



Town Board Meeting
Wednesday, April 12, 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 TO CONSIDER AMENDING CHAPTER 47 (PERSONNEL POLICIES) OF THE TOWN OF BABYLON TOWN CODE
 2. PUBLIC HEARING TO CONSIDER AMENDING CHAPTER 67 (CARLLS RIVER BOTANICAL GARDEN BOARD) OF THE TOWN OF BABYLON TOWN CODE
 3. PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 2, ARTICLE IV, SECTION 2-8 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
 4. PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 2, ARTICLE IV, SECTION 2-8 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
- VI. CONSENSUS RESOLUTION AGENDA**
 276. ACCEPTING TOWN BOARD MINUTES
 277. AMENDING RESOLUTION NO.210 OF MARCH 15, 2023 - PURCHASE OF A MUNICIPAL PROPERTY TAX SYSTEM FROM TYLER TECHNOLOGIES, INC.
 278. AUTHORIZING 2022 BUDGET MODIFICATION
 279. AUTHORIZING 2023 BUDGET MODIFICATION
 280. AWARDDING BID NO. 23G23 - CRACK SEALING ON VARIOUS ROADWAYS
 281. AUTHORIZING THE RELEASE OF ENCUMBRANCES FOR VARIOUS CONTRACTS
 282. AUTHORIZING A CONTRACT WITH CREDITRON
 283. AUTHORIZING A CONTRACT WITH EMPIRE GOVERNMENT STRATEGIES
 284. AUTHORIZING A CONTRACT WITH FREAKIN' SOUND LLC
 285. AUTHORIZING A CONTRACT WITH GOV OS
 286. AUTHORIZING A CONTRACT WITH MITCHELL1

287. AUTHORIZING A CONTRACT WITH SNUGG HOME
288. AUTHORIZING A CONTRACT WITH LINCOLN COMPUTER SERVICES, LLC
289. ADOPTING TOWN CLERK SCHEDULE OF PERMIT/LICENSE FEES
290. AUTHORIZING PAYMENT TO MAYDAY COMMUNICATONS, INC.
291. AUTHORIZING REFUND OF PAYMENT
292. DECLARING EQUIPMENT SURPLUS
293. APPOINTING MEMBERS TO THE ETHICS BOARD
294. AMENDING THE ADMINISTRATIVE SALARY PLAN
295. AMENDING THE SALARY PLAN FOR PART-TIME, HOURLY, AND SEASONAL EMPLOYEES
296. AMENDING THE TOWN OF BABYLON BACKGROUND CHECK POLICY
297. CONFIRMING MEMBERSHIP TO THE EAST FARMINGDALE VOLUNTEER FIRE COMPANY, INC.
298. AUTHORIZING THE CEREMONIOUS CHANGING OF A STREET NAME
299. AUTHORIZING THE CEREMONIOUS CHANGING OF A STREET NAME
300. AUTHORIZING THE CEREMONIOUS CHANGING OF A STREET NAME
301. PROCLAIMING FRIDAY, APRIL 28, 2023, AS ARBOR DAY IN THE TOWN OF BABYLON
302. PROCLAIMING MAY 14, 2022, AS APRAXIA AWARENESS DAY
303. PROCLAIMING FRIDAY, JUNE 2, 2023, AS GIRL SCOUT GOLD AWARD ASHLEY BECK DAY
304. PROCLAIMING SATURDAY, JUNE 3, 2023, AS GIRL SCOUT GOLD AWARD DANIELA SCHIERLE DAY
305. REFERRING APPLICATION FOR A PARADE FOR THE SUFFOLK COUNTY CARIBBEAN AMERICAN CULTURAL ASSOCIATION TO THE BOARD OF GRIEVANCES AND APPEALS
306. DETERMINATION EXTENSION OF TEMPORARY WAIVER OF FEES IN REFERENCE TO A LOCAL LAW OF 2021 CHAPTER 213-562, ZONING, ARTICLE XIV GRAND CANAL BOAT BERTH DISTRICT AMERICAN VENICE OF THE CODE OF THE TOWN OF BABYLON
307. 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
308. SCHEDULING A PUBLIC HEARING ON DESIGNATING THE PREMISES KNOWN AS 354 COMMACK ROAD, DEER PARK, NY 11729, SCTM#0100-066.00-02.00-019.001, A PUBLIC NUISANCE, AUTHORIZING THE BOARDING UP OF SAID PREMISES AND AUTHORIZING THE TOWN ATTORNEY TO COMMENCE LITIGATION
309. AUTHORIZING AMENDMENT TO SUBRECIPIENT AGREEMENT BETWEEN THE TOWN OF BABYLON AND VILLAGE OF BABYLON FOR

USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS

310. AUTHORIZING THE SUPERVISOR TO EXECUTE A CORRECTION DEED AND INDEMNIFICATION AND HOLD HARMLESS AGREEMENT
311. AUTHORIZING THE SUPERVISOR TO EXECUTE A LEASE AGREEMENT WITH ITAV-NURSE PRACTITIONER FAMILY HEALTH PLLC
312. AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL AGREEMENT BETWEEN THE VILLAGE OF LINDENHURST AND THE TOWN OF BABYLON
313. AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL AGREEMENT BETWEEN THE VILLAGE OF LINDENHURST AND THE TOWN OF BABYLON
314. SCHEDULING A PUBLIC HEARING IN REFERENCE TO AUTHORIZING SALE OF TOWN OWNED PROPERTY AT 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
315. SCHEDULING A PUBLIC HEARING IN REFERENCE TO AUTHORIZING SALE OF TOWN OWNED PROPERTY ON THE NORTHERLY SIDE OF COMMONWEALTH DRIVE, WYANDANCH, NEW YORK (SITE N), APPROXIMATELY 400 FEET EASTERLY FROM THE NORTHEAST CORNER OF STRAIGHT PATH AND COMMONWEALTH DRIVE, PART OF MULTIPLE TAX LOTS IN DISTRICT 0100, SECTION 057.00, BLOCK 01.00, TO WR COMMUNITIES – N, LLC

VII. RESOLUTION AGENDA

316. AUTHORIZING CHANGE ORDER NOS.1-3 IN THE CONTRACT WITH BENSIN CONTRACTING, INC. FOR BID NO.22G49 - REFURBISHMENT TO VENETIANS SHORES SPRAY PARK & FILTER ROOM
317. AUTHORIZING THE TRANSFER OF AMERICAN RESCUE PLAN MONEY TO THE WYANDANCH FIRE COMPANY, INC.
318. AUTHORIZING THE GRANT OF AMERICAN RESCUE PLAN MONEY TO QUALIFIED ENTITIES PROVIDING PROGRAMATIC SUPPORT
319. ADOPTING LOCAL LAW __ OF 2023 - AMENDING THE CODE OF THE TOWN OF BABYLON, CHAPTER 47 (PERSONNEL POLICIES), ARTICLE VII (FINGERPRINTING AND BACKGROUND CHECKS)
320. ACCEPTING A CREDIT AND ACCEPTING THE CONTRACT WITH W.H.M. PLUMBING & HEATING CONTRACTORS, INC. FOR BID NO.21G26P - INSTALLATION OF NEW HVAC SYSTEM AT TOWN HALL PHASE III & IV, PLUMBING CONSTRUCTION AS COMPLETE AND ACCEPTABLE
321. AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 358 SUNRISE HWY, WEST BABYLON, NY 11704 SCTM NO. 0100-156.00-04.00-006.000

VIII. TABLED AGENDA

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

153 of 2023. AUTHORIZING DEMOLITION AND REMOVAL OF UNSAFE
STRUCTURES LOCATED AT 41 CROWN STREET, DEER PARK,
NY 11729 SCTM No. 0100-090.00-01.00-092.000

IX. REMAINING GENERAL PUBLIC COMMENT

X. ADJOURNMENT

The next regularly scheduled Town of Babylon Board Meeting will be held on
Wednesday, April 26, 2023, at 3:00 p.m.

**RESOLUTION NO. 276 APRIL 12, 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:

March 29, 2023

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 277 APRIL 12, 2023
AMENDING RESOLUTION NO. 210 OF MARCH 15, 2023
PURCHASE OF A MUNICIPAL PROPERTY TAX SYSTEM FROM
TYLER TECHNOLOGIES, INC.

