



**Town Board Meeting**  
**Wednesday, May 10, 2023 at 3:00 PM**

- I. SALUTE TO THE FLAG**
- II. MOMENT OF SILENCE**
- III. CALL TO ORDER**
- IV. ROLL CALL**
- V. PUBLIC HEARNINGS**
  - 1. PUBLIC HEARING ON DESIGNATING THE PREMISES KNOWN AS 43 W. NEPTUNE AVE., LINDENHURST, NY 11757, SCTM#0100-186.00-01.00-085.001, A PUBLIC NUISANCE, AUTHORIZING THE BOARDING UP OF SAID PREMISES AND AUTHORIZING THE TOWN ATTORNEY TO COMMENCE LITIGATION
  - 2. PUBLIC HEARING ON DESIGNATING THE PREMISES KNOWN AS 48 WILSON AVENUE, AMITYVILLE, NY 11701, SCTM#0100-181.00-03.00-125.000, A PUBLIC NUISANCE, AUTHORIZING THE BOARDING UP OF SAID PREMISES AND AUTHORIZING THE TOWN ATTORNEY TO COMMENCE LITIGATION
- VI. CONSENSUS RESOLUTION AGENDA**
  - 368. ACCEPTING TOWN BOARD MINUTES
  - 369. AWARDING RFP NO. 23G17 - REQUEST FOR PROPOSALS FOR ENGINEERING, DESIGN & PREPARATION OF A DETAILED CONSTRUCTION ESTIMATE FOR A NEW BEACON WELLNESS
  - 370. AWARDING RFP NO. 23G24 - APPRAISAL SERVICES FOR SMALL CLAIMS ASSESSMENT REVIEW
  - 371. AWARDING RFP 23G28 - REQUEST FOR PROPOSALS FOR TOWN OF BABYLON HOME-ARP RENTAL ASSISTANCE PROGRAM
  - 372. AWARDING BID NO. 23G29 - PURCHASE OF A NEW OR DEMONSTRATOR ARTICULATED WHEEL, KOMATSU WA380 OR EQUAL
  - 373. AWARDING BID NO. 23G30 - MILLER SYNCROWAVE® 400 STICK WELDING POWER SOURCE OR EQUAL WITH TRADE-IN OF MILLER SRH-444 WELDER
  - 374. AWARDING BID NO. 23G31 - GOODALL 051539 CAP-START 3000 VANAIR SUPER CAPACITOR 12/24 V 300 AMP JUMP STARTER OR EQUAL
  - 375. AUTHORIZING A CONTRACT WITH SHREDUCTION
  - 376. AUTHORIZING A CONTRACT WITH AMCS
  - 377. AUTHORIZING A CONTRACT WITH LAND, SEA AND AIR MEDICAL REVIEW SPECIALISTS
  - 378. AUTHORIZING A CONTRACT WITH LAND, SEA AND AIR CONSULTING & TESTING, INC.
  - 379. AUTHORIZING A CONTRACT WITH MITCHELL 1
  - 380. AUTHORIZING THE SUPERVISOR TO EXECUTE A HOME INVESTMENT PARTNERSHIP AGREEMENT WITH WR COMMUNITIES – L LLC

381. AUTHORIZING THE SUPERVISOR TO SIGN AN AGREEMENT WITH THE SUFFOLK COUNTY WATER AUTHORITY FOR PAVING RESTORATION
382. AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE TOWN OF BABYLON AND THE COUNTY OF SUFFOLK, OFFICE FOR THE AGING FOR SENIOR CITIZENS TRANSPORTATION
383. AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE SUFFOLK COUNTY WATER AUTHORITY FOR THE USE OF ONE WATER TRUCK FOR THE ANNUAL WOUNDED WARRIOR SOLDIER RIDE
384. AMENDING THE ADMINISTRATIVE SALARY PLAN
385. AUTHORIZING 2023 BUDGET MODIFICATION
386. AUTHORIZING 2022 BUDGET MODIFICATION
387. AUTHORIZING REFUND OF PAYMENT
388. AUTHORIZING RELEASE OF BOND
389. AUTHORIZING PAYMENT TO CROSS COUNTRY TRAILER SALES, INC
390. DECLARING EQUIPMENT SURPLUS
391. ACCEPTING A DONATION
392. CONFIRMING MEMBERSHIP TO THE NORTH BABYLON VOLUNTEER FIRE COMPANY, INC.
393. AUTHORIZING PERMISSION FOR A PARADE ON MAY 29, 2023 IN THE TOWN OF BABYLON FOR THE COPIAGUE VFW POST #9482
394. AUTHORIZING PERMISSION FOR A VETERANS OF FOREIGN WAR MEMORIAL DAY CEREMONY/OUTDOOR PUBLIC ASSEMBLY PERMIT ON MAY 29, 2023 IN THE TOWN OF BABYLON FOR THE WYANDANCH MEMORIAL POST # 361
395. AUTHORIZING PERMISSION FOR A PARADE ON MAY 29, 2023 IN THE TOWN OF BABYLON FOR THE NORTH BABYLON FIRE DEPARTMENT
396. AUTHORIZING PERMISSION FOR A PARADE ON MAY 29, 2023 IN THE TOWN OF BABYLON FOR THE EDWARD K. PEISKER VFW POST #5348
397. AUTHORIZING PERMISSION FOR A PARADE ON MAY 29, 2023 IN THE TOWN OF BABYLON FOR THE SGT. JOHN SARDIELLO AMERICAN LEGION POST 1634

## **VII. RESOLUTION AGENDA**

398. AWARDING RFP. NO. 23G27A - REQUEST FOR PROPOSALS FOR DIVERSITY, EQUITY & INCLUSION CONSULTING SERVICES
399. AUTHORIZING EMPLOYEE REIMBURSEMENT
400. AUTHORIZING THE ADDITIONAL GRANT OF AMERICAN RESCUE PLAN MONEY TO QUALIFIED SMALL BUSINESSES
401. AUTHORIZING THE PURCHASE OF A CERTAIN PROPERTY NOW HEREAFTER ACQUIRED BY THE TOWN OF BABYLON
402. ADOPTING AMENDMENTS TO CHAPTER 2, ARTICLE IV, SECTION 2-8 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
403. AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 44 BUCHANAN AVE., AMITYVILLE, NY 11701, SCTM NO. 0100-181.00-02.00-025.000

404. AUTHORIZING SALE OF TOWN OWNED PROPERTY ON THE SOUTHEAST CORNER OF STRAIGHT PATH AND LONG ISLAND AVENUE, WYANDANCH, NEW YORK (SITE L), PART OF MULTIPLE TAX LOTS IN DISTRICT 0100, SECTION 057.00, BLOCK 01.00 TO WR COMMUNITIES – L, LLC

**VIII. TABLED AGENDA**

1031 of 2022. DECLARING 15 IRVING ROAD, BEARING SCTM# 0100-182.00-01.00-141.000 AMITYVILLE ABANDONED

**IX. REMAINING GENERAL PUBLIC COMMENT**

**X. ADJOURNMENT**

The next regularly scheduled Town of Babylon Board Meeting will be held on Wednesday, June 7, 2023, at 3:00 p.m.

**RESOLUTION NO. 368 MAY 5, 2023  
ACCEPTING TOWN BOARD MINUTES**

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:

April 26, 2023

May 5, 2023 (Special)

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 369 MAY 10, 2023**  
**AWARDING RFP NO. 23G17 REQUEST FOR PROPOSALS FOR ENGINEERING, DESIGN & PREPARATION OF A DETAILED CONSTRUCTION ESTIMATE FOR A NEW BEACON WELLNESS**

WHEREAS, RFP No.23G17, for Request for Proposals to was received and opened; and

WHEREAS, proposals were received from the following firms:

<u>PROPOSERS</u>	<u>PROPOSED FEE</u>
Liro Engineers, Inc.	\$304,590.00 \$2,500.00 outline specs \$5,000.00 per add'l design concept \$15,960, renderings
RMM Design Studio	\$144,997.00
Savik & Murray	\$225,000.00
N + P Engineering	\$247,800.00
Cashin Associates	\$404,423.26 \$4,000.00 Utility Mark-Out \$2,000.00 Permit Application fees

WHEREAS, a committee was formed with the Deputy Chief of Staff, Director of Operations, the Comptroller, Director of Drug & Alcohol and the Director of Purchasing, as its members; and

WHEREAS, a point system was included in the Request for Proposals to rate each proposal submitted; and

WHEREAS, the Committee convened on April 10, 2023, to review all proposals; and

WHEREAS, Liro Engineers, Inc & RMM Design Studio were interviewed by the Committee on April 18, 2023; and

WHEREAS, on April 20, 2023, the Committee requested Liro Engineers, Inc. to submit a best and final offer; and

WHEREAS, the Committee reconvened on April 20, 2023, to review the best and final offer; and

WHEREAS, on April 20, 2023, after a thorough review of all proposals and interviews, the Committee recommends an award to Liro Engineers, Inc. the firm with the highest amount of points.

NOW THEREFORE, be it

RESOLVED, that based upon the recommendation of the Committee, the Supervisor be and he is hereby authorized to execute a contract with Liro Engineers Inc. for a total contract amount of THREE HUNDRED FOUR THOUSAND, FIVE HUNDRED NINETY (\$304,950.00); and be it further

RESOLVED, that the Committee reserves the right to award the additional services, if necessary.

