

A Regular Meeting of the Town Board, Town of Babylon, was held at the Town House, 200 East Sunrise Highway, Lindenhurst, NY on Wednesday, the 19th day of December, 2018 at 3:30 p.m. prevailing time.

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

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

*Thank you, please be seated.*

**The Town Clerk called the roll:**

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

1. A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 2, ARTICLE I, SECTION 2-1 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
2. A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 2, ARTICLE II, SECTION 2-2 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
3. A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 2, ARTICLE IV, SECTION 2-8 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
4. A PUBLIC HEARING IN REFERENCE TO AMENDING CHAPTER 3, ARTICLE II, SECTION 3-4 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES
5. A PUBLIC HEARING ON THE APPLICATION OF 1163 MONTAUK INC. FOR THE REZONING OF THE PARCELS OF LAND AT SCTM NO. 0100-193.00-04.00-055.000 & 060.000, LOCATED ON THE NORTH SIDE OF MONTAUK HIGHWAY, 210' WEST OF HAWKINS BLVD., COPIAGUE

**RESOLUTION NO. 864 DECEMBER 19, 2018  
ACCEPTING TOWN BOARD MINUTES**

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

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

December 5, 2018

VOTES: 5 \_\_\_\_\_ YEAS: 5 \_\_\_\_\_ NAYS: 0 \_\_\_\_\_

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 865 DECEMBER 19, 2018  
SCHEDULING A PUBLIC HEARING TO CONSIDER A PROPOSED  
RENEWAL OF FRANCHISE AGREEMENT WITH CABLEVISION SYSTEMS SUFFOLK CORPORATION ("CABLEVISION") FOR  
CABLE TELEVISION SERVICE WITHIN THE TOWN OF BABYLON**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 16<sup>th</sup> day of January, 2019 at 3:30 p.m., prevailing time, to consider a proposed renewal franchise agreement with Cablevision Systems Suffolk Corporation ("Cablevision") for cable television service within the Town of Babylon; and be it further

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

VOTES: 5 \_\_\_\_\_ YEAS: 5 \_\_\_\_\_ NAYS: 0 \_\_\_\_\_

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 866 DECEMBER 19, 2018  
SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING  
CHAPTER 2, ARTICLE II, SECTION 2-2 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 2<sup>nd</sup> day of January, 2019 at 3:30 p.m., prevailing time, to consider amending Chapter 2, Article II, Section 2-2 of the Town of Babylon Uniform Code of Traffic Ordinances as set forth in the annexed Exhibit "A"; and be it further

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

VOTES: 5 \_\_\_\_\_ YEAS: 5 \_\_\_\_\_ NAYS: 0 \_\_\_\_\_

The resolution was thereupon declared duly adopted.

**EXHIBIT "A"**

Chapter 2, Article II, Section 2-2  
[Traffic Regulations; Turning Movements; Prohibited Turns]  
**ADD to Schedule B:**

<u>Location</u>	<u>Hamlet</u>	<u>Controlling Traffic</u>	<u>Prohibited Turn</u>
North Delaware Avenue At Frank Street	NL	North/South on North Delaware Avenue	Turn on red
Frank Street at North Delaware Avenue	NL	North/South on Frank Street	Turn on red

**RESOLUTION NO. 867 DECEMBER 19, 2018**  
**SCHEDULING A PUBLIC HEARING IN REFERENCE TO AMENDING**  
**CHAPTER 3, ARTICLE II, SECTION 3-4 OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, that a Public Hearing be held at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 2<sup>nd</sup> day of January, 2019 at 3:30 p.m., prevailing time, to consider amending Chapter 3, Article II, Section 3-4 of the Town of Babylon Uniform Code of Traffic Ordinances as set forth in the annexed Exhibit "A"; and be it further

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**EXHIBIT "A"**

Chapter 3, Article II, Section 3-4  
 [Parking, Standing, and Stopping Restrictions Designated]

**ADD to Schedule K:**

<u>Name of Street/Side Location</u>	<u>Hamlet</u>	<u>Regulation</u>	<u>Hours/Days</u>
Muncie Road/ west side in front of house number 28 For a portion of the property frontage from a point 435 feet +/- South of Montauk Highway (NYS Route 27A) South for 80 feet +/-	WB	No Parking	All
Claremont Avenue/North Side in front of house number 413 For the property frontage of 35 feet +/-	WB	Handicapped Parking	All
Penndale Drive/North side in front of house number 10 For the property frontage of 35 feet +/-	NA	Handicapped Parking	All

**DELETE from Schedule K:**

Muncie Road/ west side in front of house number 28 For the property frontage From a point 435 feet +/- South of Montauk Highway (NYS Route 27A) South for 120 feet +/-	WB	No Parking	All
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**RESOLUTION NO. 868 JANUARY 16, 2018**  
**CONFIRMING MEMBERSHIP TO THE NORTH BABYLON VOLUNTEER FIRE COMPANY, INC.**

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

BE IT RESOLVED, that pursuant to Section 1402 of the Not-For-Profit Law of the State of New York, the following residents are duly elected in conformity with the By-Laws of the North Babylon Volunteer Fire Company, Inc., 20 Hale Road, North Babylon, New York:

Taylor Pottak	7 Broadway, North Babylon NY 11703
Mikell Spears	38 Herman Avenue, North Babylon NY 11703

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 869 DECEMBER 19, 2018**  
**TOWN BOARD ENVIRONMENTAL DETERMINATION THAT PLANNING BOARD JOB NO. 18-04E OF 1163 MONTAUK HIGHWAY INC., FOR THE REZONING OF THE PARCELS OF LAND AT SCTM NO. 0100-193.00-04.00-055.000 & 060.000, LOCATED ON THE NORTH SIDE OF MONTAUK HIGHWAY, 210' WEST OF HAWKINS BLVD., COPIAGUE WILL NOT HAVE A SIGNIFICANT ADVERSE IMPACT ON THE ENVIRONMENT**

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

WHEREAS, 1163 Montauk Inc., (the "Petitioner") has heretofore petitioned the Town Board of the Town of Babylon for a change of zone of certain properties which are located at SCTM Nos. 0100-193.00-04.00-055.000 & 060.000, further described on Schedule A attached hereto, located in the SC005 School District, from E Business District and C Residence District to MR Multiple Residence District, to construct two (2) two story residential buildings with a total of 16, one bedroom units, and associated improvements, and

WHEREAS, the Town Board of the Town of Babylon hereby declares its intent to be the lead agency for the application of 1163 Montauk, Inc., to rezone the premises to Multiple Residence and construct two separate buildings with a total of 16 one bedroom apartments, located on the north side of Montauk Highway, 210' west of Hawkins Boulevard, in the hamlet of Copiague identified by Suffolk County Tax Map No. 0100-193-04-055 & 0100-193-04-060 in accordance with the State Environmental Quality Review Act (SEQRA) and the Town of Babylon Environmental Quality Review Act (TOBEQRA); and

WHEREAS, the Department of Environmental Control is assisting the Town Board of the Town of Babylon in fulfilling its responsibilities under SEQRA and TOBEQRA; and

WHEREAS, in accordance with the requirements of 6NYCRR Sections 617.6 and 617.7, and Sections 114-6 and 114-7 of Chapter 114 of the Code of the Town of Babylon, the Department of Environmental Control has reviewed the Environmental Assessment Form with respect to the site plan, prepared by George Badger, Registered Architect, License No. 022890, dated January 11, 2018 and

WHEREAS, based upon review of the information submitted, the Department of Environmental Control has recommended a NEGATIVE DECLARATION be adopted; and

WHEREAS, the Town Board of the Town of Babylon has reviewed the available information and the recommendation of the Department of Environmental Control; and

WHEREAS, that the Town Board of the Town of Babylon classifies the action as an unlisted action with an uncoordinated review having been conducted; and

WHEREAS, that the Town Board of the Town of Babylon hereby independently determines the following:

1. The project site is located on surface waters that are part of the Great Neck Creek Watershed. The applicant will obtain a New York State Department of Environmental Conservation NYSDEC Freshwater Wetlands permit for both demolition and the new construction. Compliance with permit conditions developed by the NYSDEC will address potential impacts to the adjacent surface waters.
2. The project will be developed in conformance with Chapter 189 of the Code of the Town of Babylon Storm water Management and Erosion and Sediment Control requirements. This will address the storm water management and erosion and sediment control during construction. Post construction storm water management will address long term maintenance of the storm water infrastructure.
3. The subject site is located completely in the 100 Year Flood Zone. The development will be in conformance with all applicable Chapter 125 Flood Damage Control flood standards and all State Building Code requirements that pertain to Flood Damage Control.
4. Noise mitigation will be utilized for the construction of the multiple residence units.
5. The applicant will be following the Town of Babylon Policy on the Composition and Placement of Fill in the Town of Babylon to ensure that any material brought on the site meets environmental standards.
6. The project will not create a significant increase in traffic.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Babylon Board as lead agency hereby determines that the proposal by 1163 Montauk, Inc. will not have a significant adverse impact on the environment.

AND FURTHER BE IT, RESOLVED, that based upon the foregoing determination, the Town Board of the Town of Babylon hereby adopts a NEGATIVE DECLARATION, as required by the SEQRA AND TOBEQRA.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

SCHEDULE A

1163 Montauk Hwy., Copiague - Metes & Bound Description  
SCTM No 100-1934-55 & 60

All that certain, piece or parcel of land, with the buildings and improvements erected thereon, situate, lying, and being at Copiague, in the Town of Babylon, County of Suffolk, and State of New York, known and designated as Lots 2 - 10 incl., in Block 22 as shown on a certain map entitled "Map of Hawkins Estates, Section A", filed in the Office of the Clerk of Suffolk County on August 3, 1926 as and by Map No. 157, also shown on "Amended Map of Hawkins Estates, Section A, B, C & D", filed in the Office of the Clerk of Suffolk County on September 6, 1933 as and by Map No. 1143 and a described parcel, when taken together are more particularly bound and described as follows:

BEGINNING at a point on the northerly side of Montauk Highway (Merrick Rd, NYS Rte. 27A) distant 211.73 feet westerly from the corner formed by the intersection of the Northerly side of Montauk Highway, and the Westerly side of Hawkins Boulevard and from said point or place of Beginning;

Running thence Westerly along the Northerly side of Montauk Highway, Southerly South 83°00' 02" West a distance of 147.22 feet to a point;

Running thence Northerly North 06°59' 58" West a distance of 76.29 feet to a point,

Running thence Easterly North 82°38' 30" East a distance of 95.45 feet to a point,

Running thence Northerly North 08°32' 54" West a distance of 110.00 feet to a point,

Running thence Easterly, along land now or formerly Gonzalez and along the southerly side of Bergan Ave North 76°52' 40" East a distance of 245.00 feet to the westerly side of Hawkins Boulevard,

Running thence Southerly along the westerly side of Hawkins Boulevard South 13°07' 20" East a distance of 100.00 feet to a point;

Running thence Westerly South 76°52' 40" West a distance of 210.50 feet to a point,

Running thence Southerly South 13°07' 20" East a distance of 91.62 feet, to the Northerly side of Montauk Highway to the point or place of BEGINNING.

Containing therein 36,387.8 Sq. Ft. or 0.835 Ac.

