

RESOLUTIONS AND LEGAL NOTICES OF HEARING LISTED ON THE PRELIMINARY AGENDA ARE AVAILABLE AT THE TOWN CLERK'S OFFICE ONE DAY PRIOR TO THE TOWN BOARD MEETING.

IF YOU ATTEND THE TOWN BOARD MEETING AND WISH TO READ ANY LEGAL NOTICE OF PUBLIC HEARING OR RESOLUTION SCHEDULED, PLEASE SEE THE WHITE BINDER LOCATED ON THE TABLE TO THE RIGHT OF THE DAIS NEXT TO THE TOWN CLERK. IF YOU HAVE ANY FURTHER QUESTIONS PLEASE SEE TOWN CLERK JO-ANN RAIA.

PRELIMINARY/ADOPTED AGENDA AND ADOPTED RESOLUTIONS ARE AVAILABLE AT:
<http://HuntingtonNY.gov>

PRESENT:

Supervisor	Frank P. Petrone
Councilwoman	Susan A. Berland
Councilman	Eugene Cook
Councilman	Mark A. Cuthbertson
Councilman	Mark Mayoka
Town Clerk	Jo-Ann Raia
Town Attorney	Cindy Elan-Mangano

AGENDA FOR TOWN BOARD MEETING DATED DECEMBER 10, 2013

BOARD OF TRUSTEES' MEETING FOLLOWING

Opened: 10:06 P.M. Closed: 10:07 P.M.

COMMUNITY DEVELOPMENT AGENCY MEETING FOLLOWING

Opened: 10:07 P.M. Closed: 10:08 P.M.

LOCAL DEVELOPMENT CORPORATION BOARD MEETING

Opened: 10:08 P.M. Closed: 10:09 P.M.

7:00 P.M. – TOWN HALL

Opened: 7:01 P.M. Closed: 10:06 P.M.

(Resolutions #2013-567 to 2013-613)

HEARINGS:

ACTION

HEARING RESCHEDULED FROM NOVEMBER 7, 2013

1. Consider issuing a Certificate of Approval in an Historic District Re: 56 Shore Road, Cold Spring Harbor – Cold Spring Harbor Historic District.

(Applicant: 56 Partes Tres, LLC; SCTM #0400-016.00-02.00-004.000 (2013-ZC-14-Ch. 198)

Rescheduled as per Resolution 2013-564 at 11-07-2013 Town Board Meeting

DECISION RESERVED

2. Consider authorizing various actions be taken upon certain properties designated as blighted in accordance with Chapter 156, Article VII, §156-60 (Blighted Property). SCTM #'S 0400-252.00-03.00-085.000; 0400-138.00-03.00-023.000)

(2013-M-108)

Scheduled as per Resolution 2013-560 at 11-07-2013 Town Board Meeting

DECISION RESERVED

HEARINGS (Continued):

ACTION

3. Consider adopting Local Law Introductory No. 32-2013, amending the Code of the Town of Huntington, Chapter 87 (Building Construction), Article III (Building Permits) and Article IV (Certificates of Occupancy and of Permitted Use).

(Local Law Introductory No. 32-2013)

Scheduled as per Resolution 2013-554 at 11-07-2013 Town Board Meeting

**ENACTMENT
RESOLUTION 2013-604**

4. Consider adopting Local Law Introductory No. 33-2013, amending the Zoning Map on the Town Board's own motion to change the zoning from R-5 Residence District to C-1 Office-Residence District for the property located on the west side of Lowndes Avenue, between Railroad Street and Columbia Street, Huntington Station, SCTM #0400-140-03-(072, 073, 108, 109.003 & 117).

(Local Law Introductory No. 33-2013)

Scheduled as per Resolution 2013-555 at 11-07-2013 Town Board Meeting

DECISION RESERVED

5. Consider adopting Local Law Introductory No. 34-2013, amending the Zoning Map on the Town Board's own motion to change the zoning from C-6 General Business District to C-6 Huntington Station Overlay District for property located on the south side of Railroad Street, east of Lowndes Avenue, Huntington Station, SCTM #0400-147-01-005.003.

(Local Law Introductory No. 34-2013)

Scheduled as per Resolution 2013-556 at 11-07-2013 Town Board Meeting

DECISION RESERVED

6. Consider adopting Local Law Introductory No. 35-2013, amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article IV (Commercial Districts), Section 198-27.1 (C-6 Huntington Station Overlay District), to add a Special Use Permit for Hotels.

(Local Law Introductory No. 35-2013)

Scheduled as per Resolution 2013-557 at 11-07-2013 Town Board Meeting

DECISION RESERVED

7. Consider adopting Local Law Introductory No. 36-2013, amending the Code of the Town of Huntington, Chapter A202 (Subdivision Regulations and Site Improvement Specifications).

(Local Law Introductory No. 36-2013)

Scheduled as per Resolution 2013-559 at 11-07-2013 Town Board Meeting

**ENACTMENT
RESOLUTION 2013-605**

8. Consider adopting Local Law Introductory No. 37-2013, amending Town Code Chapter 198, Zoning, Article V, Industrial Districts §198-34, I-1 Light Industry District, F. (4)(a) Restaurants.

(Local Law Introductory No. 37-2013)

Scheduled as per Resolution 2013-561 at 11-07-2013 Town Board Meeting

DECISION RESERVED

**AGENDA FOR TOWN BOARD
MEETING DATED: DECEMBER 10, 2013**

RESOLUTIONS:

OFF. SEC. VOTE

ABBREVIATIONS FOR PURPOSE OF AGENDA:

Supervisor Frank P. Petrone - FP
Councilwoman Susan A. Berland - SB
Councilman Eugene Cook - EC
Councilman Mark A. Cuthbertson - MC
Councilman Mark Mayoka - MM

- | | | | | |
|------------------|---|------------------|--------------------------------------|-----------------|
| 2013-567. | AUTHORIZE the Supervisor to execute a contract with Cullen & Danowski, LLP, to perform auditing and accounting services for the Town of Huntington and to execute a contract with Fuoco Group, LLP, to perform auditing and accounting services for the Huntington Human Services Institute, Cultural Affairs Institute and Youth Bureau Institute, and appoint each as official Town Auditors to perform said accounting and auditing services for the Fiscal Year ending December 31, 2013.
(Period: 1/1/2014 – 12/31/2014) | <u>FP</u> | <u>SB</u> | <u>5</u> |
| 2013-568. | AUTHORIZE the Supervisor to execute a contract for a parking ticket management system with Brekford Corporation. (Period: Three years) | <u>SB</u> | <u>EC</u> | <u>5</u> |
| 2013-569. | AUTHORIZE the execution of a requirements contract for the well pump and mechanical maintenance 2014-2016 for the Dix Hills Water District with Atlantic Wells, Inc. (Period: From execution of contract until 12/31/2016) | <u>SB</u> | <u>FP</u> | <u>5</u> |
| 2013-570. | AUTHORIZE the execution of an amendment to the contract for the improvements to the secondary digester at the Huntington Sewage Treatment Plant with R.J. Industries, Inc.
(Re: Extend completion date until December 31, 2013) | <u>SB</u> | <u>FP</u>
<u>EC</u> | <u>5</u> |
| 2013-571. | AUTHORIZE the execution of an agreement to purchase the demonstration model Atlas Copco enhanced scope blower at the Huntington Sewage Treatment Plant with Atlas Copco Compressors LLC. | <u>SB</u> | <u>EC</u> | <u>5</u> |
| 2013-572. | AUTHORIZE the execution of an agreement with Holzmacher, McLendon, & Murrell P.C. to provide annual engineering retainer services for 2014 for the Huntington and Centerport Sewer Districts. | <u>EC</u> | <u>FP</u> | <u>5</u> |
| 2013-573. | AUTHORIZE the execution of an agreement with Holzmacher, McLendon & Murrell, P.C. to provide annual engineering services for 2014 for the Dix Hills Water District. | <u>SB</u> | <u>EC</u> | <u>5</u> |
| 2013-574. | AUTHORIZE the execution of an agreement with H2M Labs, Inc. to provide annual laboratory services for 2014 for the Dix Hills Water District. | <u>SB</u> | <u>EC</u> | <u>5</u> |

**AGENDA FOR TOWN BOARD
MEETING DATED: DECEMBER 10, 2013**

RESOLUTIONS:	OFF.	SEC.	VOTE
2013-575. AUTHORIZE the Supervisor to execute an extension to the agreement for facilities management services at the Crab Meadow Golf Course and the Dix Hills Golf Course with KemperSports Management, Inc. (Re: Effective 1-1-2014 for a period of one year)	<u>FP</u>	<u>MC</u>	<u>5</u>
2013-576. AUTHORIZE the Supervisor to execute an agreement with Act as if for the rental of the classrooms at Coindre Hall for an etiquette and protocol program. (Period: 12/1/2013 – 12/1/2015)	<u>SB</u>	<u>EC</u>	<u>5</u>
2013-577. AUTHORIZE the Supervisor to execute agreements for the provision of various youth services on behalf of the Youth Bureau for the Year 2014. (Re: Tri Community and Youth Agency, Inc. [Region I], Youth Directions and Alternatives, Community and Youth Agency, Inc. [Region II], Regional Enrichment Agency of Commack and Half Hollow Hills, Community and Youth Agency, Inc. [Region III], Family Service League of Suffolk County, Inc., Long Island Crisis Center, Inc., Huntington Youth Bureau Youth Development Research Institute, Inc. [Non Drug related] and Huntington Youth Bureau Youth Development Research Institute [Drug related])	<u>FP</u>	<u>SB</u>	<u>5</u>
2013-578. AUTHORIZE the Supervisor to execute agreements on behalf of the Department of Human Services for the Year 2014. (Re: Child Care Council of Suffolk, Inc., Family Service League, Inc., Federation of Organizations, Inc., Huntington Breast Cancer Action Coalition, Inc., Literacy Suffolk, Inc. and Pederson-Krag Center, Inc.)	<u>SB</u>	<u>EC</u>	<u>5</u>
2013-579. AUTHORIZE the Supervisor to execute agreements on behalf of the Division of Cultural Affairs for the Year 2014. (Re: Huntington Arts Council, Heckscher Museum of Art, Whaling Museum Society, Inc., Huntington Historical Society, Northport Historical Society, Greenlawn/Centerport Historical Association, Inc., Walt Whitman Birthplace Association, Inc., Huntington Lighthouse Preservation Society and Cinema Arts Centre)	<u>SB</u>	<u>FP</u> <u>EC</u>	<u>5</u>
2013-580. AUTHORIZE the Supervisor to execute agreements for meeting places for Senior Citizens of the Town of Huntington. (Re: Centerport Methodist Church, Presbyterian Church of Sweet Hollow, Gloria Dei Lutheran Church, Union United Methodist Church, Northport Public Library, Paumanack Village I & II, Paumanack Village III & IV, Harborfields Public Library and St. Paul's Luthern Church)	<u>MC</u>	<u>MM</u> <u>SB</u>	<u>5</u>
2013-581. AUTHORIZE the Supervisor to execute an agreement between the Town of Huntington and the Huntington Human Services Institute, Inc. for the purpose of implementing the 2014 Black History and Hispanic Heritage Programs. (Period: 1/1/2014 – 12/31/2014)	<u>FP</u>	<u>EC</u>	<u>5</u>
2013-582. AUTHORIZE the Supervisor to execute an agreement with USI Consulting Group for actuarial consulting services-Department of Audit and Control. (Re: Fiscal years ending 12/31/2013 and 12/31/2014)	<u>SB</u>	<u>FP</u>	<u>5</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: DECEMBER 10, 2013**

RESOLUTIONS:	OFF.	SEC.	VOTE
2013-583. AUTHORIZE the Supervisor to execute a change to the existing contract for the rehabilitation of the LIRR South Parking Garage with Structural Preservation Systems, LLC.	<u>SB</u>	<u>FP</u>	<u>5</u>
2013-584. AUTHORIZE the Supervisor to execute a New York State Department of Transportation (NYSDOT) Equitable Business Opportunities (EBO) System User Agreement and to submit an application for an EBO System Log-In/Password, nunc pro tunc.	<u>FP</u>	<u>EC</u>	<u>5</u>
2013-585. AUTHORIZE the Supervisor to execute an intermunicipal agreement with the Town of Babylon for the paving of part of Arcadia Drive, Dix Hills nunc pro tunc. (Re: Contract No. HWY 2012-01/O-E; Posillico Civil Inc.)	<u>FP</u> <u>SB</u>	<u>EC</u>	<u>5</u>
2013-586. AUTHORIZE the Supervisor to submit an application for an Entitlement Grant of Community Development Block Grant Funds under the Housing and Community Development Act of 1974 and authorizing all assurances connected with said application. (Re: Designates the Director of the Huntington Community Development Agency to be the agent of the Supervisor)	<u>SB</u>	<u>EC</u>	<u>5</u>
2013-587. AUTHORIZE the Town Attorney to retain the services of James P. Clark, Esq. as Special Outside Counsel in the Fields of Labor and Contract Law.	<u>FP</u>	<u>SB</u>	<u>5</u>
2013-588. AUTHORIZE the Comptroller to amend the 2013 Operating Budget for the Town of Huntington and its Special Districts – Various Departments.	<u>SB</u>	<u>EC</u>	<u>5</u>
2013-589. AUTHORIZE the Huntington Town Clerk, as the licensing agent for NYSDEC Sporting Licenses, to execute all necessary documents in connection with the NYSDEC DECALS System.	<u>SB</u>	<u>FP</u>	<u>5</u>
2013-590. AUTHORIZE the correction of Code Violations at various locations pursuant to the Code of the Town of Huntington. (Re: Carmine Allesandro, 17 Seward Drive, Dix Hills, SCTM#0400-264.00-02.00-019.000, Chapter 87; LF Capital Corporation, 918 Jericho Tpke, Huntington Station, SCTM#0400-207.00-01.00-008.00, Chapters 119, 133, 191; Endel/Amanda Sipria, 182 Beverly Road, Huntington Station, SCTM#0400-203.00-02.00-005.000, Chapters 133, 156, 191)	<u>SB</u>	<u>FP</u>	<u>5</u>
2013-591. AUTHORIZE the settlement of a lawsuit (Donna Jones v. Town of Huntington, et. al.)	<u>MC</u>	<u>SB</u>	<u>5</u>
2013-592. DECLINE the settlement proposal as presented and directing counsel to continue negotiations. (Fair Housing in Huntington Committee, et al. v. Town of Huntington, et al).	<u>FP</u>	<u>SB</u>	<u>5</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: DECEMBER 10, 2013**

RESOLUTIONS:	OFF.	SEC.	VOTE
2013-593. ACCEPT the dedication of Samara Court, Sophie Court, two pedestrian walkways and four drainage easements for the subdivision known as Manorwood Estates Section 2.	<u>SB</u>	<u>EC</u>	<u>5</u>
2013-594. APPOINT individuals to serve as volunteers in the Handicapped Parking Enforcement Program. (Re: Ellen Einhorn, George Hartig, Richard Holmes, Anthony Musso, Fred Roth, Ronald Sieber and Paul Warburgh)	<u>SB</u>	<u>MM</u>	<u>5</u>
2013-595. REMOVED FROM THE AGENDA AT EXECUTIVE SESSION.			
2013-596. ESTABLISH the standard work days for Elected Officials and appointed personnel for New York State and Local Retirement System reporting purposes.	<u>FP</u>	<u>EC</u>	<u>5</u>
2013-597. EXEMPT Sprint Spectrum Realty Company (“Sprint”) pursuant to §198-68.1 (O) of the Huntington Town Code for work at Wolf Hill Road, Huntington, New York. (Re: SCTM#0400-247.00-02.00-015.000)			4-AYES (MC) (FP) (MM) (EC) 1-NO <u>(SB)</u>
	<u>MC</u>	<u>FP</u>	
2013-598. WAIVE parking meter fees in the downtown shopping area known as Huntington Village and authorizing the installation of Holiday type lights and decorations during the Holiday Season in various areas nunc pro tunc. (Re: Waive parking meter fees in Huntington Village from 11/27/2013 – 12/31/2013; authorize the Huntington Township Chamber of Commerce and Huntington Village Business Improvement District Association, The Huntington Station Business Improvement District Association and the East Northport Chamber of Commerce to install and maintain holiday type lights in their business areas from 11/27/2013 – 12/31/2013; authorize East Northport Chamber of Commerce to place a Menorah and Nativity Scene on Town property located at the Northport Railroad Station from 11/27/2013 – 12/31/2013)	<u>FP</u>	MM <u>SB</u>	<u>5</u>
2013-599. ENACTMENT: ADOPT Local Law Introductory Number 28-2013 amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article IV, §2-7, Schedule G. Re: Roberta Lane, Commack; Clearview Street, Holst Drive West, Penataquit Place, Huntington – Stop Signs.	<u>EC</u>	<u>FP</u>	<u>5</u>
2013-600. ENACTMENT: ADOPT Local Law Introductory Number 29-2013 amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J. Re: Old Walt Whitman Road, Melville – Parking Restrictions.	<u>SB</u>	<u>MM</u>	<u>5</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: DECEMBER 10, 2013**