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 370 MAY 10, 2023**  
**AWARDING RFP NO.23G24**  
**APPRAISAL SERVICES FOR SMALL CLAIMS ASSESSMENT REVIEW**

WHEREAS, the following proposals for RFP No. 23G24, Appraisal Services for Small Claims Assessment Review were received, opened and publicly read:

**PROPOSER**

**Michael Haberman Associate, Inc.**

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and Acting Town Assessor and upon their finding the aforementioned proposal to be fair and reasonable, RFP No. 23G24 be and is hereby awarded to Michael Haberman Associates, Inc. at the following fees:

New Application & Hearing, Includes Professional Witness Fees	\$95.00
Subject Sale Parcel	\$N/A
Previously Appraised	\$N/A
Administrative services fee	\$25.00

and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Michael Haberman Associates, Inc., effective July 1, 2023 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 four (4) additional one (1) year periods at the discretion of the Commissioner of General Services.

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

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

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 371 MAY 10, 2023**  
**AWARDING RFP 23G28 REQUEST FOR PROPOSALS**  
**FOR TOWN OF BABYLON HOME-ARP**  
**RENTAL ASSISTANCE PROGRAM**

WHEREAS, the following proposal for RFP No.23G28, 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:

<b><u>PROPOSER:</u></b>	<b><u>TOTAL FEE:</u></b>
<b>Long Island Housing Partnership, Inc.</b>	<b>\$199,370.00</b>

WHEREAS, a committee was formed with the Commissioner of General Services, Program Administrator of Community Development and the Purchasing Director to review the proposal received; and

WHEREAS, after a thorough review of all proposals received, the Committee recommends awarding RFP No.23G28 to the sole proposer, Long Island Housing Partnership, Inc.

NOW, THEREFORE, be it

RESOLVED, based on the recommendation of the Committee, RFP No.22G28 be and is hereby awarded to Long Island Housing Partnership for a contract amount not to exceed ONE HUNDRED NINETY NINE THOUSAND, THREE HUNDRED SEVENTY (\$199,370.00) DOLLARS; and be it further

RESOLVED, that the Supervisor be and is hereby authorized to execute a one (1) year contract with Long Island Housing Partnership, 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.

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

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

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 372 MAY 10, 2023  
AWARDING BID NO. 23G29, PURCHASE OF A NEW OR  
DEMONSTRATOR ARTICULATED WHEEL, KOMATSU WA380 OR EQUAL**

WHEREAS, the following bids for Bid No. 23G29, Purchase of or Equal, was received, opened and publicly read:

<u><b>BIDDER</b></u>	<u><b>BID PRICE</b></u>
<b>Item No. 1 Articulated Wheel Loader Komatsu WA380-8</b>	
<b>Komatsu America Corp.</b>	<b>\$227,500.00</b>
All Island Equipment Corp.	\$282,500.00
Jessco, Inc.	\$322,560.00
<b>Item No. 1a. Labor Rate per Hour</b>	
<b>Komatsu America Corp.</b>	<b>\$260.00 in shop \$280.00 in field</b>
	<b>\$5.00 per mile</b>
All Island Equipment Corp.	\$198.00 in shop \$225.00 on road
Jessco, Inc.	\$259.00
<b>Item No. 1b. Percentage over Cost for Parts</b>	
<b>Komatsu America Corp.</b>	<b>0%</b>
All Island Equipment Corp.	List Price
Jessco, Inc.	10%
<b>Item 2. Trade In Amount for a 2008 Komatsu 380</b>	
<b>Komatsu America Corp.</b>	<b>\$17,500.00</b>
All Island Equipment Corp.	\$25,000.00
Jessco, Inc.	\$22,000.00
<b>Item No. 3. Final Cost after Trade In</b>	
<b>Komatsu America Corp.</b>	<b>\$210,000.00</b>
All Island Equipment Corp.	\$257,500.00
Jessco, Inc.	\$300,560.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and Commissioner of Dept. of Public Works and upon their finding the aforementioned bids fair and reasonable, Bid No. 23G29 be and is hereby awarded to the overall low bidder, Komatsu America Corp.; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract to Komatsu America Corp. and that the form and content of said contract shall be subject to the approval of the Town Attorney.

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.



**RESOLUTION NO. 373 MAY 10, 2023**  
**AWARDING BID NO. 23G30**  
**MILLER SYNCROWAVE® 400 STICK WELDING POWER SOURCE OR**  
**EQUAL WITH TRADE-IN OF MILLER SRH-444 WELDER**

WHEREAS, the following bids for Bid No. 23G30 Miller Syncrowave® 400 Stick Welding Power Source or Equal With Trade-In of Miller SRH-444 Welder were received, opened and publicly read:

WHEREAS, Miller SRH-444 Welder was declared surplus as per Town Board Resolution 221 of March 15, 2023

	<u>BIDDER</u>	<u>UNIT PRICE</u>
Total Price for Miller Syncrowave 400 Complete Packages or Equal	AWISCO	\$14,024.00
<u>Total Price for Trade-In Miller SRH-444 Serial No. JC621267</u>		<u>(\$100.00)</u>
Total Purchase Price		\$13,924.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Commissioner of Department of Public Works and the Commissioner of General Services upon their finding the aforementioned bids to be fair and reasonable, Bid No. 23G30 be and is hereby awarded to the sole bidder, AWISCO, and be it further

RESOLVED, that the Supervisor be and he is hereby authorize a one (1) year contract with, AWISCO and that the form and content of said contract shall be subject to the approval of the Town Attorney.

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 374 MAY 10, 2023**  
**AWARDING BID NO. 23G31**  
**GOODALL 051539 CAP-START 3000 VANAIR SUPER CAPACITOR**  
**12/24 V 300 AMP JUMP STARTER OR EQUAL**

WHEREAS, the following bids for Bid No. 23G31 Goodall 051539 Cap-Start 3000 Vanair Super Capacitor 12/24 V 300 Amp Jump Starter or Equal were received, opened and publicly read:

Item 1. Goodall 051539 Cap-Start 3000 Vanair Super Capacitor 12/24 V 300 Amp Jump Starter or Equal

<u><b>BIDDER</b></u>	<u><b>UNIT PRICE</b></u>
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<b>RW Truck Equipment Corp.</b>	<b>\$11,294.00</b>
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Trius Incorporated	\$11,723.00
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NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Commissioner of Department of Public Works upon their finding the aforementioned bids to be fair and reasonable, Bid No. 23G31 be and is hereby awarded to the sole bidder, RW Truck Equipment Corp.; and be it further

RESOLVED, that the Supervisor be and he is hereby authorize a one (1) year contract with, and RW Truck Equipment Corp. that the form and content of said contract shall be subject to the approval of the Town Attorney.

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 375 MAY 10, 2023**  
**AUTHORIZING A CONTRACT WITH SHREDUCTION**

WHEREAS, a proposal for shredding event was solicited from Shreduction; and

WHEREAS, the Professional Consultant Evaluation Committee convened on April 26, 2023, with the Deputy Supervisor, Deputy Chief of Staff, Comptroller, Town Attorney, Commissioner of Department of Public Works and Commissioner of General Services in attendance to review the proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to Shreduction for a total contract amount, not to exceed SIX HUNDRED FIFTY (\$650.00) DOLLARS.

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Committee, the Supervisor be and he is hereby authorized to execute a contract with Shreduction for a total contract amount not to exceed SIXTY HUNDRED FIFTY (\$650.00) DOLLARS, and that said contract shall be subject to the approval of the Town Attorney as to form and content.

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 376 MAY 10, 2023**  
**AUTHORIZING A CONTRACT WITH AMCS**

WHEREAS, a proposal was solicited from AMCS for tower system for Solid Waste; and

WHEREAS, the Professional Consultant Evaluation Committee convened on April 26 ,2023, with the Deputy Supervisor, Deputy Chief of Staff, Town Attorney, the Comptroller, the Commissioner of General Services, and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to AMCS for a total contract amount not to exceed TWENTY ONE THOUSAND THREE HUNDRED NINETY THREE (\$21,393.00) DOLLARS for the period of June 15, 2023, through June 14, 2024.

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a contract with AMCS for a total contract amount not to exceed TWENTY ONE THOUSAND THREE HUNDRED NINETY THREE (\$21,393.00) DOLLARS for the period of June 15, 2023, through June 14, 2024, and that said contract shall be subject to the approval of the Town Attorney as to form and content; and be it further

RESOLVED, that said contract may be extended two (2) additional one (1) periods at discretion of the Commissioner of Environmental Control; and be it further

RESOLVED, that said contract amount may be subject to a THREE (3%) PERCENT annual escalation.

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 377 MAY 10, 2023**  
**AUTHORIZING A CONTRACT WITH**  
**LAND, SEA AND AIR MEDICAL REVIEW SPECIALISTS**

WHEREAS, a proposal was solicited from Land, Sea and Air Medical Review Specialists; for Employee DOT and Generic Physicals; and

WHEREAS, the Professional Consultant Evaluation Committee convened on April 26 ,2023, with the Deputy Supervisor, Deputy Chief of Staff, Town Attorney, the Comptroller, the Commissioner of General Services, and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to Land, Sea and Air Medical Review Specialists for a ONE (1) year contract commencing March 1, 2023:

DOT Physical:	\$75.00 each
Generic Physical:	\$65.00 each

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a one year contract commencing March 1, 2023 with Land, Sea and Air Medical Review Specialists at the aforementioned fees and that said contract shall be subject to the approval of the Town Attorney as to form and content; and be it further

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

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 378 MAY 10, 2023**  
**AUTHORIZING A CONTRACT WITH**  
**LAND, SEA AND AIR CONSULTING & TESTING, INC.**

WHEREAS, a proposal was solicited from Land, Sea and Air Consulting & Testing, Inc. for employee drug and alcohol testing; and

WHEREAS, the Professional Consultant Evaluation Committee convened on April 26, 2023, with the Deputy Supervisor, Deputy Chief of Staff, Town Attorney, the Comptroller, the Commissioner of General Services, and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to Land, Sea and Air Consulting & Testing, Inc. at the aforementioned fees:

Drug Testing	\$55.00 per test
Alcohol Testing	\$25.00 per test

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a one (1) year contract with Land, Sea and Air Consulting & Testing, Inc. at the aforementioned fees, commencing March 1, 2023 and that said contract shall be subject to the approval of the Town Attorney as to form and content; and be it further

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

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 379 MAY 10, 2023**  
**AUTHORIZING A CONTRACT WITH MITCHELL 1**

WHEREAS, a proposal was solicited from Mitchell 1 for software updates for diagnostic purposes for certain Town vehicles; and

WHEREAS, the Professional Consultant Evaluation Committee convened on April 26, 2023, with the Deputy Supervisor, Deputy Chief of Staff, Town Attorney, the Comptroller, the Commissioner of General Services, and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to Mitchell1 for a total contract amount not to exceed ONE THOUSAND SIX HUNDRED EIGHTY (\$1,680.00) DOLLARS for the period of May 1, 2023, through April 30, 2024.