**RESOLUTION NO. 870 DECEMBER 19, 2018**  
**GRANTING REZONING APPLICATION OF 1163 MONTAUK INC. FOR THE REZONING OF THE PARCELS OF LAND AT**  
**SCTM NO. 0100-193.00-04.00-055.000 & 060.000, LOCATED ON THE NORTH SIDE OF MONTAUK HIGHWAY, 210' WEST OF**  
**HAWKINS BLVD., COPIAGUE**

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

WHEREAS, 1163 Montauk Inc., (the "Petitioner") has heretofore petitioned this Board for a change of zone of certain properties which are located at SCTM Nos. **0100-193.00-04.00-055.000 & 060.000**, further described on Schedule A attached hereto, located in the SC005 School District, from E Business District and C Residence District to MR Multiple Residence District, to construct two (2) two story residential buildings with a total of 16, one bedroom units, and associated improvements, and

WHEREAS, a public hearing was held on said petition on December 5, 2018; and

WHEREAS, in accordance with Section 617.5(c)(9) State Environmental Quality Review (SEQR), this proposal involves the construction of two (2) two story residential buildings with a total of 16, one-bedroom units, and associated improvements and the Board has adopted a Negative Declaration and no further action is required pursuant to SEQR; and

WHEREAS, this proposed change of zone conforms to the Town of Babylon Comprehensive Plan,

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Babylon that the application of 1163 Montauk Inc., (the "Petitioner") for a change of zone of certain properties which are located at SCTM Nos. **0100-193.00-04.00-055.000 & 060.000**, further described on Schedule A attached hereto, located in the SC005 School District, from E Business District and C Residence District to MR Multiple Residence District be and the same hereby is granted, and further that the Zone Map of the Town of Babylon be and the same hereby shall be amended to reflect the zone change subject to the following conditions:

1. Subject to ZBA approval.
2. Subject to SCPC approval.
3. Subject to NYSDOT approval.
4. Owner/applicant shall comply with the Town of Babylon Stormwater Code (Chapter 189).
  - a. An Industrial Agreement must be signed.
  - b. Stormwater application fee must be submitted.
  - c. Contain all stormwater runoff on-site to Engineering requirements.
5. Address number, building number, or approved building identification to be placed in a position visible from the street.
6. As a minimum measure to reduce noise levels, applicant/owner to install sound insulation panels around all air-conditioning units, chillers, refrigeration units and sound insulation blankets around all air-handling units if required by the Town.
7. Owner to contribute to the fund for the installation and maintenance of emergency vehicle optical pre-emption equipment on traffic signals in the area. Estimated cost to be \$2,000.00.
8. All regulatory and warning signs are to adhere to the Manual of Uniform Traffic Control Devices for Streets and Highways specifications. All signs must also be fabricated using high-intensity retro reflective sheeting.
9. Construction will be conducted between the hours of 7am and 8pm on weekdays and between the hours of 9am and 4pm on Saturdays. No exterior construction will be permitted on Sundays, only interior construction. Construction activities on the site shall be in strict conformance with Chapter 156-9D of the Noise Code of the Town of Babylon.
10. The location of new transformers and water service devices shall be approved by the Town of Babylon Planning Department prior to installation and shall not be located adjacent to any roadways.
11. Sewer district and water saving plumbing fixtures to be utilized.
12. Subject to Highway, Engineering, and Fire Marshal requirements.
13. Audio/visual notifications for all alarms to be installed in all units.
14. Applicant/owner must obtain Energy Star certification for each unit as per Town Code Chapter 89, Article VI, § 89-79.

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

1. No exterior-mounted steel security gates or shutters permitted. Only interior-mounted mesh type security gates permitted.
2. The owner/operator is responsible for proper placement of refuse rollout, where additional garbage pickup due to inaccessibility will be a financial responsibility of owner/operator.
3. All site lighting to be contained on site and must conform to dark-sky lighting regulations.
4. Fire and smoke detection systems and carbon monoxide detectors should be installed in accordance with NFPA 72.
5. No outdoor speakers or paging systems.
6. The owner/developer is responsible for maintaining all site development improvements including, but not limited to the following: fire and smoke detection system, automatic fire sprinkler system, building, drainage, curbs, sidewalks, fencing, asphalt, landscaping, etc.
7. Owner/applicant shall comply with all NYS regulations for handicapped accessibility, including but not limited to handicapped ramps and handicapped parking spaces.
8. All noise generating equipment on-site including but not limited to heating ventilation and air conditioning (HVAC), chillers, refrigeration units, and compressors shall operate in conformance with Chapter 156 Town of Babylon Noise Code. In the event that any such equipment exceeds Chapter 156 standards immediate steps shall be taken to mitigate those noise levels.
9. All buildings, structures, signs, fences, and landscaping shall be maintained in accordance with all applicable codes and ordinances of the Town of Babylon, and violations thereof may be prosecuted and enforced in the same manner as provided therein.
10. No further development of the site without planning board approval.
11. No truck idling is permitted at any time. Owner to post signs "No idling of Engines – No Exceptions".
12. All refuse shall be contained within the perimeter and height of the refuse enclosure as approved by the site plan.
13. Maintenance access shall be in accordance with Section 189-8 of the Code of the Town of Babylon. The Town of Babylon shall be provided with access to the stormwater infrastructure at reasonable times for periodic inspection by the Town of Babylon and its officers to ensure that the infrastructure is maintained in proper working condition to meet design standards and any other provisions established by Chapter 189. This agreement shall be binding on all subsequent landowners.
14. Maintenance after construction shall be in accordance with Section 189-8 of the Code of the Town of Babylon. Stormwater management practices installed in accordance with Chapter 189 shall be operated and maintained to ensure that the goals of Chapter 189 are fully achieved. Proper operation and maintenance includes, at minimum, the following:
  - a. A preventive/corrective maintenance program for all critical facilities and systems of treatment and control (or related appurtenances) which are installed or used by the owner or operator to achieve the goals of Chapter 189. A written record

- or stormwater management system maintenance activities shall be established and maintained on site and be available for review by the Town of Babylon upon request.
- b. Written procedures for operation and maintenance and training new maintenance personnel shall be prepared and maintained on site and will be available for review by the Town of Babylon upon request.
  - c. Discharges from SMPs shall not exceed design criteria or contribute to water quality standard violations in accordance with § 189-8B of the Code of the Town of Babylon.
15. Upon completion of construction, any stormwater control structures impacted during construction shall be cleaned by the owner or operator. Routine maintenance of the stormwater infrastructure on the site will include the following:
    - a. Monitoring of the drainage inlets (catch basins) will be completed routinely, particularly after larger storm events and must be kept free from obstruction by leaves, trash, and other debris.
    - b. Drainage grates must be kept free from obstruction by leaves, trash, and other debris.
    - c. Drainage structure shall be inspected annually to determine if sediment removal is necessary to ensure that the drainage structures are properly functioning and that they permit adequate conveyance throughout the system. If applicable, the manufacturer's specifications for maintenance procedures and frequency must be strictly followed.
    - d. The drainage structures must be routinely monitored for the removal of surface sediment and trash.
    - e. Street sweeping of the parking areas shall be conducted at least four times annually to remove sediment that may impact the drainage infrastructure and additionally, as necessary due to storm events.
    - f. The grounds and parking area shall be inspected for litter monthly and any litter shall be removed as necessary.
  16. The entire building is to have a fully automatic fire sprinkler system installed pursuant to NFPA 13 and Section 213-235 of the Town Zoning Code and as required by the Fire Marshal.
  17. The Town of Babylon is not responsible for any damage to the curbs or light poles on site in connection with solid waste pick up.
  18. Twenty percent of units (3 units) shall be designated as workforce/affordable housing. Units to be scattered equally throughout the site. Affordable/workforce units shall be targeted to qualified households making 80% or less than the Suffolk County HUD income limits, which are updated annually. A recognized affordable housing provider shall be engaged by the owner/applicant to oversee the affordable component.
  19. Any attic space is not for habitable space and is for storage and utilities only.

BE IT FURTHER RESOLVED, that in case of any violation or attempted violation of any of the covenants by the owners or their lessees and failure of the owners to remedy any such violation within thirty (30) days after written notice by the Town, the Town shall have the right, on its own motion and after notice, to rescind said change of zone and the subject premises shall revert from E-Business District to B Residence District, and be it further

RESOLVED, that if the owners hereto, or any of them, their lessees, their heirs, successors, or assignees shall violate or attempt to violate any of the covenants or conditions required by the granting of this permit, it shall be lawful for the Town of Babylon to prosecute any proceedings at law or in equity, including but not limited to enforcement by way of injunctive relief; any remedies chosen by the Town Board to enforce any covenant, restriction or condition herein shall be cumulative and at the discretion of the Town Board as to how best to enforce such covenant, restriction or condition; the election of one method of enforcement shall not constitute a bar to electing any other method of enforcement permitted by law; and be it further,

RESOLVED, that the Town Clerk of the Town of Babylon be and hereby is authorized to publish a notice of said change of zone in one of the official newspapers of the Town of Babylon.

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

Councilman Manetta	Voting	Yea
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilwoman Gordon	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

#### **SCHEDULE A**

##### 1163 Montauk Hwy., Copiague - Metes & Bound Description SCTM No 100-1934-55 & 60

All that certain, piece or parcel of land, with the buildings and improvements erected thereon, situate, lying, and being at Copiague, in the Town of Babylon, County of Suffolk, and State of New York, known and designated as Lots 2 - 10 incl., in Block 22 as shown on a certain map entitled "Map of Hawkins Estates, Section A", filed in the Office of the Clerk of Suffolk County on August 3, 1926 as and by Map No. 157, also shown on "Amended Map of-Hawkins Estates, Section A, B, C & D", filed in the Office of the Clerk of Suffolk County on September 6, 1933 as and by Map No. 1143 and a described parcel, when taken together are more particularly bound and described as follows:

BEGINNING at a point on the northerly side of Montauk Highway (Merrick Rd, NYS Rte. 27A) distant 211.73 feet westerly from the corner formed by the intersection of the Northerly side of Montauk Highway, and the Westerly side of Hawkins Boulevard and from said point or place of Beginning;

Running thence Westerly along the Northerly side of Montauk Highway, Southerly South 83°00'02" West a distance of 147.22 feet to a point;

Running thence Northerly North 06°59'58" West a distance of 76.29 feet to a point,

Running thence Easterly North 82°38'30" East a distance of 95.45 feet to a point,

Running thence Northerly North 08°32'54" West a distance of 110.00 feet to a point,

Running thence Easterly, along land now or formerly Gonzalez and along the southerly side of Bergan Ave North 76°52'40" East a distance of 245.00 feet to the westerly side of Hawkins Boulevard,

Running thence Southerly along the westerly side of Hawkins Boulevard South 13°07'20" East a distance of 100.00 feet to a point;

Running thence Westerly South 76°52'40" West a distance of 210.50 feet to a point,

Running thence Southerly South 13°07'20" East a distance of 91.62 feet, to the Northerly side of Montauk Highway to the point or place of BEGINNING.

Containing therein 36,387.8 Sq. Ft. or 0.835 Ac.

**RESOLUTION NO. 871 DECEMBER 19, 2018**  
**TOWN BOARD ENVIRONMENTAL DETERMINATION DETERMINING FOR THE POLICY**  
**ON THE UTILIZATION OF PINE BARRENS CREDITS IN THE TOWN OF BABYLON**  
**WILL NOT HAVE A SIGNIFICANT ADVERSE IMPACT ON THE ENVIRONMENT**

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

WHEREAS, it had come to the attention of the Town Board of the Town of Babylon that the use of Pine Barrens Credits (PBC) to fulfill Suffolk County Department of Health Services (SCDHS) wastewater flow requirements had been increasing in the unsewered areas of the Town of Babylon; and

WHEREAS, the unlimited use of PBC in the Town of Babylon may have potential environmental impacts on the groundwater and surface waters in the Town of Babylon; and

WHEREAS, the Town Board of the Town of Babylon had adopted a moratorium to carefully analyze and consider the further use of PBC in the Town of Babylon; and

WHEREAS, the adoption of a Policy regarding the use of PBC in the Town of Babylon constitutes an Unlisted Action in accordance with the Town of Babylon Environmental Quality Review Act (TOBEQRA); and

WHEREAS, the Town Board of the Town of Babylon hereby declares its intent to be the lead agency for the adoption of a Policy regarding the use of PBC in the Town of Babylon, in accordance with the State Environmental Quality Review Act (SEQRA) and the TOBEQRA; and

WHEREAS, the Department of Environmental Control is assisting the Town Board of the Town of Babylon in fulfilling its responsibilities under SEQRA and TOBEQRA regarding the adoption of a Policy regarding the use of PBC in the Town of Babylon; and

WHEREAS, in accordance with the requirements of 6NYCRR Sections 617.6 and 617.7, and Sections 114-6 and 114-7 of Chapter 114 of the Code of the Town of Babylon, the Department of Environmental Control has reviewed the Environmental Assessment Form with respect to the adoption of a Policy regarding the use of PBC in the Town of Babylon; and

WHEREAS, based upon review of the information submitted and environmental review, the Department of Environmental Control has recommended that a NEGATIVE DECLARATION be adopted pursuant to TOBEQRA and SEQRA; and

WHEREAS, the Town Board of the Town of Babylon has reviewed the available information and the recommendation of the Department of Environmental Control; and

WHEREAS, that the Town Board of the Town of Babylon hereby independently determines the following:

1. A very carefully controlled, monitored and limited use of PBC by applicants for private development within the Town of Babylon can serve economic and jobs benefits while balancing potential adverse environmental impacts; and

2. The Town Board has carefully considered the use of PBC and determined that the following criteria shall be followed for development projects using PBC in the Town of Babylon;

A. The following Hamlets within the Town of Babylon shall be limited to 10 PBC:

- Deer Park
- North Babylon
- Wyandanch/Wheatley Heights
- West Babylon

B. If sewers become available for property that has been approved for the use of PBC, the subject property must connect to the sewer infrastructure within (six) 6 months of the sewers being available. A project sponsor for a development project shall cause the property owner to agree to a Covenant and Restriction to meet this requirement that shall run with the land.