RESOLUTIONS:	OFF.	SEC.	VOTE
2013-601. AUTHORIZE appropriate action(s) in accordance with Huntington Town Code Chapter 156 Property Maintenance; Nuisances, Article VII, Blighted Property, §156-67, action by Town Board for failure to comply or abate violations. (Re: Arnold/Irma Jacinto, 4 Knox Place, Dix Hills, SCTM#0400-252.00-03.00-085.000, Schedule A & B; Walter/Joann Hergenhan, 185 West Pulaski Road, Huntington Station, SCTM#0400-138.00-03.00-023.000, Schedules A & B; Russell Van Deirse, 17 Carman Road, Dix Hills, SCTM#0400-243.00-01.00-029.000, Schedule D; David/Anna Crocini, 131 East 2 nd Street, Huntington Station, SCTM#0400-147.00-04.00-034.000, Schedule D)	<u>SB</u>	<u>MM</u>	<u>5</u>
2013-602. ENACTMENT: AUTHORIZE the Supervisor to execute an amendment to the license agreement with Cellular Telephone Company d/b/a AT&T Wireless to permit the installation of a generator for use with the existing cellular antennas and equipment at the Boxer Court Facility.	<u>MC</u>	<u>EC</u>	<u>5</u>
2013-603. ENACTMENT: ADOPT Local Law Introductory Number 30-2013 amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article XI (Conditional Uses; Supplementary Regulations) (Re: Telecommunication Facilities).	<u>MC</u>	<u>FP</u>	<u>5</u>
2013-604. ENACTMENT: ADOPT Local Law Introductory Number 32-2013 amending the Code of the Town of Huntington, Chapter 87 (Building Construction), Article III (Building Permits) and Article IV (Certificates of Occupancy and of Permitted Use).	<u>MC</u>	<u>FP</u>	<u>5</u>
2013-605. ENACTMENT: ADOPT Local Law Introductory No. 36-2013, amending the Code of the Town of Huntington, Chapter A202 (Subdivision Regulations and Site Improvement Specifications).	<u>MC</u>	<u>FP</u>	<u>5</u>
2013-606. SCHEDULE A PUBLIC HEARING: January 7, 2014 at 2:00 PM To consider adopting Local Law Introductory No. 38 - 2013 amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article IV, §2-7, Schedule G. Re: Walt Whitman Road, Melville – Stop Signs.	<u>SB</u>	<u>MM</u>	<u>5</u>
2013-607. SCHEDULE A PUBLIC HEARING: January 7, 2014 at 2:00 PM To consider authorizing various actions be taken upon certain properties designated as Blighted in accordance with Chapter 156, Article VII, §156-60 (Blighted Property). (Re: William/Ryan Foster, 6 Sexton Court, Huntington, SCTM#0400-166.00-01.00-157.00, Schedule A; Martin/Lorraine Lerner, 13 Plymouth Road, Dix Hills, SCTM#0400-244.00-03.00-082.000, Schedule A; John Fay, 27 Tanyard Lane, Huntington, SCTM#0400-019.00-02.00-015.000, Schedule A; Brian/John Dillner, 65 Sinclair Drive, Greenlawn, SCTM#0400-166.00-03.00-024.000, Schedule A)	<u>SB</u>	<u>FP</u> <u>EC</u>	<u>5</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: DECEMBER 10, 2013**

RESOLUTIONS:	OFF.	SEC.	VOTE
2013-608. SCHEDULE A PUBLIC HEARING: January 7, 2014 at 2:00 PM To consider adopting Local Law Introductory Number 39-2013 amending the Uniform Traffic Code of the Town of Huntington, Chapter 4, §4-1, Schedule K Re: Cold Spring Harbor High School - Parking at Private Fields.	<u>SB</u>	<u>EC</u>	<u>5</u>
2013-609. AUTHORIZE the Supervisor to execute an extension to the requirements contract for road rehabilitation with Kings Park Industries, Inc. (Re: Commencing 3-1-2014 for a period of one year).	<u>FP</u>	<u>MM</u>	<u>5</u>
2013-610. AUTHORIZE the Supervisor to execute an extension to the Townwide requirements contract to furnish and install asphalt concrete with Posillico Civil, Inc. (Re: Commencing 3-7-2014 for a period of one year)	<u>FP</u>	<u>EC</u> <u>SB</u>	<u>5</u>
2013-611. AUTHORIZE the Supervisor to execute a requirements contract for the tree removal for Zone 1 with Conservation Control Corporation. (Re: Effective upon execution until 12-31-2014)	<u>SB</u>	<u>FP</u>	<u>5</u>
2013-612. AUTHORIZE the Supervisor to execute a requirements contract for the tree removal for Zone 2 with Conservation Control Corporation. (Re: Effective upon execution of the contract until 12-14-2014)	<u>SB</u>	<u>FP</u>	<u>5</u>
2013-613. AUTHORIZE the Supervisor to execute an amendment to the contract between the Town of Huntington and the Huntington Town Unit of Region 1, Suffolk Local 852 of the Civil Service Employees Association, Local 1000, AFSCME AFL/CIO (CSEA). (Re: Effectuate the refunding of the lag payroll wages in accordance with this resolution)	<u>FP</u> <u>SB</u>	<u>MM</u>	<u>5</u>

**AGENDA FOR BOARD OF TRUSTEES’
MEETING DATED: DECEMBER 10, 2013**

RESOLUTIONS:

OFF. SEC. VOTE

2013-BT8. ENACTMENT: APPROVE the execution of an extension of a license agreement with H&M Powles Marine Agency, Inc. to operate and provide marina and related services on Board of Trustee property in Cold Spring Harbor. (Period: 1/1/2014 – 1/1/2019)

SB MM 5

**AGENDA FOR COMMUNITY DEVELOPMENT AGENCY
MEETING DATED: DECEMBER 10, 2013**

RESOLUTIONS:	OFF.	SEC.	VOTE
2013-CD9. AUTHORIZE Huntington artist Lucienne Pereira to lead in the painting of a mural for the north wall of 1264 New York Avenue, Huntington Station and supporting the artist's application for grant funding in connection therewith.	<u>SB</u>	<u>EC</u>	<u>5</u>
2013-CD10. AUTHORIZE the Chairman to execute a contract with Cullen & Danowski, LLP Certified Public Accountants, to conduct an independent audit for the Fiscal Year ending December 31, 2013.	<u>FP</u>	<u>MM</u>	<u>5</u>

**LOCAL DEVELOPMENT CORPORATION BOARD MEETING
MEETING DATED: DECEMBER 10, 2013**

RESOLUTIONS:

OFF. SEC. VOTE

2013-LDC2. AUTHORIZE the Chairman to execute a contract with Cullen & Danowski, LLP, Certified Public Accountants, to conduct and independent audit for the Fiscal Year ending December 31, 2013.

FP MM 5

2013-567

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT WITH CULLEN & DANOWSKI, LLP, TO PERFORM AUDITING & ACCOUNTING SERVICES FOR THE TOWN OF HUNTINGTON AND TO EXECUTE A CONTRACT WITH FUOCO GROUP, LLP, TO PERFORM AUDITING & ACCOUNTING SERVICES FOR THE HUNTINGTON HUMAN SERVICES INSTITUTE, CULTURAL AFFAIRS INSTITUTE & YOUTH BUREAU INSTITUTE, AND APPOINT EACH AS OFFICIAL TOWN AUDITORS TO PERFORM SAID ACCOUNTING AND AUDITING SERVICES FOR THE FISCAL YEAR ENDING DECEMBER 31, 2013.

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, sealed requests for proposal RFP No. 2013-10-011 were received on October 11, 2013 by the Town of Huntington, Director of Purchasing, 100 Main St., Huntington, New York for Professional Auditing and Accounting Services for the Town of Huntington, and the same were opened and read aloud; and

WHEREAS, upon review of the responses received, Cullen & Danowski, LLP, 1650 Route 112, Port Jefferson, New York 11776 has been recommended to conduct the Town of Huntington annual audit and Comprehensive Annual Financial Report; and

WHEREAS, upon review of the responses received, Fuoco Group, LLP, 1393 Veterans Memorial Highway, Hauppauge, New York, 11788 has been recommended to conduct the annual reviews for the Huntington Human Services Institute and Cultural Affairs Institute, and an annual audit for the Youth Bureau Institute; and

WHEREAS, the execution of this contract is a Type II action pursuant to 6 N.Y.C.R.R. §617.2 (b), and therefore no further SEQRA review is required.

NOW, THEREFORE,

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a contract and any documents in connection and related therewith with Cullen & Danowski, LLP and appoint same as official Town Auditors to perform accounting and auditing services for the Town of Huntington for the fiscal year ending December 31, 2013 for an amount not to exceed the sum of SEVENTY-EIGHTY THOUSAND TWO HUNDRED FIFTEEN AND NO/100 (\$78,215.00) DOLLARS to be charged to Operating Budget Item A1315-4550 for a term commencing January 1, 2014 and terminating December 31, 2014 with four (4) one-year options to renew, and upon such other terms and conditions as may be acceptable to the Town Attorney; and

2013-567

HEREBY AUTHORIZES the Supervisor to execute a contract and any documents in connection and related therewith with Fuoco Group, LLP, and appoint same as official Town Auditors to perform accounting and auditing services for the fiscal year ending December 31, 2013, for an amount not to exceed the sum of THREE THOUSAND FIVE HUNDRED AND NO/100 (\$3,500.00) DOLLARS for the Huntington Human Services Institute; and for an amount not to exceed sum of the sum of THREE THOUSAND AND NO/100 (\$3,000.00) DOLLARS for the Cultural Affairs Institute, both to be charged to Operating Budget Item A1315-4550; and for an amount not to exceed the sum of FIVE THOUSAND FIVE HUNDRED AND NO/100 (\$5,500.00) DOLLARS for the Youth Bureau Institute to be charged directly to the Youth Bureau Institute. Each for a term commencing January 1, 2014 and terminating December 31, 2014 with four (4) one-year options to renew and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT FOR A PARKING TICKET MANAGEMENT SYSTEM WITH BREKFORD CORPORATION.

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town of Huntington is desirous of updating their Parking Ticket Management System to include an updated software application along with updated hardware requirements; and

WHEREAS, sealed proposals were received on October 18, 2013, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for a parking ticket management system, RFP No. 2013-10-013 and the same were opened and read aloud; and

WHEREAS, Brekford Corporation, 7020 Dorsey Road, Suite C, Hanover, Maryland 21076 is the successful, responsive and responsible proposer; and

WHEREAS, authorizing the Supervisor to execute a contract for a parking ticket management system, is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(1) and (c)(2), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a contract, and any documents in connection and related therewith, with Brekford Corporation for a parking ticket management system, associated equipment and services. The contract period shall be effective for a three (3) year term commencing upon execution of the contract and upon mutual agreement of the vendor and the Town, the contract may be extended for two (2) additional one (1) year periods under the same prices, terms and conditions, upon the payment by the Town of a percentage of gross revenue collected and per item costs, with all revenue to be deposited into Revenue Code A2611, and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2013-569

RESOLUTION AUTHORIZING THE EXECUTION OF A REQUIREMENTS CONTRACT FOR THE WELL PUMP AND MECHANICAL MAINTENANCE 2014-2016 FOR THE DIX HILLS WATER DISTRICT WITH ATLANTIC WELLS, INC.

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the work to be done under this contract consists of furnishing all materials, labor and equipment necessary for well, pump and mechanical repairs and maintenance. The work includes but is not limited to, preventive, regular and emergency maintenance for wells, pumps, booster pumps, emergency generators, and related equipment, inspection of the District's wells, pumps, valves, elevated storage tanks, ground storage tanks, booster pump stations and emergency generators, and repairs to mechanical equipment, wells, pumps, valves, generators, piping, hydrants, tanks and other related facilities; and

WHEREAS, the Dix Hills Water District is a public water utility with thousands of residents who are dependent on the water utility. Preventative maintenance and emergency repairs are a necessity to have in place for a public water utility. Dix Hills Water District has eleven (11) well sites, two (2) elevated towers and one (1) underground storage tank. This requirements contract will provide preventative maintenance and provide emergency repairs on an as needed basis to keep the water utility operating in good working order; and

WHEREAS, sealed bids were received on November 14, 2013, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the well pump and mechanical maintenance 2014 -2016 for the Dix Hills Water District, Contract No. DHWD 2013-04/O-E and the same were opened publicly and read aloud; and

WHEREAS, Atlantic Wells, Inc., 58 Fairfield Lane, Huntington Station, New York 11746 is the lowest responsive and responsible bidder; and

WHEREAS, the well pump and mechanical maintenance for the Dix Hills Water District is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(1) and (c)(2), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the execution of a contract and any documents in connection and related therewith, with Atlantic Wells, Inc., for the well pump and mechanical maintenance for the Dix Hills Water District 2014-2016. The contract period shall be effective upon the execution of the contract until December 31, 2016, to be charged to operating fund SW1-8321-4510, and upon such other terms and conditions as may be acceptable to the Town Attorney.

*DHWD WELL PUMP AND MECH MAINT
PURCH/LF/
11/25/2013, 2:09 PM*

2013- 569

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE CONTRACT FOR THE IMPROVEMENTS TO THE SECONDARY DIGESTER AT THE HUNTINGTON SEWAGE TREATMENT PLANT WITH R.J. INDUSTRIES, INC.

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by: **SUPERVISOR PETRONE, COUNCILMAN COOK**

WHEREAS, sealed bids were received on October 25, 2012, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the improvements to the secondary digester, Contract No. HNSD 12-02 and the same were opened publicly and read aloud; and

WHEREAS, R.J. Industries, Inc., 75 East Bethpage Road, PO Box 349, Plainview, New York 11803 was the lowest, responsible bidder and awarded the contract pursuant to Town Board Resolution 2012-484; and

WHEREAS, the project consists of cleaning and maintenance of the secondary digester at the Huntington Sewage Treatment Plant with a scope of work that includes the removal of the floating digester cover, disposal of tank contents, inspection of tank valves and piping and repairs to same; and

WHEREAS, after the floating cover was removed the tank contents were found to be greater than originally estimated and it was determined that that the methane collection system piping was damaged as well; and

WHEREAS, due to the extra work needed to remove the tank contents and repair the methane piping the date of completion of the contract needs to be extended beyond its completion, August 30, 2013 at no additional cost to the Town; and

WHEREAS, these actions have been classified as Type II pursuant 6 NYCRR 617.5 (c)(20) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the execution of an amendment to Contract No. HNSD 12-02 for the improvements to the secondary digester to extend the completion date of the agreement from August 30, 2013 to December 31, 2013 at no additional cost to the Town and upon such terms and conditions as approved by the Town Attorney.

2013- 570

VOTE: AYES: 5 NOES:0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT TO PURCHASE THE DEMONSTRATION MODEL ATLAS COPCO ENHANCED SCOPE BLOWER AT THE HUNTINGTON SEWAGE TREATMENT PLANT WITH ATLAS COPCO COMPRESSORS LLC.

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by: **COUNCILMAN COOK**

WHEREAS, in 2011 in an effort to improve energy efficiency and reduce utility costs the Town of Huntington Sewer District (HSD) elected to replace the existing blowers at the Sewage Treatment Plant; and

WHEREAS, the HSD permitted a demonstration of an Atlas Copco LLC enhanced scope blower to verify its performance in an effort to obtain the most energy efficient and cost effective product. This demonstration permitted the Town to utilize this blower on site through June 30, 2014; and

WHEREAS, based on the results of the demonstration the HSD purchased three of the enhanced scope blowers from Atlas Copco LLC 92 Interstate Drive, West Springfield, MA 01089; and

WHEREAS, the enhanced scope blowers have performed satisfactorily and the HSD sees the benefit of having the additional air capacity and increased operational efficiency at the Huntington Sewage Treatment Plant that would be provided by keeping the demonstration blower beyond June 2014 ; and

WHEREAS, the Department of Environmental Waste Management has determined that with regular operation and maintenance the effective lifespan of this blower is between ten and fifteen years and has negotiated with Atlas Copco LLC to purchase the demonstration blower at fifty three percent below the list price of the same product new; and

WHEREAS, these actions have been classified as Type II pursuant 6 NYCRR 617.5 (c)(25) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

2013- 571

HEREBY AUTHORIZES the execution of an agreement with Atlas Copco LLC 92 Interstate Drive, West Springfield, MA 01089 for the purchase of the demonstration model enhanced scope blower for an amount not to exceed the sum of THIRTY THOUSAND (\$30,000.00) DOLLARS to be charged to Capital Budget Item No.WM8197-2780-SM001 and upon such terms and conditions as approved by the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2013-572

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HOLZMACHER, McLENDON, & MURRELL P.C. TO PROVIDE ANNUAL ENGINEERING RETAINER SERVICES FOR 2014 FOR THE HUNTINGTON AND CENTERPORT SEWER DISTRICTS

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILMAN COOK**

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Huntington and Centerport Sewer Districts require the services of a qualified engineering consulting service on retainer for technical support of day to day activities including review of process performance, sewer connection applications and regulatory compliance; and

WHEREAS, Holzmacher, McLendon, & Murrell P.C. has submitted proposals for annual engineering retainer services for the Huntington and Centerport Sewer Districts for 2014 and the Department of Environmental Waste Management has evaluated the proposals and found them acceptable; and

WHEREAS, the proposed action has been classified as a Type II Action pursuant to 6 NYCRR Part 617.5 (c) (20) and no further action is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the execution of an agreement with Holzmacher, McLendon, & Murrell P.C., 575 Broad Hollow Road, Melville, New York 11747 for annual engineering retainer services for 2014 for the Huntington and Centerport Sewer Districts for an amount not to exceed the sum of FORTY SIX THOUSAND SIX HUNDRED FIFTY AND NO/100 (\$46,650.00) DOLLARS to be charged to Operating Budget Items SS1-8131.4550 (\$14,110.00), WM8197-2780.SM001 (\$30,000.00) and SS2-8132.4550 (\$2,540.00) and upon such other terms and conditions as approved by the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HOLZMACHER, MCLENDON & MURRELL, P.C. TO PROVIDE ANNUAL ENGINEERING RETAINER SERVICES FOR 2014 FOR THE DIX HILLS WATER DISTRICT

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by **COUNCILMAN COOK**

WHEREAS, Holzmacher, McLendon & Murrell, P.C. (H2M Group) has been the consultant to the Dix Hills Water District for many years, possesses the requisite knowledge and expertise to continue such consulting services and has performed its services successfully; and

WHEREAS, Holzmacher, McLendon & Murrell, P.C. has submitted a proposal for 2014 Retainer Services acceptable to the Department of Engineering Services; and

WHEREAS, pursuant to SEQRA, 6NYCRR, Section 617.5(c)(20), routine or continuing agency administration and management is a Type II action and, therefore, no further review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the execution of an agreement with Holzmacher, McLendon & Murrell, P.C., 575 Broad Hollow Road, Melville, New York 11747 for annual engineering retainer services for 2014 for the Dix Hills Water District for an amount not to exceed FIFTY THOUSAND AND NO/100 (\$50,000.00) DOLLARS, to be charged to Operating Budget Item No. SW1-8321-4550, upon such terms and conditions acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH H2M LABS, INC. TO PROVIDE ANNUAL LABORATORY SERVICES FOR 2014 FOR THE DIX HILLS WATER DISTRICT

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by **COUNCILMAN COOK**

WHEREAS, the Dix Hills Water District is required to provide water quality testing at regular intervals for specified routine and special program parameters; and

WHEREAS, H2M Labs, Inc. is a local laboratory certified by the New York State Health Department to provide all of the testing required by law for the Dix Hills Water District; and

WHEREAS, H2M Labs, Inc. has satisfactorily provided this service to the Dix Hills Water District for over forty five years; and

WHEREAS, water quality studies are a Type II action pursuant to SEQRA, 6 NYCRR §617.5(c)(18) and (20), and therefore, no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the execution of an agreement with H2M Labs, Inc., 575 Broad Hollow Road, Melville, New York 11747 to provide annual laboratory services for 2014 for the Dix Hills Water District for an annual estimated fee not to exceed FIFTY SEVEN THOUSAND EIGHT HUNDRED SEVENTY AND NO/100 (\$57,870.00) DOLLARS to be charged to Operating Budget Item SW1-8321-4550, for services to include routine well and distribution testing and additional special testing as authorized by the Director of Engineering Services, upon such terms and conditions acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION TO THE AGREEMENT FOR FACILITIES MANAGEMENT SERVICES AT THE CRAB MEADOW GOLF COURSE AND THE DIX HILLS GOLF COURSE WITH KEMPERSPORTS MANAGEMENT, INC.