WHEREAS, the Town Board of the Town of Babylon authorized the purchase of a Municipal Property Tax System from Tyler Technologies, pursuant to Sourcewell Contract No.0900320-TT1, pursuant to Resolution No.210 of March 15, 2023; and

WHEREAS, the fees for the one-time software and hardware fee needs to be amended to include the purchase of additional hardware for Tax Billing

Tax Billing:

One time software & hardware	
Implementation	\$277,856.00
Travel Expenses	\$13,700.00

NOW THEREFORE be it

RESOLVED, that the one-time software and hardware fee approved pursuant to Resolution No.210 of March 15, 2023, be and is hereby amended as follows:

Tax Billing:

One time software & hardware	
Implementation	\$277,856.00
Travel Expenses	\$13,700.00, and be it further

RESOLVED, that all other fees approved pursuant to Resolution No.210 of March 15, 2023 remain the same.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 278 APRIL 12, 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>
<u>General Fund</u>		
Public Safety Harbor & Waterways		
Full Time Labor		
A.3120-15	\$ 727	
Part Time Labor		
A.3120-17	\$ 34,191	
Overtime		
A.3120-19	\$ 5,118	
Utilities		
A.3120-42		\$ 5,118
Repairs and Maintenance		
A.3120-46		\$ 34,191
Miscellaneous		
A.3120-49		\$ 727
Environmental Control		
Administrative		
A.8090-13	\$ 4,409	
Full Time Clerical		
A.8090-14	\$ 402	
Professional and Technical Services		
A.8090-44	\$185,525	
Full Time Labor		
A.8090-15		\$252,926
Control of Animals		
Administrative		
A.3510-13	\$ 2,124	
Full Time Clerical		
A.3510-14	\$ 33,824	
Part Time Clerical		
A.3510-16	\$ 1,073	
Overtime		
A.3510-19	\$ 40,330	
Professional and Technical Services		
A.3510-44	\$ 47,696	
Full Time Labor		
A.3510-15		\$ 18,087
Part Time Labor		
A.3510-17		\$ 6,510
Equipment		
A.3510-20		\$ 10,000
Office Supplies		
A.3510-41		\$ 810
Repairs and Maintenance		
A.3510-46		\$ 2,319
Program Operations		
A.3510-47		\$ 20,821
Uniforms		
A.3510-48		\$ 2,010
Miscellaneous		
A.3510-49		\$ 1,900
Law		
Professional and Technical Services		
A.1420-44	\$ 312,600	
Administrative		
A.1420-13		\$ 122,400
Miscellaneous		

A.1420-49	\$ 10,600
Municipal Court	
Administrative	
A.1110-13	\$ 75,100
Furniture and Fixtures	
A.1110-21	\$ 24,100
Office Supplies	
A.1110-41	\$ 2,800
Rent	
A.1110-45	\$ 18,500
Traffic Violations Bureau	
Full Time Clerical	
A.1130-14	\$ 23,510
Part Time Labor	
A.1130-17	\$ 16,400
Professional and Technical Services	
A.1130-44	\$ 19,200

Part Town Fund

Public Safety Administration

Administrative	
B.3010-15	\$ 11,662
Full Time Labor	
B.3010-15	\$ 22,377
Overtime	
B.3010-19	\$ 2,053
Professional and Technical Services	
B.3010-44	\$ 75
Rent or Lease	
B.3010-45	\$ 82,801

Fire Protection

Full Time Clerical	
B.3410-14	\$ 9,677
Full Time Labor	
B.3410-15	\$ 28,317
Overtime	
B.3410-19	\$ 6,446

Code Enforcement

Administrative	
B.3989-13	\$ 2,194

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 279 APRIL 12, 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>
<u>General Fund</u>		
Buildings		
Utilities		
A.1620-42	\$ 446,210	
Contingent Account		
Miscellaneous		
A.1990-49		\$ 446,210
<u>Part Town Fund</u>		
Water Administration		
Professional and Technical Services		
B.8310-44	\$ 20,000	
Professional and Engineering Services		
B.8310-25		\$ 20,000
<u>Garbage Improvement Area</u>		
Refuse and Garbage		
Uniforms		
CL.8160-48	\$ 3,800	
Equipment		
CL.8160-20		\$ 3,800

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 280 APRIL 12, 2023
AWARDING BID NO. 23G23
CRACK SEALING ON VARIOUS ROADWAYS

WHEREAS, the following bids for Bid No. 23G23, Requirements Contract for Crack Sealing on Various Town Roadways was received, opened and publicly read:

<u>BIDDER</u>	<u>TOTAL BID COMPARISION PRICE</u>
GGG Construction Corp.	\$ 522,375.00
Asphalt Paving Systems, Inc.	\$ 789,831.00
Rosemar Contracting	\$ 796,730.00
Adentura Construction Corp.	\$ 827,185.00
Stasi General Contracting, Inc.	\$2,421,250.00

NOW THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services and the Commissioner of the Department of Public Works and upon their finding the aforementioned bids to be fair and reasonable, Bid No.23G23 be and is hereby awarded to the low bidder, GGG Construction Corp. for a total bid comparison price FIVE HUNDRED TWENTY TWO THOUSAND, THREE HUNDRED SEVENTY FIVE (\$522,375.00) DOLLARS; and be it further

RESOLVED, that the aforementioned Bid Comparison price is for award purposes only and does not represent the actual contract amount; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with GGG Construction Corp. which expires December 31, 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 two (2) additional one (1) year periods at the discretion of the Commissioner of General Services and the Commissioner of the Department of Public Works.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 281 APRIL 12, 2023
AUTHORIZING THE RELEASE OF ENCUMBRANCES FOR VARIOUS CONTRACTS

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:

<u>CONTRACTOR NAME</u>	<u>RESOLUTION NO.</u>	<u>AMOUNT</u>
Austin Drywall Corp.	359 of May 13, 2020	\$1,455.66
Austin Drywall Corp.	649 of October 14, 2022	\$66.38

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 282 APRIL 12, 2023
AUTHORIZING A CONTRACT WITH CREDITRON

WHEREAS, a proposal was solicited from Creditron to provide Software Maintenance for the cashiering system in the Tax Receiver's Office; and

WHEREAS, the Professional Consultant Evaluation Committee convened on March 29, 2023, with the Deputy Supervisor, Chief of Staff, Deputy Chief of Staff, Town Attorney, the Comptroller, the Commissioner of General Services, Commissioner of Planning and Development and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposal; and

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

PC Restore Service	\$1,907.87
Source code Escrow	\$860.34
Software Maintenance	\$17,247.59
Maintenance Car/Lar Year 2024	\$3,240.41
Maintenance CR 190	\$1,237.52
Maintenance TS240, 50 DPM	\$1,964.27
Maintenance TS 240 100 DPM	\$177.91
Maintenance Car/Lar - Year 2023	\$3,323.50

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 Creditron at the aforementioned annual fees, 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 Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 283 APRIL 12, 2023
AUTHORIZING A CONTRACT WITH EMPIRE GOVERNMENT STRATEGIES

WHEREAS, a proposal was solicited from Empire Government Strategies to provide Grant Funding Assistance; and

WHEREAS, the Professional Consultant Evaluation Committee convened on March 29, 2023, with the Deputy Supervisor, Chief of Staff, Deputy Chief of Staff, Town Attorney, the Comptroller, the Commissioner of General Services, Commissioner of Planning and Development and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to Empire Government at a rate of FOUR THOUSAND, ONE HUNDRED AND SIXTY FIVE (\$4,165.00) DOLLARS PER MONTH for a period of SIX (6) MONTHS.

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor is hereby authorized to execute a contract with Empire Government Strategies at a rate of FOUR THOUSAND, ONE HUNDRED SIXTY FIVE (\$4,165.00) DOLLARS PER MONTH for a period of SIX (6) MONTHS, 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 Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 284 APRIL 12, 2023
AUTHORIZING A CONTRACT WITH FREAKIN' SOUND LLC**

WHEREAS, a proposal was solicited from Freakin' Sound LLC to provide sound systems and lighting for the Summer Concert Series; and

WHEREAS, the Professional Consultant Evaluation Committee convened on March 29, 2023, with the Deputy Supervisor, Chief of Staff, Deputy Chief of Staff, Town Attorney, the Comptroller, the Commissioner of General Services, Commissioner of Planning and Development and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to Freakin' Sound LLC at the fees on the attached Schedule "A."

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor is hereby authorized to execute a contract with Freakin' Sound LLC at the rates on the attached Schedule "A."

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

FREAKIN' SOUND LLC

SCHEDULE A

07/07/23 Tanner	30,000 watt mid-size line array Sound System 8 way stage mix Basic Lighting package	Best Shot: A tribute to Pat Benatar	<u>\$2,000.00</u>
07/11/23 Overlook	30,000 watt mid-size line array Sound System 8 way stage mix Basic Lighting package	Milagro : Tribute to Santana	<u>\$2,000.00</u>
07/13/23 Tanner	30,000 watt mid-size line array Sound System 8 way stage mix Basic Lighting package	Strawberry Field Tribute to the Beatles	<u>\$2,000.00</u>
07/18 /23 Tanner	30,000 watt mid-size line array Sound System 8 way stage mix Basic Lighting package	The New York Bee Gees show	<u>\$2,000.00</u>
07/21/23 Tanner	50,000 watt large Size Line array sound system, crew, and 16 way stage mix Large Lighting package	The Dave Matthews Tribute Band	<u>\$5,10 0.00</u>
07/28/23 Tanner	50,000 watt large Size Line array sound system, crew, and 16 way stage mix Large Lighting package	Who's Bad: Tribute to Michael Jackson	<u>\$ 5,100.00</u>
08/01/23 Overlook	50,000 watt large Size Line array sound system, crew , and 16 way stage mix Large Lighting package	The Chicettes	<u>\$5,100.00</u>
08/04/23 Tanner	50 ,000 watt large Size Line array sound system, crew, and 16 way stage mix Large Lighting package	Face to Face: tribute to Elton John & Billy Joel	<u>\$5,10 0.00</u>
08/11/23 Tanner	50 ,000 watt large Size Line array sound system, crew, and 16 way stage mix Large Lighting package	The Ultimate Donna Summer Tribute By Raine re Martin	<u>\$5,1 00.00</u>
TOTAL		Ten Dates	<u>\$35,500.00</u>

RESOLUTION NO. 285 APRIL 12, 2023
AUTHORIZING A CONTRACT WITH GOV OS

WHEREAS, a proposal was solicited GOV OS to provide online submission services for Planning and Building Department applications and payments; and

WHEREAS, the Professional Consultant Evaluation Committee convened on March 15, 2023, with the Deputy Supervisor, Chief of Staff, 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 GOV OS at the following fees:

Collaborate Fee	\$12,950.00
Payment Integration	\$2,500.00
Limited User License – Qty. 6	\$1,500.00
Optimization Fee	\$1,695.00
Additional Licenses – Qty. 2	\$500.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor is hereby authorized to execute a contract with GOV OS 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 one (1) additional one (1) year period, at the discretion of the Commissioner of Planning and Development.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 286 APRIL 12, 2023
AUTHORIZING A CONTRACT WITH MITCHELL1

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 March 29 ,2023, with the Deputy Supervisor, Chief of Staff, Deputy Chief of Staff, Town Attorney, the Comptroller, the Commissioner of General Services, Commissioner of Planning and Development and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to Mitchell1 for a total contract amount not to exceed THREE THOUSAND, ONE HUNDRED EIGHTY (\$3,180.00) 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 THREE THOUSAND, ONE HUNDRED EIGHTY (\$3,180.00) 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 Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 287 APRIL 12, 2023
AUTHORIZING A CONTRACT WITH SNUGG HOME

WHEREAS, a proposal was solicited Snugg Home to provide Server Hosting, Licensing, Maintenance etc. for Long Island Green Homes; and

WHEREAS, the Professional Consultant Evaluation Committee convened on March 29, 2023, with the Deputy Supervisor, Chief of Staff, Deputy Chief of Staff, Town Attorney, the Comptroller, the Commissioner of General Services, Commissioner of Planning & Development and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposal; and

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

License Fees:	\$1,333.33/month
Hourly Billing Rate	\$195.00
Annual Salesforce License Fee	\$1,612.18(subject to a 5% annual escalation)

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 Snugg Home 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) year periods, at the discretion of the Commissioner of Environmental Control.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 288 APRIL 12, 2023
AUTHORIZING A CONTRACT WITH LINCOLN COMPUTER SERVICES, LLC

WHEREAS, a proposal was solicited from Lincoln System Services, LLC. for Technical Engineering Services; and

WHEREAS, the Professional Consultant Evaluation Committee convened on March 29, 2023, with the Deputy Supervisor, Chief of Staff, Deputy Chief of Staff, Town Attorney, the Comptroller, the Commissioner of General Services, Commissioner of Planning & Development and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposal; and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to Lincoln Computer Services LLC, for a block of 80 hours at a rate of ONE HUNDRED NINETY FIVE (\$195.00) DOLLARS PER HOUR, not to exceed FIFTEEN THOUSAND, SIX HUNDRED (\$15,600.00) DOLLARS.

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a one year contract with Lincoln Computer Services, LLC, for a block of 80 hours at a rate of ONE HUNDRED NINETY FIVE (\$195.00) DOLLARS PER HOUR, not to exceed FIFTEEN THOUSAND, SIX HUNDRED (\$15,600.00) DOLLARS, and that said contract shall be subject to the approval of the Town Attorney as to form and content; and be it further

RESOLVED, that said contract may be extended for two (2) additional blocks of eighty (80) hours.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 289 APRIL 12, 2023
ADOPTING TOWN CLERK SCHEDULE OF PERMIT/LICENSE FEES

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Town Clerk, Permits and Licenses, that the Town Clerk Permit/License Fees are hereby established as set forth in the annexed Schedule “A”.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

Schedule A
Town Clerk Permit/License Fees
Schedule of Fees.

Application/Permit/License	Fee
Bike-a-thon, Parade, Walk-a-thon Permit	\$25.00
Block Party Permit	\$25.00
Dog License Spayed/Neutered 1 Year	\$6.50
Dog License Spayed/ Neutered 3 year	\$15.00
Dog License Un-Spayed/Un-Neutered 1 year	\$16.50
Dog License Un-Spayed/Un-Neutered 3 Year	\$45.00
Domestic Partnership Certified Copy of Certificate or Termination	\$10.00
Domestic Partnership Filing and Original Certificate	\$25.00
Domestic Partnership Termination and Original Certificate	\$25.00
Film Permit	\$50.00
Genealogy Search	\$10.00
Going Out of Business Application Fee	\$25.00
Landscaper License Application	\$150.00
Landscaper License	\$150.00
Landscaper Truck Decal Fee	\$5.00 per decal
Marriage Officiant Fee, 24 hr.	\$25.00
Massage Establishment License Fee	\$2000.00
Outdoor Public Assembly /Bazaars/Fairs Permit,	\$100.00
Pawnbroker and Second Hand Dealer Permit	\$2500.00
Assisting a licensed peddler from a Pushcart	\$50.00
Assisting a Licensed Peddler from a Motor Vehicle	\$50.00
Peddling from a Pushcart	\$150.00
Peddling from a Motor Vehicle	\$250.00
Pidgeon Permit,	\$50.00
Plumber License Decal	\$5.00
Plumber License Late Fee	\$100.00
Plumber License Renewal	\$150.00
Plumber License	\$100.00
Plumber Master Application Fee	\$200.00
Plumber Reciprocal License	\$100.00
Plumber Restricted Application Fee	\$25.00
Plumber Shelved License	\$75.00
Returned Check Fee	\$35.00
Town Board Signage 3 or more	\$50 per sign
Sewer Excavation Permit	\$50.00
Solicitor’s License	\$250.00 per person
Tow Truck License/Decal	\$250.00
Tow Truck Roster	\$200.00 each roster

**RESOLUTION NO. 290 APRIL 12, 2023
AUTHORIZING PAYMENT TO
MAYDAY COMMUNICATONS, INC.**

BE IT RESOLVED, by the Town Board of the Town of Babylon, based upon the recommendation of the Commissioner of General Services, the Comptroller be and is hereby authorized to issue payment to Mayday Communications Inc. for services rendered for the following:

INVOICE NO. /DATE	AMOUNT
33110 of November 8, 2022	\$8,380.00

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 291 APRIL 12, 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:

PAYEE	ACCOUNT	TYPE	AMOUNT	REASON	RECOMMENDED BY
Digital Labor Solutions 1 Crossways Park Drive West – Suite B Woodbury, NY 11797	Account #016081 Digital Labor Solutions 42 North Industry Ct Deer Park, NY 11729	Commercial Waste District	\$43.58	Overpayment	Commissioner of Environmental Control
Partners Abstract Corp 1025 Old Country Road – Suite 420 Westbury, NY 11590	MTGL Investors LP 1711 Quarter Street West Babylon, NY 11704	Commercial Waste District	\$272.63	Overpayment	Commissioner of Environmental Control
Moveta Murray	98 Glenmalure St. Amityville, NY 11701	Green Homes Benefit Assessment	\$725.85	Overpayment	Long Island Green Homes
David Romano	70 Nims Ave., West Babylon, NY 11704	Green Homes Benefit Assessment	\$55.39	Overpayment	Long Island Green Homes
Robert Webb	12 Corral Dr., Amityville NY 11701	Green Homes Benefit Assessment	\$36.37	Overpayment	Long Island Green Homes

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

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

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 292 APRIL 12, 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 be auctioned or discarded:

To be Discarded

Airbag- 29-4043
Tie Rod- L24SV8104B14 (8)
Tie Rod- L20LV8087A13 (4)
Tie Rod- 1685402C91

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 293 APRIL 12, 2023
APPOINTING MEMBERS TO THE ETHICS
BOARD**

BE IT RESOLVED, by the Town Board of the Town of Babylon, that the following persons are hereby reappointed to the Ethics Board for a term of two years.

ETHICS BOARD

<u>NAME</u>	<u>TITLE</u>	<u>TERM EXP.</u>	<u>SALARY</u>
Robert Kaufold	Chairman	12/31/24	
Erroll Williams	Member	12/31/24	
Emil Pavlik	Member	12/31/24	
Diane Caparso	Secretary		300/mtg.
Eckor Joseph	Ex Officio		

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 294 APRIL 12, 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

<u>TITLE</u>	<u>LEVEL</u>	<u>STEP</u>
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	E	20a
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 Human Services	J	5
Executive Assistant to Parks and Recreation	H	13
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 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	C	20a
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
1	18,941	23,399	26,073	29,194	31,181	36,772	43,901	47,913	54,601	58,295
a	19,841	24,511	27,313	30,581	32,660	38,516	45,985	50,190	57,193	60,045
2	20,740	25,620	28,549	31,969	34,138	40,258	48,073	52,464	59,786	61,795
a	21,212	26,202	29,198	32,691	34,927	41,174	49,161	53,665	61,526	63,647
3	21,681	26,785	29,845	33,413	35,711	42,087	50,251	54,847	63,264	65,501
a	22,321	27,228	30,353	33,924	36,349	42,855	51,082	55,673	63,774	66,820
4	22,958	27,672	30,863	34,435	36,985	43,619	51,910	56,502	64,320	68,138
a	23,597	27,892	31,374	34,947	37,623	44,385	52,742	57,333	65,176	69,088
5	24,234	28,108	31,884	35,457	38,262	45,152	53,571	58,161	66,069	70,033
a	25,253	28,341	32,459	36,349	39,029	44,207	54,400	58,863	67,295	71,332
6	26,270	28,570	33,035	37,240	39,797	46,091	55,227	59,563	68,520	72,632
a	26,557	29,398	33,609	38,102	40,560	46,209	56,057	60,615	69,463	73,633
7	26,844	29,348	34,181	38,965	41,326	46,936	56,885	61,664	70,409	74,631
a	27,005	30,802	34,629	38,983	42,153	47,765	57,521	62,400	71,174	75,444
8	27,162	31,373	35,074	39,029	42,981	48,594	58,159	63,135	71,939	76,256
a	27,613	31,756	35,519	39,410	43,813	49,423	58,797	64,222	72,702	77,064
9	28,061	32,140	35,965	39,792	44,639	50,251	59,434	65,309	73,468	77,877
a	29,396	32,524	36,349	40,557	45,213	51,018	60,136	66,009	74,808	79,296
10	28,952	32,906	36,732	41,325	45,790	51,783	60,837	66,708	76,147	80,715
a	30,292	33,290	37,116	41,708	46,364	52,549	61,540	67,412	77,486	82,134
11	29,845	33,674	37,499	42,087	46,936	53,313	62,245	68,113	78,825	83,553
a	30,229	34,120	38,008	42,471	47,318	54,145	63,073	69,139	79,730	84,516
12	30,611	34,564	38,518	42,856	47,702	54,969	63,899	70,167	80,641	85,477
a	30,993	35,010	39,028	43,237	48,085	55,800	64,731	71,177	82,413	87,356
13	31,373	35,457	39,537	43,619	48,469	56,630	65,561	72,191	84,183	89,234
a	32,865	37,140	41,416	45,689	50,772	59,320	68,675	75,620	87,555	92,143
	A	B	C	D	E	F	G	H	I	J
14	34,353	38,821	43,294	47,762	53,073	62,010	71,789	79,051	90,927	96,107
a	36,589	40,667	45,350	50,031	55,593	64,957	75,444	82,806	95,933	101,688
15	38,821	42,512	47,406	52,298	58,114	67,903	78,609	86,560	100,935	105,078
a	40,667	44,532	49,660	54,785	60,874	71,127	82,340	90,669	104,738	110,199
16	42,512	46,550	51,913	57,269	63,663	74,352	86,075	93,336	110,940	125,478
a	44,532	48,761	54,376	59,989	66,663	77,886	90,164	98,409	113,408	132,605