C. The Town Board authorizes the Commissioner of Planning and Development (the "Commissioner"), the discretion to approve credits for a five (5) year period with a maximum limit of 10 credits for each unsewered Hamlet as described above. Upon fulfillment of all 10 credits for a Hamlet, the Commissioner or Town Board shall cause the program to be reviewed.

D. Each request to use PBC will be reviewed by the Pine Barrens Credit Review Committee (the "Committee") established by this policy and shall consist of a representative selected by the Town Attorney, Commissioner of Environmental Control Department and Commissioner of Planning and Development. For each request to use PBC, a recommendation will be made by the Committee to the Planning Commissioner who shall have the ultimate decision-making authority to determine whether PBC may be utilized for a development project. The Committee shall consider the economic benefit and environmental impacts of the use of PBC for a development project. An applicant shall exhaust all possible reasonable alternatives to the use of PBC before being granted the use of the PBC. The Committee shall keep a record of the number of PBC utilized during the 5-year period.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon as lead agency, hereby determines that the adoption of a Policy regarding the use of PBC in the Town of Babylon, will not have a significant adverse impact on the environment.

AND FURTHER BE IT

RESOLVED, that based upon the foregoing determination, the Town Board of the Town of Babylon hereby adopts a NEGATIVE DECLARATION, for the proposal for the adoption of a Policy regarding the use of PBC in the Town of Babylon as required by the SEQRA AND TOBEQRA.

VOTES: 5 \_\_\_\_\_ YEAS: 5 \_\_\_\_\_ NAYS: 0 \_\_\_\_\_

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 872 DECEMBER 19, 2018**  
**ADOPTING THE POLICY ON THE UTILIZATION**  
**OF PINE BARRENS CREDITS IN THE TOWN OF BABYLON**

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

WHEREAS, it had come to the attention of the Town Board of the Town of Babylon that the use of Pine Barrens Credits (PBC) to fulfill Suffolk County Department of Health Services (SCDHS) wastewater flow requirements had been increasing in the unsewered areas of the Town of Babylon; and

WHEREAS, the unlimited use of PBC in the Town of Babylon may have potential environmental impacts on the groundwater and surface waters in the Town of Babylon; and

WHEREAS, the Town Board of the Town of Babylon had adopted a moratorium to carefully analyze and consider the further use of PBC in the Town of Babylon; and

WHEREAS, the Town Board has determined that a very carefully controlled, monitored and limited use of PBC by applicants for private development within the Town of Babylon can serve economic and jobs benefits while balancing potential adverse environmental impacts; and

WHEREAS, the Town Board has carefully considered the use of PBC and determined that the following criteria shall be followed for development projects using PBC in the Town of Babylon;

1. The following Hamlets within the Town of Babylon shall be limited to 10 PBC:
  - Deer Park
  - North Babylon
  - Wyandanch/Wheatley Heights
  - West Babylon
2. If sewers become available for property that has been approved for the use of PBC, the subject property must connect to the sewer infrastructure within (six) 6 months of the sewers being available. A project sponsor for a development project shall cause the property owner to agree to a Covenant and Restriction to meet this requirement that shall run with the land.
3. The Town Board authorizes the Commissioner of Planning and Development (the "Commissioner"), the discretion to approve credits for a five (5) year period with a maximum limit of 10 credits for each unsewered Hamlet as described above. Upon fulfillment of all 10 credits for a Hamlet, the Commissioner or Town Board shall cause the program to be reviewed.
4. Each request to use PBC will be reviewed by the Pine Barrens Credit Review Committee (the "Committee") established by this policy and shall consist of a representative selected by the Town Attorney, Commissioner of Environmental Control Department and Commissioner of Planning and Development. For each request to use PBC, a recommendation will be made by the Committee to the Planning Commissioner who shall have the ultimate decision-making authority to determine whether PBC may be utilized for a development project. The Committee shall consider the economic benefit and environmental impacts of the use of PBC for a development project. An applicant shall exhaust all possible reasonable alternatives to the use of PBC before being granted the use of the PBC. The Committee shall keep a record of the number of PBC utilized during the 5 year period.

WHEREAS, the Town of Babylon Department, of Environmental Control, recommends that the Town of Babylon adopt this policy on the use of PBCs in the Town of Babylon

NOW, THEREFORE, be it

RESOLVED that the Town Board of the Town of Babylon adopts this resolution as the policy on the use of Pine Barrens Credits within the unsewered Hamlets of the Town of Babylon and creates a Pine Barrens Credit Review Committee to review applications for the use of Pine Barrens Credits as described herein.

VOTES: 5                      YEAS: 5                      NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 873 DECEMBER 19, 2018**  
**ADOPTING CHAPTER 2, ARTICLE I, SECTION 2-1**  
**OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES**

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

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 19th day of December, 2018 at 3:30 p.m. prevailing time, upon the question amending Chapter 2, Article I, Section 2-1 of the Town of Babylon Uniform Code of Traffic Ordinances

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

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

VOTES: 5                      YEAS: 5                      NAYS: 0

The resolution was thereupon declared duly adopted.

**EXHIBIT "A"**

Chapter 2, Article I, Section 2-1  
[Traffic Regulations; Installation of Traffic Control Signals]

**ADD to Schedule A:**

<u>Location</u>	<u>Hamlet</u>	<u>Description of Signal</u>
Melville Road at Dr. Frank A. Cipriani Drive (West Access to SUNY Farmingdale)	EF	Three Color

**RESOLUTION NO. 874 DECEMBER 19, 2018  
ADOPTING CHAPTER 2, ARTICLE II, SECTION 2-2  
OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES**

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

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 19th day of December, 2018 at 3:30 p.m. prevailing time, upon the question amending Chapter 2, Article II, Section 2-2 of the Town of Babylon Uniform Code of Traffic Ordinances

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

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**EXHIBIT "A"**

Chapter 2, Article II, Section 2-2  
[Traffic Regulations; Turning Movements; Prohibited Turns]

**ADD to Schedule B:**

<u>Location</u>	<u>Hamlet</u>	<u>Controlling Traffic</u>	<u>Prohibited Turn</u>
Broadway Avenue (Route 110) at address 827 (Currently 7-11) West Driveway at Brefni Street	NA	North exiting Parking Lot onto Brefni Street	Left
Melville Road at Dr. Frank A. Cipriani Drive (SUNY Farmingdale)	EF	West on Melville Road	Turn on red

**RESOLUTION NO. 875 DECEMBER 19, 2018  
ADOPTING CHAPTER 2, ARTICLE IV, SECTION 2-8  
OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES**

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

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 19th day of December, 2018 at 3:30 p.m. prevailing time, upon the question amending Chapter 2, Article IV, Section 2-8 of the Town of Babylon Uniform Code of Traffic Ordinances

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

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**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>
Arnold Avenue at Albin Avenue	WB	Stop	Southeast/Northwest on Arnold Avenue
7 <sup>th</sup> Street at 9 <sup>th</sup> Avenue	WB	Stop	East/West on 7 <sup>th</sup> Street

**RESOLUTION NO. 876 DECEMBER 19, 2018  
ADOPTING CHAPTER 3, ARTICLE II, SECTION 3-4  
OF THE TOWN OF BABYLON UNIFORM CODE OF TRAFFIC ORDINANCES**

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

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 19th day of December, 2018 at 3:30 p.m. prevailing time, upon the question amending Chapter 3, Article II, Section 3-4 of the Town of Babylon Uniform Code of Traffic Ordinances

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

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**EXHIBIT "A"**

Chapter 3, Article II, Section 3-4

[Parking, Standing, and Stopping Restrictions Designated]

**ADD to Schedule K:**

<u>Name of Street/Side</u> <u>Location</u>	<u>Hamlet</u>	<u>Regulation</u>	<u>Hours/ Days</u>
Ralph Avenue/North side From the corner of Cedar Street east for a total distance of 175 feet +/-	CO	No Parking	7 AM to 6 PM Monday to Friday
Cedar Street/East side From the corner of Ralph Avenue north for a total distance of 110 feet +/-	CO	No Parking	7 AM to 6 PM Monday to Friday
East 5 <sup>th</sup> Street/West side From the corner of Golden Avenue north to terminus for a total distance of 200 feet +/-	DP	No Parking	All

**Delete from Schedule K:**

East Santa Barbara Road/East side From the south to north curb line at the east end of roadway, a distance of 45 feet +/-	CO	No Parking	
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**RESOLUTION NO. 877 DECEMBER 19, 2018**

**AUTHORIZING THE SUPERVISOR TO EXECUTE THE SIXTH AMENDMENT TO THE COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY SUBRECIPIENT AGREEMENT WITH THE HOUSING TRUST FUND CORPORATION, A DIVISION OF THE GOVERNOR'S OFFICE OF STORM RECOVERY**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, that the Supervisor be and he hereby is authorized to execute a Sixth Amendment to the Community Development Block Grant Disaster Recovery Subrecipient Agreement with The Housing Trust Fund Corporation, a Division of the Governor's Office of Storm Recovery; and be it further

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 878 DECEMBER 19, 2018**

**AUTHORIZING THE SUPERVISOR TO EXECUTE THE FIRST AMENDMENT TO THE AGREEMENT WITH THE CHILD CARE COUNCIL OF SUFFOLK INC.**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, that the Supervisor be and he hereby is authorized to execute a First Amendment to the Agreement with The Child Care Council of Suffolk Inc., to extend the date of any payment requests from October 1, 2018 to December 31, 2018; and be it further

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 879 DECEMBER 19, 2018**

**AUTHORIZING AN AMENDMENT TO THE FISCAL YEAR 2018 COMMUNITY DEVELOPMENT USE OF FUNDS STATEMENT, AND THE FISCAL YEAR 2018 ANNUAL UPDATE TO THE FIVE-YEAR CONSOLIDATED HOUSING AND COMMUNITY DEVELOPMENT PLAN TO DECREASE THE AMOUNT OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME**

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

WHEREAS, the Town of Babylon proposes to amend its Fiscal Year 2018 Community Development Use of Funds Statement, and the Fiscal Year 2018 Annual Update to the Five-Year Consolidated Housing and Community Development Plan ("Plan") to decrease the amount of Community Development Block Grant Program Income; and

WHEREAS, the Fiscal Year 2018 Plan anticipated One Hundred Thousand and 00/100 (\$100,000.00) Dollars of CDBG Program Income; and

WHEREAS, the actual amount of CDBG Program Income is Eighteen Thousand Nine Hundred Forty-Six and 05/100 (\$18,946.05) Dollars; and