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **SUPERVISOR PETRONE**

and seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, the Town owns an 18-hole golf course with clubhouse, practice facilities and other amenities known as the Crab Meadow Golf Course, and a 9-hole golf course with practice facilities, clubhouse and other amenities known as the Dix Hills Golf Course, collectively referred to hereafter as the "Town Courses"; and

WHEREAS, Town Board Resolution 2004-12 authorized the execution of an agreement with KemperSports Management, Inc. for Facilities Management Services at said Golf Courses RFP 2003-4 and Town Board Resolution 2010-517 authorized the execution of an amendment and an extension; and

WHEREAS, said amendment and extension agreement, Kemper will be provided for a one (1) year extension through December 31, 2014 on substantially the same terms and conditions; and

WHEREAS, KemperSports Management, Inc., 500 Skokie Blvd., Suite 440, Northbrook, Illinois 60062 has requested the one (1) year extension; and

WHEREAS, under the one (1) year extension agreement, Kemper will be paid a management fee of \$110,757.00.

WHEREAS, the authorization to extend a contract is a Type II action pursuant to 6 N.Y.C.R.R. §617.5 (c) (20) and therefore no further SEQRA review is required.

NOW, THEREFORE, THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an extension and any documents in connection and related therewith, with KemperSports Management, Inc. for facilities management services at the Crab Meadow Golf Course and the Dix Hills Golf Course. The extension period shall be effective commencing on January 1, 2014 for a period of one (1) year and the management fee to be to be charged to A7193-4554, and upon such other terms and conditions as may be acceptable to the Town Attorney.

2013-575

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2013-576

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH ACT AS IF FOR THE RENTAL OF THE CLASSROOMS AT COINDRE HALL FOR AN ETIQUETTE AND PROTOCOL PROGRAM.

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by **COUNCILWOMAN BERLAND**

and seconded by **COUNCILMAN COOK**

WHEREAS, the Town of Huntington has an existing contract with Suffolk County Parks for the use of said classrooms at Coindre Hall; and

WHEREAS, Act As If wishes to use the classrooms for an etiquette and protocol program: and

WHEREAS, Act As If agrees to pay the Town of Huntington THIRTY and NO/100 DOLLARS (\$30.00) per hour; and

WHEREAS, the execution of the contract is not an action as defined by 6 N.Y.C.R.R. 671.2 (b) and, therefore, no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an agreement with Act As If, 61 East 20th Street, Huntington Station, New York 11743 to allow them use of the classrooms at Coindre Hall for a two year period commencing December 1, 2013 and terminating on December 1, 2015 with a (1) year option to renew at the discretion of the Town, and to execute all necessary documents in connection therewith, and on such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AGREEMENTS FOR THE PROVISION OF VARIOUS YOUTH SERVICES ON BEHALF OF THE YOUTH BUREAU FOR THE YEAR 2014

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the Town of Huntington annually enters into contractual relationships with essential not-for-profit service providers in the Town of Huntington that offer assistance to all youth and families such as counseling, runaway and homeless youth services, homework help, recreational programs, employment and career planning, college prep and conflict resolution in the Town of Huntington funded through the Town's Youth Bureau; and

WHEREAS, the Town Board wishes to continue to maintain access to these services for its residents through programs provided by said not-for-profit organizations; and

WHEREAS, under Section 51 of Town Law, the Town Board of a suburban town shall be the appropriating governing body of said town and shall have and exercise all power and duties as are conferred or imposed upon it and one such power and duty is to approve all budgetary amendments; and

WHEREAS, the execution of youth services agreements is not an action as defined 6 NYCRR §617-2(b) and therefore no further SEQR review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor, on behalf of the Town of Huntington Youth Bureau, to execute agreements on such terms and conditions as may be acceptable to the Town Attorney for the provision of services pursuant to the Town's Comprehensive Youth Plan for the year 2014 with the following agencies:

Tri Community and Youth Agency, Inc. (Region I).	\$571,869.00
West Hills Rd., Hunt., Sta., NY 11746	
Youth Directions and Alternatives, Community and Youth Agency, Inc. (Region II)	\$426,495.00
7 Diane Court, E. Npt., NY 11731	
Regional Enrichment Agency of Commack and Half Hollow Hills, Community and Youth Agency, Inc. (Region III)	\$324,244.00
525 Hall Hollow Rd., Dix Hills, NY 11746	
Family Service League of Suffolk County, Inc.	\$287,922.00
790 Park Ave., Hunt., NY 11743	

Long Island Crisis Center, Inc. 2740 Martin Ave., Bellmore, NY 11710	\$ 15,594.00
Huntington Youth Bureau Youth Development Research Institute, Inc. (Non Drug related) 423 Park Ave., Hunt., NY 11743	\$1,033,698.00
Huntington Youth Bureau Youth Development Research Institute, Inc. (Drug related) 423 Park Ave., Hunt., NY 11743	\$808,589.00

BE IT UNDERSTOOD that services provided pursuant to the above agreements shall be financed with funds provided by the Town of Huntington (Operating Budget Items A7320.4001 & A4220.4001), Local Villages, the New York State Office of Children and Family Services, Suffolk County Youth Bureau, Dept. of Health and Human Services, Suffolk Dept. of Health; and

BE IT FURTHER RESOLVED that the Supervisor is authorized to execute amendments to these agreements in order to adjust the amounts approved in this resolution, based on changes in funding provided by County and State sources without additional contributions by the Town of Huntington, subject to such terms and conditions as may be acceptable to the Town Attorney; and

HEREBY AUTHORIZES the Comptroller to amend the Town's Operating Budget as necessary to reflect the changes in funding provided by County and State sources, upon execution of all required documentation, not to exceed the funded amount on the executed amendments.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2013-578

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AGREEMENTS ON BEHALF OF THE DEPARTMENT OF HUMAN SERVICES FOR THE YEAR 2014

Resolution for the Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town of Huntington annually enters contractual relationships with essential not-for-profit social and human service providers that offer assistance to Huntington residents funded through the auspices of the Department of Human Services; and

WHEREAS, the Town Board wishes to continue to maintain access to these social and human services for its residents through programs provided by said not-for-profit organizations; and

WHEREAS, the provisions of services pursuant to these agreements is not an action as defined by 6 N.Y.C.R.R. Section 617.2(b) and, therefore, no further SEQRA is required.

THE TOWN BOARD AUTHORIZES the Supervisor to execute agreements, and any other documents in connection therewith, for the provision of services, pursuant to the indicated appropriations, for the year 2014 with the following agencies, and upon such other terms and conditions as may be acceptable to the Town Attorney:

<u>CONTRACTOR</u>	<u>APPROPRIATION</u>	<u>AMENDED AMOUNT</u>
CHILD CARE COUNCIL OF SUFFOLK, INC. 60 Calvert Avenue, Commack, NY 11725		
Parent Leadership Initiative	A 6770.4014	\$9,500
Child Care Enhancement Fund	A6770.4021	\$31,500
FAMILY SERVICE LEAGUE, INC. 790 Park Avenue, Huntington, NY 11743		
Emergency Housing Relocation	A 6770.4025	\$58,000
Work Plus	A 6770.4016	\$29,500
HomeShare	A 6770.4058	\$ 6,000
SeniorNet	A 6770.4055	\$ 9,750
FEDERATION OF ORGANIZATIONS, INC. 1 Farmingdale Road, W. Babylon, NY 11704		
Foster Grandparents	A 6770.4013	\$10,220

2013-579

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AGREEMENTS
ON BEHALF OF THE DIVISION OF CULTURAL AFFAIRS FOR THE YEAR 2014

Resolution for the Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: SUPERVISOR PETRONE, COUNCILMAN COOK

WHEREAS, the Town Board has a long history of promoting cultural programs, events, and facilities in the Town of Huntington; and

WHEREAS, such programming results in considerable economic and recreational benefit to all our residents; and

WHEREAS, the Town Board has approved certain appropriations in support of such programming for the year 2014; and

WHEREAS, the execution of agreements with the indicated non-profit organizations for providing such cultural services is not an action as defined by 6 N.Y.C.R.R. Section 617.2(b) and, therefore, no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute agreements, and any and all documents in connection therewith, on such terms and conditions as may be acceptable to the Town Attorney, for the provision of cultural services pursuant to the indicated appropriations, for the year 2014 with the following agencies:

<u>CONTRACTOR</u>	<u>APPROPRIATION</u>	<u>AMOUNT</u>
HUNTINGTON ARTS COUNCIL (Administration)	A 7010.4001	\$147,500.00
(Summer Arts Festival – “Band Concerts”)* 213 Main Street Huntington, NY 11743	A 7270-4001	\$100,615.00
HECKSCHER MUSEUM OF ART 2 Prime Avenue Huntington, NY 11743-7702	A 7450.4001	\$410,134.00

2013- 5A

WHALING MUSEUM SOCIETY, INC. P.O. Box 25 Cold Spring Harbor, New York 11724	A 7460.4003	\$23,500.00
HUNTINGTON HISTORICAL SOCIETY 209 Main Street Huntington, New York 11743	A 7460.4004	\$52,000.00
NORTHPORT HISTORICAL SOCIETY P.O. Box 545 Northport, New York 11768	A 7460.4005	\$16,250.00
GREENLAWN/CENTERPORT HISTORICAL ASSOCIATION, INC. P.O. BOX 354 Greenlawn, New York 11740	A 7460.4006	\$ 1,900.00
WALT WHITMAN BIRTHPLACE ASSOCIATION, INC. 246 Walt Whitman Road Huntington Station, New York 11746	A 7460.4007	\$21,000.00
HUNTINGTON LIGHTHOUSE PRESERVATION SOCIETY P.O. Box 2454 Halesite, New York 11743	A 7460.4009	\$ 4,900.00
CINEMA ARTS CENTRE 423 Park Avenue Huntington, NY 11743	A 7460.4057	\$10,000.00

VOTE AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AGREEMENTS FOR MEETING PLACES FOR SENIOR CITIZENS OF THE TOWN OF HUNTINGTON

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by **COUNCILMAN CUTHBERTSON**

and seconded by **COUNCILMAN MAYOKA, COUNCILWOMAN BERLAND**

WHEREAS, the Senior Citizens of the Town of Huntington utilize certain facilities within the Town for meeting places and agreements have been prepared concerning the utilization of said places for 2014 as follows:

- | | |
|--|-----------------------------|
| Centerport Methodist Church | Paumanack Village I & II |
| Presbyterian Church of Sweet Hollow (3 Agreements) | Paumanack Village III & IV |
| Gloria Dei Lutheran Church | Harborfields Public Library |
| Union United Methodist Church | St. Paul's Luthern Church |
| Northport Public Library (2 Agreements) | |

WHEREAS, the execution of these agreements is not an action as defined by 6 N.Y.C.R.R. section 617.2(b) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES, the Supervisor to execute agreements, and any documents in connection therewith, for meeting places for senior citizens for 2014 for various fees and specified periods as per each agreement to be charged to A-6772 4710 and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

- | | |
|--------------------------------|------------|
| Supervisor Frank P. Petrone | AYE |
| Councilwoman Susan A. Berland | AYE |
| Councilman Eugene Cook | AYE |
| Councilman Mark A. Cuthbertson | AYE |
| Councilman Mark Mayoka | AYE |

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT BETWEEN THE TOWN OF HUNTINGTON AND THE HUNTINGTON HUMAN SERVICES INSTITUTE, INC. FOR THE PURPOSE OF IMPLEMENTING THE 2014 BLACK HISTORY AND HISPANIC HERITAGE PROGRAMS

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Huntington Human Services Institute, Inc. and the Town of Huntington mutually desire to enter into an agreement for the purpose of implementing special programs; and

WHEREAS, the execution of the agreement with the Huntington Human Services Institute, Inc., is not an action as per 6 N.Y.C.R.R. Section 617.2 (b) and therefore requires no further SEQRA review.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an agreement, and any other documents in connection therewith, with the Huntington Human Services Institute, Inc. to implement special programs for the period January 1, 2014 through December 31, 2014; for an amount not to exceed the sum of FIVE THOUSAND DOLLARS AND NO/100 (\$5,000.00) DOLLARS to be charged to the 2014 Operating Budget Item A7620 4001 and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark L. Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CHANGE TO THE EXISTING CONTRACT FOR THE REHABILITATION OF THE LIRR SOUTH PARKING GARAGE WITH STRUCTURAL PRESERVATION SYSTEMS, LLC.

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by **COUNCILWOMAN BERLAND**

and seconded by **SUPERVISOR PETRONE**

WHEREAS, Structural Preservation Systems, LLC. was awarded the Rehabilitation of the LIRR South Parking Garage Contract as authorized by Town Board Resolution 2012-327;

WHEREAS, additional work was necessary due to actual field conditions encountered during construction;

WHEREAS, pursuant to SEQRA 6 NYCRR Section 617.5(c)(18), the execution of a contract change order is a Type II action, not subject to review.

NOW, THEREFORE, upon the recommendation of the Director of Engineering Services, to increase the contract amount as follows:

Original Contract Amount:	\$962,000.00
Change Order Number 1:	\$10,866.34
Change Order Number 2:	<u>\$57,525.65</u>
Revised Contract Amount:	\$1,030,391.99

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to increase the contract amount by \$68,391.99 to be charged to EG5997-2104-12311, and upon such terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) EQUITABLE BUSINESS OPPORTUNITIES (EBO) SYSTEM USER AGREEMENT AND TO SUBMIT AN APPLICATION FOR AN EBO SYSTEM LOG-IN/PASSWORD, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town of Huntington is committed to ensuring equal opportunity in the award and administration of municipal contracts; and

WHEREAS, the New York State Department of Transportation (NYSDOT) has implemented an Equitable Business Opportunities (EBO), a web-based reporting system to streamline and reduce the efforts required by the construction and engineering industries to satisfy contractual civil rights reporting requirements; and

WHEREAS, the execution of a User Agreement, and the submission of an application for an EBO System Log-In/Password are necessary for the Town of Huntington to utilize the EBO System; and

WHEREAS, pursuant to SEQRA 6 N.Y.C.R.R section 617.5(c)(20), the action herein involves routine agency administration, which is a Type II action, and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD HEREBY AUTHORIZES the Supervisor to execute a NYSDOT EBO System User Agreement and to submit an application for an EBO System Log-In/Password, nunc pro tunc, and to execute any and all documents in connection therewith, upon such terms and conditions as may be acceptable to the Town Attorney.

VOTE:	AYES: 5	NOES: 0	ABSTENTIONS: 0
Supervisor Frank P. Petrone			AYE
Councilwoman Susan A. Berland			AYE
Councilman Eugene Cook			AYE
Councilman Mark A. Cuthbertson			AYE
Councilman Mark Mayoka			AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF BABYLON FOR THE PAVING OF PART OF ARCADIA DRIVE, DIX HILLS NUNC PRO TUNC

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: Supervisor Petrone, **COUNCILWOMAN BERLAND**

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town of Huntington has jurisdiction over a portion of Arcadia Drive, Dix Hills, NY and the Town of Babylon has jurisdiction over a portion of Arcadia Drive, Dix Hills, NY and both portions of this road having been in need of rehabilitation; and

WHEREAS, the Town of Babylon has agreed to pay for the rehabilitation of its portion of Arcadia Drive, Dix Hills, NY, pursuant to the Town of Huntington's contract numbered "HWY 2012-01/O-E", a requirements contract to furnish and install asphalt concrete paving; and

WHEREAS, the best interests of the Towns of Babylon and Huntington are served by having both portions of the same street paved at the same time and both municipal entities are willing to use a single contractor and to bear their respective shares of the costs of the rehabilitation within their respective jurisdictions; and

WHEREAS, the execution of said contract is a Type II action pursuant to 6 NYCRR §617.5(c)(4) and, therefore, no further SEQRA review is required

NOW, THEREFORE, THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an Intermunicipal Agreement for the rehabilitation of Arcadia Drive, Dix Hills, NY, whereby the Towns of Huntington and Babylon each bear the cost of their respective shares for that portion lying and being within their respective jurisdictions, pursuant to Contract No. "HWY 2012-01/O-E", with Posillico Civil Inc., 1750 New Highway, Farmingdale, NY 11735, to Furnish and Install Asphalt Concrete Paving, *nunc pro tunc*.

VOTE: AYES: 5 NOES: 0 ABSENTIONS:0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark L. Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2013 - 586

RESOLUTION AUTHORIZING THE SUPERVISOR TO SUBMIT AN APPLICATION FOR AN ENTITLEMENT GRANT OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AND AUTHORIZING ALL ASSURANCES CONNECTED WITH SAID APPLICATION

Resolution for the Town Board Meeting date: December 10, 2013

The following Resolution was offered by: **COUNCILWOMAN BERLAND**

And seconded by: **COUNCILMAN COOK**

WHEREAS, the Town of Huntington under the Federal Housing and Community Development Act of 1974, is eligible to receive an estimated NINE HUNDRED THIRTY-SIX THOUSAND NINE HUNDRED TWENTY-THREE DOLLARS (\$936,923.00) AND 00/100 in Entitlement Funds available for fiscal year 2014; and

WHEREAS, the Town Board of the Town of Huntington held a public hearing on the 7th day of November, 2013 concerning the planning of the said application (a Five Year Consolidated Plan and the One Year Action Plan) to provide a forum for the citizens of the Town of Huntington to participate in the planning of said Application for the Entitlement Funds available for the fiscal year 2014; and

WHEREAS, the authorization for submission of an application for Community Development Block Grant funding is a type II action pursuant to 6N.Y.C.R.R. section 617.5 (c) (20), and therefore no further SEQRA review is required.