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

**RESOLUTION NO. 295 APRIL 12, 2023
AMENDING THE SALARY PLAN FOR PART-
TIME, HOURLY, AND SEASONAL
EMPLOYEES**

BE IT RESOLVED by the Town Board of the Town of Babylon that the following salaries for certain part-time, hourly, and seasonal positions be and the same are hereby adopted:

<u>TITLE</u>	<u>SALARY</u>
Account Clerk /Account Clerk Typist Spanish	16.00 - 18.00/hr.
Assessment Assistant	16:00/hr.
Assistant Beach & Pool Manager	15:00 – 20.00
Assistant Town Attorney	20.00 - 30.00/hr.
Bay Constable – HOURLY, up to 30 hrs./week	18.00 - 30.00/hr. plus 10% Night Differential
Beach & Attendant	15.00 - 18.00/hr.
Beach & Pool Manager	15.00 - 24.00/hr.
Bingo Inspector, Part-time	25.00/hr.
Building Inspector I - HOURLY, up to 30 hrs./week	22.00/hr.
Building Inspector II - HOURLY, up to 30 hrs./week	25.00/hr.
Building Inspector III - HOURLY, up to 30 hrs./week	27.00/hr.
Building Inspector IV - HOURLY, up to 30 hrs./week	30.00 - 75.00/hr.
Chief Building Inspector – HOURLY, up to 30 hrs./week	50.00 - 75.00/hr.
Certified Public Accountant	30.00/hr.
Clerical	15.00 - 18.00/hr.
Clerk Typist	15.00 - 18.00/hr.
Clerk	15.00/hr.
College Intern Analyst I	15.00/hr.
College Intern Analyst II	16.00/hr.
College Intern Analyst III	17.00/hr.
Community Pride Worker I	15.00/hr.
Community Pride Worker II	15.50/hr.
Community Pride Worker III	16.00/hr.
Community Pride Worker IV	16.50/hr.
Community Pride Worker V	17.00/hr.
Community Pride Worker VI	17.50/hr.
Community Pride Worker VII	18.00/hr.
Contract Staff-Administrative	15.00 - 30.00/hr.
Cook	16.00/hr.
Custodian	15.00 - 18.00/hr.
Data Entry Operator	16.00 - 30.00/hr.
Data Processing Equip. Operator	16.45/hr.
Deputy Supervisor	50,000/annual
Dispatcher – HOURLY, up to 30 hrs./week	15.00 - 30.00/hr. plus 10% Night Differential
Dock Master	15.00 - 25.00/hr.
Document Imaging Operator I	15.00/hr.
Document Imaging Operator II	16.00/hr.
Document Imaging Operator III	17.00/hr.
Document Imaging Operator IV	18.00/hr.
Drug & Alcohol Counselor I	18.00 - 22.00/hr.
Drug & Alcohol Counselor II	23.00 - 25.00/hr.
Drug & Alcohol Counselor III	26.00 - 30.00/hr.
Drug & Alcohol Counselor IV	31.00 - 35.00/hr.
Duplicating Machine Operator	14.00 - 15.00/hr.
EAP Coordinator	85.00/hr.
Electrician I	20.00 - 21.00/hr.
Electrician II	21.01 - 22.00/hr.
Electrician III	22.01 - 23.15/hr.
Electrician IV	23.16 - 24.32/hr.
Engineering Aide I	20.00/hr.
Engineering Aide II	22.50/hr.
Engineering Aide III	25.00/hr.
Environmental Analyst Part Time	20.00 - 40.00/hr.
Environmental Steward I	15.00/hr.
Environmental Steward II	15.50/hr.
Environmental Steward III	16.00hr
Environmental Steward IV	16.50/hr.
Environmental Steward V	18.75/hr.

Environmental Steward VI	21.35/hr.
Environmental Steward VII	23.35/hr.
Environmental Steward VIII	25.65/hr.
Environmental Steward IX	27.95/hr.
Environmental Steward X	30.40/hr.
Examiner I	17.00 – 20.00/hr.
Examiner II	20.00 – 23.00/hr.
Examiner III	23.00 – 25.00/hr.
Facilities Guard- HOURLY, up to 30 hrs./week	18.00-25.00/hr.
Fire Marshal Call-In	50.00/hr.
Fire Marshal I	15.00 - 16.00/hr.
Fire Marshal II	16.01 - 17.00/hr.
Fire Marshal III	17.01 - 18.00/hr.
Fire Marshal IV	18.01 - 19.00/hr.
Fire Marshal V	19.01 - 20.00/hr.
Fire Marshal VI	20.01 - 25.00/hr.
Fire Marshal VII	25.01 - 30.00/hr.
GIS Technician I/II/III, part time	22.00-27.00/hr.
Government Liaison Officer	50.00/hr.
Government Liaison Officer II	375.00/meeting
Groundskeeper	15.00 – 16.00/hr.
Guard I – HOURLY, up to 30 hrs./week	15.00 – 18.00/hr.
Guard II – HOURLY, up to 30 hrs./week	18.50 – 20.00/hr.
Guard III (Supervisor) – HOURLY, up to 30 hrs./week	20.50 - 22.00/hr.
Guard IV (LT.) – HOURLY, up to 30 hrs./week	22.50 – 25.00/hr.
Historian	16.00/hr.
Kennel Attendant I	15.00/hr.
Kennel Attendant II	15.50/hr.
Kennel Attendant III	16.00/hr.
Kennel Attendant IV	16.50/hr.
Laborer I	15.00/hr.
Laborer II	15.50/hr.
Laborer III	16.00/hr.
Laborer IV	16.50/hr.
Laborer V	17.00/hr.
Laborer VI	17.50/hr.
Laborer VII	18.00/hr.
Law Clerk	16.25/hr.
Law Intern I	15.00/hr.
Law Intern II	16.00/hr.
Law Intern III	17.00/hr.
Material Control Clerk	15.00/hr.
Medical Billing Agent	20.00 - 30.00/hr.
Medical Director-Drug Abuse Treatment	120.00 - 175.00/hr.
Micrographics Operator	15.00/hr.
Mini Bus Driver – up to 20 hrs./week	15.00-20.00/hr. contract
Neighborhood Aide	15.00/hr.
Ordinance Enforcement Officer I	15.00/hr.
Ordinance Enforcement Officer II	16.00/hr.
Ordinance Enforcement Officer III	17.00/hr.
Ordinance Enforcement Officer IV	18.00/hr.
Ordinance Enforcement Officer V	20.00/hr.
Ordinance Inspector I	15.00/hr.
Ordinance Inspector II	16.00/hr.
Ordinance Inspector III	17.00/hr.
Ordinance Inspector IV	18.00/hr.
Paralegal Assistant	18.00/hr.
Paralegal Assistant II	20.00/hr.
Park Attendant I	15.00 – 18.00/hr. plus 10% Night Differential
Park Attendant II	18.00 – 20.00/hr. plus 10% Night Differential
Park Ranger – HOURLY, up to 30 hrs./week	18.00 - 30.00/hr. plus 10% Night Differential