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a contract with Mitchell1 for a total contract amount not to exceed ONE THOUSAND SIX HUNDRED EIGHTY (\$1,680.00) DOLLARS for the period of May 1, 2023, through April 30, 2024, and that said contract shall be subject to the approval of the Town Attorney as to form and content.

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 380 MAY 10, 2023**  
**AUTHORIZING THE SUPERVISOR TO EXECUTE A HOME INVESTMENT PARTNERSHIP**  
**AGREEMENT WITH WR COMMUNITIES – L LLC**

BE IT RESOLVED, by the Town Board of the Town of Babylon, that the Supervisor be and he hereby is authorized to execute an agreement between the Town of Babylon and WR Communities, L LLC for the purposes of expanding affordable Housing opportunities funded through the US Department of Housing and Urban Development, under the HOME Investment Partnerships Program, and be it further

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

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.



**RESOLUTION NO. 381 MAY 10, 2023**  
**AUTHORIZING THE SUPERVISOR TO SIGN AN AGREEMENT WITH**  
**THE SUFFOLK COUNTY WATER AUTHORITY FOR PAVING RESTORATION**

WHEREAS, the Suffolk County Water Authority have completed the installation of water mains for East Riviera Drive, East Belle Terre Avenue, East Granada Avenue, Venetian Promenade, East Hampton Road, Buena Vista Boulevard, East Alhambra Avenue, East Clearwater Road, and East Santa Barbara Road, Copiague; and

WHEREAS, the Town wishes restore and pave the areas disturbed by the installation of the aforementioned water mains.

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon that the Town Supervisor, be and he is hereby authorized to execute an agreement with the Suffolk County Water Authority for the paving restoration for East Riviera Drive, East Belle Terre Avenue, East Granada Avenue, Venetian Promenade, East Hampton Road, Buena Vista Boulevard, East Alhambra Avenue, East Clearwater Road, and East Santa Barbara Road, Copiague; and be it further

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

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 382 MAY 10, 2023**  
**AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT**  
**BETWEEN THE TOWN OF BABYLON AND THE COUNTY OF SUFFOLK,**  
**OFFICE FOR THE AGING FOR SENIOR CITIZENS TRANSPORTATION**

WHEREAS, the Town wishes to enter into a lease agreement with the County of Suffolk, Office for the Aging for a vehicle identified as a Ford Motor Company, 12 Passenger Bus, 2023, E350, bearing vehicle identification number 1FDEE3FK4PDD05615, to be used to provide transportation services to the elderly residents of Suffolk County; and

WHEREAS,

WHEREAS, the agreement will be effective from March 18, 2023 through December 31, 2027, unless terminated,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon hereby authorizes the Supervisor to execute an agreement between the County of Suffolk, Office for the Aging and the Town of Babylon for a vehicle identified as a Ford Motor Company, 12 Passenger Bus, 2023, E350, bearing vehicle identification number 1FDEE3FK4PDD05615, to be used to provide transportation services to the elderly residents of Suffolk County; and be it further

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

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 383 MAY 5, 2023**  
**AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH**  
**THE SUFFOLK COUNTY WATER AUTHORITY FOR THE USE OF ONE WATER TRUCK FOR THE**  
**ANNUAL WOUNDED WARRIOR SOLDIER RIDE**

WHEREAS, the Town of Babylon is desirous of obtaining for temporary use, one water truck from the Suffolk County Water Authority to be used during the annual Wounded Warrior Soldier Ride to be held on July 14, 2023; and

WHEREAS, there are no costs associated with this use.

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon that the Event Coordinator, Cathy Hyde, be and he is hereby authorized to execute an agreement with the Suffolk County Water Authority for the use of one water truck; and be it further

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

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 384 MAY 10, 2023  
AMENDING THE ADMINISTRATIVE SALARY PLAN**

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

RESOLVED, that all amendments to the Salary Plan shall be effective this date.

**SCHEDULE A” - 2023 ADMINISTRATIVE SALARY PLAN**

<b><u>TITLE</u></b>	<b><u>LEVE L</u></b>	<b><u>STEP</u></b>
Affirmative Action Officer	I	20
Assessor	J	19a
Assistant Town Attorney	I	4a
Assistant Town Attorney	G	9
Chief Assistant Town Attorney	I	18
Chief Deputy Commissioner of Public Safety	H	18a
Chief of Staff	J	20
Citizens Advocate/Supervisor	J	12
Commissioner of Department of Public Works	J	19
Commissioner of Environmental Control	I	18a
Commissioner of General Services	H	18a
Commissioner of Human Services	H	18a
Commissioner of Planning & Development	J	19a
Commissioner of Parks & Recreation	G	22a
Commissioner of Public Safety	I	18
Community Service Aide/Supervisor	J	1a
Community Service Aide/Supervisor	D	14a
Community Service Aide/Supervisor	G	3
Community Service Aide/Supervisor	D	14a
Community Service Aide/Supervisor	D	14a
Community Service Aide/Supervisor	J	1a
Community Service Aide/Supervisor	E	14
Community Service Aide/Supervisor	H	11a
Community Service Aide/Supervisor	J	10a
Community /Service Aide/Supervisor	G	6
Community Service Aide/Supervisor	F	9a
Community Service Aide/Supervisor	I	12
Community Service Aide/Supervisor	J	1a
Community Service Aide/Supervisor	F	5
Community Service Aide/Supervisor	H	6a
Community Service Aide/Environmental Control	F	9
Deputy Commissioner Environmental Control/Landfill	J	16
Deputy Commissioner General Services	G	22a
Deputy Commissioner Human Services	E	19a
Deputy Commissioner Human Services	J	5a
Deputy Commissioner II of DPW	H	21a
Deputy Commissioner I of DPW	H	18a
Deputy Commissioner of Environmental	I	15
Deputy Commissioner of Planning and Development	G	19
Deputy Commissioner II of Planning and Development	J	16a
Deputy Commissioner I of Parks and Recreation	J	16
Deputy Commissioner II of Parks and Recreation	I	15
Deputy Commissioner of Public Safety	I	12
Deputy Comptroller	I	18
Deputy Receiver of Taxes	J	7

Deputy Town Attorney	G	22a
Deputy Town Clerk	J	7
Deputy Town Personnel Officer	E	21
Director of Bureau of Administrative Adjudication	J	7a
Director of Behavioral Health Services	I	16
Director of Finance	H	22
Director of Resource Recovery	J	14a
Director of Youth Bureau	G	20a
Executive Assistant to Assessor	G	3
Executive Assistant to Comm. of General Services	H	17a
Executive Assistant to Comptroller	E	20a
Executive Assistant to Deputy Supervisor	J	5
Executive Assistant to DPW	H	15a
Executive Assistant to Environmental Control	E	21
Executive Assistant to Human Services	J	5
Executive Assistant to Parks and Recreation	H	13
Executive Assistant to Planning	I	16
Executive Assistant to Public Safety	G	16a
Executive Assistant to Supervisor	J	15a
Executive Assistant to Town Attorney	E	21
Executive Assistant to Town Clerk	A	20a
Executive Assistant to Town Personnel Officer	J	12
Executive Assistant to Tax Receiver	I	4a
Government Liaison Officer	J	18a
Legislative Aide	H	4a
Legislative Aide	J	1a
Legislative Aide	G	20a
Legislative Aide	E	21
Legislative Secretary	J	5a
Legislative Secretary	H	4a
Legislative Secretary	H	4a
Legislative Secretary	E	19a
Neighborhood Aide	I	4a
Neighborhood Aide	J	5
Public Information Officer/Supervisor	J	15
Secretary to Assessor	E	20a
Secretary to Commissioner of DPW	G	6a
Secretary to Commissioner of Environmental Control	I	4a
Secretary to Commissioner of General Services	G	17
Secretary to Commissioner of Planning & Development	I	16
Secretary to Commissioner of Parks & Recreation	G	9a
Secretary to Comptroller	G	13a
Secretary to Deputy Supervisor	D	14a
Secretary to Human Services	H	11a
Secretary to Public Safety	G	6a
Secretary to Supervisor	B	18a
Secretary to Tax Receiver	E	20a
Secretary to Town Attorney	J	1a
Secretary to Town Clerk	F	9
Secretary to Town Personnel Officer	I	10a
Senior Assistant Town Attorney	H	16a
Senior Assistant Town Attorney	G	17a
Senior Assistant Town Attorney	I	19a
Senior Citizens Aide	E	7a