NOW, THEREFORE, THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to submit an Application on behalf of the Town of Huntington for an entitlement grant of Community Development Funds in the estimated amount of NINE HUNDRED THIRTY-SIX THOUSAND NINE HUNDRED TWENTY-THREE DOLLARS (\$936,923.00) AND 00/100 under the Housing and Community Development Act of 1974 and to execute any documents in connection therewith; and

HEREBY DESIGNATES the Director of the Huntington Community Development Agency to be the agent of the Supervisor with respect to providing additional information as may be required under said application; and

HEREBY DIRECTS the Town Attorney, as counsel for the applicant and attorney-at-law duly admitted to practice in the State of New York, to certify to the facts and representations as contained in Federal Form HUD - 7015.15, also as Assurances, under the Community Development Block Grant Application referred to above.

2013-586

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE TOWN ATTORNEY TO RETAIN THE SERVICES OF JAMES P. CLARK, ESQ. AS SPECIAL OUTSIDE COUNSEL IN THE FIELDS OF LABOR AND CONTRACT LAW

Resolution for Town Board Meeting dated: December 10, 2013

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, in connection with its representation in the matter of Looks Great Services vs. Town of Huntington, *inter alia*, the Town's interests will be best served by the retention of an attorney with a special expertise in the field of New York Labor Law and Contract Law; and

WHEREAS, requests for proposals have been sought by the Town Attorney and a number of responses have been received; and

WHEREAS, James P. Clark, Esq., 256 Main Street, Northport, New York 11768, is well experienced in labor and contractual litigation. Specifically, he has handled numerous labor and litigation matters for the Town of Huntington, including similar legal issues raised within this matter; and

WHEREAS, James P. Clark, Esq. has vast experience in the defense of labor and contractual claims and has agreed to handle the Town's litigation at an hourly rate which is more competitive than other offers received by the Town; and

WHEREAS, the Town of Huntington Town Attorney has indicated that the use of such expert services is required in defense of this matter; and

WHEREAS, the appointment of an expert is not an action as defined by SEQRA in 6 N.Y.C.R.R. 617.2(b) and, therefore, no further SEQRA review is required

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Town Attorney to retain the expert services of:

The Law Offices of James P. Clark, P.C.
256 Main Street, Suite 202
Northport, New York 11768

as outside legal counsel to assist the Town Attorney in the defense of the matter Looks Great Services vs. Town of Huntington, *inter alia*, at an hourly rate of TWO HUNDRED DOLLARS AND NO CENTS (\$200.00) to be charged to Operating Budget Line A-1420-4551 (Outside Professionals – Legal) and upon such other terms and conditions as may be acceptable to the Town Attorney.

2013-587

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE COMPTROLLER TO AMEND THE 2013
OPERATING BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL
DISTRICTS – VARIOUS DEPARTMENTS

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by: **COUNCILMAN COOK**

WHEREAS, pursuant to Town Board Resolution 2008-569 each position listed below has been evaluated and deemed to be necessary for the continuation of essential Town services and for the safety and welfare of the community; and

WHEREAS, under Section 51 of Town Law, the Town Board of a suburban town shall be the appropriating governing body of said town and shall have and exercise all power and duties as are conferred or imposed upon it and one such power and duty is to approve all budgetary amendments; and

WHEREAS, the elimination of full-time positions, including applicable funding, vacated by retirements and attrition to a general contingency account is not an action as defined 6 N.Y.C.R.R. 617.2(b), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Comptroller to make the following budgetary amendments to the 2013 Operating Budget as follows:

Create the following positions:

DB-5110-1100	Dispatcher	\$3,020
SW1-8321-1100	Maintenance Mechanic II	3,271

Reinstate the following positions:

A-1010-1100	Legislative Secretary	\$ 166
A-1225-1100	Legislative Aide	198
A-1225-1100	Legislative Aide	198
A-5010-1100	Deputy Superintendent of Highway	407
A-5010-1100	Confidential Secretary	288
A-6775-1100	Assistant Cook	1,257
SR-8158-1100	Laborer (Refuse)	1,757

Abolish the following position:

DB-5110-1100	Automotive Equipment Operator	(\$3,020)
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Adjust the following Appropriations:

A-1990-1100	Contingency	(\$2,514)
SR-1990-1100	Contingency	(1,757)
SW-1990-1100	Contingency	(3,271)

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE HUNTINGTON TOWN CLERK, AS THE LICENSING AGENT FOR NYSDEC SPORTING LICENSES, TO EXECUTE ALL NECESSARY DOCUMENTS IN CONNECTION WITH THE NYSDEC DECALS SYSTEM

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the New York State Department of Environmental Conservation has established a state-wide automated licensing system (DECALS) for the issuance of sporting licenses in order to consolidate all those issuing hunting and fishing licenses to a main database maintained by the New York State Department of Environmental Conservation; and

WHEREAS, by Resolution No.: 2002-280 on May 7, 2002 the Town Board authorized the Huntington Town Clerk, as the licensing agent pursuant to the New York State Environmental Conservation Law §11-0713(1), to execute and submit a NYSDEC application and resulting "License Issuing Agent Agreement" to fully participate in the NYSDEC DECALS system; and

WHEREAS, the Department of Environmental Conservation has requested that all municipalities execute a new Agent Agreement needed, in part, because of a change in the provider servicing the State's data system; and

WHEREAS, said agreement continues to authorize the Department to access the bank account maintained by the Huntington Town Clerk in her official capacity for the purpose of electronic transfers of funds (less commissions) for all licenses sold by the Huntington Town Clerk (ACH debits), and contains minor changes involving training of personnel and notification of personnel changes with regard to the person designated to issue such licenses within the Town Clerk's Office; and

WHEREAS, the Town Board of the Town of Huntington is desirous of continuing to have direct access to the NYSDEC database; and

WHEREAS, the authorization to execute a new application and agreement with the NYSDEC is not an action as defined by the State Environmental Quality Review Act (SEQRA) and therefore no further review is required,

NOW THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Huntington hereby authorizes the Huntington Town Clerk, as the licensing agent pursuant to the New York State Environmental Conservation Law §11-0713(1), to execute and submit a NYSDEC application and new Agent Agreement, together with such other and further documents as are necessary to continue to fully participate in the NYSDEC DECALS system.

VOTE:

AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DULY ADOPTED.

RESOLUTION AUTHORIZING THE CORRECTION OF CODE VIOLATIONS AT VARIOUS LOCATIONS PURSUANT TO THE CODE OF THE TOWN OF HUNTINGTON

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**
And seconded by: **SUPERVISOR PETRONE**

WHEREAS, violations of the Code of the Town of Huntington and/or the Uniform Codes of the State of New York exist at the locations set forth in Schedule "A", attached hereto and made part of this Resolution, which constitute an attractive nuisance, negatively affect the aesthetic appearance of our neighborhoods, and jeopardize the health and safety of residents in close proximity to these properties; and

WHEREAS, the owner(s) of properties listed in Schedule "A" have failed and/or refused to bring their properties into compliance after a Notice of Violation has been issued by the Department of Public Safety; and

WHEREAS, the correction of code violations by the Town of Huntington is a Type II action pursuant to 6 N.Y.C.R.R. 617.5(c) (33) and, therefore, no further SEQRA review is required.

NOW, THEREFORE, THE TOWN BOARD

HEREBY DIRECTS the Town Attorney to provide each property owner listed in Schedule "A" with a copy of this Resolution, and notice that such violation must be rectified to the satisfaction of the Town within ten (10) days of mailing of the Notice, and upon the failure to remedy the same on a timely basis, the Town shall take all steps necessary to rectify the hazard or nuisance at the property owner's expense; and

HEREBY AUTHORIZES, the Director of the Department of General Services and other Town departments having jurisdiction, to take all actions necessary to correct the violations on these properties upon the failure of the owners to do so, and charge all costs incurred by the Town against the owners of the properties in the same manner and at the same time as real property taxes in accordance with the applicable provisions of the Code of the Town of Huntington or other applicable law.

VOTE:	AYES:5	NOES: 0	ABSTENTIONS: 0
Supervisor Frank P. Petrone			AYE
Councilwoman Susan A. Berland			AYE
Councilman Eugene Cook			AYE
Councilman Mark A. Cuthbertson			AYE
Councilman Mark Mayoka			AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

Schedule A

Chapter 87, Section 81 of the Code of the Town of Huntington
Authorizing the Securing of a Pool Fence and Gate

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
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17 Seward Dr. Dix Hills, NY 11746	0400-264.00-02.00-019.000	Carmine Allesandro	06/28/2013	N/A
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Chapter 119, Section 5A of the Code of the Town of Huntington
Authorizing the Removal of Graffiti

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
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918 Jericho Tpke. Huntington Sta., NY 11746	0400-207.00-01.00-008.000	LF Capital Corp.	11/08/2013	N/A
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Chapter 133, Section 2 of the Code of the Town of Huntington
Authorizing the Removal of Litter and Debris

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
182 Beverly Rd. Huntington Station, NY 11746	0400-203.00-02.00-005.000	Endel Sipria (Estate of) Amanda Sipria (Estate of)	12/03/2013	N/A
918 Jericho Tpke. Huntington Sta., NY 11746	0400-207.00-01.00-008.000	LF Capital Corp.	11/08/2013	N/A

Chapter 156, Section 46 of the Code of the Town of Huntington
Authorizing the Removal of Overgrown Weeds and Grass

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
182 Beverly Rd. Huntington Station, NY 11746	0400-203.00-02.00-005.000	Endel Sipria (Estate of) Amanda Sipria (Estate of)	12/03/2013	N/A

Chapter 191, Section 3 of the Code of the Town of Huntington
Authorizing the Securing of an Unsafe Structure

PROPERTY ADDRESS	SCTM#	OWNER	NOV	MAILING ADDRESS
182 Beverly Rd. Huntington Station, NY 11746	0400-203.00-02.00-005.000	Endel Sipria (Estate of) Amanda Sipria (Estate of)	12/03/2013	N/A
918 Jericho Tpke. Huntington Sta., NY 11746	0400-207.00-01.00-008.000	LF Capital Corp.	11/08/2013	N/A

2013- 591

RESOLUTION AUTHORIZING THE SETTLEMENT OF A LAWSUIT (DONNA JONES v. TOWN OF HUNTINGTON, et.al.)

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILMAN CUTHBERTSON**

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, a proceeding was commenced by Donna Jones seeking damages from the Town of Huntington and the Town Highway Superintendent; and

WHEREAS, all parties have agreed to settle the matter with no admission of liability and with prejudice, subject to the approval of the Huntington Town Board; and

WHEREAS, the settlement of a lawsuit is not an "action" as defined by 6 NYCRR §617.2(b), and therefore no further SEQRA review is required.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the settlement of the lawsuit in the total amount of Six Thousand (\$6,000.00) Dollars, together with the installation of certain curb cuts, and on such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Eugene Cook	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DULY ADOPTED.

RESOLUTION DECLINING THE SETTLEMENT PROPOSAL AS PRESENTED AND DIRECTING COUNSEL TO CONTINUE NEGOTIATIONS (Fair Housing in Huntington Committee, et al. v. Town of Huntington, et al.)

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: Supervisor Petrone

and seconded by COUNCILWOMAN BERLAND

WHEREAS, the Fair Housing in Huntington Committee, Inc., et al, filed an action in the United States District Court for the Eastern District of New York alleging that the Town of Huntington and the Town of Huntington Planning Board violated the federal Fair Housing Act by limiting construction of a proposed development at Ruland Road to all one-bedroom units; and

WHEREAS, the Town and the Planning Board have denied the substantive allegations in the federal court action; and

WHEREAS, the plaintiffs have presented a proposal to settle all the claims in the litigation; and

WHEREAS, the Town Board believes that additional dialogue with the plaintiffs regarding an acceptable settlement of this litigation is necessary prior to it agreeing to any settlement terms; and

WHEREAS, any proposed settlement is subject to the approval of the Town Board; and

WHEREAS, the settlement of this lawsuit is not an action as defined by 6 N.Y.C.R.R. 617.5 (c) (20), and therefore no further SEQRA review is required.

NOW THEREFORE, THE TOWN BOARD

HEREBY AUTHORIZES counsel to notify plaintiff's counsel that the settlement proposal as presented is unacceptable to the Town; and

FURTHER DIRECTS counsel to continue to engage in settlement discussions with counsel for the plaintiffs in an effort to reach an acceptable resolution of this litigation.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone AYE
Councilman Mark A. Cuthbertson AYE
Councilwoman Susan A. Berland AYE
Councilman Mark Mayoka AYE
Councilman Eugene Cook AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION ACCEPTING THE DEDICATION OF SAMARA COURT, SOPHIE COURT, TWO PEDESTRIAN WALKWAYS AND FOUR DRAINAGE EASEMENTS FOR THE SUBDIVISION KNOWN AS MANORWOOD ESTATES SECTION 2.

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by **COUNCILMAN COOK**

WHEREAS, the subdivision known as MANORWOOD ESTATES SECTION 2 was granted Conditional Final Approval by the Huntington Planning Board on December 6, 2006; and

WHEREAS, as a condition of approval the applicant is to dedicate Samara Court, Sophie Court, two pedestrian walkways and four drainage easements for the subdivision known as MANORWOOD ESTATES SECTION 2; and

WHEREAS, the Office of the Town Attorney is now in possession of the necessary documents and filing fees in order to file the deeds and easements with the Clerk of Suffolk County; and

WHEREAS, the subject of this resolution is a Type II action pursuant to 6 NYCRR 617.5 (c)(19), and, therefore, no further SEQRA review is required.

NOW, THEREFORE, BE IT

RESOLVED that the Town Board

HEREBY ACCEPTS the dedication of Samara Court, Sophie Court, two pedestrian walkways and four drainage easements for the subdivision known as MANORWOOD ESTATES SECTION 2.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION APPOINTING INDIVIDUALS TO SERVE AS VOLUNTEERS IN THE
HANDICAPPED PARKING ENFORCEMENT PROGRAM

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**

And seconded by: **COUNCILMAN MAYOKA**

WHEREAS, the Town of Huntington's Handicapped Parking Enforcement Program discourages the abuse of parking spaces designated for the handicapped; and

WHEREAS, pursuant to the Uniform Traffic Code of the Town of Huntington, there exists a Handicapped Parking Enforcement Program comprised of volunteers appointed by the Town Board to assist the Town in the enforcement of handicapped parking violations; and

WHEREAS, the appointment of volunteers to the Handicapped Parking Enforcement Program is not an action as defined by 6 NYCRR §617.2(b) and therefore no further SEQRA review is required.

NOW, THEREFORE, upon the recommendation of the Director of Public Safety,

THE TOWN BOARD

HEREBY APPOINTS the following individuals to serve as volunteers in the Handicapped Parking Enforcement Program:

Ellen Einhorn 23 Herrels Circle Melville, NY 11747	George Hartig 28 Armell Street Huntington Station, NY 11746	Richard Holmes 7 Bromley Place Greenlawn, NY 11740
Anthony Musso 18 Homestead Path Huntington, NY 11743	Fred Roth 6 Ivory Court East Northport, NY 11731	Ronald Sieber 91 Centershore Road Centerport, NY 11721
Paul Warburgh 324 Park Avenue Huntington, NY 11743		

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

2013-596

RESOLUTION ESTABLISHING THE STANDARD WORK DAYS FOR ELECTED OFFICIALS AND APPOINTED PERSONNEL FOR NEW YORK STATE AND LOCAL RETIREMENT SYSTEM REPORTING PURPOSES

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILMAN COOK**

WHEREAS, the New York State & Local Retirement System requires that the Town of Huntington establish by resolution the number of hours in a standard work day and the reportable number of days worked in a month for all elected and appointed positions; and

WHEREAS, an extension has been granted by the New York State Retirement System for certain individuals; and

WHEREAS, the establishment of a standard work day and reportable number of days worked for New York State Local Retirement Services reporting purposes is not an action pursuant to 6 N.Y.C.R.R. §617.2(b) and therefore, no further SEQRA review is required.