NOW, THEREFORE, be it

RESOLVED, that the Town of Babylon does hereby amend its Fiscal Year 2018 Community Development Use of Funds Statement, and the Fiscal Year 2018 Annual Update to the Five-Year Consolidated Housing and Community Development Plan to decrease the amount of Community Development Block Grant Program Income to Eighteen Thousand Nine Hundred Forty-Six and 05/100 (\$18,946.05) Dollars; and be it further

RESOLVED, that the amendment to the Plan not be subject to U.S. Department of Housing and Urban Development Community Development Program citizen participation procedures in accordance with 24 CFR 91.105; and be it further

RESOLVED, that the Comptroller make these changes to the affected budget.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 880 DECEMBER 19, 2018  
AUTHORIZING AN AMENDMENT TO THE TOWN OF BABYLON COMMUNITY DEVELOPMENT PROGRAM'S FISCAL YEARS 2015, 2016, 2017, AND 2018, COMMUNITY DEVELOPMENT USE OF FUNDS STATEMENTS AND THE 2015-2019 FIVE YEAR CONSOLIDATED HOUSING AND COMMUNITY DEVELOPMENT PLANS AND SUBSEQUENT ANNUAL UPDATES TO COMPLETE A RECONCILIATION BETWEEN THE TOWN OF BABYLON COMMUNITY DEVELOPMENT PROGRAM ACCOUNTS AND THE HUD IDIS SYSTEM**

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

WHEREAS, the Town of Babylon Community Development Program proposes to amend its Fiscal Years 2015, 2016, 2017, and 2018 Community Development Use of Funds Statements, and the 2015-2019 Five Year Consolidated Housing and Community Development Plans and subsequent annual updates to complete a reconciliation between the Town of Babylon Community Development Program accounts and the Department of Housing and Urban Development IDIS System,

NOW THEREFORE, be it

RESOLVED, that the Town of Babylon Community Development Program does hereby amend its Fiscal Years 2015, 2016, 2017, and 2018 Annual Plans, Community Development Use of Funds Statements and the 2015-2019 Five Year Consolidated Housing and Community Development Plans and subsequent annual updates to complete this reconciliation between the Town of Babylon Community Development Program accounts and the Department of HUD IDIS System, as described in Attachment A, upon passage of this resolution; and be it further

RESOLVED, that this amendment is not subject to U.S. Department of Housing and Urban Development Community Development Program citizen participation procedures in accordance with 24 CFR 91.105; and be it further

RESOLVED, that the Comptroller make these changes to the affected budgets as described in Attachment "A", upon passage of this resolution.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

Attachment "A"

	<u>Balance</u>	<u>Change</u>	<u>New Balance</u>
216801 Down Payment Assistance	\$191,023.20	(\$191,023.20)	\$0.00
218801 Down Payment Assistance	\$100,000.00	\$191,023.20	\$291,023.20
115050 Village of Amityville	\$25,659.13	(\$25,659.13)	\$0.00
117050 Village of Amityville	\$35,410.32	(\$35,410.32)	\$0.00
118050 Village of Amityville	\$40,522.98	\$61,069.35	\$101,592.33
116105 Village of Babylon	\$124,588.48	(\$124,588.48)	\$0.00
117105 Village of Babylon	\$38,625.15	(\$38,625.15)	\$0.00
118105 Village of Babylon	\$44,206.89	\$163,213.63	\$207,420.52
116153 Village of Lindenhurst	\$17,479.14	(\$17,479.14)	\$0.00
118153 Village of Lindenhurst	\$107,780.61	\$17,479.14	\$125,259.75
116002 Home Improvement Program	100,000.00	(\$100,000.00)	\$0.00
117002 Home Improvement Program	108,404.46	\$100,000.00	\$208,404.46

**RESOLUTION NO. 881 DECEMBER 19, 2018  
AUTHORIZING 2019 BUDGET MODIFICATION**

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

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

<u>General Fund</u>	<u>Increase</u>	<u>Decrease</u>
<b>Parks and Recreation Administration</b>		
Repairs and Maintenance		
A.7020.46	\$ 50,000	
Miscellaneous		
A.7020.49		\$ 50,000
<b>Tax Collector</b>		
Program Operations		
A.1330.47	\$ 7,500	
Office Supplies		
A.1330.41		\$ 7,500

**Youth Institute**

Program Operations  
A.4585.47 \$ 96,732

**Youth Programs**

Program Operations  
A.7310.47 \$ 96,732

**Buildings**

Utilities  
A.1620.42 \$ 756

**Playgrounds and Recreation Centers**

Program Operations  
A.7140.47 \$ 756

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 882 DECEMBER 19, 2018****AMENDING THE SALARY PLAN FOR PART-TIME, HOURLY, AND SEASONAL POSITIONS**

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

BE IT RESOLVED by the Town Board of the Town of Babylon that the following salaries for certain part-time, hourly, and seasonal positions be and the same are hereby adopted as of December 31, 2018:

**TITLE****SALARY**

TITLE	SALARY
Account Clerk Typist/Account Clerk Typist Spanish	13.00 - 15.00/hr.
Account Clerk	12.00 - 14.00/hr.
Assessment Assistant	13.00/hr.
Assistant Beach & Pool Manager	12.00 - 17.00/hr.
Assistant Recreation Leader (HOURLY)	30.00 - 85.00/hr.
Assistant Town Attorney	20.00 - 30.00/hr.
Bay Constable	12.00 - 20.00/hr.
Beach & Attendant	12.00 - 16.00/hr.
Beach & Pool Manager	12.00 - 17.00/hr.
Bingo Inspector, Part-time	25.00/hr.
Building Inspector I	14.00/hr.
Building Inspector II	17.00/hr.
Building Inspector III	20.00/hr.
Building Inspector IV	25.00/hr.
Certified Public Accountant	30.00/hr.
Clerical	12.00 - 15.00/hr.
Clerk Typist	12.00 - 15.00/hr.
Clerk	12.00/hr.
College Intern Analyst I	12.00/hr.
College Intern Analyst II	14.00/hr.
College Intern Analyst III	16.00/hr.
Community Pride Worker I	12.00/hr.
Community Pride Worker II	12.50/hr.
Community Pride Worker III	13.00/hr.
Community Pride Worker IV	13.50/hr.
Community Pride Worker V	14.00/hr.
Community Pride Worker VI	14.50/hr.
Community Pride Worker VII	15.00/hr.
Contract Staff-Administrative	12.00 - 30.00/hr.
Cook	12.00/hr.
Custodian	12.00 - 13.00/hr.
Data Entry Operator	12.00/hr.
Data Processing Equip. Operator	15.45/hr.
Deputy Supervisor	50,000/annual
Dispatcher	12.00 - 15.00/hr.
Dock Master	12.00 - 16.00/hr.
Document Imaging Operator I	12.00/hr.
Document Imaging Operator II	12.50/hr.
Document Imaging Operator III	13.50/hr.
Document Imaging Operator IV	14.50/hr.
Drug & Alcohol Counselor I	15.00 - 18.00/hr.
Drug & Alcohol Counselor II	18.00 - 20.00/hr.
Drug & Alcohol Counselor III	20.00 - 22.00/hr.
Drug & Alcohol Counselor IV	22.00 - 25.00/hr.
Duplicating Machine Operator	10.00 - 11.00/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	12.00/hr.

Environmental Steward II	12.50/hr.
Environmental Steward III	13.00/hr.
Environmental Steward IV	13.75/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.
Facilities Guard	12.00/hr.
Fire Marshal Call-In	50.00/hr.
Fire Marshal I	12.00 - 15.00/hr.
Fire Marshal II	15.01 - 16.00/hr.
Fire Marshal III	16.01 - 17.00/hr.
Fire Marshal IV	17.01 - 18.00/hr.
Fire Marshal V	18.01 - 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	12.00 - 13.50/hr.
Guard I	12.00 - 12.25/hr.
Guard II	12.30 - 13.00/hr.
Guard III (Supervisor)	13.50 - 13.70/hr.
Guard IV (LT.)	13.75 - 14.10/hr.
Historian	15.00/hr.
Kennel Attendant I	12.00/hr.
Kennel Attendant II	12.50/hr.
Kennel Attendant III	13.00/hr.
Kennel Attendant IV	13.50/hr.
Laborer I	12.00/hr.
Laborer II	12.50/hr.
Laborer III	13.00/hr.
Laborer IV	13.50/hr.
Laborer V	14.00/hr.
Laborer VI	14.50/hr.
Laborer VII	15.00/hr.
Law Clerk	13.25/hr.
Law Intern I	12.00/hr.
Law Intern II	13.00/hr.
Law Intern III	15.00/hr.
Material Control Clerk	12.00/hr.
Medical Billing Agent	20.00 - 30.00/hr.
Medical Director-Drug Abuse Treatment	120.00 - 140.00/hr.
Micrographics Operator	12.00/hr.
Mini Bus Driver	12.00/hr.
Neighborhood Aide	12.00/hr.
Ordinance Enforcement Officer I	12.00/hr.
Ordinance Enforcement Officer II	12.30/hr.
Ordinance Enforcement Officer III	13.30/hr.
Ordinance Enforcement Officer IV	14.30/hr.
Ordinance Enforcement Officer V	15.30/hr.
Ordinance Inspector I	12.00/hr.
Ordinance Inspector II	12.30/hr.
Ordinance Inspector III	13.30/hr.
Ordinance Inspector IV	14.30/hr.
Paralegal Assistant	12.00 - 16.50/hr.
Paralegal Assistant II	17.00 - 22.00/hr.
Park Attendant I	12.00 - 16.00/hr.
Park Attendant II	12.00 - 17.50/hr.
Park Ranger	12.00 - 20.00/hr.
Parking Meter Officer	12.00 - 16.00/hr.
Part Time Fire Marshal Call-In	50.00/hr.
Photo Technician	13.50 - 20.00/hr.
Planning Aide	14.00/hr.
Plumber I	12.30/hr.
Plumber II	13.45/hr.
Plumber III	14.70/hr.
Plumbing Inspector I	12.00 - 15.00/hr.
Plumbing Inspector II	15.01 - 16.00/hr.
Plumbing Inspector III	16.01 - 17.00/hr.
Plumbing Inspector IV	17.01 - 18.00/hr.
Plumbing Inspector V	18.01 - 20.00/hr.
Plumbing Inspector VI	20.01 - 25.00/hr.
Plumbing Inspector VII	25.01 - 30.00/hr.
Plumbing Inspector	15.00/hr.
Pole Inspector I	12.00/hr.
Pole Inspector II	12.25/hr.
Pole Inspector III	12.50/hr.
Program Aide I-HOURLY	12.00 - 13.00/hr.

Program Aide II-HOURLY	13.25 – 14.74/hr.
Program Aide III-HOURLY	14.75 – 21.34/hr.
Program Aide IV-HOURLY	21.35 - 23.35/hr.
Program Aide V-HOURLY	23.36 - 25.75/hr.
Program Aide VI-HOURLY	25.76 - 27.05/hr.
Program Aide VII-HOURLY	27.06 - 39.58/hr.
Recreation Aides	12.00 – 17.00/hr.
Recreation Specialist	12.00 – 30.00/hr.
Registered Nurse	25.00/hr.
Rental/Accessory Apartment Inspector I	14.00/hr.
Rental/Accessory Apartment Inspector II	20.00/hr.
Rental/Accessory Apartment Inspector III	25.00/hr.
Sanitation Inspector I	12.00/hr.
Sanitation Inspector II	12.25/hr.
Sanitation Inspector III	12.60/hr.
Seasonal Ordinance Enforcement Officer IV	13.30/hr.
Senior Bay Constable	14.00 - 20.00/hr.
Senior Citizen Specialist	18.00/hr.
Senior Clerk I	12.00/hr.
Senior Clerk II	12.50/hr.
Senior Clerk III	12.75/hr.
Senior Clerk IV	13.00/hr.
Senior Mini Bus Driver	12.00/hr.
Senior Park Ranger	14.00 - 20.00/hr.
Sign Language Interpreter	60.00/mtg.
Solid Waste Administrator-HOURLY	50.00 - 85.00/hr.
Stenographer	12.00/hr.
Student Intern	12.00 – 13.75/hr.
Switchboard Operator I	12.00/hr.
Switchboard Operator II	12.25/hr.
Switchboard Operator III	12.30/hr.
Switchboard Operator IV	12.70/hr.
Tax Clerk I	12.00/hr.
Tax Clerk II	12.25/hr.
Tax Clerk III	12.50/hr.
Tax Clerk IV	13.00/hr.
Tax Clerk V	13.50/hr.
Tax Clerk VI	14.00/hr.
Tax Clerk VII	14.50/hr.
Tax Clerk VIII	15.00/hr.
Tax Receiver Office Guard	25.00 - 40.00/hr.
Town Investigator	12.30 - 50.00/hr.
Traffic Engineer II	25.00 - 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	13.20/hr.
Zoning Inspector I	12.00/hr.
Zoning Inspector II	12.30/hr.
Zoning Inspector III	13.30/hr.
Zoning Inspector IV	14.30/hr.

