</td>
<td>Stop</td>
<td>West on Nicole Court</td>
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</tbody>
</table>
RESOLUTION NO. 634 SEPTEMBER 25, 2019

AUTHORIZING PERMISSION FOR A PARADE ON OCTOBER 5, 2019 IN THE TOWN OF BABYLON FOR WYANDANCH MEMORIAL HIGH SCHOOL

The following resolution was offered by Councilwoman Gordon
and seconded by Councilman McSweeney
WHEREAS, Wyandanch Memorial High School has requested permission to hold a parade on Saturday, October 5, 2019 within the Town of Babylon.

INDIVIDUAL: Tanisha Crawford
108 Patton Ave.
Wyandanch, NY 11798
(631) 522-2425 (631) 870-0464

DATES & TIMES:
Date(s): 10/5/2019 to:
Time: 12:30 p.m. to 1:30 p.m.
Rain Date: n/a

STARTING: Intersection of Long Island Ave. & South 18th St., Wyandanch (Parking lot)

ENDING: 54 South 32nd St., Wyandanch (Wyandanch Memorial High School)

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

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: YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 635 SEPTEMBER 25, 2019

AUTHORIZING CHANGE ORDER NO. 5 IN THE CONTRACT WITH ATLANTIC COAST DOCK CONSTRUCTION CORP. FOR BID NO. 17G1, AMITYVILLE WATERFRONT RESILIENCY PROJECT

The following resolution was offered by Councilman McSweeney
And seconded by Councilman Martinez
WHEREAS, Bid No. 17G1, Amityville Waterfront Resiliency Project was awarded to Atlantic Coast Dock Construction Corp. for Groups A & C for a total contract amount of NINE HUNDRED NINETY-FIVE THOUSAND, ONE HUNDRED TWENTY SEVEN ($995,127.50) DOLLARS pursuant to Resolution No. 65 of January 17, 2018 and amended pursuant to Resolution No. 498 of June 13, 2018, and
WHEREAS, this project is part of the Governor’s Office of Storm Recovery (GOSR) mitigation projects, and
WHEREAS, Change Order No. 1 was approved pursuant to Resolution No. 427 of May 16, 2018 which resulted in no change to the total contract amount of NINE HUNDRED NINETY-FIVE THOUSAND, ONE HUNDRED TWENTY SEVEN ($995,127.50) DOLLARS and 50/100, and
WHEREAS, Change Order No. 2 was approved pursuant to Resolution No. 546 of July 11, 2018 which resulted in no change to the total contract amount of NINE HUNDRED NINETY-FIVE THOUSAND, ONE HUNDRED TWENTY SEVEN ($995,127.50) DOLLARS and 50/100.
WHEREAS, Change Order No. 3 was approved pursuant to Resolution No. 769 of October 17, 2018 which resulted in no change to the total contract amount of NINE HUNDRED NINETY-FIVE THOUSAND, ONE HUNDRED TWENTY SEVEN ($995,127.50) DOLLARS and 50/100.
WHEREAS, Change Order No. 4 was approved pursuant to Resolution No. 339 of May 15, 2019, decreasing the total contract amount to NINE HUNDRED EIGHTY-TWO THOUSAND, ONE HUNDRED FORTY-ONE ($982,141.37) DOLLARS and 37/100.
WHEREAS, the Change Order Committee (“Committee”) convened on September 19, 2019 with the Chief of Staff, Comptroller, Town Attorney, Commissioner of General Services, and the Commissioner of Planning & Development to review Change Order No. 5 as follows:

VOTES: YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 636 SEPTEMBER 25, 2019

AUTHORIZING CHANGE ORDER NO. 1 & ACCEPTING THE CONTRACT WITH WELSBACH ELECTRIC CORP. OF L.I. FOR BID NO. 18G76, TOWN WIDE LED STREET LIGHTING CONVERSION PROJECT AS COMPLETE & ACCEPTABLE

The following resolution was offered by Councilman Martinez
and seconded by Councilman Manetta
WHEREAS, Bid No. 18G76, Town Wide LED Street Lighting Conversion Project was awarded to Welsbach Electric Corp. of L.I. pursuant to Resolution No. 613 of August 15, 2018 for a total contract amount NINE HUNDRED TWENTY-NINE THOUSAND, THREE HUNDRED FIFTEEN ($929,315.00) DOLLARS
WHEREAS, the Change Order Committee convened on September 19, 2019, with the Chief of Staff, Town Attorney, Commissioner of General Services, and the Commissioner of Planning & Development in attendance to review Change Order No. 1, and
WHEREAS, the Change Order Review Committee and Nelson & Pope recommend the approval of Change Order No. 1 as follows:

VOTES: YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 637 SEPTEMBER 25, 2019

AUTHORIZING CHANGE ORDER NO. 1 & 2 & ACCEP'TING THE CONTRACT WITH WELSBACH ELECTRIC CORP. OF L.I. FOR BID NO. 18G76, TOWN WIDE LED STREET LIGHTING CONVERSION PROJECT AS COMPLETE & ACCEPTABLE

THEMENDATION WAS OFFERED BY COUNCILMAN MARTINEZ
AND SECONDED BY COUNCILMAN MANETTA
WHEREAS, Bid No. 18G76, Town Wide LED Street Lighting Conversion Project was awarded to Welsbach Electric Corp. of L.I. pursuant to Resolution No. 613 of August 15, 2018 for a total contract amount NINE HUNDRED TWENTY-NINE THOUSAND, THREE HUNDRED FIFTEEN ($929,315.00) DOLLARS
WHEREAS, the Change Order Committee convened on September 19, 2019, with the Chief of Staff, Town Attorney, Commissioner of General Services, and the Commissioner of Planning & Development in attendance to review Change Order No. 1, and
WHEREAS, the Change Order Review Committee and Nelson & Pope recommend the approval of Change Order No. 1 as follows:

VOTES: YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.
The resolution was thereupon declared duly adopted.
RESOLUTION NO. 637 SEPTEMBER 25, 2019
ACCEPTING CREDITS OF THE ALTERNATE NOS. 1 & 2 IN THE CONTRACT
AND WITH CHESTERFIELD ASSOCIATES, INC. FOR THE PROJECTS: BID NO. 19G68, LITTLE EAST NECK ROAD SHORELINE STABILIZATION

The following resolution was offered by Councilman Manetta and seconded by Councilwoman Gordon
WHEREAS, Chesterfield Associates, Inc. was awarded the bid for Project No. 19G68, Little East Neck Road Shoreline Stabilization pursuant to Resolution No. 515 of May 15, 2019, in the amount of TWO HUNDRED SEVENTY-EIGHT THOUSAND, SEVEN HUNDRED FORTY ($78,740.00) and DOLLARS.
WHEREAS, the Committee of General Services and L.K. McLean Associates, P.C. recommend the approval of the following credits:

| Credit to remove & reset existing retaining wall | ($2,865.50) |
| Credit for reuse of existing materials | ($45,000.00) |
| **TOTAL CREDITS** | ($47,865.50) |

WHEREAS, the following resolution was offered on May 15, 2019, allowed for the award of Alternates Nos. 1 and 2 at a later time, and
WHEREAS, the Committee of General Services and L.K. McLean Associates, P.C. recommend awarding Alternates Nos. 1 & 2 as follows:

| Alternate No. 1 | Furnish & Install Timber Guide Rail | AS7,955.00 |
| Alternate No. 2 | Furnish & Install Asphalt Counter | $26,300.00 |
| **TOTAL Alternate Nos. 1 & 2** | $34,235.00 |

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 638 SEPTEMBER 25, 2018
AWARDING RFP 19G68 REQUEST FOR PROPOSALS FOR PARKING LOT MANAGEMENT PACKAGE

The following resolution was offered by Councilwoman Gordon and seconded by Councilman McSweeney
WHEREAS, the following proposals for RFP No. 19G68, Request for Proposal for Parking Lot Management Package were received and opened:

<table>
<thead>
<tr>
<th></th>
<th>Complus Data Innovations, Inc.</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>United Public Safety</td>
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<tr>
<td></td>
<td>SureSpot</td>
</tr>
<tr>
<td></td>
<td>Fundamental Business Services, Inc.</td>
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<tr>
<td></td>
<td>Dacra Tech, LLC</td>
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</tbody>
</table>

WHEREAS, a committee was formed with the Town Attorney, Commissioner of General Services, Administrative Assistant/Purchasing Technician of General Services and Bay Village Consultants, Inc. as its members,”Committee”), to review all proposals received, and
WHEREAS, a point system was included in the Request for Proposals to rate each proposal submitted, and
WHEREAS, after a thorough review of all proposals received, the Committee recommends awarding RFP No. 19G68 Complus Data Innovations, Inc., the proposer receiving the highest total number of points, pursuant to the rating system set forth in the Request for Proposals, and
NOW, THEREFORE, be it
RESOLVED, based on the recommendation of the Committee, RFP No. 19G68 be and is hereby awarded to Complus Data Innovations, Inc., at the following fees:

- 6% of parking ticket revenue
- 25% of secondary revenue collected, and be it further
RESOLVED, that the Supervisor be and is hereby authorized to execute a one (1) year contract with Complus Data Innovations, Inc., subject to approval of the Town Attorney as to form and content and be it further
RESOLVED, that said contract may be extended for two (2) additional one (1) year periods at the discretion of the Commissioner of General Services and the Town Attorney.