Parking Meter Officer	16.00 - 19.00/hr.
Part Time Fire Marshal Call-In	50.00/hr.
Part Time Maintenance Mechanic I	20.00- 45.00/hr.
Part Time Maintenance Mechanic II	20.00- 45.00/hr.
Part Time Maintenance Mechanic III	20.00- 45.00/hr.
Part Time Maintenance Mechanic IV	20.00- 45.00/hr.
Photo Technician	30.00/hr. (Effective 01/01/2022)
Planning Aide	18.00/hr.
Plumber I	16.00/hr.
Plumber II	17.00/hr.
Plumber III	18.00/hr.
Plumbing Inspector I	15.00/hr.
Plumbing Inspector II	16.00/hr.
Plumbing Inspector III	17.00/hr.
Plumbing Inspector IV	18.00/hr.
Plumbing Inspector V	20.00/hr.
Plumbing Inspector VI	25.00/hr.
Plumbing Inspector VII	30.00/hr.
Pole Inspector I	15.00/hr.
Pole Inspector II	16.00/hr.
Pole Inspector III	17.00/hr.
Program Aide I-HOURLY, up to 30 hrs./week	15.00/hr.
Program Aide II-HOURLY, up to 30 hrs./week	16.00/hr.
Program Aide III-HOURLY, up to 30 hrs./week	18.00/hr.
Program Aide IV-HOURLY, up to 30 hrs./week	20.00/hr.
Program Aide V-HOURLY, up to 30 hrs./week	22.00/hr.
Program Aide VI-HOURLY, up to 30 hrs./week	25.00/hr.
Program Aide VII-HOURLY, up to 30 hrs./week	30.00/hr.
Recreation Aides	15.00- 20,00
Recreation Specialist	15.00 - 30.00/hr.
Recreation Specialist-HOURLY, up to 30 hrs./week	30.00 - 85.00/hr.
Registered Nurse	40.00/hr.
Rental/Accessory Apartment Inspector I	15.00/hr.
Rental/Accessory Apartment Inspector II	20.00/hr.
Rental/Accessory Apartment Inspector III	25.00/hr.
Sanitation Inspector I	15.00/hr.
Sanitation Inspector II	16.00/hr.
Sanitation Inspector III	17.00/hr.
Seasonal Ordinance Enforcement Officer IV	17.00/hr.
Senior Bay Constable	15.00 - 20.00/hr.
Senior Citizen Specialist	18.00/hr.
Senior Clerk I	15.00/hr.
Senior Clerk II	16.00/hr.
Senior Clerk III	17.00/hr.
Senior Clerk IV	18.00 /hr.
Senior Park Ranger	15.00 - 20.00/hr.
Sign Language Interpreter	60.00/mtg.
Solid Waste Administrator-HOURLY, up to 30 hrs./week	50.00 - 85.00/hr.
Stenographer	15.00/hr.
Student Intern	15.00 – 18.00/hr.
Student Intern II	17.00/hr.
Switchboard Operator I	15.00/hr.
Switchboard Operator II	16.00/hr.
Switchboard Operator III	17.00/hr.
Switchboard Operator IV	18.00/hr.
Tax Clerk I	16.00/hr.
Tax Clerk II	17.00/hr.
Tax Clerk III	18.00/hr.
Tax Clerk IV	19.00/hr.
Tax Clerk V	20.00/hr.
Tax Clerk VI	21.00 /hr.

Tax Clerk VII	22.00/hr.
Tax Clerk VIII	23.00/hr.
Tax Receiver Office Guard	25.00 - 40.00/hr.
Town Investigator	20.00 - 50.00/hr.
Traffic Engineer I	25.00 - 35.00/hr.
Traffic Engineer II	35.00 - 45.00/hr.
Trainer for Health and Wellness	30.00/hr.
Veterinary Technician I	18.00/hr.
Veterinary Technician II	20.00/hr.
Veterinary Technician III	22.00/hr.
Veterinary Technician IV	25.00/hr.
Youth Counselor	15.20/hr.
Zoning Inspector I	15.00/hr.
Zoning Inspector II	16.00/hr.
Zoning Inspector III	17.00/hr.
Zoning Inspector IV	18.00/hr.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 296 APRIL 12, 2023
AMENDING THE TOWN OF BABYLON BACKGROUND CHECK POLICY

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon recommendation of the Town Attorney, that the Background Check Policy attached hereto is hereby adopted as amended.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

Town of Babylon

200 East Sunrise Highway, Lindenhurst, L.I., N.Y. 11757-2597
(631) 957-3029 • FAX (631) 957-3146

TOWN OF BABYLON BACKGROUND CHECK POLICY

I. PURPOSE & INTENT

In order to promote and preserve the safety and welfare of the people of the Town of Babylon (hereafter referred to as the “Town”) and the security of Town property this policy was created to:

1. Obtain disclosure and release information from and to perform background checks on prospective applicants for employment with the Town as set forth below;
2. Investigate the character of prospective applicants for employment with the Town by reviewing such applicant’s background history;
3. Determine whether individuals who desire to be Town employees are qualified to provide services for the Town; and
4. Ensure that the Town is in compliance with all local, state, and federal laws.

II. BACKGROUND CHECK

A. Fingerprinting

All applicants for Town employment, except for those individuals seeking seasonal and/or part-time employment with the Parks Department and any individuals under 21 years of age seeking part-time and/or seasonal employment with any Department other than the Department of Public Safety, shall be fingerprinted for the purpose of obtaining a criminal history report from the New York Division of Criminal Justice Services (DCJS). Such fingerprinting shall be conducted by Idemia Enrollment Services, which operates a statewide vendor-managed civil fingerprint capture system approved by DCJS.

Each applicant required to be fingerprinted shall schedule an appointment for fingerprinting at an Idemia live scan location. Each applicant shall bring an acceptable photo identification (i.e., a driver’s license, US Passport, or US Permanent Resident Card) to the fingerprinting location. The applicant is responsible for the \$88.25 fingerprinting fee which may be paid online or in person. Instructions for applicants regarding the fingerprinting process are annexed as Exhibit A.

Returning seasonal employees who have been fingerprinted for purposes of obtaining a background check will not be required to get a new background check as long as they are re-hired within one year of termination.

Sex Offender Registry

Although not required to be fingerprinted, all applicants for seasonal and/or part-time employment with the Parks Department will nonetheless be checked against the Sex Offender Registry maintained by DCJS.

B. Driver’s License Check

Each prospective employee who will be required to drive as part of his or her employment duties is subject to a driver’s license check. If the prospective employee’s driver’s license was issued from a state other than New York, it shall be the responsibility of the prospective employee to submit an abstract of his or her driver’s license from the issuing state. The application will not advance beyond the background check stage of the employment application process until the out-of-state driver’s license abstract has been submitted and reviewed.

III. GUIDELINES FOR REVIEW

A. Prior Convictions including Sexual Offenses

If any prospective employee has been convicted of a felony and/or a misdemeanor, the decision regarding his or her fitness for the position shall be made by the Town Attorney

by way of a case-by-case review using the factors contained in Article 23-A of the New York State Correction Law. Such factors include the following:

1. the nature and gravity of the offense or conduct,
2. the age of the individual at the time of occurrence of the criminal offense or offenses;
3. how the past conduct relates to the particular functions of the individual's job;
4. the length of time since the offending conduct; and
5. rehabilitation of the individual, if applicable.

B. Driving Record

For prospective employees requiring authorization to drive, the prospective employee will not be given authorization to drive if he or she has been found guilty of any of the following within the previous three years: speeding by driving more than 15 mph faster than the posted speed limit; operating a vehicle under the influence of alcohol or narcotics; passing a school bus; driving with a suspended, revoked or invalid license; reckless driving; or fleeing the scene of an accident.

In addition, a prospective employee will not be given authorization to drive if he or she has had any of the following within the previous three years: three or more moving violations within the last three years; two or more at-fault accidents within the last three years; or more than one at-fault accident and one moving violation combined within the last three years.

VI. INDIVIDUAL ASSESSMENT

In the event that a prospective employee has been convicted of a felony and/or a misdemeanor, the prospective full-time employee shall be given an opportunity to provide evidence of any mitigating circumstances prior to a decision being made concerning the individual's disqualification from service. Consideration shall also be given to any Certificate of Relief from Disabilities or Certificate of Good Conduct issued to the individual or other relevant evidence, including but not limited to:

1. the facts or circumstances surrounding the offense or relevant adverse conduct;
2. the number of offenses for which the individual was convicted;
3. age at the time of the conviction or release from prison;
4. rehabilitation efforts (i.e. education or training);
5. employment or character references;
6. evidence that the individual performed the same type of work, post adverse conduct/conviction/ with no known incidents of criminal conduct; and
7. whether the individual is bonded.

EXHIBIT A:

**INSTRUCTIONS FOR FINGERPRINTING AT AN IDEMIA
ENROLLMENT SERVICES LIVE SCAN LOCATION**

- All applicants are required to schedule an appointment for fingerprinting by going to Idemia's Universal Enrollment website at <https://uenroll.identogo.com> or by calling the Idemia toll-free call center at (877)472-6015. Appointment scheduling via the website is available all day every day and is the fastest and easiest way to schedule an appointment. Appointment scheduling via the call center is available from 9:00 am to 9:00 pm Monday through Saturday.
- The Town of Babylon will provide each applicant with a "service code" which is required to schedule an appointment. Alternatively, the service code can be obtained by logging onto Idemia's website and clicking on "Don't know your

service code?"

- The applicant will select a convenient location at which to get fingerprinted as part of the appointment registration scheduling process. To do so, the applicant will be asked to enter their City and State or their zip code, at which time a list of fingerprinting locations and available appointments closest to the entered search criteria will be displayed for selection.
- Payment options: An applicant can pay online during the appointment scheduling process using a bank account or a debit or credit card. Alternatively, an applicant can pay in person at the time of the fingerprinting appointment by bank check, certified check, money order, debit card or credit card. The total amount due for each applicant is \$88.25, which consists of DCJS's fee of \$75 and the Idemia vendor fee of \$13.50.
- Once an appointment has been made, the applicant must go to the fingerprint location and bring an acceptable photo identification document. Identified on the Idemia's website, these documents include a driver's license, a US passport or a US permanent resident card.
- At the fingerprinting location, the applicant's photo identification document will be reviewed, the fingerprints will be rolled and a photograph will be taken. Once the applicant has been fingerprinted, Idemia will send the fingerprints and photograph to DCJS for processing.
- Upon completion of this process, the applicant will be provided with duplicate receipts indicating the applicant's name, the fingerprinting site, the fee paid and the date and time of fingerprinting. One of those receipts shall be provided by the applicant to the Town of Babylon as proof of fingerprinting; the other receipt shall be retained by the applicant.
- Should DCJS reject a transaction due to poor image quality and require a reprinting, Idemia will contact the applicant and advise him/her that an appointment for reprinting must be scheduled. There is no additional cost for reprinting.