VOTES: 5                      YEAS: 5                      NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 883 DECEMBER 19, 2018  
AUTHORIZING EMPLOYEE REIMBURSEMENT**

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

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

EMPLOYEE	AMOUNT
Andrew Baranowski	\$559.30 renewal of SSL Certificate-Parks Website

VOTES: 5                      YEAS: 5                      NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 884 DECEMBER 19, 2018  
GRANTING LEAVE OF ABSENCE**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon that the following employee is hereby granted a Leave of Absence pursuant to the Collective Bargaining Agreement:

ID # ON FILE	START DATE	END DATE
#14012	12/19/18	TBD

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

**RESOLUTION NO. 885 DECEMBER 19, 2018  
AUTHORIZING REFUND OF PAYMENT**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon that the following payment be refunded:  
REFUND OF PAYMENT:

PAYEE	ADDRESS	TYPE	AMOUNT	REASON	RECOMMENDED BY
Petra Williams	833 Broadway Avenue Amityville, NY 11701	Adoption	\$50.00	Dog was returned to the Shelter	Director of Animal Shelter
MISC Corp	266 Park Avenue Manhasset, NY 11030	Commercial Waste District	\$1,429.20	Overpayment For Wellwood Car Wash 990 Wellwood Avenue Lindenhurst, NY 11757	Commissioner of Environmental Control
Triangle Properties #8 LLC Attn: Richard Yaffe	30 Jericho Executive Plaza Suite 300C Jericho, NY 11729	Commercial Waste District	\$750.00	Overpayment For Jet Pro Signs Inc. 65 Brook Avenue, Suite 15 Deer Park, NY 11729	Commissioner of Environmental Control
Patrick Mullooly	62 South 21st St., Wyandanch, NY 11798	Green Homes Benefit Assessment	\$160.62	Overpayment	Long Island Green Homes
Carlos Arias and Shaun Cardenas	7 Bark Ct., Deer Park, NY 11729	Green Homes Benefit Assessment	\$119.82	Overpayment	Long Island Green Homes

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

**RESOLUTION NO. 886 DECEMBER 19, 2018  
AUTHORIZING RELEASE OF FEES**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Commissioner of Planning and Development, that the following demolition fees be released:

PAYEE	PROPERTY LOCATION	PERMIT# APPLICATION#	AMOUNT DUE
Rechler Equity Construction LLC 85 South Service Road Plainview, NY 11803	12 Brefni Street North Amityville SCTM#0100-163.00-01.00-052.000	Permit: 2018-1236 App: 127884	\$200.00
Signature 50 Corp. 1311 Hempstead Turnpike Elmont, NY 11798	10 West Booker Avenue Wyandanch, NY 11798 SCTM#0100-078.00-02.00-035.002	Permit: 2018-1197 App: 127933	\$200.00

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

**RESOLUTION NO. 887 DECEMBER 19, 2018  
AUTHORIZING RELEASE OF BOND**

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

BE IT RESOLVED, by the Town Board of the Town of Babylon, upon the recommendation of the Town Clerk that the following bond for street excavation be released:

<u>PERMIT</u>	<u>DATE</u>	<u>NAME &amp; ADDRESS</u>	<u>TYPE</u>	<u>AMOUNT</u>
10085	11/20/2015	New Monteriore Cemetery P.O. Box 130 Farmingdale, NY 11735	Check	\$8,325.00

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

**RESOLUTION NO. 888 DECEMBER 19, 2018  
ACCEPTING A DONATION**

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

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

<u>DONATOR</u>	<u>ITEM AND VALUE</u>	<u>RECOMMENDED BY</u>	<u>USE</u>
BACCA – Babylon Citizens Council on the Arts	\$1,000.00	Town Historian	For History Museum/Historic Services
Museum Visitors	\$470.00	Town Historian	For History Museum/Historic Services

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

**RESOLUTION NO. 889 DECEMBER 19, 2018  
CONFIRMING MEMBERSHIP TO THE NORTH BABYLON VOLUNTEER FIRE COMPANY, INC.**

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

BE IT RESOLVED, that pursuant to Section 1402 of the Not-For-Profit Law of the State of New York, the following residents are duly elected in conformity with the By-Laws of the North Babylon Volunteer Fire Company, Inc., 20 Hale Road, North Babylon, New York:

Steven Dellavecchia	31 Whittier Avenue, North Babylon, NY 11703
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VOTES: 5                      YEAS: 5                      NAYS: 0  
The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 890 DECEMBER 19, 2018  
CONFIRMING MEMBERSHIP TO THE NORTH LINDENHURST FIRE DEPARTMENT, INC.**

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

BE IT RESOLVED, that pursuant to Section 1402 of the Not-For-Profit Law of the State of New York, the following residents are duly elected in conformity with the By-Laws of the North Lindenhurst Fire Department, Inc., 1630 Straight Path, North Lindenhurst, New York:

<u>Name</u>	<u>Address</u>
Robert Menacho	48 East June Street Lindenhurst, NY 11757
Bryan Koch	91 North Greene Avenue Lindenhurst, NY 11757
Brianna Rice	932 Tooker Avenue West Babylon, NY 11704

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

**RESOLUTION NO. 891 DECEMBER 19, 2018**  
**PROCLAIMING MONDAY, JANUARY 7, 2019 AS EAGLE SCOUT RICHARD J. INCANDELA DAY**

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

WHEREAS, the Boy Scouts of America at various times during the year confer its highest award for achievement to one of its deserving members; and

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

WHEREAS, an Eagle is many things, noted for its size, strength, graceful figure, keenness of vision and power of flight; and

WHEREAS, the Eagle was also the standard of the Ancient Romans, and is the seal of this great nation, the United States of America; and

WHEREAS, it is fitting that by the successful demonstration of his scouting achievement, Richard J. Incandela was awarded the rank of Eagle Scout,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Richard J. Incandela its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Monday, January 7, 2019 as Eagle Scout Richard J. Incandela Day.

VOTES: 5                      YEAS: 5                      NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 892 DECEMBER 19, 2018**  
**PROCLAIMING TUESDAY, JANUARY 8, 2019 AS EAGLE SCOUT MICHAEL R. JOYCE DAY**

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

WHEREAS, the Boy Scouts of America at various times during the year confer its highest award for achievement to one of its deserving members; and

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

WHEREAS, an Eagle is many things, noted for its size, strength, graceful figure, keenness of vision and power of flight; and

WHEREAS, the Eagle was also the standard of the Ancient Romans, and is the seal of this great nation, the United States of America; and

WHEREAS, it is fitting that by the successful demonstration of his scouting achievement, Michael R. Joyce was awarded the rank of Eagle Scout,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Michael R. Joyce its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Tuesday, January 8, 2019 as Eagle Scout Michael R. Joyce Day.

VOTES: 5                      YEAS: 5                      NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 893 DECEMBER 19, 2018**  
**PROCLAIMING SATURDAY, JANUARY 12, 2019 AS EAGLE SCOUT MICHAEL J. KARAM DAY**

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

WHEREAS, the Boy Scouts of America at various times during the year confer its highest award for achievement to one of its deserving members; and

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

WHEREAS, an Eagle is many things, noted for its size, strength, graceful figure, keenness of vision and power of flight; and

WHEREAS, the Eagle was also the standard of the Ancient Romans, and is the seal of this great nation, the United States of America; and

WHEREAS, it is fitting that by the successful demonstration of his scouting achievement, Michael J. Karam was awarded the rank of Eagle Scout,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby extend to Michael J. Karam its congratulations on his successful completion and achievement of the rank of Eagle Scout and proclaims Saturday, January 12, 2019 as Eagle Scout Michael J. Karam Day.

VOTES: 5                      YEAS: 5                      NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 894 DECEMBER 19, 2018**  
**AUTHORIZING THE TRANSFER OF RESIDUAL EQUITY FROM A CAPITAL PROJECT TO APPROPRIATED RESERVES**

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

WHEREAS, The Town of Babylon has bonded for a capital project namely, LIRR Wyandanch Station (the "Project") approved by Town Board Resolution No.110 of January 27, 2015.

WHEREAS, the Project has unused funding allocated totaling \$597,882.19 against which no contract or encumbrance exists; and

WHEREAS, the Comptroller recommends to the Town Board that the unused portion be transferred to the General Fund for the retirement of debt.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon, upon the recommendation of the Comptroller, does hereby order the transfer of funding in the amount of \$597,882.19 from the LIRR Wyandanch Station Fund to the General Fund.

RESOLVED, that the Office of the Town Comptroller is authorized to make all necessary accounting entries and cash movements to ensure this transfer, and shall have authority to sign documents necessary to complete this transaction for the above noted amount.

VOTES: 5                      YEAS: 5                      NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 895 DECEMBER 19, 2018**

**AUTHORIZING THE TRANSFER OF RESIDUAL EQUITY FROM A CAPITAL PROJECT TO APPROPRIATED RESERVES**

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

WHEREAS, The Town of Babylon has bonded for a capital project namely, Acquisition of Machinery (the "Project") approved by Town Board Resolution No(s). 91 of January 27, 2016; 985 of December 20, 2017

WHEREAS, the Project has unused funding allocated totaling \$72,159.91 against which no contract or encumbrance exists; and

WHEREAS, the Comptroller recommends to the Town Board that the unused portion be transferred to the Highway Fund for the retirement of debt.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon, upon the recommendation of the Comptroller, does hereby order the transfer of funding in the amount of \$72,159.91 from the Acquisition of Machinery Fund to the Highway Fund.