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 639 SEPTEMBER 25, 2019
AWARDING RFP 19G56 REQUEST FOR PROPOSALS FOR TECHNICAL ASSISTANCE TO ADMINISTER THE TOWN OF BABYLON’S SUBSIDY LAYERING ANALYSIS & MARKETING ANALYSIS

The following resolution was offered by Councilman McSweeney and seconded by Councilman Martinez
WHEREAS, the following proposal for RFP No. 19G56, Request for Technical Assistance to Administer the Town of Babylon’s Subsidy Layering Analysis & Marketing Analysis were received and opened, and
WHEREAS, the following firms submitted proposals and all proposals are on file in the Department of General Services:

| PROPOSER: National Council for Community Development, Inc. |
|---|---|
| **HOURLY RATES** | |
| $300.00 Senior Directors | $225.00/Director |
| $225.00/Director | $150.00/Assistant Director |

WHEREAS, a committee was formed with the Director of Community Development and Administrative Assistant/Purchasing Technician of General Services review all proposals received, and
WHEREAS, after a thorough review of all proposals received, the Committee recommends awarding RFP No. 19G56, to the sole proposer, National Council for Community Development, Inc.,
NOW, THEREFORE, be it
RESOLVED, based on the recommendation of the Committee, RFP No. 19G56 be and is hereby awarded to National Council for Community Development, Inc., at the aforementioned hourly rates and be it further
RESOLVED, that said contract may be extended for two (2) additional one (1) year periods at the discretion of the Commissioner of General Services and the Town Attorney.

The resolution was thereupon declared duly adopted.
The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta.

NOW, THEREFORE BE IT RESOLVED, that the following resolutions be amended due to a scrivener’s error:

### ORIGINAL RESOLUTION

<table>
<thead>
<tr>
<th>RESOLUTION NO. 640 SEPTEMBER 25, 2019</th>
<th>AMENDING RESOLUTIONS</th>
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<tr>
<td>Date Adopted</td>
<td>Original Text</td>
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<tr>
<td>June 12, 2019</td>
<td>Emergency Calls &amp; Other Work $152.00/hour Systems Engineer</td>
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The resolution was thereupon declared duly adopted.

### RESOLUTION NO. 641 SEPTEMBER 25, 2019

**AUTHORIZING DEMOLITION AND REMOVAL OF UNSAFE STRUCTURE LOCATED AT 840 COUNTY LINE RD., N. AMITYVILLE, NY 11701 - SCTM No. 0100-164.00-01.00-065.000**

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

WHEREAS, a certain structure, located at 840 County Line Rd., N. Amityville, NY, bearing Suffolk County Tax Map No. 0100-164.00-01.00-065.000 is wide open and accessible to the public has substantial accumulations of rubbish and debris on the property providing harborage for rodents, vermin and disease carrying insects, thereby presenting an imminent danger to the safety, health and welfare of the surrounding community residents, and

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

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

WHEREAS, said building does not meet the standards as outlined in the Building Code, and

WHEREAS, the architect/professional engineer’s report dated July 14, 2019, indicates that demolition of the structure including removal of the foundation, is the most likely and prudent course of action,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structure including removal of the foundation, located at 840 County Line Rd., N. Amityville, NY, AKA SCTM No. 0100-164.00-01.00-065.000, 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 Town Board of the Town of Babylon does hereby order the securing and board up of the structure located at the premises 840 County Line Rd., N. Amityville, NY, AKA SCTM No. 0100-164.00-01.00-065.000, in accordance with the Conclusions and Recommendations set forth in the inspector’s report on file in the Department of Code Enforcement, and be it further

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

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

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

The resolution was thereupon declared duly adopted.

### RESOLUTION NO. 642 SEPTEMBER 25, 2019

**AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 34 W. 15TH STREET, DEER PARK, NY 11729 - SCTM NO. 0100-060.00-03.00-099.000**

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

WHEREAS, a certain structure(s) located at 34 W. 15th Street, Deer Park, New York, bearing SCTM# 0100-060.00-03.00-099.000, 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 safety, health and welfare of the surrounding community residents; and

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

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

RESOLVED, that the Town Board of the Town of Babylon does hereby order the emergency securing/board up of unsafe structures located on the premises at 34 W. 15th Street, Deer Park, New York, bearing SCTM# 0100-060.00-03.00-099.000 to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance condition from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the inspector’s report dated September 16, 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.

The resolution was thereupon declared duly adopted.