Senior Citizen Aide II	J	10a
Town Attorney	J	20
Town Comptroller	I	22
Town Historian	I	6
Town Investigator	E	21
Town Personnel Officer	G	22a
Women's Resources Advisor I	C	20
Women's Resource Advisor II	H	11a

**Administration 2023 Plan**

	A	B	C	D	E	F	G	H	I	J
<b>1</b>	18,941	23,399	26,073	29,194	31,181	36,772	43,901	47,913	54,601	58,295
<b>a</b>	19,841	24,511	27,313	30,581	32,660	38,516	45,985	50,190	57,193	60,045
<b>2</b>	20,740	25,620	28,549	31,969	34,138	40,258	48,073	52,464	59,786	61,795
<b>a</b>	21,212	26,202	29,198	32,691	34,927	41,174	49,161	53,665	61,526	63,647
<b>3</b>	21,681	26,785	29,845	33,413	35,711	42,087	50,251	54,847	63,264	65,501
<b>a</b>	22,321	27,228	30,353	33,924	36,349	42,855	51,082	55,673	63,774	66,820
<b>4</b>	22,958	27,672	30,863	34,435	36,985	43,619	51,910	56,502	64,320	68,138
<b>a</b>	23,597	27,892	31,374	34,947	37,623	44,385	52,742	57,333	65,176	69,088
<b>5</b>	24,234	28,108	31,884	35,457	38,262	45,152	53,571	58,161	66,069	70,033
<b>a</b>	25,253	28,341	32,459	36,349	39,029	44,207	54,400	58,863	67,295	71,332
<b>6</b>	26,270	28,570	33,035	37,240	39,797	46,091	55,227	59,563	68,520	72,632
<b>a</b>	26,557	29,398	33,609	38,102	40,560	46,209	56,057	60,615	69,463	73,633
<b>7</b>	26,844	29,348	34,181	38,965	41,326	46,936	56,885	61,664	70,409	74,631
<b>a</b>	27,005	30,802	34,629	38,983	42,153	47,765	57,521	62,400	71,174	75,444
<b>8</b>	27,162	31,373	35,074	39,029	42,981	48,594	58,159	63,135	71,939	76,256
<b>a</b>	27,613	31,756	35,519	39,410	43,813	49,423	58,797	64,222	72,702	77,064
<b>9</b>	28,061	32,140	35,965	39,792	44,639	50,251	59,434	65,309	73,468	77,877
<b>a</b>	29,396	32,524	36,349	40,557	45,213	51,018	60,136	66,009	74,808	79,296
<b>10</b>	28,952	32,906	36,732	41,325	45,790	51,783	60,837	66,708	76,147	80,715
<b>a</b>	30,292	33,290	37,116	41,708	46,364	52,549	61,540	67,412	77,486	82,134
<b>11</b>	29,845	33,674	37,499	42,087	46,936	53,313	62,245	68,113	78,825	83,553
<b>a</b>	30,229	34,120	38,008	42,471	47,318	54,145	63,073	69,139	79,730	84,516
<b>12</b>	30,611	34,564	38,518	42,856	47,702	54,969	63,899	70,167	80,641	85,477
<b>a</b>	30,993	35,010	39,028	43,237	48,085	55,800	64,731	71,177	82,413	87,356
<b>13</b>	31,373	35,457	39,537	43,619	48,469	56,630	65,561	72,191	84,183	89,234
<b>a</b>	32,865	37,140	41,416	45,689	50,772	59,320	68,675	75,620	87,555	92,143
<b>14</b>	34,353	38,821	43,294	47,762	53,073	62,010	71,789	79,051	90,927	96,107
<b>a</b>	36,589	40,667	45,350	50,031	55,593	64,957	75,444	82,806	95,933	101,688
<b>15</b>	38,821	42,512	47,406	52,298	58,114	67,903	78,609	86,560	100,935	105,078
<b>a</b>	40,667	44,532	49,660	54,785	60,874	71,127	82,340	90,669	104,738	110,199
<b>16</b>	42,512	46,550	51,913	57,269	63,663	74,352	86,075	93,336	110,940	125,478

<b>a</b>	44,532	48,761	54,376	59,989	66,663	77,886	90,164	98,409	113,408	132,605
<b>17</b>	46,550	50,970	56,842	62,706	69,694	81,417	94,255	104,191	117,154	138,000
<b>a</b>	48,877	53,519	59,682	65,844	73,178	85,488	97,424	108,975	124,183	142,000
<b>18</b>	51,321	56,195	62,666	69,136	76,837	89,762	102,295	114,424	130,393	147,900
<b>a</b>	53,887	59,004	65,799	72,593	80,679	94,250	107,409	120,145	135,087	149,324
<b>19</b>	54,965	60,184	67,115	74,045	82,292	96,135	109,558	122,548	137,789	152,310
<b>a</b>	57,054	62,471	69,665	76,859	85,419	99,788	113,721	128,798	143,025	158,098
<b>20</b>	59,222	64,845	72,312	79,780	88,665	103,580	118,042	133,692	150,465	163,157
<b>a</b>	61,472	67,309	75,060	82,812	92,034	107,516	122,528	138,772	156,484	169,357
<b>21</b>	63,808	69,867	77,912	85,959	95,531	111,602	127,184	144,045	162,430	175,793
<b>a</b>	66,233	72,522	80,873	89,225	99,161	115,843	132,017	149,519	168,602	182,473
<b>22</b>	68,750	75,278	83,946	92,616	102,929	120,245	137,034	156,397	171,980	189,407
<b>a</b>	71,363	78,139	87,136	96,135	106,840	124,814	141,830	162,340	178,515	196,604

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

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

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 385 MAY 10, 2023  
AUTHORIZING 2023 BUDGET MODIFICATION**

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation Of the Town Comptroller, that the following 2023 Budget Modification is hereby authorized:

	<u>Increase</u>	<u>Decrease</u>
<b><u>General Fund</u></b>		
<b>Revenues</b>		
Appropriated Fund Balance		
A.0000.0599	\$ 527,812	
Appropriated Reserves		
A.0000.0511		\$ 527,812
<b>Youth Institute CCS</b>		
Program Operations		
A.4585-47	\$ 96,210	
<b>Buildings</b>		
Part Time Labor		
A.1620-17	\$ 25,000	
Utilities		
A.1620-20		\$ 96,210
<b>Central Printing and Mailing</b>		
Program Operations		
A.1670-47		\$ 25,000
<b><u>Part Town Fund</u></b>		
<b>Fire Protection</b>		
Miscellaneous		
B.3410-49	\$ 3,000	
Professional and Technical Services		
B.3410-44		\$ 3,000
<b><u>Special District Fund</u></b>		
<b>Fire Protection</b>		
Equipment		
SF.3410-20	\$ 519,898	
<b>Revenues</b>		
Public Safety Capital Projects		
SF.0000-3397	\$ 450,000	
Miscellaneous Local Sources		
SF.0000-2704	\$ 69,898	

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

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

The above resolution was thereupon declared duly adopted.



**RESOLUTION NO. 386 MAY 10, 2023  
AUTHORIZING 2022 BUDGET MODIFICATION**

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Town Comptroller, that the following 2022 Budget Modification is hereby authorized:

	<u>Increase</u>	<u>Decrease</u>
<b><u>General Fund</u></b>		
<b>Revenues</b>		
Federal Aid, Other A.0000-4089	\$ 4,674,059	
<b>Other Economic Opportunity Programs</b>		
Grants A.6326-30	\$ 4,480,437	
<b>Transfer to Capital Project Fund</b>		
Interfund Transfer A.9950-90	\$ 168,622	
<b>Buildings</b>		
Utilities A.1620-42	\$ 25,000	
<b>Comptroller</b>		
Full Time Clerical A.1315-14	\$ 58,140	
Professional and Technical Services A.1315-44	\$ 6,501	
Administrative A.1315-13		\$ 64,641
Part Time Clerical A.1315-16		\$ 30,600
<b>Assessment</b>		
Member of a Board A.1355-12	\$ 365	
Full Time Clerical A.1355-14		\$ 132,050
Overtime A.1355-19		\$ 15,724
Office Supplies A.1355-41		\$ 365
Professional and Technical Services A.1355-44		\$ 226,657
Miscellaneous A.1355-49		\$ 683
<b>Clerk</b>		
Full Time Clerical A.1410-14	\$ 24,760	
Part Time Clerical A.1410-16		\$ 3,515
<b>Supervisor</b>		
Program Operations A.1220-47		\$ 11,364
<b>Tax Collector</b>		
Overtime A.1330-19		\$ 4,217
Office Supplies A.1330-41		\$ 5,884
Professional and Technical Services A.1330-44		\$ 9,204
Program Operations A.1330-47		\$ 3,642
<b>Purchasing</b>		
Office Supplies A.1345-41		\$ 677
<b>Law</b>		
Full Time Clerical A.1420-14	\$ 50,267	