RESOLVED, that the Office of the Town Comptroller is authorized to make all necessary accounting entries and cash movements to ensure this transfer, and shall have authority to sign documents necessary to complete this transaction for the above noted amount.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 896 DECEMBER 19, 2018**

**AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 59 BLUEBELL LANE, N. BABYLON, NEW YORK SCTM NO. 0100-119.00-01.00-002.000**

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

WHEREAS, a certain structure(s) located at 59 Bluebell Lane, N. Babylon, New York, bearing SCTM# 0100-119.00-02.00-002.000 has no running water as per a communication with the Suffolk County Water Authority, the rear sliding glass door and windows are open and accessible and unsecured above ground pool, 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 and above ground pool is immediately secured and boarded a clear and imminent danger to the life, safety and health of the surrounding residents and the general public will exist; and

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the premises located at 59 Bluebell Lane, N. Babylon, New York, bearing SCTM# 0100-119.00-01.00-002.000 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 December 12, 2018 on file in the Department of Code Enforcement, and be it further

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

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 897 DECEMBER 19, 2018**

**AUTHORIZING THE EMERGENCY BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 137 N. 20<sup>TH</sup> ST., WHEATLEY HEIGHTS, NEW YORK SCTM NO. 0100-039.00-02.00-047.000**

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

WHEREAS, a certain structure(s) located at 137 N. 20<sup>th</sup> Street, Wheatley Heights, New York, bearing SCTM# 0100-039.00-02.00-047.000 has no running water as per a communication with the Suffolk County Water Authority, windows are open and accessible, thereby presenting a nuisance to children and an imminent danger to the safety, health, and welfare of the surrounding community residents; and

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

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

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the securing and board up of the premises located at 137 N. 20<sup>th</sup> Street, Wheatley Heights, New York, Bearing SCTM# 0100-039.00-2.00-047.000 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 December 5, 2018 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. 898 DECEMBER 19, 2018  
AUTHORIZING CHANGE ORDER NO. 4 IN THE CONTRACT WITH CONSTAR, INC. FOR BID NO. 17G1,  
AMITYVILLE WATERFRONT RESILIENCY PROJECT**

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

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

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

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

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

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

WHEREAS, the Change Order Committee ("Committee") convened on November 1, 2018 with the, Comptroller, Town Attorney, Commissioner of General Services, and the Commissioner of Planning & Development to review Change Order No. 4 as follows:

Furnish & install 6 l.ft. of curb, stone and filter cloth at Braham Ave	\$3,277.55
Furnish & install 60 l.ft. of curb, dewatering curb, stone and filter cloth at Stuart Ave	\$6,577.55
Furnish & install 5 l.ft. guide rail and 30 l.ft curb and 30ft, dewatering curb at Lebrun Ave	\$2,200.00
Furnish & install 42 l.ft. of curb, dewatering, stone and filter cloth	\$5,497.55
Installation of Basin furnished by others, credit for not supplying basing, 25ft of pipe at Bayside Place	\$6,000.00
Furnish & install 30 l.ft. curb and 30 lf dewatering at Purdy Lane	\$1,800.00
Furnish & Install 14 l.ft. Bulkhead and 15 lf of pipe on South Bayview Ave	\$10,550.00
Furnish & Install handicap ramp at Richmond Ave., credit for concrete not necessary	\$34,582.42
Furnish & Install 9 lf of curb and 1 handicap ramp at Coles Ave	\$18,484.79
Remove 40 cy unsuitable materials, furnish & install 1.5 lf bulkhead, 9 lf pipe, 14 cy of fill, 37 lf of curb and dewatering curb at McDonald Avenue	\$8,720.00
Furnish & install 1lf of bulkhead, 35 cy of fill, 52 lift of curb and dewater curb at Meadow Ln	\$5,595.00
<b>Credit to Contingency</b>	<b>(\$103,284.80)</b>
<b>Total Change Order No. 4</b>	<b>\$0</b>

WHEREAS, Change Order Request No. 4 has been approved by the Committee, Savik & Murray, a div. of DCAK MSA, the Governor's Office of Storm Recovery (GOSR) and all procurement guidelines set forth by GOSR have been complied with.

NOW, THEREFORE, be it RESOLVED, that based upon the recommendations of the Committee, Savik & Murray, a div. of DCAK MSA and GOSR, the Supervisor be and he is hereby authorized to execute Change Order No. 4, which will result in no change of the total contract amount ONE MILLION EIGHT HUNDRED SEVEN THOUSAND, NINE HUNDRED NINETY-FIVE (\$1,807,995.00) DOLLARS.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 899 DECEMBER 19, 2018  
AUTHORIZING THE RELEASE OF ENCUMBRANCES FOR VARIOUS CONTRACTS**

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

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>
Brandt Marine, Inc.	710 of 9/26/18	\$3,500.00
VOTES: 5	YEAS: 5	NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 900 DECEMBER 19, 2018  
AUTHORIZING A CONTRACT WITH P.W. GROSSER CONSULTING, INC.**

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

WHEREAS, a proposal was solicited from P.W. Grosser Consulting, Inc. for engineering, design, preparation of plans and specifications in connection with the rehabilitation of the well, replacement of the pump and upgrades to the iron removal treatment systems at Overlook Beach, and

WHEREAS, the Professional Consultant Evaluation Committee convened on December 13, 2018 with the Deputy Supervisor, Chief of Staff, Town Attorney, 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 P.W. Grosser Consulting, Inc. at a total contract amount not to exceed FIFTEEN THOUSAND, FIVE HUNDRED (\$15,500.00) DOLLARS

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a contract with P.W. Grosser Consulting, Inc. at a total contract amount not to exceed FIFTEEN THOUSAND, FIVE HUNDRED (\$15,500.00) DOLLARS and that said contract shall be subject to the approval of the Town Attorney as to form and content.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 901 DECEMBER 19, 2018**  
**AUTHORIZING A CONTRACT WITH LUIGI PASCARELLA, P.E., PLLC**

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

WHEREAS, a proposal was solicited from Luigi Pascarella, P.E., PLLC for engineering in connection with submission of a Swimming Pool Construction & Renovation Permit Application to Suffolk County Department of Health for North Amityville Main Pool, Sawyer Avenue Main & Wading Pools and Phelps Lane Interactive Pool, and

WHEREAS, the Professional Consultant Evaluation Committee convened on December 13, 2018 with the Deputy Supervisor, Chief of Staff, Town Attorney, 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 Luigi Pascarella, P.E., PLLC at a total contract amount not to exceed THREE THOUSAND, TWO HUNDRED (\$3,200.00) DOLLARS

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a contract with Luigi Pascarella, P.E., PLLC for a total contract amount of THREE THOUSAND, TWO HUNDRED (\$3,200.00) DOLLARS and that said contract shall be subject to the approval of the Town Attorney as to form and content.

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	Abstain
Councilman Martinez	Voting	Yea
Councilman McSweeney	Voting	Yea
Councilwoman Gordon	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 902 OF DECEMBER 19, 2018**  
**AWARDING BID NO. 18G91 ALKYD THERMOPLASTIC PAVEMENT MARKINGS THERMODROP™ OR EQUAL**

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

WHEREAS, the following bids for Bid No. 18G91 Alkyd Thermoplastic Pavement Markings Thermodrop™ or Equal was received, opened and publicly read:

	The Sherwin Williams Co.	Ozark Materials, LLC	Ennis-Flint
1. Alkyd thermoplastic pavement marking-Yellow	<b>\$1385.54</b>	\$1373.00	\$1250.00
2. Alkyd thermoplastic pavement marking-White	<b>\$1385.54</b>	\$1453.00	\$1300.00

WHEREAS, the Commissioner of General Services and the Commissioner of DPW recommends that Ennis-Flint be excluded from Bid No. 18G91 as the products they are offering do not comply with the specifications set forth in Bid No. 18G91; and

WHEREAS, the Commissioner of General Services and the Commissioner of DPW recommends that Ozark Materials, LLC be excluded as they refused to provide a sample of the item(s) that were bid

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services, and the Commissioner of DPW, Ennis Flint be and is hereby excluded from Bid No. 18G91, as the products they are offering do not comply with the specifications set forth in Bid No. 18G91, and be it further

RESOLVED, that based upon the recommendations of the Commissioner of General Services and the Commissioner of DPW, Ozark Materials, LLC be and is hereby excluded from Bid No. 18G91 be and is hereby excluded from Bid No. 18G91 as they refused to provide a sample of the item(s) that was bid and be it further

RESOLVED, that based upon the recommendations of the Commissioner of General Services and the Commissioner of DPW and upon their finding the aforementioned bids fair and reasonable, Bid No. 18G91 be and is hereby awarded to The Sherwin Williams Co. and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Th Sherwin Williams Co. and that the form and content of said contract shall be subject to the approval of the Town Attorney; and be it further

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

The resolution was thereupon declared duly adopted.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 903 DECEMBER 19 2018**  
**RESCIND AWARDED ITEMS OF BID NO. 18G104 FROM BI-LO INDUSTRIES AND REAWARDING TO LUBENET LLC AND FROM GRADE A PETROLEUM AND REAWARDING TO BI-LO INDUSTRIES**

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

WHEREAS, Item No. 6 of Bid No. 18G104, Lubricants was awarded to Bi-Lo Industries pursuant to Resolution No. 824 of November 14, 2018; and

WHEREAS, after further investigation the item bid by Bi-Lo Industries for Item No. 6 does not fully comply with the bid spec; and WHEREAS, the Commissioner of General Services and the Deputy Commissioner of D.P.W. recommends re-awarding Item No. 6 of Bid No.18G104, to the second bidder, Lubenet LLC; and

WHEREAS, Grade A Petroleum Corporation has requested to withdraw from Item No. 9 of Bid No.18G104 due to a clerical error; and WHEREAS, the Commissioner of General Services and the Deputy Commissioner of D.P.W., recommend awarding Item No. 9 of Bid No. 18G104 to the second bidder, Bi-Lo Industries;

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Commissioner of General Services, and the Deputy Commissioner of D.P.W., that Item No. 6 of bid 18G104 awarded to Bi-Lo Industries be rescinded due to the product not complying with the bid specs; and be it further

RESOLVED, that based upon the recommendation of the Commissioner of General Services and the Deputy Director of D.P.W., Item No. 6 from Bid No. 18G104 be and the same is hereby awarded to the second low bidder, Lubenet LLC; and be it further

RESOLVED, that Grade A Petroleum Corporation be and is hereby excluded from Item No. 9, without penalty, from Bid No. 18G104, and be it further

RESOLVED, that based upon the recommendation of the Commissioner of General Services and the Deputy Director of D.P.W., Item No. 9 from Bid No. 18G104 be and the same is hereby awarded to the second low bidder, Bi-Lo Industries; and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a one (1) year contract with Lubenet LLC for Item No. 6 and with Bi-Lo Industries for Item No. 9 of Bid No. 18G104 and that the form and content of said contract shall be subject to the approval of the Town Attorney.

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

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 904 DECEMBER 19, 2018**

**AWARDING BID NO. 18G108 FUSEHOLDERS: BUSSMAN OR EQUAL**

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

WHEREAS, the following bids for Bid No. 18G108 Fuseholders; Bussman or Equal was received, opened and publicly read:

	<b>BIDDER</b>	<b>MFG BID</b>	<b>BID PRICE</b>
Item 1.	Bussman Tron Inline Fuseholder, 30 amp, 600V, HEB-AA		
	<b>Graybar Electric Co., Inc.</b>	<b>Bussman</b>	<b>\$10.08</b>
	Holzberg Communications, Inc.	Bussman	\$15.49
	Kelly & Hayes Electrical Supply of LI Inc.	Ferraz-Shawmut	\$ 4.40
	Bell Electrical Supply Co., Inc.	Mersen	\$ 5.75
	Greenvale Electric Supply, Corp.	Ferraz	\$ 5.43

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 fair and reasonable, Bid No. 18G108 be and is hereby awarded to Graybar Electric Co., Inc. be it further

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

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

The resolution was thereupon declared duly adopted.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 905 DECEMBER 19, 2018**

**AWARDING BID NO. 18G86 REHABILITATION OF MUNICIPAL POOLS AT ANTHONY SANCHEZ PARK MAIN & WADING POOL, PHELPS LANE INTERACTIVE POOL & NORTH AMITYVILLE MAIN POOL**

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

WHEREAS, the following bids for Bid No. 18G86, Rehabilitation of Municipal Pools at Anthony Sanchez Park Main & Wading Pool, Phelps Lane Interactive Pool & North Amityville Main Pool were received, opened and publicly read:

	<b>BIDDER</b>	<b>BID PRICE</b>
Item No. 1 Water Jetting & Marble Dusting – Sawyer Avenue Main Pool		
NO AWARD		
Item No. 2 Water Jetting & Marble Dusting – Sawyer Avenue Wading Pool		
NO AWARD		
Item No. 3. Water Jetting & Marble Dusting – N. Amityville Main Pool		
NO AWARD		
Item No. 4 Water Jetting & Marble Dusting – Phelps Lane Interactive Pool		
<b>Aquatic Dynamics, Inc.</b>	<b>\$171,434.00</b>	
Philip Ross Industries, Inc.	\$175,000.00	
All State Technology, Inc.	\$190,000.00	
Item No. 5. Installation of Vinyl Pool Liner in lieu of Marble Dusting – Sawyer Avenue Main Pool		
NO AWARD		
Item No. 6 Installation of Vinyl Pool Liner in lieu of Marble Dusting – Sawyer Ave. Wading Pool		
NO AWARD		
Item No. 7. Installation of Vinyl Pool Liner in lieu of Marble Dusting – N. Amityville Main Pool		
<b>Aquatic Dynamics, Inc.</b>	<b>\$234,640.00</b>	
Philip Ross Industries, Inc.	\$275,000.00	
All State Technology, Inc.	\$No Bid	
Item No. 8 Installation of Vinyl Pool Liner in lieu of Marble Dusting – Phelps Lane Interactive Pool		
NO AWARD		
Item No. 9. Chipping & Patching Pool Walls & Floors, price per square foot		
Aquatic Dynamics, Inc.	\$82.50	
Philip Ross Industries, Inc.	\$100.00	
All State Technology, Inc.	No Bid	