NOW THEREFORE

THE TOWN BOARD

HEREBY ESTABLISHES that the standard workweek for all full-time appointed employees at the Town of Huntington is seven hours per day, five days a week and such employees participate in the Town's employee time keeping system; and

FURTHER ESTABLISHES standard work days for Town of Huntington elected officials and for part-time appointed officials based on the record of activities maintained and submitted by these officials to the Town Clerk per Schedule A, which is attached hereto and made a part of this resolution; and

FURTHER RESOLVES that the Town of Huntington shall report the information contained on Schedule A to the New York State and Local Employees Retirement System and will cause such information to be posted on the Town of Huntington website as per 2 NYCRR §315.4.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2013-596

Town of Huntington
 Appointed and Elected
 Schedule A
 2013-

Title	Last Name	First Name	Standard Work Day	Term Begins/Ends	Participates in Employee Time Keeping System	Days/Month (Based on record of activities)	Status Elected
Town Board	Cook	Eugene	6	01/1/12 - 12/31/15	N	13.49	

RESOLUTION EXEMPTING SPRINT SPECTRUM REALTY COMPANY
("SPRINT") PURSUANT TO §198-68.1 (O) OF THE HUNTINGTON TOWN CODE
FOR WORK AT WOLF HILL ROAD, HUNTINGTON, NEW YORK

Resolution for Town Board Meeting dated: December 10, 2013

The following Resolution was offered by: **COUNCILMAN CUTHBERTSON**

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, pursuant to §198-68.1(O) of the Huntington Town Code, the Town Board is authorized to exempt applications for proposed work or modifications to existing wireless telecommunications facilities in cases where the proposed work is determined to be routine maintenance and repair in like form and height, which does not substantially change, extend or expand the facilities, and

WHEREAS, no public hearing is required if the application for exemption is granted; and

WHEREAS, the Town Board has received a request for exemption pursuant to §198-68.1 (O) from Sprint Spectrum Realty Company ("Sprint") in connection with its proposal to upgrade/modify its existing public utility wireless telecommunications facilities located on Town-owned property located at 488 Wolf Hill Road, Dix Hills, NY, and further described by Suffolk County Tax Map No.: 0400- 247.00-02.00-015.000; and

WHEREAS, the proposed upgrade/modification consists of the removal of three (3) existing antennas to be replaced with three (3) new 4G antennas and the addition of six (6) RRH's (Remote Radio Heads), the removal of the existing GPS unit to be replaced with a new GPS, the removal of two (2) existing equipment cabinets to be replaced with two (2) new cabinets and the installation of one (1) additional cabinet and associated cable; and

WHEREAS, in accordance with §198-68.1 (O), the Director of Engineering Services has reviewed the proposed documents and drawings submitted with this proposal and recommended that the Town Board exempt this application subject to certain conditions; and

WHEREAS, the subject proposal has been classified a Type II action pursuant to 6 NYCRR of the State Environmental Review Act § 617.5(c)(1&2) and no further review is required pursuant to SEQRA; and

NOW THEREFORE BE IT

RESOLVED, that the application of Sprint Spectrum Realty Company to upgrade/modify its existing public utility wireless telecommunications facilities as described in this

resolution on an existing tower at 488 Wolf Hill Road, Dix Hills, New York bearing SCTM No.: 0400-247.00-02.00-015.000 from the provisions of §198-68.1 is hereby granted subject to site plan review by the Planning Board, the filing of a complete application for a building permit and the submission of all documents and proofs necessary; and

BE IT FURTHER RESOLVED, that no other modifications or upgrades are to be made to the subject property in association with this approval and that the work complies with the specifications filed as part of this application or as may otherwise be approved by the Director of Engineering; and

BE IT FURTHER RESOLVED, that the applicant is directed to proceed in accordance with § 198-68.1(R) and pay the requisite fees.

VOTE: AYES: 4 NOES: 1 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	NO
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION WAIVING PARKING METER FEES IN THE DOWNTOWN SHOPPING AREA KNOWN AS HUNTINGTON VILLAGE AND AUTHORIZING THE INSTALLATION OF HOLIDAY TYPE LIGHTS AND DECORATIONS DURING THE HOLIDAY SEASON IN VARIOUS AREAS NUNC PRO TUNC

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILMAN MAYOKA, COUNCILWOMAN BERLAND**

WHEREAS, in an effort to stimulate business and encourage residents to shop locally during the holiday season, the Town Board is desirous of waiving parking meter fees in the downtown shopping area known as Huntington Village for the period beginning November 27, 2013 and ending December 31, 2013; and

WHEREAS, the Huntington Township Chamber of Commerce and Huntington Business Improvement District Association, the Huntington Station Business Improvement District Association, and the East Northport Chamber of Commerce have requested permission to install lights and other decorations in keeping with the holiday spirit within their business areas during the holiday season; and

WHEREAS, the following are the areas defined by each organization:

Huntington Township Chamber of Commerce/Huntington Business Improvement District Association – the business area known as Huntington Village;

Huntington Station Business Improvement District Association – the Huntington Station business area along New York Avenue

East Northport Chamber of Commerce – the business area along Larkfield Road; and

WHEREAS, the East Northport Chamber of Commerce has also requested permission to display a Menorah and Nativity Scene at the Northport Railroad Station; and

WHEREAS, the subjects of this resolution are not an action as defined by 6 NYCRR §617.2 (b) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY WAIVES parking meter fees in the downtown shopping area known as Huntington Village (as defined in the Business Improvement District) for the period beginning November 27, 2013 and ending December 31, 2013 nunc pro tunc; and

HEREBY AUTHORIZES the Huntington Township Chamber of Commerce and Huntington Village Business Improvement District Association, the Huntington Station Business Improvement District Association and the East Northport Chamber of Commerce to install and maintain holiday type lights in their business areas during the holiday season for the period beginning November 27, 2013 and ending December 31, 2013; subject to any rules, regulations, charges and/or permits required by the Long Island Power Authority (LIPA); and

HEREBY AUTHORIZES the East Northport Chamber of Commerce to place a Menorah and Nativity Scene on Town Property located at the Northport Railroad Station for the period beginning November 27, 2013 and ending December 31, 2013.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2013 - 599

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 28-2013
AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON,
CHAPTER 2, ARTICLE IV, §2-7, SCHEDULE G.

RE: ROBERTA LANE, COMMACK; CLEARVIEW STREET, HOLST DRIVE WEST,
PENATAQUIT PLACE, HUNTINGTON – STOP SIGNS

Resolution for Town Board Meeting dated: December 10, 2013

The following resolution was offered by: **COUNCILMAN COOK**

and seconded by: **SUPERVISOR PETRONE**

THE TOWN BOARD having held a public hearing on the 7th day of November, 2013 at
2:00 p.m. to consider adopting Local Law Introductory No. 28-2013 amending the
Uniform Traffic Code of the Town of Huntington, Chapter 2, ARTICLE IV, §2-7,
SCHEDULE G., and due deliberation having been had,

HEREBY ADOPTS

Local Law Introductory No. 28-2013 amending the Uniform Traffic Code of the Town of
Huntington, Chapter 2, ARTICLE IV, §2-7, SCHEDULE G.; as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON, AS
FOLLOWS:

LOCAL LAW NO. **29** - 2013
AMENDING THE TRAFFIC CODE OF THE TOWN OF HUNTINGTON
CHAPTER 2, ARTICLE IV, §2-7, SCHEDULE G.

Section 1. Amendment to the Uniform Traffic Code of the Town of Huntington,
Chapter 2, ARTICLE IV, §2-7, SCHEDULE G.; as follows:

UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON
CHAPTER 2, ARTICLE IV, §2-7, SCHEDULE G.

2013 - 599

	<u>SIGN ON</u>	<u>SIGN</u>	<u>DIRECTION</u> <u>OF TRAVEL</u>	<u>AT</u> <u>INTERSECTION OF:</u>
ADD:	Roberta Lane (CMK)	STOP	EAST	Janet Lane
	Clearview Street (HUN)	STOP	WEST	West Neck Road
	Holst Drive West (HUN)	STOP	SOUTH	Dunlop Road
	Penataquit Place (HUN)	STOP	WEST	West Neck Road

Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section, or other part of this local law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not affect, impair or invalidate the remainder of this local law, and it shall be construed to have been the legislative intent to enact this local law without such unconstitutional or invalid parts therein.

Section 3. Effective Date.

This local law shall take effect immediately upon filing in the Office of the Secretary of the State of New York.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DULY ADOPTED.

2013 - 600

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 29-2013
AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON,
CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.
RE: OLD WALT WHITMAN ROAD, MELVILLE – PARKING RESTRICTIONS

Resolution for Town Board Meeting dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by: **COUNCILMAN MAYOKA**

THE TOWN BOARD having held a public hearing on the 7th day of November, 2013 at 2:00 p.m. to consider adopting Local Law Introductory No. 29-2013 amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, ARTICLE II, §3-3, SCHEDULE J., and due deliberation having been had,

HEREBY ADOPTS

Local Law Introductory No. 29-2013 amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, ARTICLE II, §3-3, SCHEDULE J.; as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON, AS FOLLOWS:

LOCAL LAW NO. 30 - 2013
AMENDING THE TRAFFIC CODE OF THE TOWN OF HUNTINGTON
CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.

Section 1. Amendment to the Uniform Traffic Code of the Town of Huntington, Chapter 3, ARTICLE II, §3-3, SCHEDULE J.; as follows:

UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON
CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.

2013 - 600

	<u>NAME OF STREET/SIDE LOCATION</u>	<u>REGULATION</u>	<u>HOURS/DAYS</u>
DELETE:	Walt Whitman Road/West From West Hills Rd. to 170 ft. north of Rt. 110 (MVL)	No Parking	9:00 p.m. to 6:00 a.m.
	Walt Whitman Road/West From 170 ft. north of Rt. 110 to Rt. 110 (MVL)	No Parking	-----
ADD:	Old Walt Whitman Road/West From West Hills Rd. to 100 ft. north of Meriden Pl. (MVL)	No Parking	9:00 p.m. to 6:00 a.m.
	Old Walt Whitman Road/West From 100 ft. north of Meriden Pl. to 50 ft. south of Meriden Pl. (MVL)	No Parking	-----
	Old Walt Whitman Road/West From 50 ft. south of Meriden Pl. to 170 ft. north of Rt. 110 (MVL)	No Parking	9:00 p.m. to 6:00 a.m.
	Old Walt Whitman Road/West From 170 ft. north of Rt. 110 to Rt. 110 (MVL)	No Parking	-----

Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section, or other part of this local law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not affect, impair or invalidate the remainder of this local law, and it shall be construed to have been the legislative intent to enact this local law without such unconstitutional or invalid parts therein.

Section 3. Effective Date.

This local law shall take effect immediately upon filing in the Office of the Secretary of the State of New York.

2013 - 600

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DULY ADOPTED.

2013-601

RESOLUTION AUTHORIZING APPROPRIATE ACTION(S) IN ACCORDANCE WITH HUNTINGTON TOWN CODE CHAPTER 156 PROPERTY MAINTENANCE; NUISANCES, ARTICLE VII, BLIGHTED PROPERTY, § 156-67, ACTION BY TOWN BOARD FOR FAILURE TO COMPLY OR ABATE VIOLATIONS
Resolution for Town Board Meeting dated: December 10, 2013

The following resolution was offered by: Councilwoman Berland

and seconded by: **COUNCILMAN MAYOKA**

WHEREAS, on October 15, 2013 the Town Board designated certain properties as "blighted" and scheduled a public hearing to consider further action to remedy the conditions of blight; and

WHEREAS, those properties whose owners failed to enter into a Restoration Agreement with the Town or to take steps to remedy the conditions of blight upon their properties have been evaluated and considered for further action(s) to be taken at a public hearing held on November 7, 2013; and

WHEREAS, pursuant to its authority under § 64 and §130 of New York State Town Law, New York State Executive Law § 382 and the Code of the Town of Huntington the Town Board wishes to authorize certain actions to remedy blight conditions; and

WHEREAS, the authorization of the action(s) to remedy blight conditions upon properties within the Town of Huntington is a Type II action pursuant to 6 N.Y.C.R.R. §617.5 (c) (29) and therefore no further SEQRA review is required.

NOW THEREFORE,

THE TOWN BOARD

HEREBY DESIGNATES the properties listed on Schedule "A" to this Resolution to be nuisances and that hereafter the Town shall be authorized to enter upon said properties where such blight exists to remedy such blight and to charge the cost or expense of such remediation against the property tax bill as a lien ; and

HEREBY DIRECTS the Receiver of Taxes to assess the annual registration fees upon the properties as listed in Schedule "A" and properties designated as persistent blighted properties pursuant to § 156-67(D) on Schedule "D" to this Resolution; and

HEREBY DIRECTS the Director of Planning and Environment and/or Engineering to maintain records of all costs and expenses in connection with the abatement of the blight conditions and to provide same reports to the Town Board for determination as to the amounts to be assessed against the properties listed on Schedule "A" and properties designated as persistent blighted properties pursuant to § 156-67(D) on Schedule "D" to this Resolution; and

HEREBY DIRECTS AND AUTHORIZES the Town Attorney to provide each property owner listed in Schedule "A" and with a copy of this Resolution; and

FURTHER DIRECTS the Town Attorney to notify the property owners of properties listed on Schedule "B" to this Resolution that structure(s) upon their properties are being evaluated for further action to mitigate blight up to and including consideration for possible demolition at a hearing before an Administrative Hearing Officer; and

HEREBY DESIGNATES the properties listed on Schedule "C" as having corrected previously blighted conditions or entered into a Restoration Agreement and as such are currently in compliance; and

HEREBY DESIGNATES the properties listed on Schedule "D" as persistent or ongoing blighted properties and shall be assessed the annual blighted property assessment fee, whereas the Town will take any and all necessary actions to abate the bighted conditions; and

HEREBY DIRECTS AND AUTHORIZES the Town Attorney to provide each property owner listed in Schedule "D" with a copy of this Resolution, sent registered or certified mail return receipt to the last known address as shown by the records of the Town Assessor.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

2013-601

Chapter 156 §67 - (A), (B), (C) and (D) of the Code of the Town of Huntington Authorizing Action(s) by Town Board for Failure to Comply or Abate Violations

PREVIOUS EXHIBITS-SCHEDULE A	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	NOTIFICATION DATE	ANNUAL REGISTRATION FEE
105	4 Knox Place Dix Hills	0400-252.00-03.00-085.000	Arnold Jacinto Irma Jacinto 4 Knox Place Dix Hills, NY 11746	10/17/2013	\$2,500.00
106	185 W. Pulaski Road Huntington Station	0400-138.00-03.00-023.000	Walter Hergenhan Joann Hergenhan 84 E. 19th St. Huntington Sta., NY 11746	10/28/2013	\$2,500.00

2013-601

Chapter 156 §67 - (A), (B), (C) and (D) of the Code of the Town of Huntington Authorizing Action(s) by Town Board for Failure to Comply or Abate Violations

PREVIOUS EXHIBITS- SCHEDULE A	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	NOTIFICATION DATE	DATE PUBLIC HEARING HELD
105	4 Knox Place Dix Hills	0400-252.00-03.00-085.000	Arnold Jacinto Irma Jacinto 4 Knox Place Dix Hills, NY 11746	10/17/2013	11/7/2013
106	185 W. Pulaski Road Huntington Station	0400-138.00-03.00-023.000	Walter Hergenhan Joann Hergenhan 84 E. 19th St. Huntington Sta., NY 11746	10/28/2013	11/7/2013

2013-601

Chapter 156 §67 - (A), (B), (C) and (D) of the Code of the Town of Huntington
Properties Previously Cited for Blight;
Currently in Compliance or Party to Restoration Agreement

PREVIOUS EXHIBITS- SCHEDULE A	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	NOTIFICATION DATE(S)	DATE PUBLIC HEARING HELD
73	38 N. Woodhull Road Huntington	0400-073.00-03.00-015.004	Gerard Teschmacher Patricia Teschmacher 38 N. Woodhull Road Huntington, NY 11743	10/19/2012	2/5/2013

**Chapter 156 §67 - (A), (B), (C) and (D) of the Code of the Town of Huntington
 Authorizing Action(s) by Town Board for
 Failure to Comply or Abate Violations**

PREVIOUS EXHIBITS- SCHEDULE A	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	PRIOR NOTIFICATION DATE	ANNUAL REGISTRATION FEE
4	17 Carman Road Dix Hills	0400-243.00-01.00-029.000	Russell Van Deirse 241-16 Linden Blvd. Elmont, NY 11003	9/19/2011	\$2,500.00
31	131 E. 2nd Street Huntington Station	0400-147.00-04.00-034.000	David J. Crocini & Anna Crocini 131 E. 2nd Street Huntington Sta., NY 11746	2/2/2012	\$2,500.00

**SCHEDULE D
 PERSISTENT BLIGHTED PROPERTIES**

2013-603

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 30-2013 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 198 (ZONING), ARTICLE XI (CONDITIONAL USES; SUPPLEMENTARY REGULATIONS) (RE: TELECOMMUNICATION FACILITIES)

Resolution for Town Board Meeting dated: December 10, 2013

The following resolution was offered by: **COUNCILMAN CUTHBERTSON**

and seconded by: **SUPERVISOR PETRONE**

THE TOWN BOARD having held a public hearing on the 7th day of November, 2013 at 2:00 p.m. to consider adopting Local Law Introductory No. 30-2013, amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article XI (Conditional Uses; Supplementary Regulations); and due deliberation having been had,

HEREBY ADOPTS

Local Law Introductory No. 30-2013 amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article XI (Conditional Uses; Supplementary Regulations); as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON, AS FOLLOWS:

LOCAL LAW NO. 31 - 2013
AMENDING THE CODE OF THE TOWN OF HUNTINGTON
CHAPTER 198 (ZONING)
ARTICLE XI (CONDITIONAL USES; SUPPLEMENTARY REGULATIONS)

Section 1. Amendment to the Code of the Town of Huntington, Chapter 198 (Zoning), Article XI (Conditional Uses; Supplementary Regulations), as follows:

CHAPTER 198
ZONING

* * *

ARTICLE XI
(CONDITIONAL USES; SUPPLEMENTARY REGULATIONS)

* * *

§198-68.1 Wireless Telecommunications Facilities.

* * *

(B) Definitions and word usage. The following terms shall have the meanings indicated herein. Terms which are not defined or found to be ambiguous shall be defined as provided in the Telecommunications Act of 1996, and any successor law, together with the rulings and regulations pursuant thereto.

ACCESSORY FACILITY - Includes any building or other structure which is accessory to the principal use, being subordinate in size, area, extent and purpose to the principal use, and located on the same lot as the principal use.

ANTENNA and/or BEACON - A whip (omnidirectional antenna), panel (directional antenna), disc (parabolic antenna) or similar device used for transmission and/or reception of radio frequency waves. [Includes any device that incorporates a system of electrical conductors involved in transmitting or receiving radio frequency waves,] including radio navigation, radio and television frequencies (excluding radar), wireless and microwave communications, generally ranging from ten (10) hertz to three hundred thousand (300,000) megahertz, and/or used in communications that radiate or capture electromagnetic waves, digital or analog signals, or other communications signals.

ANTENNA ARRAY - One or more whips, panels, discs or similar devices used for the transmission or reception of radio frequency signals, which may include omnidirectional antennas (whips), directional antennas (panels) and parabolic antennas (discs). The antenna array does not include the mount.

COLLOCATION - The placement of two or more antennas in the same or proximate location or on the same support structure by two (2) or more service providers.

FAA - The Federal Aviation Administration of the United States. An independent federal agency charged with licensing and regulating wireless communications at the national level.

FCC - The Federal Communications Commission of the United States.

HEIGHT - The distance measured from the finished mean grade of the parcel to the highest point on the tower or other structure, including the base pad [and any antenna] to the highest point of the mount or the antenna, whichever is higher.