Part Time Clerical		
A.1420-16	\$	11,205
Professional and Technical Services		
A.1420-44	\$	106,191
<b>Other Health</b>		
Uniforms		
A.4989-48	\$	796
<b>Public Works Administration</b>		
Administrative		
A.1490-13	\$	22,371
<b>Narcotics Addiction Control</b>		
Full Time Clerical		
A.4220-14	\$	44,338
Part Time Clerical		
A.4220-16	\$	47,504
Office Equipment		
A.4220-22	\$	2,117
Professional and Technical Services		
A.4220-44	\$	22,371
<b>Buildings</b>		
Utilities		
A.1620-42	\$	330,991
Repairs and Maintenance		
A.1620-46	\$	32,735
<b>Personnel</b>		
Full Time Clerical		
A.1430-14	\$	34,640
Overtime		
A.1430-19	\$	6,194
Office Supplies		
A.1430-41	\$	4,036
Rent or Lease		
A.1430-45	\$	104,334
Program Operations		
A.1430-47	\$	13,793
<b>Central Garage</b>		
Repairs and Maintenance		
A.1640-46	\$	52,543
Program Operations		
A.1640-47	\$	11,614
<b>Other General Government Support</b>		
Miscellaneous		
A.1989-49	\$	11,739
<b>Nutrition Program</b>		
Full Time Clerical		
A.4526-14	\$	11,056
<b>Public Safety Harbor &amp; Waterways</b>		
Full Time Labor		
A.3120-15	\$	2,383
Part Time Labor		
A.3120-17	\$	110,050
Overtime		
A.3120-19	\$	278
<b>Engineer</b>		
Repairs and Maintenance		
A.1440-46	\$	59,444
<b>Adult Recreation</b>		
Professional and Technical Services		
A.7620-44	\$	16,004
<b>Traffic Control</b>		
Repairs and Maintenance		
A.3310-46	\$	11,317
<b>Legislative Board</b>		
Council Member		
A.1010-11	\$	4,753
<b>Examining Board</b>		
Part Time Clerical		

A.3610-16		\$ 4,447
<b>Off Street Parking</b>		
Program Operations		
A.5650-47	\$ 698	
<b>Board of Ethics</b>		
Member of a Board		
A.1470-12		\$ 300
<b>Central Printing and Mailing</b>		
Office Supplies		
A.1670-41		\$ 1,214
Program Operations		
A.1670-47		\$ 398
<b>Parks and Recreation Administration</b>		
Administrative		
A.7020-13	\$ 22,877	
Miscellaneous		
A.7020-49	\$ 3,040	
<b>Municipal Association Dues</b>		
Miscellaneous		
A.1920-49		\$ 2,000
<b>Human Services Administration</b>		
Administrative		
A.4189-13		\$ 2,661
Program Operations		
A.4189-47		\$ 4,167
<b>Municipal Court</b>		
Rent or Lease		
A.1110-45		\$ 89
<b>Parks</b>		
Full Time Labor		
A.7110-15	\$ 194,672	
Equipment		
A.7110-20	\$ 2,550	
<b>Central Data Processing</b>		
Professional and Technical Services		
A.1680-44		\$ 18,340
Repairs and Maintenance		
A.1680-46		\$ 4,194
<b>Unallocated Insurance</b>		
Insurance		
A.1910-43		\$ 46,025
<b>Contingent Account</b>		
Miscellaneous		
A.1990-49		\$ 36,821
<b>Youth Programs</b>		
Administrative		
A.7310-13	\$ 13,267	
Program Operations		
A.7310-47	\$ 27,826	
<b>Environmental Control</b>		
Repairs and Maintenance		
A.8090-46		\$ 41,093
Program Operations		
A.8090-47		\$ 29,243
<b>Social Security</b>		
Employee Benefits		
A.9030-80	\$ 30,458	
<b>Unemployment Insurance</b>		
Employee Benefits		
A.9050-80	\$ 12,185	
<b>Disability Insurance</b>		
Employee Benefits		
A.9055-80	\$ 2,050	
<b>Dental Insurance</b>		
Employee Benefits		
A.9065-80	\$ 2,126	
<b>Therapeutic Recreation Program</b>		

Program Operations  
A.4525-47

\$ 18,134

**Part Town Fund**

**Unallocated Insurance**

Insurance  
B.1910-43 \$ 41,784

**Public Safety Administration**

Administrative  
B.3010.13 \$ 11,662

**Planning**

Professional and Technical Services  
B.8020-44 \$ 3,561

**Water Administration**

Professional and Technical Services  
B.8310-44 \$ 109

**State Retirement**

Employee Benefits  
B.9010-80 \$ 122,090

**Disability Insurance**

Employee Benefits  
B.9055-80 \$ 292

**Dental Insurance**

Employee Benefits  
B.9065-80 \$ 1,850

**Vision Insurance**

Employee Benefits  
B.9075-80 \$ 434

**Bond Issuance Costs**

Professional and Technical Services  
B.9740-44 \$ 29,282

**Hospital and Medical Insurance**

Employee Benefits  
B.9060-80 \$ 211,064

**Garbage Improvement Area**

**Refuse and Garbage**

Member of a Board  
CL.8160-12 \$ 1,689

Administrative  
CL.8160-13 \$ 2,702

Office Supplies  
CL.8160-41 \$ 2,313

Repairs and Maintenance  
CL.8160-46 \$ 1,408

Miscellaneous  
CL.8160-49 \$ 9,821

Professional and Technical Services  
CL.8160-44 \$ 103,381

**Unallocated Insurance**

Insurance  
CL.8910-43 \$ 8,162

**State Retirement**

Employee Benefits  
CL.9010-80 \$ 77,286

**Commercial Garbage District**

**Refuse and Garbage**

Member of a Board  
SR.8160-12 \$ 10,927

Full Time Clerical  
SR.8160-14 \$ 24,955

Full Time Labor  
SR.8160-15 \$ 148,286

Part Time Clerical  
SR.8160-16 \$ 492

Overtime

SR.8160-19	\$ 20,199	
Office Supplies		
SR.8160-41	\$ 4,515	
Professional and Technical Services		
SR.8160-44		\$ 293,001
<b>Landfill Closure/Post Closure</b>		
Repairs and Maintenance		
SR.8161-46	\$ 10,629	
<b>State Retirement</b>		
Employee Benefits		
SR.9010-80	\$ 23,482	
<b>Social Security</b>		
Employee Benefits		
SR.9030-80	\$ 11,296	
<b>Hospital and Medical Insurance</b>		
Employee Benefits		
SR.9060-80	\$ 34,066	
<b>Dental Insurance</b>		
Employee Benefits		
SR.9065-80	\$ 411	
<b>Union Welfare Benefits</b>		
Employee Benefits		
SR.9070-80	\$ 3,743	

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 387 MAY 10, 2023  
AUTHORIZING REFUND OF PAYMENT**

BE IT RESOLVED, by the Town Board of the Town of Babylon, that the following payments be refunded as an overpayment:

**REFUND OF PAYMENT:**

<b>PAYEE</b>	<b>ACCOUNT</b>	<b>TYPE</b>	<b>AMOUNT</b>	<b>REASON</b>	<b>RECOMMENDED BY</b>
Matthew Arceri 93 West Shore Dr Massapequa, NY 11758	Account #002702 Matt Arceri, LL 55 Montauk Hwy Copiague, NY 11726	Commercial Waste District	\$24.75	Overpayment	Commissioner of Environmental Control
EGI Inc. 194B North Fehr Way Bay Shore, NY 11706	Account #005617 EGI Inc. 560 Brook Avenue Deer Park, NY 11729	Commercial Waste District	\$60.09	Overpayment	Commissioner of Environmental Control
Timothy Donohue 295 West 23 <sup>rd</sup> Street Lindenhurst, NY 11757	Account #019799 669 West Hoffman LLC. 36 E Santa Barbara Road Lindenhurst, NY 11757	Commercial Waste District	\$500.00	Overpayment	Commissioner of Environmental Control

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

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

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 388 MAY 10, 2023  
AUTHORIZING RELEASE OF BOND**

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Commissioner of Planning and Development, that the following be released from the Town Trust, as the requirement for the recording of Declaration of Covenants and Restrictions has been satisfied;

PAYEE	SCTM NO.	APPLICATION/PERMIT #/JOB #	AMOUNT DUE
MR Property Builders, LLC. 281 Main St. Farmingdale, NY 11735 c/o Rich Rauf	SCTM # 0100-196-2-96 p/o 95	Planning Board Job: 22-14B  Application No. 139353	\$750.00
191 Belmont Ave., LLC. 281 Main St. Farmingdale, NY 11735 c/o Rich Rauf	SCTM # 0100-140-4-10 & 32	Planning Board Job: 22-12B  Application No. 139349	\$750.00

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

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

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 389 MAY 10, 2023**  
**AUTHORIZING PAYMENT TO CROSS COUNTRY TRAILER SALES, INC**

BE IT RESOLVED, by the Town Board of the Town of Babylon, based upon the recommendation of the Commissioner of Environment Control that the Comptroller be and is hereby authorized to issue payment to Cross Country Trailer Sales, Inc. for services rendered for the following invoices:

INVOICE NUMBER	DESCRIPTION	AMOUNT
4348	Untied UXT8.520TA52	\$18,600.00
4348	Added 12" Interior kickplate	\$560.00
4348	Added 3 LED front Clarence	\$84.00
4348	Added E track 40'	\$950.00
4348	New York State safety inspection	\$6.00
4348	Trailer came in \$200.00 over PO	\$200.00
	<b>TOTAL</b>	<b>\$20,200.00</b>

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.