### RESOLUTION NO. 643 SEPTEMBER 25, 2019

**AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 84 PATTON AVE., WYANDANCH, NY 11798 - SCTM NO. 0100-079.00-03.00-017.000**

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

WHEREAS, a certain structure(s) located at 84 Patton Ave., Wyandanch, New York, bearing SCTM# 0100-079.00-03.00-017.000, 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 safety, health and welfare of the surrounding community residents; and

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

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

RESOLVED, that the Town Board of the Town of Babylon does hereby order the emergency securing/board up of unsafe structures located on the premises at 84 Patton Ave., Wyandanch, New York, bearing SCTM# 0100-079.00-03.00-017.000 to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance condition from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the inspector’s report dated September 16, 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

The resolution was thereupon declared duly adopted.
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. 643 SEPTEMBER 25, 2019
AMENDING RESOLUTION NO. 441 OF JUNE 12, 2019 AND FURTHER REQUESTING SUFFOLK COUNTY TO ACQUIRE CERTAIN PROPERTY IN THE HAMLET OF LINDENHURST IDENTIFIED BY SCTM NO. 0100-189.00-03.00-098.00 AND 001.000 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 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 and any associated soft costs including appraisals, title searches and environmental site assessment reports, etc.; and

BE IT FURTHER RESOLVED that the Town of Babylon acknowledges that the County of Suffolk acquires property for 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 Board hereby amends Resolution No. 441 of the June 12, 2019 meeting of the Town Board and amends all references of a municipal parking lot to a passive park/open space; and

BE IT FURTHER RESOLVED that the Town of Babylon hereby makes a commitment to improve and maintain the property in perpetuity, as a passive park/open space as described in the Concept Plan, with public access to all Suffolk County residents; 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 passive park/open space. 

VOTES: YES: 5; NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 644 SEPTEMBER 25, 2019
AMENDING RESOLUTION NO. 441 OF JUNE 12, 2019 AND FURTHER REQUESTING SUFFOLK COUNTY TO ACQUIRE CERTAIN PROPERTY IN THE HAMLET OF LINDENHURST, IDENTIFIED BY SCTM NO. 0100-189.00-03.00-098.00 AND 001.000 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 to wit: Suffolk County Tax Map as District 0100, Section 189.00, Block 02.00, Lot 098.000 and 001.000; 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 02.00, Lot 098.000 and 001.000, and

WHEREAS, the Town of Babylon desires to amend Resolution No. 441 of the June 12, 2019 meeting of the Town Board and amend all references of a municipal parking lot to a passive park/open space; and

BE IT FURTHER RESOLVED that the Supervisor of the County of Suffolk 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 passive park/open space. 

VOTES: YES: 5; NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 645 SEPTEMBER 25, 2019
AUTHORIZING THE EMERGENCY DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 9 HAAB AVE., WEST BABYLON NY 11704 - SCTM NO. 0100-212.00-03.00-033.000

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

WHEREAS, a certain rear structure(s) located at 9 Haab Avenue, West Babylon, New York, bearing SCTM# 0100-212.00-03.00-033.000 is so deteriorated and dilapidated, it has become so out of repair as to be dangerous, unsafe, unsanitary and unfit for human habitation, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

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

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structure located at 9 Haab Avenue, West Babylon, New York, bearing SCTM# 0100-212.00-03.00-033.000 to eliminate safety hazard, in order to rectify the above noted

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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.

VOTES: 5     YEAS: 5     NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 646 SEPTEMBER 25, 2019
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT
1200 MERRICK ROAD, COPIAGUE, NY 11726 - SCTR NO. 0100-192.00-02.00-016.000

The following resolution was offered by Councilman Martinez and seconded by Councilman Manetta
WHEREAS, a certain structure(s) located at 1200 Merrick Road, Copiague, New York, bearing SCTR# 0100-192.00-02.00-016.000, has no running water and no electric. 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 the children of the surrounding residents and the general public will exist; 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: an
WHEREAS, §92-10 of the Town Code provides for the correction of said unsafe structure and the assessment of the costs of said correction against the property;
NOW, THEREFORE, be it
RESOLVED, that the Town Board of the Town of Babylon does hereby order the emergency securing/board up of unsafe structures located on the premises at 1200 Merrick Rd., Copiague, New York, bearing SCTR# 0100-192.00-02.00-016.000 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 September 24, 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:
Lisa Johnson
36 South Park Place
Amityville, NY 11701
631-842-7231
Lisa900@yahoo.com

Complaint about Nissan car dealership. Her contact information was given to Ron Kluesener.

Being no further business before the Board, the meeting adjourned at 7:19 pm on the motion of Supervisor Schaefer, seconded by Councilman Manetta.

Geraldine Compitello, Town Clerk

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