RESOLUTION NO. 297 APRIL 12, 2023
CONFIRMING MEMBERSHIP TO THE EAST FARMINGDALE
VOLUNTEER FIRE COMPANY, INC.

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:

Mohammed H. Mehraz	131 14 th Street West Babylon, NY 11704
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The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

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

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 298 APRIL 12, 2023
AUTHORIZING THE CEREMONIOUS CHANGING OF A STREET NAME

WHEREAS, Yvonne Holder Robinson was a resident of Wyandanch. She was Vice President of the Wyandanch U.F.S.D, and served as a Democratic Poll inspector for over 20 years. Mrs. Holder Robinson also held the position with the NYS Child Care Council for over 30 years as a child care provider in the community of Wyandanch; and

WHEREAS, as a member of the Whole Truth Church of the Lord Jesus Christ for over 30 years, she was the church Secretary, a member of the Adult Choir, narrator of the radio broadcast, and she was the Director of the Summer Feeding Program; and

WHEREAS, Yvonne Holder Robinson loved and cared for others deeply. Because of her love for children, Sis. Yvonne adopted her nephew Jayden and her niece Heaven after the passing of her husband's niece. She always dedicated her love and concern for the children and parents in the Community; and

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon authorizes the ceremonious changing of the name of a section of E. Booker Avenue from Straight Path to Schenectady Avenue, Wyandanch, to “Yvonne Holder Robinson Memorial Way;” and be it further

RESOLVED, the Town of Babylon Department of Public Works shall install signs above the current street signs stating “Yvonne Holder Robinson Memorial Way.”

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 299 APRIL 12, 2023
AUTHORIZING THE CEREMONIOUS CHANGING OF A STREET NAME

WHEREAS, Sam and Marlana Gershowitz were united in marriage on January 1, 1967. Over the course of their marriage, Sam and Marlana have raised a beautiful and loving family of three children: Kevin Gershowitz, Elliot Gershowitz (twins) and Pamela Abrams; and

WHEREAS, Sam Gershowitz is the Founder of Gershow Recycling. With the help of Marlana, Gershow Recycling is one of Long Island's oldest and most successful environmental companies whose mission is: Conserving the Future by Recycling the Past, and

WHEREAS, Gershow Recycling is a third-generation family business with sons Kevin and Elliot running the day-to-day operations, son-in-law Jonathan and grandson Alexander are also part of the company; and

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon authorizes the ceremonious changing of the name of a section of Central Avenue, between New Highway and Wellwood Avenue, to "Sam and Marlana Gershowitz Way;" and be it further

RESOLVED, the Town of Babylon Department of Public Works shall install signs above the current street signs stating "Sam and Marlana Gershowitz Way."

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 300 APRIL 12, 2023
AUTHORIZING THE CEREMONIOUS CHANGING OF A STREET NAME

WHEREAS, Frank Clark is a resident of Deer Park; and

WHEREAS, at the age of 19, Frank Clark joined the US Navy. He served as a signalman on 3 ships: The USS Pollux, USS Mispillion and the USS Delta from 1957-1961; and

WHEREAS, Frank met Carol and they wed in 1962. It was in 1967 that they found the beautiful hamlet of Deer Park where they lived and raised their 4 daughters at 35 West 23rd Street.

WHEREAS, Frank felt so compelled to protect his community and its families that he joined the Deer Park Fire Department in 1972. During his many years of service, he was named “Fireman of the Year” twice in 1974 and 1975.

WHEREAS, Frank’s love for this town and its people drove him to start a neighborhood watch group where he, along with his dedicated neighbors, helped the SCPD protect our community on 22nd and 23rd Streets between Long Island Avenue and Grand Boulevard.

WHEREAS, Frank has been an active partner with the Town of Babylon for 50 years in helping to protect “Geiger Lake Property” from trespassers and vandalism

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon authorizes the ceremonious changing of the name of West 23rd St. from Lake Ave. to Grand Blvd., to “Frank Clark Way;” and be it further

RESOLVED, the Town of Babylon Department of Public Works shall install signs above the current street signs stating “Frank Clark Way.”

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 301 APRIL 12, 2023
PROCLAIMING FRIDAY, APRIL 28, 2023, AS ARBOR DAY
IN THE TOWN OF BABYLON**

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

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

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

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

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

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

WHEREAS, the Town of Babylon has been recognized as a Tree City USA by the National Arbor Day Foundation for thirty (30) years and desires to continue its tree-planting practices.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby proclaim Friday, April 28, 2023 as Arbor Day in the Town of Babylon.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 302 APRIL 12, 2023
PROCLAIMING MAY 14, 2022, AS APRAXIA AWARENESS DAY**

WHEREAS, childhood apraxia of speech (CAS) causes children to have significant difficulty learning to speak and is among the most severe speech deficits in children; and

WHEREAS, the act of learning to speak comes effortlessly to most children, those with apraxia require early, appropriate, and intensive speech therapy, often for many years to learn to speak; and

WHEREAS, without appropriate speech therapy intervention, children with apraxia will have diminished communication skills, but are also placed at high risk for secondary impacts in reading, writing, spelling, and other school-related skills; and

WHEREAS, that such primary and secondary impacts diminish future independence and employment opportunities and challenge the ability to become productive, contributing citizens if not resolved or improved; and

WHEREAS, public awareness about childhood apraxia of speech in the Town of Babylon is essential for families of children with this neurological disorder and the professionals who support them to achieve the needed services for those learning to use their own voice; and

WHEREAS, our highest respect goes to these children, as well as their families, for their effort, determination, and resilience in the face of such obstacles; and be it

RESOLVED, that May 14th is “Apraxia Awareness Day” in the Town of Babylon, and citizens of the Town of Babylon and surrounds are encouraged to work within their communities to increase awareness and understanding of Childhood Apraxia of Speech.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 303 APRIL 12, 2023
PROCLAIMING FRIDAY, JUNE 2, 2023, AS
GIRL SCOUT GOLD AWARD ASHLEY BECK DAY**

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

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

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

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

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

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

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Ashley Beck its congratulations on her successful completion and achievement of the Gold Award and does proclaim Friday, June 2, 2023 as Girl Scout Gold Award Ashley Beck Day.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 304 APRIL 12, 2023
PROCLAIMING SATURDAY, JUNE 3, 2023, AS
GIRL SCOUT GOLD AWARD DANIELA SCHIERLE DAY**

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

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

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

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

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

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

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Daniela Schierle its congratulations on her successful completion and achievement of the Gold Award and does proclaim Saturday, June 3, 2023 as Girl Scout Gold Award Daniela Schierle Day.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 305 APRIL 12, 2023
REFERRING APPLICATION FOR A PARADE FOR THE SUFFOLK COUNTY
CARIBBEAN AMERICAN CULTURAL ASSOCIATION TO THE BOARD OF
GRIEVANCES AND APPEALS

WHEREAS, the Suffolk County Caribbean American Cultural Association has requested permission to hold a parade on Saturday, September 16, 2023, within the Town of Babylon; and

WHEREAS, pursuant to Section 93-2 of the Town Code, the Town Board of the Town of Babylon desires to refer the aforementioned applicant to the Board of Grievances and Appeals.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon hereby refers the Suffolk County Caribbean American Cultural Association to the Board of Grievances and Appeals regarding the application for a parade on Saturday, September 16, 2023.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 306 APRIL 12, 2023
TOWN BOARD ENVIRONMENTAL DETERMINATION EXTENSION OF
TEMPORARY WAIVER OF FEES IN REFERENCE TO A LOCAL LAW OF 2021
CHAPTER 213-562, ZONING, ARTICLE XIV GRAND CANAL BOAT BERTH
DISTRICT AMERICAN VENICE OF THE CODE OF THE TOWN OF BABYLON

WHEREAS, the Town Board of the Town of Babylon adopted Local Law Number 5 of 2021, Chapter 213-562, Zoning Article XIV, the Grand Canal Boat Berth District on July 21st, 2021; and

WHEREAS, the Local Law code involves the regulation and specifying the permitted uses of the deeded waterfront parcels in the Grand Canal area of American Venice in the Town of Babylon and as identified on the recent changes to the Town of Babylon Zoning Map; and

WHEREAS, the proposed Local Law seeks to promote the more orderly use of these parcels and to limit improvements to those specifically related to boat dockage and waterfront use and access; and

WHEREAS, the Town Board of the Town of Babylon would like to see a rapid improvement in the appearance and uses on the deeded waterfront parcels; and

WHEREAS, it is the Town Board of the Town of Babylon's belief that a temporary waiver of building application and permit fees and solid waste disposal fees will help accomplish this goal; and

WHEREAS, the Town Board of the Town of Babylon has determined that the temporary waiver of application and building permit and solid waste disposal fees is a Type II Action pursuant to the State Environmental Quality Review Act (SEQRA) and the Town of Babylon Environmental Quality Review Act (TOBEQRA) and no further action is required pursuant to SEQRA and TOBEQRA; and

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon hereby directs:

1. The Commissioner of the Department of Planning and Development to continue to waive Application and Building Permit Fees in accordance with Section 49-20 of the Code of the Town of Babylon in connection with improvements on the deeded dock slips as shown on the Town of Babylon Zoning Map; Grand Canal Boat Berth District and Grand Canal Boat Berth District Parking Allowed, subject to the requirements of Chapter 213-562 Zoning, Article XIV, the Grand Canal Boat Berth District and hereby extends the current expiration date of the building permit and application fee waivers now in effect, from June 1, 2023 to June 1, 2024.
2. The Commissioner of the Department of Environmental Control to continue to waive disposal fees for solid waste in accordance with Section 135-5 of the Code of the Town of Babylon regarding the cleanup and removal of solid waste including derelict boats in connection with the deeded dock slips as shown on the Town of Babylon Zoning Map; Grand Canal Boat Berth District and Grand Canal Boat Berth District Parking Allowed, subject to the requirements of Chapter 213-562 Zoning, Article XIV, and hereby extends the current expiration date of the disposal fee waivers now in effect, from June 1, 2023 to June 1, 2024.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 307 APRIL 12, 2023
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

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held at the Babylon Town Hall, 200 Eat Sunrise Highway, North Lindenhurst, NY 11757, on the 26th day of April, 2023, at 3:00 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 annexed Exhibit “A”; and be it further

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

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above 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 rd Street at Pacific Street	NA	Stop	East/West on 43 rd 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. 308 APRIL 12, 2023
SCHEDULING A PUBLIC HEARING ON DESIGNATING THE PREMISES KNOWN
AS 354 COMMACK ROAD, DEER PARK, NY 11729, SCTM#0100-066.00-02.00-019.001,
A PUBLIC NUISANCE, AUTHORIZING THE BOARDING UP OF SAID PREMISES
AND AUTHORIZING THE TOWN ATTORNEY TO COMMENCE LITIGATION

BE IT RESOLVED, by the Town Board of the Town of Babylon that a Public Hearing be held on the 26th day of April, 2023 at 3:00 p.m., prevailing time, at Babylon Town Hall, 200 E. Sunrise Hwy, N. Lindenhurst, NY 11757, to consider the whether the premises located at 354 Commack Road, Deer Park, NY 11729, SCTM#0100-066.00-02.00-019.001 is a public nuisance pursuant to the Town Code of the Town of Babylon Article III, Chapter 165, Public Nuisances; and be it further

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

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 309 APRIL 12, 2023
AUTHORIZING AMENDMENT TO SUBRECIPIENT AGREEMENT BETWEEN THE
TOWN OF BABYLON AND VILLAGE OF BABYLON FOR USE OF COMMUNITY
DEVELOPMENT BLOCK GRANT FUNDS

WHEREAS, the Town and the Village of Babylon entered into a Subrecipient Agreement for the purpose of using Community Development Block Grant funds for residents of the Town of Babylon; and

WHEREAS, pursuant to the Subrecipient Agreement, any amendment to the Subrecipient Agreement must be approved by the Town Board; and

WHEREAS, the Town and the Village of Babylon are desirous of amending the Subrecipient Agreement to change the scope of work, and to include the Village of Babylon's 2022 Community Development Block Grant funding allocation in the amount of Forty-Four Thousand Eight Hundred Three Dollars and 5/00 (\$44,803.05) to perform Community Development Block Grant-eligible infrastructure improvements; and

BE IT RESOLVED, by the Town Board of the Town of Babylon, that the Supervisor be and is hereby authorized to execute an Amendment to the Subrecipient Agreement between the Town of Babylon and the Village of Babylon for use of Community Development Block Grant funds, subject to review by the Town Attorney as to content and form.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 310 APRIL 12, 2023
AUTHORIZING THE SUPERVISOR TO EXECUTE A CORRECTION DEED AND
IDEMNIFICIATION AND HOLD HARMLESS AGREEMENT

WHEREAS, the Town of Babylon transferred 515 Jackson Avenue in the Hamlet of Lindenhurst, Town of Babylon, County of Suffolk, state of New York and formerly identified in the Suffolk County Tax Map as number 0100-201.00-01.00-066.002 and now identified in the Suffolk County Tax Map as number 0100-201.00-01.00-090.001 to 515 Jackson Ave LLC; and

WHEREAS, certain restrictions on the deed effects the property's marketability; and

WHEREAS, in consideration of such effect the Town authorizes the Supervisor to sign a correction deed removing such restriction and authorizing him to execute an indemnification and hold harmless agreement with the transferee,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor be and he is hereby authorized to execute a correction deed and an indemnification and hold harmless agreement; and be it further

RESOLVED, that the deed and agreement shall be subject to the approval of the Town Attorney as to form and content; and be it further

RESOLVED, that this resolution is subject to the Town's Policies pertaining to Property and New York State Law and shall take effect immediately; and be it further

RESOLVED, that this resolution shall take effect immediately.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 311 APRIL 12, 2023
AUTHORIZING THE SUPERVISOR TO EXECUTE A LEASE AGREEMENT WITH
ITAV-NURSE PRACTITIONER FAMILY HEALTH PLLC

WHEREAS, the Town of Babylon is desirous of executing a lease agreement with the ITAV-Nurse Practitioner Family Health PLLC on the premises located at 455 Albany Avenue, Amityville, New York, located in Suffolk County, New York, for a period of one (1) year, to commence immediately with an option at the Town of Babylon's discretion to renew for a subsequent one (1) year period; and

WHEREAS, the ITAV-Nurse Practitioner Family Health PLLC shall pay the annual rent of TWELVE THOUSAND and 00/100 (\$12,000.00) Dollars and said rent to be paid in equal monthly payment of ONE THOUSAND and 00/100 (\$1,000.00) Dollars in advance on the 1st day of each and every month,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon that the Supervisor be and he is hereby authorized to execute a lease agreement with the ITAV-Nurse Practitioner Family Health PLLC on the premises located at 455 Albany Avenue, Amityville, New York, located in Suffolk County, New York, for a period of one (1) year, to commence immediately with an option at the Town of Babylon's discretion to renew for a subsequent one (1) year period and ITAV-Nurse Practitioner Family Health PLLC shall pay the annual rent of TWELVE THOUSAND and 00/100 (\$12,000.00) Dollars and said rent to be paid in equal monthly payment of ONE THOUSAND and 00/100 (\$1,000.00) Dollars in advance on the 1st day of each and every month; and be it further

RESOLVED, that the lease shall be subject to the approval of the Town Attorney as to form and content; and be it further

RESOLVED, that this resolution is subject to the Town's Policies pertaining to Property and New York State Law and shall take effect immediately; and be it further

RESOLVED, that this resolution is subject to a permissive referendum and the Town Clerk is hereby directed to publish notice of adoption of this resolution in an official newspaper of the Town.

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 312 APRIL 12, 2023
AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL
AGREEMENT BETWEEN THE VILLAGE OF LINDENHURST
AND THE TOWN OF BABYLON

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 on behalf of the Town of Babylon with the Village of Lindenhurst, in order to facilitate the reconstruction of Strong Avenue, from Hoffman Avenue to Montauk Highway, within the Village of Lindenhurst; and be it

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

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 313 APRIL 12, 2023
AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER MUNICIPAL
AGREEMENT BETWEEN THE VILLAGE OF LINDENHURST
AND THE TOWN OF BABYLON

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 on behalf of the Town of Babylon with the Village of Lindenhurst, in order to facilitate the reconstruction of Frank Street, from North Queens Avenue to Route 109, within the Village of Lindenhurst; and be it

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

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 314 APRIL 12, 2023
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AUTHORIZING SALE OF
TOWN OWNED PROPERTY AT 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

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 26th day of April, 2023, at 3:30 p.m., prevailing time, for the Town Board of the Town of Babylon to consider conveying to the aforementioned Straight Path and Long Island Avenue parcels of property known as SCTM #0100-057.00-01.00 (including parts of such tax lots and intended to be combined into a single tax lot prior to conveyance) for a total consideration 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 Communities – L, LLC 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, and be it further

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

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

RESOLUTION NO. 315 APRIL 12, 2023
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AUTHORIZING SALE OF
TOWN OWNED PROPERTY ON THE NORTHERLY SIDE OF COMMONWEALTH
DRIVE, WYANDANCH, NEW YORK (SITE N), APPROXIMATELY 400 FEET
EASTERLY FROM THE NORTHEAST CORNER OF STRAIGHT PATH AND
COMMONWEALTH DRIVE, PART OF MULTIPLE TAX LOTS IN DISTRICT 0100,
SECTION 057.00, BLOCK 01.00, TO WR COMMUNITIES – N, LLC

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 26th day of April, 2023, at 3:30 p.m., prevailing time, for the Town Board of the Town of Babylon to consider conveying to the aforementioned Commonwealth Drive parcels of property known as SCTM #0100-057.00-01.00 (including parts of such tax lots and intended to be combined into a single tax lot prior to conveyance) for a total consideration equal to the sum of \$2.53 per square foot of commercial/non-residential space in the building to be constructed thereon by WR Communities – N, LLC 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, and be it further

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

The above **Consensus Agenda Resolution** was offered by Councilman Manetta and seconded by Councilman Gregory

VOTES: 5 YEAS: 5 NAYS: 0

The above resolution was thereupon declared duly adopted.

**RESOLUTION NO. 316 APRIL 12, 2023
AUTHORIZING CHANGE ORDER NOS. 1 -3 IN THE CONTRACT
WITH BENSIN CONTRACTING, INC. FOR BID NO.22G49
REFURBISHMENT TO VENETIANS SHORES SPRAY PARK & FILTER ROOM**

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

WHEREAS, Bid No.22G49, Refurbishment to Venetian Shores Spray Park & Filter, was awarded to Bensin Contracting, Inc. pursuant to Resolution No. 700 of August 31, 2022, for a total contract amount of ONE MILLION, NINE HUNDRED NINETY THREE THOUSAND (\$1,993,000.00) DOLLARS; and

WHEREAS the Change Order Committee convened on March 15, 2023, with the Chief of Staff, Deputy Chief of Staff, Town Attorney, Comptroller, and Commissioner of General Services in attendance to review Change Order Nos.1-3.