MOUNT - A tower, structure or surface upon which antennas are mounted.

MOUNT, SHORT - Alternative to monopoles or guyed or lattice towers, such as masts or poles.

MUNICIPAL FACILITIES - shall mean town-owned streetlamps, streetlight poles, lighting fixtures, electroliers, flagpoles, and other similar town-owned structures.

MUNICIPAL PROPERTY - shall mean town-owned buildings, and the space in, upon, above, along, across and over real property that is under the sole ownership, jurisdiction, possession and control of the Town of Huntington except property leased or licensed to or by the town; any property where the town holds an easement or other beneficial interest; public rights-of-ways; and underwater lands.

PREEXISTING TOWERS AND ANTENNAE - Includes any and all towers or antennae possessing a valid, current and proper building permit and/or special use permit issued prior to June 1, 2011.

PUBLIC RIGHTS-OF-WAY - The space in, upon, above, along, across and over the public streets, roads, highways, lanes, courts, ways, alleys, sidewalks, and similar places, including public utility easements and public service easements that are under the jurisdiction and exclusive control of the Town of Huntington. The term shall not include county, state, or federal rights-of-ways or places owned by the Town jointly with another person or entity.

TOWER - Includes any structure which is designed, constructed or installed primarily for the purpose of supporting one or more antennae for telephone, television, radio and other communication purposes, including self-supporting lattice towers, guyed towers or monopole towers, radio and television transmission and reception towers, microwave towers, common-carrier towers, cellular telephone towers, alternative tower structures and similar structures. A Tower shall include the structure and any support systems appurtenant thereto.

TOWN OF HUNTINGTON OR TOWN - Town of Huntington, Huntington Board of Trustees, and any subdivision thereof including special improvement districts and agencies, and including the Dix Hills Water District.

[WIRELESS TELECOMMUNICATIONS FACILITIES OR] TELECOMMUNICATIONS FACILITY OR FACILITIES- Includes ANTENNA, BEACONS, TOWERS and any structure, equipment, installation, facility, device, wires, cables or appurtenance designed, installed or intended to be used to support antennas or other transmitting or receiving devices used for the purpose of transmitting, receiving, distributing, providing or accommodating cellular, radio, television, SMR, enhanced specialized mobile radio (ESMR), paging, 911, Personal Communication Services (PCS), commercial satellite services, microwave, mobile and any commercial wireless telecommunication service not licensed by the FCC, including without limit mounts, towers of all types, structures, buildings, church steeples, or anything that is used to support antennas or its functional equivalent; and Distributed Antenna Systems (DAS) including all accessory facilities, installations, and equipment such as transmission cables, wires, mounts, cabling, equipment shelters and other appurtenances.

(C) Applicability. Unless otherwise provided, this legislation shall not apply to the following:

[(1)] [Applications for Wireless Telecommunications Facilities located or to be located on property owned, leased, used or otherwise controlled by the Town of Huntington or the Huntington Board of Trustees shall be determined by the Town Board, who shall exercise the same authority as the Zoning Board of Appeals in all respects and shall determine whether or not the applicant meets the requirements of this chapter after holding a public hearing. An original and six copies of the application to the Town Board shall be filed in the Office of the Huntington Town Clerk and shall consist of all documents, information, proof and plans required for applications before the Zoning Board, together with a nonrefundable application fee of two thousand five hundred (\$2,500.00) dollars. The applicant shall mail notices of the public hearing, postmarked no less than thirty (30) days before the hearing, to the owners as well as the occupants of all adjoining properties within five hundred (500) feet of the nearest boundary line of the property which is the subject of the application, as shown on the current tax roll, with the exception of applications for placement in the R-15, R-10, R-7 and R-5 Zoning Districts, where notification to adjoining property owners and occupants shall be to those within two hundred (200) feet of the nearest boundary line of the subject parcel, as shown on the current tax roll. In addition, the applicant shall provide a certificate of mailing for each recipient, which legibly indicates the name and address of the person, including the occupant, to which the notice was mailed, and is duly certified by the post office. An affidavit of mailing together with the duly certified certificates of mailing, shall be filed by the applicant in the Office of the Town Clerk no less than five (5) business days before the hearing. Said affidavit shall include the name of the person that actually mailed the notices and the names and addresses of the property owners and of the occupants that were notified. Failure to mail the notices and/or provide the affidavit and/or the certificates of mailing to the Town Clerk shall result in postponement of the public hearing. If the application is granted, a lease or license for the use of the land shall be executed on such terms and conditions as deemed advisable to the Town Board or Board of Trustees, as the case may be, after a public hearing. The public hearing for the lease or license of the property and for the issuance of a special use permit shall occur concurrently.]

(1) [(2)] All antennas which are accessory to permitted residential uses and are mounted on the residential dwelling without a tower.

(2) [(3)] Such uses that are licensed to operate by the Federal Communications Commission, pursuant to 47 CFR 97, or successor law, such as amateur radio operations, subject to the provisions of Article IX of this chapter.

(3) [(4)] Uses which are pre-empted or exempt from local regulation by federal or state law.

(4) [(5)] Any routine maintenance and repair in like form and height of lawfully existing Wireless Telecommunications Facilities which does not substantially change, extend, or expand the facilities. Applicants requesting an exemption on this basis shall conform to the requirements of section [(O)] (P) herein.

(5) No license shall be required of any entity that already holds a cable or telecommunication franchise issued by or covering the Town.

(D) Municipal Facilities, Municipal Property and Public Rights-of-Way.

(1) Municipal property. Applications for a license agreement to erect, install, attach, deploy, operate, maintain, repair, replace, reinstall, alter or modify Telecommunications Facilities in, over or upon municipal property and public rights-of-way shall be determined solely by the Town Board or Board of Trustees, as the case may be, who shall exercise the same authority as the Zoning Board of Appeals in all respects and without limitation. Applications for a license agreement to locate Telecommunications Facilities shall be filed simultaneously with an application for site plan approval before the Planning Board.

(2) Municipal facilities. Applications for a license agreement to attach, install, maintain, modify, replace, reinstall, alter or repair Telecommunication Facilities on municipal facilities, or along the public rights-of-way on poles, streetlights, stanchions and other similar structures owned by other municipal entities or utility companies shall be referred to the Planning Board to determine whether the standards and requirements of this chapter are met for the locations requested by the applicant. The Planning Board may grant or deny in whole or in part with or without conditions attachments or installations at such locations it deems advisable during site plan review. Applications for a license agreement to locate Telecommunications Facilities shall be filed simultaneously with an application for site plan approval before the Planning Board. Subsequent applications to locate additional Telecommunications Facilities on town facilities and on third party structures along the public rights-of-way once a license agreement is in place shall be determined by the Planning Board on a case specific basis during site plan review.

(3) Necessary approvals. Any license approved by the Town Board is subject to site plan approval by the Planning Board, and the filing of an application for and issuance of building permits and certificates of compliance. Applications for a license agreement shall be filed simultaneously with an application for site plan approval before the Planning Board. The applicant shall pay all required fees and charges for such approvals.

(4) Application requirements. An original and eleven copies of an application to the Town Board or Board of Trustees for a license agreement shall be filed in the Office of the Huntington Town Clerk and shall consist of all documents, information, proof and plans required for applications before the Zoning Board of Appeals along with such other documents as may be requested during the review process by town departments, and a non-refundable application fee of two thousand five hundred (\$2,500.00) dollars per application per site. An application for a license to attach Telecommunication Facilities to municipal facilities or

along public rights-of-way on poles, streetlights, and stanchions not owned by the Town shall be two thousand five hundred (\$2,500) dollars per applicant. The application fee shall be tripled in all cases where installations have been made or work commenced without the necessary Town approvals or permits. The Town Clerk shall forward copies of the application to the Town Board, Town Engineer, Directors of Planning and Engineering, and the Town Attorney. The Town Board may refer the application to the Director of Planning for his recommendations.

(5) Public hearing; notice. All applications before the Town Board or Board of Trustees, unless exempted, shall be determined after a public hearing. Applicants shall mail a notice of public hearing, postmarked no less than thirty (30) days before the hearing to the owners and occupants of all properties located within five hundred (500) feet of the nearest boundary line of the property which is the subject of the application, as shown on the current tax roll, with the exception of applications for placement in the R-15, R-10, R-7 and R-5 zoning districts, where notification to adjoining property owners and occupants shall be to those within two hundred (200) feet of the nearest boundary line of the subject parcel, as shown on the current tax roll. In the case of attachments to municipal facilities or to poles, streetlights, and stanchions not owned by the Town along the public rights-of-way, no individual notice to property owners or occupants shall be required if no other relief is requested on the application. Notice of the public hearing shall be published by the Town Clerk at least thirty (30) days before the hearing in the official newspaper(s) of the Town.

(6) Additional filings. The applicant shall provide a certificate of mailing certified by the United States Postal Service for each recipient, which legibly indicates the name and address of the property owner and occupant to which notice was mailed. The certificate of mailing shall be filed by applicants in the Office of the Town Clerk no less than five (5) business days before the hearing. Failure to mail notice of the public hearing or file the certificate of mailing within the required period shall result in postponement of the public hearing at the applicant's cost and expense which shall include the cost of republishing the notice of hearing.

(7) Action on applications. The application can be approved or denied, in whole or in part, with or without conditions as deemed advisable by the Town Board or Board of Trustees. If the application is approved, in whole or in part, a license agreement shall be authorized and shall contain the term of the license; conditions on the use or occupation of Town property, including separate compensation, where applicable, for the use of public rights-of-way, municipal facilities, and municipal property; provisions for construction and/or performance bonds; indemnity and insurance; obligations concerning areas disturbed during construction, installation, attachment or maintenance activities; submission of annual inventory reports showing the exact location of all installations; conditions on transfer or assignment; and such other conditions consistent with the requirements and purposes of this chapter and that ensure that applicant's use or

occupation of Town property minimizes disruption to the public, adheres to all applicable laws, and promotes safe, effective and efficient use Town property.

(E) [(D)] Pre-Application Conference: All applicants are required to attend a pre-application conference to be scheduled by the Director of Planning and Environment, to review the proposal and receive comments from the applicable town departments prior to filing an application for a special use permit before the Town Board or Zoning Board of Appeals, as the case may be, or filing an application for a building permit for those applications that do not require a special use permit. Applicants shall provide such documents and plans as the Directors may reasonably require in advance of the conference for the purpose of providing comments and recommendations. The pre-application conference shall be held within ten (10) business days of the Town's receipt of a written request for such conference from the applicant and all documents and plans requested by the Director in preparation thereto.

(F)[(E)] Application Requirements. Applications for special use permits shall include the following:

- (1) Inventory. An inventory of all existing like uses, or sites approved for like uses, that are either located within the jurisdiction of the Town or within one (1) mile of [all borders] any border thereof, including specific information about the location, height and design of each tower or DAS System, compiled from public records by the best efforts of the applicant; the distance from the proposed new use as shown on the map or plan submitted with the application; and the name of the owner/operator of each such use, as best as same can be ascertained. The applicant must demonstrate why an existing Wireless Telecommunication Facility in such inventory is not suitable or available to satisfy the stated need.
- (2) A certification by a qualified professional establishing that the use meets or exceeds the standards and regulations of the FAA, the [and/or] FCC, and [of] any other state or federal agency having jurisdiction.
- (3) A site plan drawn to scale meeting all the requirements contained in the Town Code and the Town Subdivision and Site Improvement Regulations.
- (4) Delineation of all distances between the proposed use and all adjoining residentially-zoned or residentially-utilized properties, and the distance between the nearest boundary line of any private or public school property and the pole at issue, or the boundary line of the property on which the proposed use is to be located, as is applicable, if the distance is 500 feet or less.
- (5) A notarized statement of the applicant's compliance with all applicable federal, state, and local laws.

(6) A notarized statement by the applicant as to whether the construction or placement of a new tower or other structure to locate antennas thereon will accommodate collocation of additional antennae for future users.

(7) A notarized statement of the suitability or unsuitability of existing towers or other structures and installations that are available in place of the proposed [structure] action, and the uses contemplated for the proposed structure [or antenna] or installations.

(8) A notarized statement describing the efforts made to collocate on an existing [Wireless] Telecommunications Facility or to locate on, upon or within an existing structure.

(9) A notarized statement containing the following information: (a) frequency, modulation and class of service of radio or other transmitting equipment; (b) actual intended transmission power stated as the maximum effective radiated power (ERP) in watts; (c) certification that an attached copy of the FCC license for the intended use of the [Wireless] Telecommunication Facilities is a true and complete copy; and (d) the number, type and model of the proposed antenna(s) with a copy of the specification sheet.

(10) A notarized statement that the proposed [Wireless] Telecommunication Facility will be in full compliance with the current [FCC] RF Emissions guidelines of the FCC or other agency having jurisdiction, together with a complete study as verification of such compliance.

(11) A notarized statement that the proposed tower or other structure that will support the proposed antenna or beacon or facility is in compliance with FAA Regulation Part 77 or successor regulation and whether it requires lighting. If a FAA determination is required then all documentation filed in connection with the application must be provided.

(12) A photograph or photograph simulation to demonstrate the appearance of the proposed facility from multiple angles and heights.

(13) Evidence that a pre-application conference has been held with the relevant town departments in the form of a memorandum with comments from town departments or otherwise.

(14) Multiple user plans. Applications to collocate on a specific site which has been granted a special use permit under this chapter shall be required to satisfy all of the requirements of this chapter, except an inventory of all existing like uses shall not be required nor is the applicant to establish that alternate locations or alternate technologies are not available or suitable.

(15) Applicants must produce evidence by qualified professional(s) in the form of studies, including field studies where appropriate, that the proposed telecommunications facilities meet or exceed the standards in the industry and that the existence of a gap in service would be remedied at the proposed location by the proposed facility. Such evidence is also required to support requests to locate in [a residential zoning district] residentially zoned or utilized properties, or within 500 feet of property containing a public or private school, or to erect a new tower or structure of any kind in lieu of installing the facilities within or upon an existing tower or structure.

(16) All documents, information and proof required to be provided for a special use permit.

(17) Any additional documents, studies and specifications requested by the Town during the review process.

(G) [(F)] Aesthetic requirements. All such uses shall comply with the following requirements, unless otherwise required by the FAA, FCC or other applicable authority:

(1) Color. All wireless telecommunication facilities shall be of a neutral color or such other color(s) as the Board may require to reduce the visual impact to surrounding areas. If an antenna or beacon is installed on a structure other than a tower, it and its supporting electrical and mechanical components must be of a color that is identical to or closely compatible with the color of the supporting structure so as to render it as visually unobtrusive as practicable.

(2) Design. All wireless telecommunication facilities shall, to the extent practicable, use materials, colors, textures, screening and landscaping that will blend them into the natural setting and surrounding buildings.

(3) Lighting. Towers shall not be artificially lighted. If so required, lighting shall be designed to minimize to the maximum extent practicable the resultant disturbance to the surrounding views and properties and comply with the Town's dark skies legislation.

(4) Signs. No signs or advertising of any kind shall be permitted on [an antenna or tower] Telecommunications Facilities.

(H) [(G)] Location of uses. These uses shall be located in accordance with the following priority:

(1) Location on Town property shall be encouraged over other suitable locations whenever feasible or practical subject to the approval of the Town Board or Board of Trustees.

(2) [(1)] Such uses shall only be permitted within or upon existing structures and other Telecommunications Facilities located in commercial and industrial zoning districts or on Town, County, State or Federal property, unless the applicant can demonstrate by clear and convincing evidence that a telecommunications or other system or service cannot properly function without the location of such a use on or within a tower or other [structure] Telecommunications Facilities the applicant proposes to erect or attach in the commercial or industrial zoning district.

(3) [(2)] Such uses shall be permitted to be located in a specific residential area only if the applicant can demonstrate by clear and convincing evidence that its telecommunications or other system or service cannot properly function within or upon an existing tower or other [structure] Telecommunication Facility or within or upon a proposed new tower or [structure] facility in a commercial or industrial zoning district. Before erecting an entirely new facility in a [residential zone] residentially zoned or utilized area, applicant must demonstrate by clear and convincing evidence that it cannot collocate on an existing facility in such zone.

(4) [(3)] [Such uses] Towers are not permitted to be located on a site where the property line of the site is within 500 feet of the nearest property line of a lot containing a public or private school, unless the applicant can establish by clear and convincing evidence that its telecommunications or other system cannot properly function within or upon an alternate location in any other zoning district of the Town.

(5) [(4)] Compliance with the minimum lot setback requirements of the zoning district in which the Telecommunications [f]Facility is proposed to be located shall be required.

(6) [(5)] Municipal and accessory use. Such uses may be considered either principal or accessory uses, in that the prior existence of a different use on the same lot shall not preclude the installation of an antenna or tower on such lot.

(I) [(H)] Authority of the Zoning Board.

(1) The Board may require the applicant to erect a structure at the applicant's expense to house the proposed antenna and related equipment, as it deems necessary or desirable.

(2) The Board may, at the applicant's expense, require a field demonstration with a crane, balloon or other acceptable means to simulate the aesthetic impacts of the proposed Wireless Telecommunications Facility. [Note: this is related to aesthetic considerations] .

(3) The Board may retain qualified professionals at the applicant's expense to verify that the proposed wireless telecommunication facilities and other facilities subject to this code comply with [federally established] applicable limits for RF

emissions; that the proposed facility is truly necessary to remedy a significant gap in service at a specified location; and to advise the Board [regarding] on any aspect of an application in accordance with §198-109(J).

(4) The Zoning Board may refer an application to the Planning Board for its recommendations on any issue it deems necessary and proper. Such referral shall specify the reasons for the referral.

(J) [(I)] Review of application. The following factors shall be considered for all applications to locate Telecommunication Facilities.

(1) [The Zoning Board of Appeals shall give due] Due consideration shall be given to the Town's Comprehensive Plan, existing land uses and development, environmentally sensitive areas, and other appropriate factors in approving the issuance of a special use permit or other town approval for the siting of Wireless Telecommunications Facilities.

(2) [The Zoning Board shall consider the following factors in determining whether to issue a special use permit, in addition to the standards set forth in this chapter for the issuance of a special use permit.] The reviewing Board shall give due consideration to the following factors where applicable. In the case of the Zoning Board, these factors are in addition to the standards established in this chapter for the issuance of a special use permit.