**RESOLUTION NO. 390 MAY 10, 2023  
DECLARING EQUIPMENT SURPLUS**

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Commissioner of the Department of Public Works, that the following obsolete equipment be and is hereby declared surplus and traded-in pursuant to Bid No. 23G29:

2008 Komatsu-380, Model WA380-6  
Serial #A53358

Be it further RESOLVED, that the following equipment be declared surplus for disposal:

CM-15 cement mixer  
SER# C1952179  
MODEL# MC94PH8  
MULTIQUIP - 2019

6077 Backpack Blower  
SHIND  
SER# 8114933

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 391 MAY 10, 2023  
ACCEPTING A DONATION**

BE IT RESOLVED, by the Town Board of the Town of Babylon, that the following donations are accepted with gratitude:

DONATOR	ITEM AND VALUE	RECOMMENDED BY	USE
Cornell Cooperative Extension of Suffolk County	replace 13 environmental educational signs Value: \$4,000.00	Department of Environmental Control	Cedar Marina Boardwalk
Educational Bus Transportation, Inc.	24 Passenger Bus +1 (Driver) Value: \$42,500.00	Fleet Director	Senior Center

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 392 MAY 10, 2023**  
**CONFIRMING MEMBERSHIP TO THE NORTH BABYLON VOLUNTEER FIRE COMPANY, INC.**

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:

Alexis Viela	17 Earl Street North Babylon, NY 11703
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The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 393 MAY 10, 2023**  
**AUTHORIZING PERMISSION FOR A PARADE ON MAY 29, 2023 IN THE**  
**TOWN OF BABYLON FOR THE COPIAGUE VFW POST #9482**

WHEREAS, the Copiague VFW #9482 has requested permission to hold a parade on Monday, May 29, 2023 within the Town of Babylon,

<p><b>INDIVIDUAL:</b>                  Erica Gandiosi                  1364 Chicago Ave.                  Bay Shore, NY 11706                  (516) 473-1389</p>	<p><b>ORGANIZATION:</b>                  Copiague VFW # 9482                  270 Trouville Road                  Copiague, NY 11726                  (516) 473-1389</p>
<p><b>DATES &amp; TIMES:</b>                  Date(s): 5/29/2023 to:                  Time: 9:30 a.m. to 10:30 a.m.                  Rain Date: n/a</p>	<p><b>STARTING:</b>                  Corner of Dixon Ave. &amp; Great Neck Rd., Copiague</p> <p><b>ENDING:</b>                  Copiague Fire Dept., 320 Great Neck Rd., Copiague</p>

<p><b>ROUTE:</b>                  Leaving the intersection of Dixon Ave. &amp; Great Neck Rd. and proceeding south to the Copiague Fire Dept.</p>
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NOW, THEREFORE, be it

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

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

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

VOTES: 5      YEAS: 5      NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 394 MAY 10, 2023**  
**AUTHORIZING PERMISSION FOR A VETERANS OF FOREIGN WAR MEMORIAL DAY**  
**CEREMONY/OUTDOOR PUBLIC ASSEMBLY PERMIT**  
**ON MAY 29, 2023 IN THE TOWN OF BABYLON**  
**FOR THE WYANDANCH MEMORIAL POST # 361**

WHEREAS, the Wyandanch Memorial Post #361 has requested permission to hold a Veterans of Foreign War Memorial Day Ceremony on Monday, May 29, 2023 between 9:00 a.m. and 1:00 p.m. at George Simms Plaza, Wyandanch, New York

<p><b>INDIVIDUAL:</b>  Norman J. Sellers  159 Lake Dr.  Wyandanch, NY 11798  (631) 838-2658</p>	<p><b>ORGANIZATION:</b>  Wyandanch Memorial Post #361  30 Williams St.  Wyandanch, NY 11798  (631) 838-2658</p>
<p><b>DATES &amp; TIMES:</b>  Date(s): 5/29/2023 to:  Time: 9:00 a.m. to 1:00 p.m.  Rain Date: n/a</p>	<p><b>LOCATION:</b>  George Simms Plaza  Straight Path  Wyandanch, NY 11798</p>

<p><b>SPECIAL REQUIREMENTS:</b>  Event Details: Veterans of Foreign War Memorial Day Ceremony  Tents: No  Amusement Rides: No  Sound Equipment: Yes; Microphone &amp; Podium  Approximate # of Participants: 100</p>
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NOW, THEREFORE, be it  
RESOLVED, that the Town Clerk is hereby directed to forward a copy of this said resolution to the following Departments within the of the Town of Babylon; Public Safety, Central Alarm, Highway, Parks & Recreation, Fire Prevention, Solid Waste Management and also the Suffolk County Police Department and Suffolk County DPW; and be it further

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.

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

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

The above resolution was thereupon declared duly adopted.

## F A I R S - SCHEDULE "A"

Pursuant to Section 79-2 of the Code of the Town of Babylon, you are hereby advised that the Town Board of the Town of Babylon, pursuant to the powers contained in the aforesaid Section 79-2, will impose the following requirements upon any permit granted pursuant to this article:

1. Opening and Closing Times. All amusements provided pursuant to a permit issued under this article shall not have an opening time prior to 6:00 p.m. during the days of Monday through Friday and 10:00 a.m. on Saturdays and Sundays, and shall close not later than 8:00 p.m. on any day.

2. No portable or movable living accommodations shall be allowed on the site of the amusement or elsewhere within the Town in connection with said amusement, unless allowed pursuant to the Building Zone Ordinance of the Town of Babylon.

3. No games shall be permitted which will violate State Law.

4. Any person or organization seeking permission to conduct any game of chance shall file the proper application with the Town Clerk and shall comply with all provisions of Chapter 130 of the Code of the Town of Babylon.

5. Adequate sanitary facilities shall be provided, based upon the size and scope of the event.

6. Any person employed by any organization working in connection with the Amusement found to be undesirable by the Town Board, the Commissioner of Planning and Development or the Suffolk County Police Department, shall be summarily dismissed.

7. Proper liability insurance shall be provided, at time of application.

8. All rides or other amusements which may require it, shall have proper State safety certification prior to any use thereof.

9. All necessary permits required by the Suffolk County Department of Health for the sale of food and other consumables shall be obtained prior to the commencement of operations.

10. Any violation of the above conditions shall result in the summary revocation of the permit issued hereunder. For purposes of this provision, the Commissioner of Planning and Development, or the Suffolk County Police Department, as well as the Town Board, may summarily revoke a permit.

11. Live animal acts or exhibitions are prohibited.

All requirements hereunder must be met prior to the opening of any event required to be licensed pursuant to this article.

**RESOLUTION NO. 395 MAY 10, 2023  
AUTHORIZING PERMISSION FOR A PARADE ON MAY 29, 2023  
IN THE TOWN OF BABYLON FOR THE NORTH BABYLON FIRE DEPARTMENT**

WHEREAS, the North Babylon Fire Department has requested permission to hold a parade on Monday, May 29, 2023 within the Town of Babylon,

<p><b>INDIVIDUAL:</b> John F. Caroleo 20 Hale Rd. North Babylon, NY 11703 (516) 807-0280</p>	<p><b>ORGANIZATION:</b> North Babylon Fire Dept. 20 Hale Rd. North Babylon, NY 11703 (631) 669-0679</p>
<p><b>DATES &amp; TIMES:</b> Date(s): 5/29/2023 to: Time: 10:00 a.m. to 1:00 p.m. Rain Date: n/a</p>	<p><b>STARTING:</b> Intersection of Garnet St. &amp; Deer Park Ave., North Babylon</p> <p><b>ENDING:</b> Phelps Lane Memorial Park, 281 Phelps Ln., North Babylon</p>

<p><b>ROUTE:</b> Leaving the intersection of Garnet St. &amp; Deer Park Ave., proceed south on Deer Park Ave. toward Easton Ave., proceed slight right on Deer Park Ave. and turn right onto Phelps Lane to the Phelps Lane Parking Lot. (2.2 miles)</p>
--

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

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.

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

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

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 396 MAY 10, 2023  
AUTHORIZING PERMISSION FOR A PARADE ON MAY 29, 2023  
IN THE TOWN OF BABYLON  
FOR THE EDWARD K. PEISKER VFW POST #5348**

WHEREAS, the Edward K. Peisker VFW Post #5348 has requested permission to hold a parade on Monday, May 29, 2023 within the Town of Babylon,

<p><b>INDIVIDUAL:</b> Luis Fraticelli 81 Montgomery Ave. West Babylon, NY 11704 (631) 260-8042</p>	<p><b>ORGANIZATION:</b> Edward K. Peisker VFW Post #5348 588 Long Island Ave. Deer Park, NY 11729 (631) 260-8042</p>
<p><b>DATES &amp; TIMES:</b> Date(s): 5/29/2023 to: Time: 10:00 a.m. to 11:30 a.m. Rain Date: n/a</p>	<p><b>STARTING:</b> Intersection of Lake Ave. &amp; West 22<sup>nd</sup> St., Deer Park</p> <p><b>ENDING:</b> John F. Kennedy Intermediate School, 101 Lake Ave., Deer Park (School Monument)</p>

<p><b>ROUTE:</b> Leaving the intersection of Lake Ave. &amp; West 22<sup>nd</sup> St., traveling east on Lake Ave., cross over Deer Park Ave. and continue on Lake Ave. to the school monument located at John F. Kennedy Intermediate School.</p>
--

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

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.

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

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

The above resolution was thereupon declared duly adopted.



**RESOLUTION NO. 397 MAY 10, 2023  
AUTHORIZING PERMISSION FOR A PARADE ON MAY 29, 2023  
IN THE TOWN OF BABYLON FOR THE SGT. JOHN SARDIELLO  
AMERICAN LEGION POST 1634**

WHEREAS, the Sgt. John Sardiello American Legion Post 1634 has requested permission to hold a parade on Monday, May 29, 2023 within the Town of Babylon;

<p><b>INDIVIDUAL:</b> Mike Brothers 102 17<sup>th</sup> St. West Babylon, NY 11704 (917) 669-2014</p>	<p><b>ORGANIZATION:</b> Sgt. John Sardiello American Legion Post 1634 10 Bruce Street West Babylon, NY 11704 (631) 669-3931</p>
<p><b>DATES &amp; TIMES:</b> Date(s): 5/29/2023 to: Time: 10:00 a.m. to 11:00 a.m. Rain Date: n/a</p>	<p><b>STARTING:</b> Intersection of Brook Street &amp; Arnold Avenue, West Babylon</p> <p><b>ENDING:</b> Sgt. John Sardiello American Legion Post 1634, West Babylon</p>

<p><b>ROUTE:</b> Leaving the intersection of Brook Street &amp; Arnold Avenue, proceeding southeast on Arnold Avenue, proceeding south on Great East Neck Road, traveling east on Bruce Street to Sgt. John Sardiello American Legion Post 1634.</p>
--

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

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.