CO No.1 Remove & Replace defective valves and equipment as requested	\$101,585.00
CO No. 2 Remove existing 30 HP booster pump and replace with spare pump provided by the Town	\$9,947.50
CO No. 3 Remove & Replace existing defective chemical controller	\$7,670.50
Credit to Contingency	(\$60,000.00)
TOTAL CHANGE ORDER NOS. 1-3	\$59,203.00

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Change Order Committee and Nelson + Pope, the Supervisor be and he is hereby authorized to execute Change Order Nos.1-3 in the amount of FIFTY NINE THOUSAND TWO HUNDRED AND THREE (\$59,203.00) DOLLARS, increasing the total contract amount to TWO MILLION, FIFTY TWO THOUSAND, TWO HUNDRED AND THREE (\$2,052,203.00) DOLLARS.

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. 317 APRIL 12, 2023
AUTHORIZING THE TRANSFER OF AMERICAN RESCUE PLAN MONEY
TO THE WYANDANCH FIRE COMPANY, INC.

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

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 transferring funds to a constituent units of government pursuant to Section 603(c)(3); and

WHEREAS, the Town has determined that assisting the Wyandanch Fire Company, Inc. in the construction of roof at Station 2 on Main Ave and replacing outdated security cameras in their three buildings 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 shall enter into an agreement with the Wyandanch Fire Company, Inc. and transfer \$100,000.00 in total: \$50,000 a roof at Station 2 on Main Ave and \$50,000 to replace outdated security cameras in their three buildings; 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 to exceed \$100,000.00 to the Wyandanch Fire Company, Inc. 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 Wyandanch Fire Company, Inc. accepting the transfer, 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 Town Supervisor 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. 318 APRIL, 2023
AUTHORIZING THE GRANT OF AMERICAN RESCUE PLAN MONEY
TO QUALIFIED ENTITIES PROVIDING PROGRAMATIC SUPPORT

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

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 entities that provide programs to the Town of Babylon and its resident is in the public good; and

WHEREAS, Viscel C. Moore has been appointed by the Town Board to collect and review applications of such entities; and

WHEREAS, based on those applications Mrs. Moore recommends the corresponding grant award:

Lindenhurst Moose Lodge 1421	49,500.00
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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 to the businesses listed above 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. 319 APRIL 12, 2023
ADOPTING LOCAL LAW OF 2023
AMENDING THE CODE OF THE TOWN OF BABYLON,
CHAPTER 47 (PERSONNEL POLICIES), ARTICLE VII
(FINGERPRINTING AND BACKGROUND CHECKS)

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

WHEREAS, the Town Board of the Town of Babylon duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst NY 11757 on the 12th day of April, 2023 upon the question of the enactment of Local Law No. 10 of 2023 of the Town of Babylon, Suffolk County, New York, being such a local law; and

WHEREAS, in accordance with Part 617.5(c.)(26), State Environmental Quality Review (SEQR), the adoption of this local law is classified a Type II Action and not subject to environmental review under SEQR; and

NOW, THEREFORE, be it

RESOLVED AND ORDAINED, by the Town Board of the Town of Babylon, that Local Law 10 of 2023 of the Town of Babylon, Suffolk County, New York, is hereby enacted as follows and is effective upon its filing with the New York State Department of State:

LOCAL LAW 10 OF 2023
AMENDING THE CODE OF THE TOWN OF BABYLON

ADD as follows:

CHAPTER 47
PERSONNEL POLICIES
ARTICLE VII
FINGERPRINTING AND BACKGROUND CHECKS

§ 47-24. Background checks; fingerprinting.

All prospective employees of the Town of Babylon shall be fingerprinted so that the Town may obtain a criminal history report from the New York State Division of Criminal Justice Services (DCJS). Each prospective employee shall submit proof that he or she has been electronically fingerprinted through a DCJS-approved Statewide Vendor-Managed Civil Fingerprint Capture System.

§ 47-25. Review of criminal history.

The Commissioner of Public Safety or his or her designee shall gather and review all information provided by DCJS in connection with a prospective employee's criminal history and provide a report to the Town Attorney in that regard.

§ 47-26. Candidate fitness.

If any prospective employee has been convicted of a felony and/or misdemeanor, the decision regarding his or her fitness for the position sought shall be made by the Town Attorney using the factors set forth in Article 23-A of the New York State Correction Law.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 320 APRIL 12, 2023
ACCEPTING A CREDIT AND ACCEPTING THE CONTRACT WITH W.H.M.
PLUMBING & HEATING CONTRACTORS, INC. FOR BID NO.21G26P -
INSTALLATION OF NEW HVAC SYSTEM AT TOWN HALL PHASE III & IV,
PLUMBING CONSTRUCTION AS COMPLETE AND ACCEPTABLE

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

WHEREAS, Bid No.21G26P - Installation of New HVAC System at Town Hall, Phase III & IV, Plumbing Construction was awarded to W.H.M. Plumbing & Heating Contractors, Inc. pursuant to Resolution No.419 of July 7, 2021, for a total contract amount of THREE HUNDRED SIXTY ONE THOUSAND, FIVE HUNDRED EIGHTY (\$361,580.00) DOLLARS; and

WHEREAS, Change Order No.1 was authorized pursuant to Resolution No.634 of October 13, 2021, which resulted in no change to the contract amount of THREE HUNDRED SIXTY ONE THOUSAND, FIVE HUNDRED EIGHTY (\$361,580.00) DOLLARS; and

WHEREAS, Change Order No.2 was authorized pursuant to Resolution No.323 of April 13, 2022; and

WHEREAS, a credit is due in the amount of TWELVE THOUSAND, FIVE HUNDRED TWENTY SIX AND 40/100 (\$12,526.40) DOLLARS for unused contingency; and

WHEREAS, the Commissioner of General Services, the Purchasing Director, the Commissioner of Department of Public Works and Nelson + Pope have deemed all work performed by W.H.M. Plumbing & Heating Contractors, Inc. pursuant to Bid No.21G26P as complete and acceptable.

NOW, THEREFORE, be it

RESOLVED, that the credit due from W.H.M. Plumbing & Heating Contractors, Inc. in the amount of TWELVE THOUSAND, FIVE HUNDRED TWENTY SIX DOLLARS AND 40/100 (\$12,526.40) be and is hereby accepted decreasing the total contract amount to FOUR HUNDRED FORTY SEVEN THOUSAND, FIVE HUNDRED FORTY NINE AND 65/100 (\$447,549.65) DOLLARS; and be it further

RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Purchasing Director, the Commissioner of Department of Public Works and Nelson + Pope, all work performed by W.H.M. Plumbing & Heating Contractors, Inc. pursuant to Bid No.21G26P be and is hereby accepted as complete and acceptable at a final contract price of FOUR HUNDRED FORTY SEVEN THOUSAND, FIVE HUNDRED FORTY NINE AND 65/100 (\$447,549.65) DOLLARS.

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. 321 APRIL 12, 2023
AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE
STRUCTURE, LOCATED AT 358 SUNRISE HWY, WEST BABYLON, NY 11704
SCTM NO. 0100-156.00-04.00-006.000

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

WHEREAS, a certain structure(s) located at **358 Sunrise Hwy, West Babylon, NY 11704**, bearing **SCTM# 0100-156.00-04.00-006.000** the windows and doors 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 and board up of the premises located at **358 Sunrise Hwy., West Babylon, NY bearing SCTM # 0100-156.00-04.00-006.000** to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the inspector's report dated April 11, 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. 1031 of 2022, APRIL 12, 2023
DECLARING 15 IRVING ROAD, BEARING
SCTM# 0100-182.00-01.00-141.000 AMITYVILLE ABANDONED**

The following resolution was **TABLED** by Councilman Manetta
and seconded by Councilman Gregory

WHEREAS, a public was held at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 7th 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 May 10, 2023 Meeting.

RESOLUTION NO. 153 of 2023, APRIL 12, 2023
AUTHORIZING DEMOLITION AND REMOVAL OF UNSAFE STRUCTURES
LOCATED AT 41 CROWN STREET, DEER PARK, NY 11729 SCTM No. 0100-
090.00-01.00-092.000

The following resolution was **WITHDRAWN** by Councilman Gregory and seconded by Councilman McSweeney

WHEREAS, a certain structure, located at **41 Crown Street, Deer Park, NY**, bearing Suffolk County Tax Map No. **0100-090.00-01.00-092.000** is accessible to the public and has substantial accumulations of rubbish and debris on the property providing harborage for rodents, vermin and disease carrying insects, thereby presenting an imminent danger to the safety, health and welfare of the surrounding community residents; and

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

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

WHEREAS, the architect/professional engineer's report dated **January 16, 2023**, indicates the structures have become so deteriorated or dilapidated or has become so out of repair as to be dangerous, unsafe and unfit for human habitation therefore the demolition of the structures including removal of the foundation, is the most likely and prudent course of action,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structures including removal of the foundation, located at **41 Crown Street, Deer Park, NY**, A/K/A SCTM No. **0100-090.00-01.00-092.000**, 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 structures located at on the premises **41 Crown Street, Deer Park, NY**, A/K/A SCTM No. **0100-090.00-01.00-092.000**, 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 Three Hundred Dollars (\$300.00) 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 **WITHDRAWN**.