- (a) Height, size, [and] condition, stability, and appearance of the proposed or existing facility, structure, pole, or device.
- (b) Proximity of the proposed use to residential structures and residential district boundaries.
- (c) Nature of existing and/or proposed uses on adjacent and nearby properties.
- (d) The topography of the site and surrounding areas.
- (e) Surrounding tree coverage and foliage.
- (f) Design and aesthetic appearance of the structure, facility, or device, with particular reference to design elements that have the effect of reducing or eliminating visual obtrusiveness.
- (g) The proposed ingress and egress.
- (h) Availability of suitable existing uses or structures or poles, or alternative technologies not requiring the use of new structures, poles or devices.
- (i) Whether the proposed Telecommunication Facility, or its location, will impede or obstruct vehicular or pedestrian travel, obstruct or interfere with directional signs or traffic maintenance devices, creates a nuisance or hazard, and/or substantially detracts from a historic landmark, site or district, scenic or visual space or corridor, or culturally significant resource.

(j) [(i)] Any other relevant factor, including those found by the Board to be relevant considerations under statutory and decisional law, and regulatory agency rulings.

(K) [(J)] Required proof.

(1) No application for a special use permit shall be granted unless the applicant demonstrates to the reasonable satisfaction of the Zoning Board of Appeals that no existing use, building, facility or structure not requiring new construction or installations can accommodate the applicant's proposed use.

[(2) An applicant shall submit information requested by the Zoning Board of Appeals relating thereto.] Such evidence may consist of any or all of the following:

(a) That no suitable existing uses, poles or structures are located within the geographic area which meet the applicant's engineering requirements.

(b) That the fees, costs or contractual provisions required by the owner of an existing like use, pole or structure in order to share it, or adapt it for sharing, are unreasonable. Costs exceeding new use development are presumed to be unreasonable.

(c) When consistent with applicable federal and state law, that alternative technologies not requiring the use of towers or structures, such as a cable microcell network using multiple low-powered transmitters/receivers attached to a wireline system or other alternatives are unsuitable. Costs of alternative technology that exceed new tower or antenna development shall not be presumed to render the technology unsuitable.

(2) [(3)] The applicant must establish that a significant gap in service exists that requires the location of wireless communication facilities at the proposed location. In determining whether a significant gap in service exists at a specific location, the Board must find that the telecommunications failure is substantial and can only be remedied by the location of the proposed antennas, DAS system, or tower.

(3) [(4)] The Board may reduce the height of the proposed structure or make other modifications to the proposed wireless communication facilities for the purpose of making aesthetic improvements, even if it means that the gap in service is not fully remedied; substantial remediation of the gap in service shall be sufficient.

(4) [(5)] In determining what constitutes substantial remediation of a gap in service, and to what extent an applicant needs to locate a facility at a specific location or height, and what level of service is to be made available to users, the

Board shall be guided by standards set or as interpreted by federal or state law, decisional law and regulatory agencies.

(L) [(K)] Conditions. The granting of a special use permit or other approval shall require provision of the following conditions:

(1) Setbacks. The following setback requirements shall apply [to all such uses for which a special use permit is required]:

(a) Towers shall be set back from any adjoining lot line a distance equal to at least one hundred fifty (150%) percent of the height of the tower in order to provide a safe fall zone; this requirement may be varied only if the Board finds that the granting of a variance will not create an unsafe condition.

(b) All accessory structures shall satisfy the minimum district setback requirements for the district in which they are located.

(2) Distance between towers. The required distance between such uses shall be five thousand (5,000) feet, measured by drawing or following a straight line between the base of any existing like use and the base of the proposed use, delineated on a map or site plan. Said distance requirement may be reduced by the Zoning Board of Appeals only after a finding that a specific application merits a reduction and closer siting due to reception and/or transmission limitations caused by topographical interference or other relevant factors.

(3) Security fencing. Such uses shall be surrounded by security fencing not less than eight (8) feet in height and shall be equipped with appropriate anticlembing devices, where applicable.

(4) Landscaping.

(a) [All such uses] Towers and structures shall be landscaped with a buffer or vegetation sufficient to screen the view of such uses from residential property and to maintain the aesthetic quality of the surrounding community, consisting of at least one (1) row of mixed evergreen shrubs and trees capable of forming a hedge at least eight (8) feet in height.

(b) Existing mature tree growth and natural land forms and topography at the site shall be preserved to the maximum extent possible.

(M) [(L)] Conduct of hearing. All evidentiary requirements shall be by sworn testimony or written affidavit[; in both cases, the] . The person providing the evidence must have personal knowledge of [any] the facts.

(N) [(M)] Abandonment. Any such use that is not operated for a continuous period of twelve (12) months shall be deemed abandoned, and the owner thereof shall be responsible for removal of all structures within ninety (90) days of the issuance of a notice by the Town declaring the facilities abandoned and directing removal, and upon failure to do so the Town may take such action at the owner's expense.

(O) [(N)] Nonconforming uses. Such uses lawfully existing and operating prior to June 1, 2011 shall be permitted to remain as they presently exist, including routine maintenance and repair in like form and height which do not substantially change, extend, or expand the facilities.

(P) [(O)] Application for an exemption.

(1) The Town Board, Zoning Board of Appeals, or the Director of Engineering Services, as the case may be, shall determine whether the proposed work or modification to existing wireless telecommunications facilities is routine maintenance and repair in like form and height, which does not substantially change, extend, or expand the facilities. Among the factors to be weighed in making such determination are whether there are any visible changes that would require review based upon aesthetic considerations or whether there are public safety issues requiring a de novo review. A joint application for the same type of modifications to multiple sites may be made provided a separate application fee is paid for each site.

(2) An application to exempt proposed work from the provisions of this article on the basis that the work is routine maintenance and repair of facilities in like form and height which does not substantially change, extend, or expand the facilities shall be made to the applicable Board, and shall include all relevant supporting proofs, studies, plans, and any other document requested by the [Town] Board. A non-refundable application fee of one thousand five hundred dollars (\$1,500[.]) per site shall be payable at the time of filing. The Board/Director may require the retention of consultants, at the applicant's expense, to assist it in its determination. No public hearing is required if the application is granted. If a public hearing is held, by the Zoning Board, notice of the public hearing shall be given in the same manner as for a special use permit before the [applicable] Zoning Board. If the application is pending before the Town Board or Board of Trustees notice of the public hearing shall be made as set forth in this article.

(Q) [(P)] Access to Wireless Telecommunications Facilities.

(1) All Wireless Telecommunications Facilities shall be operated and maintained so as to prevent unauthorized access to and upon such facilities. Any owner or person-in-charge of the property, an accessory facility or any wireless telecommunications facility who commits an offense against the provisions of this section shall be deemed to be in violation of this chapter.

(2) Where applicable, Town Inspectors shall have access upon notice of at least 24 hours for the purpose of verifying continuing compliance with the special use permit, building permit and, where applicable, site plan or other approval.

(R) [(Q)] Revocation of special use permit or approval. The Zoning Board of Appeals may, upon notice after a public hearing, revoke any special use permit it has approved if the Board determines that there are substantial violations of the conditions or provisions of the special use permit or if false documents or statements have been submitted in support of the application. The Town Board or Board of Trustees may [revoke a special use permit] terminate a license agreement they have [it has] approved [under the same circumstances after a public hearing] in accordance with the terms of the agreement.

(S) [(R)] Site Plan Approval and Building Permits.

(1) All applicants for the location of [wireless] telecommunications facilities in any zoning district must file a simultaneous application for and obtain site plan approval from the Planning Board, and a building permit from the Department of Engineering Services prior to the commencement of work, including property, installations or facilities which are exempt from the special use permit requirement, except for ordinary repairs or maintenance that does not materially change, extend or expand the facilities or service. Unless otherwise provided, variances from the requirements of the special use permit approved by the Zoning Board shall remain within the jurisdiction of the Zoning Board of Appeals.

[(2)] [For property owned, leased, used or controlled by the Town Board, Huntington Board of Trustees, or any subdivision thereof, the Town Board shall exercise the same authority as the Zoning Board of Appeals in all respects and shall determine whether or not the applicant meets the requirements of these regulations after holding a public hearing. Any grant approved by the Town Board is subject to site plan approval by the Planning Board and the filing of an application for and issuance of a building permit. Applications for Town Board approval shall be filed simultaneously with an application for site plan approval before the Planning Board.]

(2) [(3)] [All applicants are required to be in compliance with all applicable building and fire codes, and the facilities] All Telecommunications Facilities shall be maintained in a safe and proper manner, and shall be in compliance with all conditions of the building permit, certificate of occupancy or compliance, special use permit, [and] site plan approval, and license agreement, as well as with all applicable Town, State and Federal laws, rules and regulations, without exception. Any owner or person-in-charge of the property, accessory facility, or telecommunications facility who commits an offense against the provisions of this section shall be deemed in violation of this chapter.

(3) [(4)] Site Plan review by the Planning Board shall run concurrently with review by the Zoning Board of Appeals, the Town Board or the [Department of

the Engineering Services] Board of Trustees, as the case may be, and shall be timed so that determinations can be made at approximately the same time to the extent practicable.

(4) Municipal facilities and public rights-of-way. Applications to locate Telecommunication Facilities on municipal facilities, or on streetlights and poles owned by public utilities or other municipal entities along the public rights-of-way shall include photographs of the proposed installation locations, architectural elevations of the installation, detailed sheets showing the dimensions of the equipment, a specification sheet or rendering indicating the color of the equipment, mounting system and other information requested by the Director of Planning or Planning Board. In addition to the standards and factors established in this article, the Planning Board shall review applications to determine if there are safety, aesthetic or other concerns that may warrant a denial of approval for a location.

(T) Prohibitions.

(1) It shall be unlawful for any person or business entity to open or cause the opening or other disturbance to the surface of any street, sidewalk, public right-of-way or other public place to locate, install, extend, repair, maintain, modify or alter Telecommunication Facilities without first obtaining all required approvals and permits. A violation of this section shall be deemed and offense against this chapter, and shall subject the person or business entity to the penalties thereof.

(2) It shall be unlawful for any person or business entity to install, attach, erect, locate, deploy, repair, replace, reinstall, modify, demolish or alter any portion of a Telecommunication Facility without first having secured the applicable approvals and permits. A violation of this section shall be deemed and offense against this chapter, and shall subject the person or business entity to the penalties thereof.

* * *

Section 2. Severability

If any clause, sentence paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not affect, impair, or invalidate the remainder of this local law, and it shall be construed to have been the legislative intent to enact this local law without such unconstitutional or invalid parts therein.

Section 3. Effective Date

This Local Law shall take effect immediately upon filing in the Offices of the Secretary of State of New York.

* * * INDICATES NO CHANGE TO PRESENT TEXT
ADDITIONS ARE INDICATED BY UNDERLINE
DELETIONS ARE INDICATED BY [BRACKETS]

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank Petrone	AYE
Councilwoman Susan Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 32-2013 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 87 (BUILDING CONSTRUCTION), ARTICLE III (BUILDING PERMITS) AND ARTICLE IV (CERTIFICATES OF OCCUPANCY AND OF PERMITTED USE)

Resolution for Town Board Meeting dated: December 10, 2013

The following resolution was offered by: **COUNCILMAN CUTHBERTSON**

and seconded by: **SUPERVISOR PETRONE**

THE TOWN BOARD having held a public hearing on the 10th day of December, 2013 at 7:00 p.m. to consider adopting Local Law Introductory No. 32-2013, amending the Code of the Town of Huntington, Chapter 87 (Building Construction), Article III (Building Permits) and Article IV (Certificates of Occupancy and of Permitted Use); and due deliberation having been had,

HEREBY ADOPTS

Local Law Introductory No. 32-2013 amending the Code of the Town of Huntington, Chapter 87 (Building Construction), Article III (Building Permits) and Article IV (Certificates of Occupancy and of Permitted Use); as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON, AS FOLLOWS:

LOCAL LAW NO. 32 -2013
AMENDING THE CODE OF THE TOWN OF HUNTINGTON
CHAPTER 87 (BUILDING CONSTRUCTION), ARTICLE III (BUILDING PERMITS)
AND ARTICLE IV (CERTIFICATES OF OCCUPANCY AND OF PERMITTED USE)

Section 1. Amendment to Chapter 87 (Building Construction) of the Code of the Town of Huntington, Article III (Building Permits) and Article IV (Certificates of Occupancy and of Permitted Use); as follows:

CHAPTER 87
(BUILDING CONSTRUCTION)

* * *

ARTICLE III
BUILDING PERMITS

§ 87-14. Permit required; exemptions.

A. It shall be unlawful to construct, install, alter, repair, modify, remove or demolish, or to cause the construction, installation, alteration, repair, modification, removal or demolition of a building or structure; or to own, maintain or operate a building or

structure which has been constructed, installed, altered, repaired, modified, removed, or demolished, in whole or in part, without a building permit having been issued by the Department of Engineering Services.

B. Telecommunications facilities. It shall be unlawful to install, deploy, maintain, repair, alter, expand or operate telecommunications facilities, or any part thereof, without a building permit having been issued by the Department of Engineering Services.

C. [B.] Exemptions. An exemption from the requirement of a permit shall not be deemed authorization for work to be performed in violation of the Code of the Town of Huntington or the New York State Uniform Fire prevention and Building Code. Unless otherwise provided in this chapter, the [The] following categories of work shall not require a building permit.

* * *

§ 87-15. Application requirements. All applications for a permit shall be accompanied by the requisite application fee and shall include the following:

* * *

C. Telecommunications Facilities. The application shall consist of the same certifications, documents, specifications and drawings submitted to the Planning Board or planning department pursuant to the Town's Telecommunications Act in Chapter 198, together with any other document deemed necessary by the Director of Engineering.

D. [C.] Moving of buildings and structures. If the application contemplates the moving of an existing building or structure from one [(1)] location to another, it shall be accompanied by a description of the method to be used and the route to be followed. Permits from the state, county, Town and village authorities, if required by them, shall be submitted at the time of making application for a permit.

E. [D.] Demolition of buildings. An application to demolish a building shall include the following:

* * *

F. [E.] Accessibility for the handicapped. In addition to the foregoing, all applications for construction shall comply with and contain a sworn statement by the owner and engineer/architect, if any, that said construction complies with the federal and New York State laws which govern accessibility for the handicapped and are applicable to construction of the type and extent proposed. Said laws shall include, but are not limited to, the Americans with Disabilities Act, the Fair Housing Act, the Rehabilitation Act of 1973, the Architectural Barriers Act and the New York State Human Rights Law, as subsequently amended.

* * *

§ 87-23. Application fees.

* * *

E. Fixed fees. The following fees are not subject to the minimum fee or based upon the estimated costs of construction.

(2) Nonresidential uses:

* * *

(b) Two hundred (\$200) dollars for:

(1) Accessory antenna installation; Distributed Antenna System (DAS) installations shall be charged per location or pole.

* * *

F. Unauthorized construction, installation or use. The application fee for a building permit [or a certificate of permitted use] shall be three (3) times the amount established in this article if construction, installation, deployment or [the] a change of use has been commenced or completed at any time before a building permit [or certificate] is issued by the Town.

* * *

ARTICLE IV
CERTIFICATES OF OCCUPANCY AND OF PERMITTED USE

§ 87-25. Certificate required.

* * *

E. Telecommunications facilities. It shall be unlawful to maintain, deploy, or use telecommunications facilities, or any part thereof, for which a certificate of occupancy and/or a certificate of permitted use has not been issued, or if such certificate has been revoked or suspended.

* * *

§ 87-28. Application; requirements.

A. An application for a building permit shall include an application for a certificate of occupancy and/or certificate of permitted use. The certificate shall be issued when the Building Inspector determines that the completed building, telecommunications facility or structure complies with the provisions of all applicable laws and the required on-site improvements have been completed, inspected and found to be satisfactory.

* * *

Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section, or other part of this local law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not affect, impair or invalidate the remainder of this local law, and it shall be construed to have been the legislative intent to enact this local law without such unconstitutional or invalid parts therein.

Section 3. Effective Date.

This local law shall take effect immediately upon filing in the Office of the Secretary of the State of New York.

ADDITIONS ARE INDICATED BY UNDERLINE
*** INDICATES NO CHANGE TO PRESENT TEXT
DELETIONS ARE INDICATED BY [BRACKETS]

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2013 - 605

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NO. 36 - 2013, AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER A202 (SUBDIVISION REGULATIONS AND SITE IMPROVEMENT SPECIFICATIONS).

Resolution for Town Board Meeting dated: December 10, 2013

The following resolution was offered by: **COUNCILMAN CUTHBERTSON**

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, Planning Board site plan application fees have not been updated in more than fifteen (15) years, and the current fee structure with its division into site plans and amended site plans is difficult for people to understand; and

WHEREAS, Planning Board subdivision fees do not accurately reflect that all residential units do not have their own lot; and

WHEREAS, in accordance with new telecommunications legislation under consideration by the Town Board, a fee needed to be added for telecommunications site plan fees; and

WHEREAS, the Planning Board has one SEQRA review fee that covers every type of application, even though there is a large discrepancy in the review time needed for different types of SEQRA documents; and

WHEREAS, adjusting application fees is not an action pursuant to SEQRA, 6 NYCRR Part 617.2(b), so therefore no SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD, having held a public hearing on the 10th day of December, 2013, to consider adopting Local Law Introductory Number 36 - 2013 amending the Code of the Town of Huntington, Chapter A202 (Subdivision Regulations and Site Improvement Specifications), and due deliberation having been had

HEREBY ADOPTS

Local Law Introductory No. 36 - 2013, amending the Code of the Town of Huntington, Chapter A202 (Subdivision Regulations and Site Improvement Specifications) as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON, AS FOLLOWS:

LOCAL LAW NO. 33 - 2013
AMENDING THE CODE OF THE TOWN OF HUNTINGTON
CHAPTER A202 (SUBDIVISION REGULATIONS AND
SITE IMPROVEMENT SPECIFICATIONS)

Section 1. Amendment to the Code of the Town of Huntington, Chapter A202 (Subdivision Regulations and Site Improvement Specifications), as follows:

CHAPTER A202 (SUBDIVISION REGULATIONS AND
SITE IMPROVEMENT SPECIFICATIONS)

* * *

SCHEDULE A
SUBDIVISION OF LAND - FEES

* * *

D. CONDITIONAL FINAL REVIEW (ALL ZONING DISTRICTS)

- (1) Up to and including five (5) Lots or Units: \$550.
- (2) Six (6) Lots or Units up to and including ten (10) Lots or Units: \$825.
- (3) More than ten (10) lots or Units: \$500 Base Fee plus \$100/Lot or Unit.