The above **Consensus Agenda Resolution** was offered by Councilman Martinez and seconded by Councilman McSweeney

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

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 398 MAY 10, 2023**  
**AWARDING RFP. NO. 23G27A**  
**REQUEST FOR PROPOSALS FOR DIVERSITY, EQUITY &**  
**INCLUSION CONSULTING SERVICES**

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

WHEREAS, RFP No.23G27A for Request for Proposals for an Diversity, Equity & Inclusion  
Consulting Services was received and opened; and

WHEREAS, proposals were received from the following firms:

<u>PROPOSER</u>	<u>FEE</u>
Strategic Pathways Group LLC	\$96,000.00
HCH Enterprises, LLC	\$92,900.00
Opportunity Consulting/IBG Consulting Group	\$110,900.00
Tangible Development	\$158,270.00
4ward Inclusion Consulting, Inc.	\$180,000.00
MGT of America Consulting, LLC	\$273,502.00
The Kaleidoscope Group	\$401,360.00

WHEREAS, a committee was formed with the, Deputy Chief of Staff, Director of Operations, Director  
of Personnel and the Director of Purchasing as its members; and

WHEREAS, a point system was included in the Request for Proposals to rate each proposal submitted; and

WHEREAS, the Committee convened on March 4, 2023 to review all proposals received; and

WHEREAS, after a thorough review of all proposals and interviews and follow up clarifications, the  
Committee recommends an award to Strategic Pathways Group LLC the firm with the highest amount of points.

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Committee, the Supervisor be and he is hereby  
authorized to execute a one (1) year contract for a total amount not to exceed NINETY SIX THOUSAND  
(\$96,000.00) DOLLARS; and be it further

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

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

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Abstain
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 399 MAY 10, 2023**  
**AUTHORIZING EMPLOYEE REIMBURSEMENT**

The following resolution was offered by Councilman Manetta  
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):

EMPLOYEE	AMOUNT
William Wexler, Esq.	\$636.25 Staples – document copies

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

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Abstain

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 400 MAY 10, 2023  
AUTHORIZING THE ADDITIONAL GRANT OF AMERICAN RESCUE PLAN MONEY  
TO QUALIFIED SMALL BUSINESSES**

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

WHEREAS, the COVID-19 pandemic continues to cause a significant public health emergency in the Town of Babylon (“Town”) affecting the economic vitality of the Town; and

WHEREAS, the United States Congress, recognizing the impact of the pandemic on local government and the communities that those governments serve, passed the American Rescue Plan Act of 2021 (“ARPA”) which was signed into law by President Joseph R. Biden, Jr. on March 11, 2021; and

WHEREAS, ARPA delivers eligible localities money to respond to the pandemic and bring back jobs through the Coronavirus State and Local Fiscal Recovery Funds (“SLRF”) to provide a substantial infusion of resources to help turn the tide on the pandemic, address its economic fallout, and lay the foundation for a strong and equitable recovery; and

WHEREAS, pursuant to statute and regulations promulgated by the United States Department of the Treasury the Town of Babylon is a Metropolitan City entitled to \$27,770,292.00 in SLRF to be distributed to the Town in two equal installments in 2021 and 2022; and

WHEREAS, SLRF provides the Town with a substantial infusion of resources to meet pandemic response needs to rebuild a stronger, and more equitable economy as the country recovers, the Town may use SLRF funds to address negative economic impacts caused by the public health emergency, including economic harms to small businesses; and

WHEREAS; the Town has determined that assisting small businesses is a vital issue and that such funding is a lawful and proper use of the SLRF, and in the public interest; and

WHEREAS, the Town Supervisor has designated seven (7) members of a Direct Support Program committee to create, review and score applications from the Town’s small businesses and appointed Viscel C. Moore as Director of such program; and

WHEREAS, that committee has reviewed the applications of the following Town small businesses and recommends the corresponding grant award:

<b>Lindy Youth Lax Inc.</b>	<b>\$7,000.00</b>
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WHEREAS, the Town will require every grant recipient provide a form W-9 and sign a conditional letter and any other necessary documentation and failure by the business to do so will mean the grant money will be withheld, denied or claw-backed in the Town’s discretion; and

NOW, THEREFORE BE IT

RESOLVED, that the Comptroller of the Town be and hereby is authorized to provide grant funds from the SLRF allotment not in excess of the amounts so established for the purposes applied for and is authorized to transfer such funds from the American Rescue Plan Act bank account to the appropriate Town Fund and associated bank account; and be it further

RESOLVED, that the Comptroller shall make such funds available upon presentation to her, or her designee, all documentation she may deem necessary to confirm the lawful and proper use of the funds, with invoices which sufficiently demonstrate that the funds were used for proper purposes; and be it further

RESOLVED, that such documentation shall include a statement by the applicant accepting the grant, stating that the applicant agrees that in the event the Federal Government determines that the expenditure of the funds, or any part thereof, was in any manner improper and determines to demand the return of the funds, or any part thereof, the applicant shall be legally responsible for reimbursement of the Town of the amount equal to the amount of funds obligated to be returned, and the applicant shall hold the Town harmless and that the Director of DSP is hereby authorized to execute any and all documents on behalf of the Town; and be it further,

RESOLVED, that the Town Board, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(6)(26), and (33) of the Title 6 of the New York Code of Environmental Conservation Law as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County council of Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution

RESOLVED, that this resolution shall take effect immediately.

VOTES: 5      YEAS: 5      NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 401 MAY 10, 2023**  
**AUTHORIZING THE PURCHASE OF A CERTAIN PROPERTY NOW**  
**HEREAFTER ACQUIRED BY THE TOWN OF BABYLON**

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

WHEREAS, the Town of Babylon (the “Town”) is using American Rescue Plan Act (the “Act”) State and Local Recovery Funds (the “SLRF”) it was allotted by the United States Department of Treasury for the acquisition of property for the purposes set forth in the Act; and

WHEREAS, the Town has preliminarily determined that 831 Broadway, Amityville, NY 11701 (“Subject Parcel”) is required for use by the Town; and

WHEREAS, the Town has further preliminarily determined that, in furtherance of that use, the Subject Parcel should be purchased, transferred and conveyed from the Town of Babylon Industrial Development Agency (the “Agency”); and

WHEREAS, the Town has further preliminarily determined that, in furtherance of the said use, the Town should purchase and acquire all of right, title and interest in and to that portion of the Subject Parcel; and

WHEREAS, the sales offer of the improved property is ONE MILLION SEVENTY THOUSAND 00/100 (\$1,070,000.00) DOLLARS which is consistent with the real estate appraisal obtained to assess the value of the property; and

WHEREAS, the Town has complied with all applicable requirements, and made all required determinations, under and pursuant to the New York State Environmental Quality Review Act, and the regulations promulgated thereunder, with respect to the use, including, without limitation, the proposed purchase, transfer and conveyance of the Subject Parcels.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby determines that the following plots and parcels of land now owned by the Agency are required for use by the Town:  
831 Broadway, Amityville, NY 11701; and

BE IT FURTHER RESOLVED, that the Town Board hereby determines that, upon its acquisition of fee title to the same, and in furtherance of the development of the use, the Subject Parcel is required for use by the Town; and be it further

RESOLVED, that the Comptroller of the Town be and hereby is authorized to provide grant funds from the SLRF allotment not in excess of the amounts so established for the purposes applied for and is authorized to transfer such funds from the American Rescue Plan Act bank account to the appropriate Town Fund and associated bank account; and be it further

RESOLVED, that the Comptroller shall make such funds available upon presentation to her, or her designee, all documentation she may deem necessary to confirm the lawful and proper use of the funds, with invoices which sufficiently demonstrate that the funds were used for proper purposes; and be it further

RESOLVED that the Town Board hereby determines that in furtherance of the use, one or more tracts, pieces and parcels of the Subject Parcel should be purchased, transferred and conveyed from the Agency by the Town Supervisor; and be it further

RESOLVED that the Town Board hereby authorizes the purchase, transfer and conveyance by the Town, in one transaction as deemed necessary or appropriate from time to time by the Town Supervisor, to secure the Town's right, title and interest in and to the Subject Parcel, or any of them, from the Agency for a purchase price of ONE MILLION SEVENTY THOUSAND 00/100 (\$1,070,000.00) Dollars and upon such other terms and conditions as the Town, acting by and through the Town Supervisor, all documents are subject to approval as to form by the Town Attorney or his designee; and be it further

RESOLVED, this resolution is subject to permissive referendum as provided in Section 64(2) of the Town Law of the State of New York and shall not take effect until thirty (30) days after the date of its adoption, nor until approved by the affirmative vote of a majority of the qualified electors of the Town thereby voting upon such proposition, if within thirty (30) days after the adoption of this Resolution, there be filed with the Town Clerk of the Town a petition subscribed and acknowledged or proved, or authenticated by electors of the Town qualified to vote upon a proposition to raise and expend money, in number equal to at least five per centum of the total vote cast for governor in said town at the last general election held for the election of state officers, but which shall not be less than one hundred in a town of the first class nor less than twenty-five in a town of the second class; and be it further

RESOLVED, that the Town Board, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(6)(26), and (33) of the Title 6 of the New York Code of Environmental Conservation Law as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council of Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution; and be it further

RESOLVED, that this resolution shall take effect immediately.