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendations of the Commissioner of General Services, the Commissioner of Parks, Recreation & Cultural Affairs, the Commissioner of the Department of Public Works and Luigi Pascarella, P.E. ,PLLC and upon their finding the aforementioned bid to be fair and reasonable, Bid No. 18G86 be and is hereby awarded to the low bidder, Aquatic Dynamics, Inc. for Items Nos, 4, 7 & 9 only for a total contract amount of FOUR HUNDRED SIX THOUSAND, SEVENTY FOUR DOLLARS (\$406,074.00) plus EIGHTY TWO DOLLARS AND 50/100 (\$82.50) PER SQUARE FOOT for chipping and patching of pool walls and floors for the North Amityville Main pool, only and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to execute a contract with Aquatic Dynamics, Inc. for a total contract amount of FOUR HUNDRED SIX THOUSAND, SEVENTY FOUR DOLLARS (\$406,074.00) plus EIGHTY TWO DOLLARS AND 50/100 (\$82.50) PER SQUARE FOOT for chipping and patching of pool walls and floors for the North Amityville Main pool, and that the form and content of said contract shall be subject to the approval of the Town Attorney.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 906 DECEMBER 19, 2018  
AUTHORIZING A CONTRACT WITH CASHIN ASSOCIATES, P.C.**

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

WHEREAS, a proposal was solicited from Cashin Associates, P.C. for engineering, design, preparation of plans and specifications, construction administration & inspection services in connection with the installation of a Floating Upweller System at Cedar Beach Marina, and WHEREAS, the Professional Consultant Evaluation Committee convened on December 13, 2018 with the Deputy Supervisor, Chief of Staff, Town Attorney, 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 Cashin Associates, P.C. at a total contract amount not to exceed THIRTEEN THOUSAND (\$13,000.00) DOLLARS

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Professional Consultant Evaluation Committee, the Supervisor be and he is hereby authorized to execute a contract with Cashin Associates, P.C. at a total contract amount not to exceed THIRTEEN THOUSAND (\$13,000.00) DOLLARS and that said contract shall be subject to the approval of the Town Attorney as to form and content.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 907 DECEMBER 19, 2018  
AUTHORIZING A CONTRACT WITH LABCORP**

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

WHEREAS, a proposals were solicited from the following firms for drug testing for the Town of Babylon Drug & Alcohol Program, and **LabCorp.**

Aegis Science Corp.

WHEREAS, the Professional Consultant Evaluation Committee convened on December 13, 2018 with the Deputy Supervisor, Chief of Staff, Town Attorney, Comptroller, the Commissioner of General Services, and the Commissioner of the Department of Public Works in attendance to review the aforementioned proposals; and

WHEREAS, after a thorough review of the proposal, the Committee recommends the award of a contract to LabCorp at the fees attached hereto, plus a fee not to exceed ONE HUNDRED FIFTY (\$150.00) DOLLARS PER TEST for new drug tests as they become available

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 five (5) year contract with LabCorp at the fees attached hereto, plus a fee not to exceed ONE HUNDRED FIFTY (\$150.00) DOLLARS PER TEST for new drug tests as they become available 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 an additional five (5) year period at the discretion of the Town Attorney.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

**SCHEDULE A**

**LabCorp**

Labirallfy Ctrporatrn of America

**BABYLON DRUG AND ALCOHOL PROGRAM**

Account:31892242

Price Table: 3TBA

Client Specific Price List Only

November 02, 2018

Most Common Tests Ordered

Test#	Test Name	Price	Effective Date
071282	Amphetamines Confirmation, Urine	\$15.00	09/19/18
701803	Amphetamines Screen, Urine	\$0.60	09/28/16
701805	Amphetamines Screen, Urine	\$0.60	09/28/16
790348	Anabolic Steroid Screen (with reflex to confirmation), Urine	\$55.00	09/28/16
071290	Barbiturate Confirmation, Urine	\$15.00	09/19/18
701359	Barbiturates Screen, Urine	\$0.60	09/28/16

701797	Barbiturates Screen, Urine	\$0.60	09/28/16
701771	Benzodiazepines Screen, Urine	\$0.60	09/28/16
701772	Benzodiazepines Screen, Urine	\$0.60	09/28/16
763910	Benzodiazepines Confirmation, Urine	\$15.00	09/28/16
764060	Benzodiazepines Confirmation, Urine	\$15.00	09/28/16
764360	Buprenorphine Confirmation, Urine	\$15.00	09/19/18
761153	Buprenorphine Screen, Urine	\$0.60	09/28/16
764370	Buprenorphine Screen, Urine	\$10.00	10/27/17
074591	Cannabinoid Screen, Urine	\$0.60	09/28/16
071316	Cannabinoid Confirmation, Urine	\$15.00	03/02/17
712562	Cannabinoid Confirmation, Urine	\$15.00	09/28/16
701869	Cannabinoid Screen, Urine	\$0.60	09/28/16
734143	Cannabinoid Screen, Urine	\$0.60	09/28/16
744056	Cannabinoid, IA-Q Urine	\$0.60	08/17/17
790550	Carisoprodol and Meprobamate Screen, Urine	\$1.00	11/10/15
811903	Clonazepam Screen, Urine as Metabolite	\$42.00	12/19/17

Most Common Tests Ordered (continued)

Test#	Test Name	Price	Effective Date
701813	Cocaine (Metabolite) Screen, Urine	\$0.60	09/28/16
071324	Cocaine (Metabolite) Confirmation, Urine	\$15.00	09/28/16
788810	Dilution Panel, Urine	\$0.00	06/20/13
007237	Ethanol Screen, Urine	\$0.60	09/28/16
735314	Ethanol Screen, Urine	\$0.60	09/26/18
735316	Ethanol, Urine (MW)	\$0.60	09/26/18
734588	Ethanol, Urine Qualitative	\$0.60	09/28/16
737607	Ethyl Glucuronide LC/MS/MS	\$15.00	09/28/16
701814	Ethyl Glucuronide Screen, Urine	\$0.60	09/28/16
701815	Ethyl Glucuronide Screen, Urine	\$0.60	09/28/16
737600	Ethyl Glucuronide Screen, Urine	\$0.60	09/28/16
737610	Ethyl Glucuronide Screen, Urine	\$0.60	09/28/16
798067	Ethyl Glucuronide Screen, Urine	\$0.60	09/28/16
798072	Ethyl Glucuronide Screen, Urine	\$0.60	09/28/16
761190	Fentanyl Screen, Urine	\$8.00	10/27/17
764220	Fentanyl / Norfentanyl Confirmation, Urine	\$30.00	10/27/17
003376	Glucose Screen, Quantitative, Urine	\$5.00	03/02/17
763684	Ketamine Screen (with a reflex to confirmation), Urine	\$15.00	09/28/16
764258	Ketamine Screen Confirmation, Urine	\$25.00	09/28/16
737741	MOMA Screen (GC/MS), Urine	\$25.00	09/28/16
071318	MDMA Confirmation, Urine	\$25.00	03/02/17
701807	MOMA Screen, Urine	\$0.60	09/19/18

Most Common Tests Ordered {continued}

Test#	Test Name	Price	Effective Date
761738	Meprobamate Screen Confirmation, Urine	\$15.00	04/12/17
701847	Methadone Screen, Urine	\$0.60	09/28/16
701789	Opiate Screen, Urine	\$0.60	09/28/16
071456	Opiate Screen Confirmation, Urine	\$15.00	09/28/16
763895	Opiates and Oxycodone Screen, (GC/MS)	\$15.00	09/19/18
737834	Opiates Screen Confirmation , Urine	\$15.00	09/28/16
737846	Opiates Screen Confirmation, Urine	\$15.00	09/28/16
182212	Organism Identification Screen, Yeast	\$25.00	03/02/17
737640	Oxycodone/ Oxymor phone Screen, (GC/MS)	\$25.00	09/28/16
763897	Oxycodone/ OxymorphoneScreen Confirmation, Urine	\$15.00	09/28/16
701825	Oxycodone/ Oxymorphone Screen, Urine	\$0.60	09/28/16
737637	Oxycodone/Oxymorphone Screen, Urine	\$0.60	09/28/16
701839	PhencyclidineScreen, -Urine	\$0.60	09/28/16
071464	Phencyclidine Screen Confirmation, Urine	\$25.00	03/02/17
701854	Pro poxypheneScreen, Urine	\$0.60	09/28/16
074567	Propoxyphene Screen Confi rmation , Urine	\$25.00	09/28/16
701107	Synthetic Cannabinoids Screen Confirmation, Urine	\$25.00	03/31/17
701106	Synthetic Cannabinoids Screen, Urine	\$15.00	09/19/18
701110	Synthetic Designer Drug Screen, Urine	\$150.00	03/08/18
761044	Tramadol Screen, Urine	\$15.00	02/24/17
761019	Tramadol Confirmation, Urine	\$30.00	11/01/18

Oral Fluid Tests

Test#	Test Name	Price	Effective Date
738646	OS Amphetamines + IgG • Screen, Oral Fluid	\$1.50	08/07/17
738650	OS Barbiturates+ IgG • Screen, Oral Fluid	\$1.50	08/07/17
738652	OS Benzodiazepines + IgG• Screen, Oral Fluid	\$1.50	08/07/17
738656	OS Cannabinoid + IgG• Screen, Oral Fluid	\$1.50	08/07/17
738654	OS Cocaine + IgG • Screen, Oral Fluid	\$1.50	08/07/17
738640	OS Ethanol + IgG • Screen, Oral Fluid	\$1.50	08/07/17
738676	OS Methadone + IgG • Screen, Oral Fluid	\$1.50	08/07/17
738648	OS Methamphetamines + IgG• Screen, Oral Fluid	\$1.50	08/07/17
738658	OS Opiate + IgG • Screen, Oral Fluid	\$1.50	08/07/17
738644	OS Oxycodone + IgG • Screen, Oral Fluid	\$1.50	09/09/18
738670	OS PCP + IgG • Screen, Oral Fluid	\$1.50	08/07/17
738616	OS Buprenorphine + IgG • Screen, Oral Fluid	\$2.50	08/07/17
738720	OS Amphetamines Confirmation, Oral Fluid	\$15.00	08/07/17
780489	OS Barbiturates Confirmation, Oral Fluid	\$15.00	08/07/17
780697	OS Benzodiazepines Confirmation, Oral Fluid	\$15.00	08/07/17
770441	OS Buprenorphine Confirmation, Oral Fluid	\$15.00	08/07/17
738830	OS Cocaine Confirmation, Oral Fluid	\$15.00	08/07/17
770432	OS Methadone Confirmation, Oral Fluid	\$15.00	08/07/17
738865	OS Methamphetamine Confirmation, Oral Fluid	\$15.00	08/07/17
780287	OS Opiates Confirmation, Oral Fluid	\$15.00	08/07/17
780269	OS Phencyclidine Confirmation, Oral Fluid	\$15.00	08/07/17
738861	OS THC Confirmation, Oral Fluid	\$15.00	08/07/17

Panel Tests

Test#	Test Name	Price	Effective Date
720326	US Screen+ SV2	\$12.50	12/12/17
734180	9+ Alcohol + Crt - Screen	\$6.00	09/28/16
734252	Ethyl Glucuronide + Crt - Screen	\$6.00	09/28/16
761165	4+ Oxycodone+ Crt - Screen	\$6.00	09/28/16
788305	5+ Alcohol - Bundle	\$6.00	09/28/16
788870	3+ Crt - Bundle	\$6.00	09/28/16