VOTES: 5      YEAS: 5      NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 402 MAY 10, 2023**  
**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 Gregory  
and seconded by Councilman Manetta

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Town Hall, 200 E. Sunrise Hwy., N. Lindenhurst, 11757, on the 26<sup>th</sup> day of April, 2023 at 3:00 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; and therefore, be it

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

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

VOTES: 5      YEAS: 5      NAYS: 0

The resolution was thereupon declared duly adopted.

**EXHIBIT “A”**

Chapter 2, Article IV, Section 2-8  
[Traffic Regulations; Stop and Yield Intersections Designated]

**ADD to Schedule H:**

<u>Intersection</u>	<u>Hamlet</u>	<u>Sign</u>	<u>Controlling Traffic</u>
Trouville Road at Beverly Avenue (north intersection)	CO	Stop	South on Trouville Road
Beverly Avenue at Trouville Road (north intersection)	CO	Stop	East on Beverly Avenue
Trouville Road at Beverly Avenue (south intersection)	CO	Stop	North on Trouville Road
Beverly Avenue at Trouville Road (south intersection)	CO	Stop	West on Beverly Avenue
Ferndale Court at Howard Avenue	CO	Stop	East/West on Ferndale Court
Kenyon Avenue at Norton Avenue	WB	Yield	East on Kenyon Avenue
43 <sup>rd</sup> Street at Pacific Street	NA	Stop	East/West on 43 <sup>rd</sup> Street
Bergen Drive at Sussex Place	DP	Stop	North/South on Bergen Drive
Sussex Place at Bergen Drive	DP	Stop	East on Sussex Place
Bergen Drive at Wyandotte Street	DP	Yield	South on Bergen Drive
Jefferson Avenue at Cahill Street	NA	Stop	East/West on Jefferson Avenue

**RESOLUTION NO. 403 MAY 10, 2023**  
**AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE,**  
**LOCATED AT 44 BUCHANAN AVE., AMITYVILLE, NY 11701**  
**SCTM NO. 0100-181.00-02.00-025.000**

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

WHEREAS, a certain structure(s) located at **44 Buchanan Ave., Amityville, New York 11701**, bearing **SCTM# 0100-181.00-02.00-025.000** the doors and windows are wide open and accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, said property is improperly secured and constitutes an attractive nuisance to children as well as other residents of the community; and

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

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the emergency securing, board up and a clean-up of the premises located at **44 Buchanan Ave., Amityville, NY bearing SCTM # 0100-181.00-02.00-025.000** to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the inspector's report dated **May 4, 2023** located in the Code Enforcement Department; 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. 404 MAY 10, 2023**  
**AUTHORIZING SALE OF TOWN OWNED PROPERTY ON THE SOUTHEAST CORNER OF**  
**STRAIGHT PATH AND LONG ISLAND AVENUE, WYANDANCH, NEW YORK (SITE L), PART OF**  
**MULTIPLE TAX LOTS IN DISTRICT 0100, SECTION 057.00, BLOCK 01.00 TO WR**  
**COMMUNITIES – L, LLC**

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

WHEREAS, in furtherance of the objectives of Articles 15 and 15-A of the General Municipal Law of the State of New York, as amended (the “GML”), the Town of Babylon (the “Town”) has undertaken a program for the acquisition, clearance, building demolition, replanning, reconstruction and neighborhood rehabilitation of blighted areas in the Town, and has been engaged in carrying out a neighborhood development program and urban renewal program, as more particularly set forth in the Wyandanch Transit Oriented Development Conceptual Design by Torti Gallas and Partners, Inc., dated October 26, 2010 (“Conceptual Design”), and in connection therewith, the Town has prepared and adopted the Town of Babylon Final Wyandanch Revitalization Plan (i.e. Final Generic Environmental Impact Statement/Final Urban Renewal Plan/Final NYS Brownfield Opportunity Areas Program Nomination) (hereinafter referred to as the “Wyandanch Revitalization Plan”), which was adopted by resolution on May 22, 2010, which resolution approved a Statement of Environmental Findings with respect to the Wyandanch Revitalization Plan; and

WHEREAS, on July 12, 2011, the Town adopted draft zoning provisions applicable to the Wyandanch Revitalization Plan site, entitled Chapter 212: Downtown Wyandanch and Straight Path Corridor Form-Based Code, Torti Gallas and Partners Inc., 3 January 2010 (“Form-Based Code”), and adopted final Form-Based Code provisions substantially in such form, on November 17, 2011; and

WHEREAS, the Town has diligently pursued planning efforts with respect to the Wyandanch Revitalization Plan, first adopting a Vision for Wyandanch Rising on September 7, 2004, then designating Wyandanch Rising an Urban Renewal Area on June 25, 2008, and then making Environmental Findings and Determinations for the Wyandanch Downtown Revitalization Area Plan/Urban Renewal Plan for Wyandanch on May 22, 2009; and

WHEREAS, the Conceptual Design calls for a transformative mixed-use redevelopment of downtown Wyandanch, in the area adjacent to the Wyandanch station of the Long Island Railroad with a range of housing options built at appropriate transit-oriented development densities, active street-level retail uses, civic buildings, and attractive public spaces (“Wyandanch Rising”), which redevelopment has been organized into five planning areas – A, B, C, F and G as set forth in the Conceptual Design; and

WHEREAS, on or about February 18, 2011, the Town issued a Request for Qualifications (“RFQ”) for a developer to serve as master developer for Wyandanch Rising; and indicated that it would seek proposals for approximately 40 acres in Site Areas A, B, C and G as set forth in the Conceptual Design, and that the phasing of other areas of the Conceptual Design would be subject to negotiation between the Town and the designated developer; and

WHEREAS, Albanese Organization, Inc. (the “Responder”) was among the group of pre-qualified developers/development teams to whom the Town issued a Request for Proposals on or about April 4, 2011 (“RFP”); and

WHEREAS, the Responder submitted a Response to the RFP dated June 17, 2011 (“Responder’s Response”) which has been accepted by the Town as the preferred developer plan; and

WHEREAS, the Town approved the Responder’s designation as master developer on July 21, 2011; and

WHEREAS, certain findings relating to the Master Developer Designation Agreement (as amended from time to time, the “MDDA”) dated as of October 11, 2011 by and among the Town, Wyandanch Rising, Inc. predecessor-in-interest to The Town of Babylon L.D. Corporation II and WR Communities, LLC (“Master Developer”), an affiliate of Responder, as involved agencies in accordance with SEQRA regulations and pursuant to which the parties set forth certain understandings and intentions with respect to the terms and conditions for Master Developer to be designated as “master developer”; and

WHEREAS, the MDDA provides for, among other things, the redevelopment of certain parcels of land located within the Wyandanch Downtown Revitalization Area Plan/Urban Renewal Plan by Master Developer; and

WHEREAS, in connection with the forgoing the Master Developer and the Town intend to develop a certain parcel on the southeast corner of Straight Path and Long Island Avenue, Wyandanch, New York part of multiple tax lots in District 0100, Section 057.00, Block 0100 (“Parcel L”) all within the Wyandanch Downtown Revitalization Area as a multi-family affordable rental housing facility (the “Facility”) and in connection therewith the Town intends to sell Parcel L to WR Communities – L, LLC, (“WR-L”) an affiliate of Master Developer;

WHEREAS, WR-L together with its affiliates is undertaking the development of the Facility and it is intended that the Town will convey Parcel L to WR-L without the requirement for a Development Lease Agreement as set forth in the MDDA and that WR-L will be required to construct and equip the Facility; and

WHEREAS, in accordance with GML Article 15 and Article 15A (the “Urban Renewal Law”) the Town desires to authorize the sale of Parcel L to WR-L; and

WHEREAS, in accordance with the Urban Renewal Law the Town convened a public hearing on April 26, 2023 with respect to the forgoing sale of Parcel L; and

WHEREAS, the development and construction of the Facility in the Wyandanch Downtown Revitalization Area and the transfer of the Parcel L to WR-L are in the vital and best interests of the Town and the health, safety, morals, and welfare of its residents; and

WHEREAS, the Town desires to authorize the sale of Parcel L to WR-L.

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

Section 1. That the sale of Parcel L by the Town to WR-L is hereby approved.

Section 2. That the total consideration for the sale of Parcel L by the Town to WR- L will be equal to the sum of \$2,478 per residential unit plus \$2.53 per square foot of commercial/non-residential space in the building to be constructed thereon by WR-L as determined pursuant to a formula set forth in the Master Developer Designation Agreement entered into between the Town of Babylon, Wyandanch Rising, Inc., predecessor-in-interest to The Town of Babylon L.D. Corporation II, and WR Communities, LLC, as amended.

Section 3. That the Town hereby waives the requirement of a Development Lease Agreement under the MDDA with respect to Parcel L.

Section 4. That this resolution shall take effect immediately.

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

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilman Gregory	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.



**RESOLUTION NO. 1031 of 2022 MAY 10, 2023**  
**DECLARING 15 IRVING ROAD, BEARING SCTM# 0100-182.00-01.00-141.000**  
**AMITYVILLE ABANDONED**

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

WHEREAS, a public was held at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 7<sup>th</sup> day of December, 2022, at 3:30 p.m., prevailing time, in reference to declaring 15 Irving Road, Amityville, bearing Suffolk County Tax Map No. 0100-182.00-01.00-141.000, abandoned.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon hereby declares declaring 15 Irving Road, Amityville, bearing Suffolk County Tax Map No. 0100-182.00-01.00-141.000, abandoned.

The resolution was thereupon declared duly **TABLED** to July 12, 2023 Meeting.