**RESOLUTION NO. 908 DECEMBER 19, 2018**

**AWARDING RFP 18G100, REQUEST FOR PROPOSALS FOR PROFESSIONAL SERVICES FOR THE ADMINISTRATION & MANAGEMENT OF THE LENGTH OF SERVICE AWARD PROGRAMS ("LOSAPS") FOR THE QUALIFIED MEMBERS OF THE FIRE DEPARTMENTS & FIRE DISTRICTS: NORTH AMITYVILLE FIRE DISTRICT, NORTH BABYLON FIRE DISTRICT, NORTH LINDENHURST FIRE DISTRICT, EAT FAMRINGDALE FIRE DISTRICT & WYANDANCH FIRE DISTRICT PROVIDING EMERGENCY SERVICES TO THE FIRE PROTECTION DISTRICTS WITHIN THE TOWN OF BABYLON ("Administration & Management of LOSAPS)**

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

WHEREAS, the following proposals for RFP No. 18G100, for the Administration & Management of LOSAPS were received and opened, and

WHEREAS, a Review Committee was formed pursuant to RFP No. 18G100, with the Town Attorney, Comptroller, Deputy Comptroller, and Stanley E. Orzechowski P.C., as voting members and the Administrative Assistant of the Department of General Services and Albrecht, Viggiano, Zureck & Company, P.C. non-voting members to review all proposals received, and

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

WHEREAS, all proposals are on file in the Department of General Services, and

WHEREAS, the following firms submitted proposals and were allotted points as follows:

<b>PROPOSER</b>	<b>TOTAL POINTS</b>
<b>Penflex, Inc.</b>	<b>80</b>
Hometown Benefit Services	70
VFIS	60

WHEREAS, the Committee convened with all members in attendance on November 16 2018 to review all proposals received and on December 3, 2018, the Committee interviewed all three (3) firms, and

WHEREAS, the committee convened again on December 14, 2018 for a final review, and

WHEREAS, after a thorough review of all proposals and interviews, the Committee recommends awarding RFP No. 18G100 to Penflex, Inc. the firm receiving the highest total number of points, pursuant to the rating system set forth in RFP No. 101, and

WHEREAS, Penflex, Inc., submitted a best and final cost proposal at the request of the Committee, which is on file in the Department of General Services,

NOW, THEREFORE, be it

RESOLVED, based on the recommendation of the Committee, RFP 18G100 be and is hereby awarded Penflex, Inc, and be it further

RESOLVED, that the Supervisor be and is hereby authorized to execute a one-year contract with Penflex, Inc., subject to approval of the Town Attorney as to form and content, and be it further

RESOLVED, that said may be extended for four (4) additional one (1) year periods at the discretion of the Town Attorney and Comptroller.

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	Abstain
Councilwoman Gordon	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

**RESOLUTION NO. 909 DECEMBER 19, 2018**

**AWARDING RFP 18G101, REQUEST FOR PROPOSALS FOR PROFESSIONAL SERVICES FOR AN INVESTMENT ADVISOR OF THE LENGTH OF SERVICE AWARD PROGRAMS ("LOSAPS") FOR THE QUALIFIED MEMBERS OF THE FIRE DEPARTMENTS & FIRE DISTRICTS: NORTH AMITYVILLE FIRE DISTRICT, NORTH BABYLON FIRE DISTRICT, NORTH LINDENHURST FIRE DISTRICT, EAT FAMRINGDALE FIRE DISTRICT & WYANDANCH FIRE DISTRICT PROVIDING EMERGENCY SERVICES TO THE FIRE PROTECTION DISTRICTS WITHIN THE TOWN OF BABYLON ("Investment Advisor of LOSAPS)**

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

WHEREAS, the following proposals for RFP No. 18G101, for an Investment Advisor of LOSAPS were received and opened, and

WHEREAS, a Review Committee was formed pursuant to RFP No. 18G101, with the Town Attorney, Comptroller, Deputy Comptroller, and Stanley E. Orzechowski P.C., as voting members and the Administrative Assistant of the Department of General Services and Albrecht, Viggiano, Zureck & Company, P.C. non-voting members to review all proposals received, and

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

WHEREAS, all proposals are on file in the Department of General Services, and

WHEREAS, the following firms submitted proposals and were allotted points as follows:

<b>PROPOSER</b>	<b>TOTAL POINTS</b>
<b>RBC Wealth Management</b>	<b>80</b>
East End Financial Group	65
VFIS	60
Hometown Benefit Services	25
Captrust Financial Advisors	30
Steel Ridge Advisors, Inc.	0

WHEREAS, the Committee recommends disqualifying Steel Ridge Advisors, Inc. from RFP 18G101 in its entirety as they failed to notarize the required documents in the Request for Proposal,

WHEREAS, the Committee convened with all members in attendance on November 16 2018 to review all proposals received and on December 3, 2018 the Committee interviewed RBC Wealth Management, East End Financial and VFIS and

WHEREAS the Committee convened again on December 14, 2018 for a final review, and

WHEREAS, after a thorough review of all proposals and interviews, the Committee recommends awarding RFP No. 18G101 to RBC Wealth Management, the firm receiving the highest total number of points, pursuant to the rating system set forth in RFP No.18G101, and

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Committee, Steel Ridge Advisor, Inc. be and is hereby disqualified from RFP 18G101 in its entirety as they failed to notarize the necessary documents in the Request for Proposals and be it further

RESOLVED, based on the recommendation of the Committee, RFP 18G101 be and is hereby awarded RBC Wealth Management, and be it further

RESOLVED, that the Supervisor be and is hereby authorized to execute a one-year contract with RBC Wealth Management, subject to approval of the Town Attorney as to form and content, and be it further

RESOLVED, that said may be extended for four (4) additional one (1) year periods at the discretion of the Town Attorney and Comptroller.

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	Abstain
Councilwoman Gordon	Voting	Yea
Supervisor Schaffer	Voting	Yea

The resolution was thereupon declared duly adopted.

Open portion:

**Marie Gimberlein**  
11 Calvert Avenue  
West Babylon, NY 11704  
631-750-3060  
[ree504@hotmail.com](mailto:ree504@hotmail.com)

My property is adjacent to piece of property that is at the present time owned by the Town of Babylon. We are in our home 42 years, about roughly 50 years ago Little East Neck Road was elevated over Sunrise Highway at that time they put a guard rail around the corner property. The property was privately owned at the time and roughly maybe 20 years ago they were going to build a home in there. Myself and my neighbor we came down to contest what they were doing because they took down the guard rail. The way they drive there, cars have spun around, at the time the Town of Babylon purchased the property and they assured us that it would be just an abandoned piece of property, nothing will ever be built in there because you can not take that guard rail down. About 2 weeks ago, my neighbor and I each received a letter because she lives on the backend of the property and our property is adjacent. We were offering the property to us if we wanted to purchase it, because now the town wants to get rid of all these abandoned properties and get them out of the way. I came down to speak with a few people and they said well that would be up to whoever buys it, the builder and he would take down the guard rail. I said you can't take down that guard rail, the guard rail is there for the last 50 years for a reason.

**Supervisor Schaffer**

Well we can only offer it to the adjoining owners, we are not selling it.

**Marie Gimberlein**

Well I received a letter from one of your lawyers, I don't think he's here, I don't remember his name, but Rachael has the letter which has his name on it, and he said well if you and your neighbor are not interested it will go to auction and they are going to sell it and then whoever buys it.

**Supervisor Schaffer**

No, we won't do that.

**Marie Gimberlein**

You won't do that? Can we get that in writing?

**Supervisor Schaffer**

I'll state it on the record, we would only offer it to you as an adjoining owner. What we do is try and cut down on our maintenance cost, so we have to maintain that, the guard rail will stay. I'm familiar with Rachael's property at least. So, the Town Board would not support selling to a private person, only if either one of you wanted to buy it to add to your property.

**Marie Gimberlein**

Ok, well that puts me at ease, because just the thought of what happened 20 years ago, they took down that guard rail and there has been accidents there. Thankyou for reinsuring me, thank you.

**Supervisor Schaffer**

Your welcome.

**Rachel Powers**

756 Little East Neck Road  
West Babylon, NY 11704  
631-422-6932

Now, if the property was going to be offered to me, I received a letter that I have to use your surveyor, and your surveyor quoted me a price of \$1700.00.

**Supervisor Schaffer**

Our surveyor? To survey the property.

**Rachel Powers**

Yes, and if would be on my dime. Now, that property I called a few surveyors, it's empty, \$600, \$700 is the top quote I got.

**Supervisor Schaffer**

I would say that we can have any surveyor do it and they shouldn't charge, now the going rate is about \$600. What I would do is, we can have you meet with the Town Attorney's Office and yeah, you can use own surveyor or that surveyor shouldn't be on our list if they are quoting \$1700.00. The property would have to be appraised as vacant property and we can only offer it for sale at an appraised value.

**Rachel Powers**

Ok, what if I decided I wanted to build on it, would I have to go for variances for that, I don't mean a house but like a garage.

**Supervisor Schaffer**

I don't know the size of your property, so it would depend on whether or not when you add that property that you purchased to your property, whether or not it complies to the code. If it doesn't then you would have to ask for variances, I would assume that if you are adding to your property, and you are giving more area to it, you are going to be pretty good in terms of the code. I mean, I'm remembering your house.

**Rachel Powers**

Only if I ever wanted to. I know I was quoted a price years ago. If I kept forestry it was one price.

**Supervisor Schaffer**

You mean in terms of purchasing the property. Well what we can do is, we can get an appraisal done on it, if you are interested in purchasing the entire piece and the Gimberlein's are not interested.

**Rachel Powers**

No, they are not, and the thing is, I don't want it sold.

**Supervisor Schaffer**

Well we are only going to sell it either one of you, so neither of you want it, then nothing is going to happen. If you want it and they don't want it, and you are all in agreement, which is great, we would then work with you to purchase it.

**Rachel Powers**

Ok, so now to purchase it, I would have to see your attorney?

**Supervisor Schaffer**

Yeah, we will have you talk with Joe, and he will run through the process. The survey should not be \$1700.00. That guy is off the list, that's not fair, I know what a survey should cost and it's not \$1700.00 for vacant property, but thank you for letting us know, so after the meeting just see Joe.

**Robert Frampton**  
72 Edel Avenue  
West Babylon, NY 11704  
631-707-2208  
[rframpton35@aol.com](mailto:rframpton35@aol.com)

Came to talk about backyard chickens. Asking for the present code requesting the 100' setback of neighboring chickens from any dwelling to be amended. Most residents can't satisfy this request as property lines are not accommodating.

**Supervisor Schaffer**

Ok, what I'd like to do is if the Town Attorney's Office to do some research and then we can schedule a Public Hearing to change the code to let everyone know.

**Robert Frampton**

I received a notice of violation from the Town Attorney's Office, but I will state it's not correct. It says that in the Town of Babylon, chickens are not permitted and that's not the case.

**Supervisor Schaffer**

Do you have that notice with you?

**Robert Frampton**

Yes. I also have letters from neighbors surrounding me who all signed a letter stating that they are totally ok with where my chicken coup currently is, which is 6' from the property line. I was told I can't go for a variance.

**Supervisor Schaffer**

Yes, it is possible, I just asked, that is what the Zoning Board is for, so, no you are correct. So why don't we have you talk to Joe, the easiest way is to file for a variance if you have all the neighbors, he will tell you what you need to do.

**Robert Frampton**

There was one complaint about mice, but the mice where there way before the chickens. The property runs close to along the back of the ShopRite shopping center where the mice are most likely coming from.

**Supervisor Schaffer**

We will have Joe do the research and also speak with you on how to apply for the variance.

We don't have any further cards, so we will wish everyone a Merry Christmas and a Happy New Year.

Being no further business before the Board, the meeting adjourned at 4:01 pm on the motion of Councilwoman Gordon, seconded by Councilman McSweeney.

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Geraldine Compitello, Town Clerk

/jt