* * *

SCHEDULE B
SITE PLAN REVIEW AND APPROVAL - FEES

* * *

B. SITE PLAN AND AMENDED SITE PLAN REVIEW:

The site plan or amended site plan application fee shall be the greater of the following two amounts, except for telecommunications facilities which shall pay a flat fee of \$250 per location:

(1) Five hundred dollars (\$500) per acre, with each property rounded up to the next full acre, unless the area of disturbance is less than one (1) acre, in which case a flat fee of five hundred dollars (\$500) shall apply, or

(2) Five hundred dollars (\$500) plus twenty-five cents (\$0.25) per square foot for all building gross floor area added to the property.

[There shall be a fee of five hundred dollars (\$500) per acre for the first acre or any portion thereof for site-plan review and a fee of five hundred fifty dollars (\$550) per acre for each additional acre rounded to the highest full acre; or a flat fee of five hundred

dollars (\$500) plus a one dollar and sixty-five cents (\$1.65) fee for every twenty (20) square feet of gross floor area in all buildings and structures, whichever is greater.]

[C.] [AMENDED SITE PLAN REVIEW:]

[A base fee of six hundred dollars (\$600) shall be charged in addition to the following fees:]

[(1)] [The base fee shall be charged where the change in the building size is less than or equal to two thousand five hundred (2,500) square feet of "gross floor area" and where there is no change in parking area(s) or on-site traffic circulation. Where a building is being expanded or re-constructed (may be made smaller or larger) by more than two thousand five hundred (2,500) square feet, one dollar and sixty-five cents (\$1.65) for each twenty (20) square feet of gross floor area shall be added to the base fee.]

[(2)] [Where there will be a change in parking area (adding, removing or reorienting spaces) or on-site vehicle circulation on a previously approved site plan, whether or not there is a change in the size of a building, a fee of one hundred twenty-five (\$125) dollars for each acre over two (2) acres, rounded to the highest full acre, shall be added to the base fee. Where the subject property is two (2) acres or less a fee of five dollars and seventy-five cents (\$5.75) for each parking space either relocated, added or removed shall be added to the base fee.]

[D]C. RE-CERTIFICATION FEE:

* * *
 SCHEDULE C
 MISCELLANEOUS FEES AND CHARGES
 * * *

D. SEQRA [(EAF REVIEW):] [\$250.]

<u>1. Short Form EAF</u>	<u>\$250.</u>
<u>2. Long Form EAF</u>	<u>\$500.</u>
<u>3. Expanded EAF / Draft EIS</u>	<u>\$2500.</u>
<u>4. Final EIS</u>	<u>\$1000.</u>

* * *

Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section, or other part of this local law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not affect, impair or invalidate the remainder of this local law, and it shall be construed to have been the legislative

2013-606

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 38 -2013 AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 2, ARTICLE IV, §2-7, SCHEDULE G.

RE: WALT WHITMAN ROAD, MELVILLE – STOP SIGNS

Resolution for Town Board Meeting dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by: **COUNCILMAN MAYOKA**

WHEREAS, the Town Board wishes to amend the Uniform Traffic Code in order to comply with the applicable traffic regulations published by the Federal Highway Administration which has been necessitated by the recent installation of a traffic signal at the affected intersection;

WHEREAS, pursuant to 6 N.Y.C.R.R. 617.5(c)(20) and (27) of SEQRA, regulations amending the Uniform Traffic Code of the Town of Huntington are "routine or continuing agency administration and management, not including new programs or major reordering of priorities" and "promulgation of regulations, policies, procedures and legislative decisions in connection with any Type II action", and therefore, this proposal, a Type II action, requires no further action pursuant to SEQRA.

NOW, THEREFORE THE TOWN BOARD

HEREBY SCHEDULES a public hearing to be held on the 7th day of January, 2014 at 2:00 p.m., Huntington Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. 38 -2013 amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, ARTICLE IV, §2-7, SCHEDULE G.; as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON, AS FOLLOWS:

LOCAL LAW INTRODUCTORY NO. 38 -2013
AMENDING THE TRAFFIC CODE OF THE TOWN OF HUNTINGTON
CHAPTER 2, ARTICLE IV, §2-7, SCHEDULE G.

Section 1. Amendment to the Uniform Traffic Code of the Town of Huntington, Chapter 2, ARTICLE IV, §2-7, SCHEDULE G.; as follows:

2013-606

UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON
CHAPTER 2, ARTICLE IV, §2-7, SCHEDULE G.

	<u>SIGN ON</u>	<u>SIGN</u>	<u>DIRECTION OF TRAVEL</u>	<u>AT INTERSECTION OF:</u>
DELETE:	Walt Whitman Road (MVL)	STOP	NORTH/SOUTH	Old Country Road

Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section, or other part of this local law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not affect, impair or invalidate the remainder of this local law, and it shall be construed to have been the legislative intent to enact this local law without such unconstitutional or invalid parts therein.

Section 3. Effective Date.

This local law shall take effect immediately upon filing in the Office of the Secretary of the State of New York.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DULY ADOPTED.

2013-607

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER AUTHORIZING VARIOUS ACTIONS BE TAKEN UPON CERTAIN PROPERTIES DESIGNATED AS BLIGHTED IN ACCORDANCE WITH CHAPTER 156, ARTICLE VII, § 156-60 (BLIGHTED PROPERTY)

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: Councilwoman Berland

and seconded by: **SUPERVISOR PETRONE, COUNCILMAN COOK**

WHEREAS, the Town Board by Resolution 2011-358 enacted Local Law No.21-2011 Amending the Code of the Town of Huntington to establish code provisions affecting Property Maintenance and Nuisances for structures and properties within the Town; and

WHEREAS, there are conditions existing upon the locations set forth in Schedule "A" attached hereto and made a part of this Resolution which constitute a Blighted Property as defined in Article VII of Chapter 156; and

WHEREAS, the owner(s) of the properties listed in Schedule "A" have failed to respond to the Notice(s) of Violation(s) issued by the Department of Public Safety and have not taken sufficient steps to correct the blighted conditions listed in the Notice of Violation(s); and

WHEREAS, the correction of code violations by the Town of Huntington is a Type II action pursuant to 6 N.Y.C.R.R. (c) (33) and therefore no further SEQRA review is required.

NOW, THEREFORE, THE TOWN BOARD

HEREBY DESIGNATES the properties listed on Schedule "A" as Blighted Properties as defined by Chapter 156, Article VII; and

HEREBY DIRECTS the Town Attorney to provide each property owner listed in Schedule "A" with a copy of this Resolution, and a notice stating that failure to enter into a Restoration Agreement or failure to correct such blighted conditions within ten (10) days of mailing of the Notice shall result in the Town taking all steps necessary to correct the blighted conditions existing upon their property at the property owner's expense; and

HEREBY DIRECTS the Director of Planning and Environment to place such blighted properties on the Blighted Property Inventory list; and

HEREBY SCHEDULES a public hearing to be held on the **7th** day of **January 2014** at **2:00** p.m. at Huntington Town Hall, 100 Main Street, Huntington, New York, to consider authorizing various actions be taken with regard to blighted properties to bring about compliance with Article VII, Chapter 156 of the Code of the Town of Huntington.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2013-607

**Chapter 156 §67 - (A), (B), (C) and (D) of the Code of the Town of Huntington Authorizing
Actions by Town Board for Failure to Comply or Abate Violations**

EXHIBIT NO.	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	NOTIFICATION DATE(S)	ANNUAL REGISTRATION FEE
109	6 Sexton Court Huntington	0400-166.00-01.00-157.000	William & Ryan Foster 6 Sexton Court Huntington, NY 11743	12/5/2013	\$2,500.00
93	13 Plymouth Road, Dix Hills	0400-244.00-03.00-082.000	Martin Lerner Lorraine Lerner 13 Plymouth Road Dix Hills, NY 11746	11/20/2013	\$2,500.00
107	27 Tanyard Lane Huntington	0400-019.00-02.00-015.000	John H. Fay 23 Cider Mill Lane Huntington, NY 11743	10/31/2013	\$2,500.00
108	65 Sinclair Drive Greenlawn	0400-166.00-03.00-024.000	Brian and John Dilner 65 Sinclair Drive, Greenlawn, NY 11740	12/2/2013	\$2,500.00

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 39 - 2013 AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 4, §4-1, SCHEDULE K RE: COLD SPRING HARBOR HIGH SCHOOL – PRIVATE PARKING FIELDS

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: COUNCILWOMAN BERLAND

And seconded by: COUNCILMAN COOK

WHEREAS, the Town Board wishes to amend the Uniform Traffic Code of the Town of in order to authorize local enforcement agencies to enforce regulations concerning handicapped parking and vehicles illegally parked in designated fire zones at a private parking field within the Town of Huntington; and

WHEREAS, pursuant 6 N.Y.C.R.R. § 617.5 (c)(16), (20) and (27) of SEQRA, regulations amending the Uniform Traffic Code of the Town of Huntington are “routine or continuing agency administration and management, not including new programs or major reordering of priorities and “promulgation of regulations, policies, procedures and legislative decisions in connection with any Type II action,” and therefore, this proposal, a Type II action,” requires no further action pursuant to SEQRA.

NOW THEREFORE

THE TOWN BOARD

HEREBY SCHEDULES A PUBLIC HEARING for the 7th day of January, 2014 at 2:00 PM, at Town Hall, 100 Main Street, Huntington, New York, to consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 4, (Parking Fields); Section 4-1, (Private Parking Fields); Schedule K as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON, AS FOLLOWS:

LOCAL LAW INTRODUCTORY NO. 39 - 2013
AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON,
CHAPTER 4 (PARKING FIELDS), SECTION 4-1 (PRIVATE PARKING FIELDS)

Section 1. Amendment to Chapter 4 (Parking Fields), Schedule K of the Uniform Traffic Code of the Town of Huntington; as follows:

UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON

* * *

CHAPTER 4
(PARKING FIELDS)

* * *

SECTION 4-1 (PRIVATE PARKING FIELDS)
SCHEDULE K

<u>PARKING FIELDS</u>	<u>SCTM MAP NO.</u>	<u>REGULATIONS</u>
ADD: Cold Spring Harbor H.S. 82 Turkey Lane Cold Spring Harbor, NY 11724	0400-064.00-02.00-030.001	Handicapped/Fire Zone

* * *

Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section, or other part of this local law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not affect, impair or invalidate the remainder of this local law, and it shall be construed to have been the legislative intent to enact this local law without such unconstitutional or invalid parts therein.

Section 3. Effective Date.

This local law shall take effect immediately upon filing in the Office of the Secretary of the State of New York.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION TO THE REQUIREMENTS CONTRACT FOR ROAD REHABILITATION WITH KINGS PARK INDUSTRIES, INC.

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILMAN MAYOKA**

WHEREAS, this contract shall provide for all necessary labor, equipment and materials to reconstruct and rehabilitate Town roadways using various methods in accordance with the Town of Huntington requirements and construction specifications; and

WHEREAS, Town Board Resolution 2012-48 authorized the execution of a contract with Kings Park Industries, Inc. for the Townwide Requirements Contract for Road Rehabilitation, Contract No. HWY 2012-02/O-E and Town Board Resolution 2012-514 authorized the first one (1) year extension; and

WHEREAS, said requirements contract provides for two (2) one (1) year extensions with no increase in the bid price or change in the terms and conditions; and

WHEREAS, Kings Park Industries, Inc., 201 Moreland Road, Suite 2, Hauppauge, New York 11788 has requested the final one (1) year extension; and

WHEREAS, the authorization to extend a contract is a Type II action pursuant to 6 N.Y.C.R.R. §617.5 (c) (20) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a final extension to the requirements contract, and any documents in connection and related therewith, with Kings Park Industries, Inc. for Road Rehabilitation. The extension period shall be effective for one (1) year commencing on March 1, 2014 to be charged to those budgets required to implement the work on an as needed basis, and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES:5 NOES: 0 ABSTENTIONS:0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION TO THE TOWNWIDE REQUIREMENTS CONTRACT TO FURNISH AND INSTALL ASPHALT CONCRETE WITH POSILICO CIVIL, INC.

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: Supervisor Petrone

and seconded by: COUNCILMAN COOK, COUNCILWOMAN BERLAND

WHEREAS, under this contract, the Contractor shall provide all necessary labor, equipment and materials to prepare various roadway courses and overlay with asphalt pavement in accordance with Town of Huntington requirements and construction specifications; and

WHEREAS, Town Board Resolution 2012-47 authorized the execution of a contract with Posillico Civil, Inc. , for the townwide requirements contract to furnish and install asphalt concrete, contract no. HWY 2012-01/O-E and Town Board Resolution 2012-515 authorized the first one (1) year extension; and

WHEREAS, said requirements contract provides for two (2) additional one (1) year extensions with no increase in the bid price or change in the terms and conditions; and

WHEREAS, Posillico Civil, Inc., 1750 New Highway, Farmingdale, New York 11735 is the low bidder has requested the final one (1) year extension; and

WHEREAS, the authorization to extend a contract is a Type II action pursuant to 6 N.Y.C.R.R. §617.5 (c) (20) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a final extension to the requirements contract, and any documents in connection and related therewith, with Posillico Civil, Inc. for the townwide requirements contract to furnish and install asphalt concrete. The extension period shall be effective for one (1) year commencing on March 7, 2014, to be charged to various Town budgets required to implement the work on an as needed basis, and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

- Supervisor Frank P. Petrone AYE
- Councilwoman Susan A. Berland AYE
- Councilman Eugene Cook AYE
- Councilman Mark A. Cuthbertson AYE
- Councilman Mark Mayoka AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2013- 6/1

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A REQUIREMENTS CONTRACT FOR THE TREE REMOVAL FOR ZONE 1 WITH CONSERVATION CONTROL CORP.

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: SUPERVISOR PETRONE

WHEREAS, the Town requires a contractor to remove trees that are dead, nearly dead, diseased and/or potentially dangerous to the public. This is an annual requirements contract which enables the Town to hire a professional contractor to remove trees located within the Town right-of-way that are identified by the Urban Forester for removal based on the health or condition of the trees; and

WHEREAS, sealed bids were received on November 7, 2013, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the townwide requirements contract for tree removal-zone 1, Contract No. HWY 2013-02/O-E and the same were opened publicly and read aloud; and

WHEREAS, Conservation Control Corp., 282 Broadway, Huntington Station, New York 11746 is the lowest responsive, responsible bidder; and

WHEREAS, the Townwide Requirements Contract for Tree Removal -- Zone 1 is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(6) and (c)(14), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a requirements contract, and any documents in connection and related therewith, with Conservation Control Corp. for tree removal zone 1. The contract period shall be effective upon execution of the contract until December 31, 2014, to be charged to Operating Budget Item No. DB-5140-2784, and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2013-6/2

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A REQUIREMENTS CONTRACT FOR THE TREE REMOVAL FOR ZONE 2 WITH CONSERVATION CONTROL CORP.

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Town requires a contractor to remove trees that are dead, nearly dead, diseased and/or potentially dangerous to the public. This is an annual requirements contract which enables the Town to hire a professional contractor to remove trees located within the Town right-of-way that are identified by the Urban Forester for removal based on the health or condition of the trees; and

WHEREAS, sealed bids were received on November 21, 2013, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the townwide requirements contract for tree removal-zone 2, Contract No. HWY 2013-03/O-E and the same were opened publicly and read aloud; and

WHEREAS, Conservation Control Corp., 282 Broadway, Huntington Station, New York 11746 is the lowest responsive, responsible bidder; and

WHEREAS, Townwide Requirements Contract for Tree Removal – Zone 2 is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(6) and (c)(14), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a requirements contract, and any documents in connection and related therewith, with Conservation Control Corp. for tree removal zone 2. The contract period shall be effective upon execution of the contract until December 31, 2014, to be charged to Operating Budget Item No. DB-5140-2784, and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2013-613

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AMENDMENT TO THE CONTRACT BETWEEN THE TOWN OF HUNTINGTON AND THE HUNTINGTON TOWN UNIT OF REGION 1, SUFFOLK LOCAL 852 OF THE CIVIL SERVICE EMPLOYEES ASSOCIATION, LOCAL 1000, AFSCME AFL /CIO(CSEA)

Resolution for Town Board Meeting Dated: December 10, 2013

The following resolution was offered by: Supervisor Petrone, **COUNCILWOMAN BERLAND** and seconded by **COUNCILMAN MAYOKA**

WHEREAS, employees covered by the CSEA contract have had a 2 week lag payroll in 2013 pursuant to the terms of the contract between the Town and the CSEA; and

WHEREAS, as a result of sound and prudent budgetary and fiscal management practices throughout 2013, the Town of Huntington is able to refund to CSEA employees, those wages held in contingency pursuant to this lag payroll contract provision; and

WHEREAS, an amendment to the contract is necessary to effectuate this reimbursement in 2013; and

WHEREAS, the execution of an amendment to a collective bargaining agreement is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c) (20), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an amendment to the contract between the Town of Huntington and the Huntington Town Unit of Region 1, Suffolk Local 852 of the Civil Services Employees Association, Local 1000, AFSCME AFL /CIO, in order to effectuate the refunding of the lag payroll wages in accordance with this resolution and upon such terms and conditions to be negotiated by the Town Attorney, Personnel Officer and CSEA.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Eugene Cook	AYE
Councilman Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2013-BT8

ENACTMENT: APPROVE THE EXECUTION OF AN EXTENSION OF A LICENSE AGREEMENT WITH H&M POWLES MARINE AGENCY, INC. TO OPERATE AND PROVIDE MARINA AND RELATED SERVICES ON BOARD OF TRUSTEE PROPERTY IN COLD SPRING HARBOR

Resolution for Board of Trustee Meeting dated: December 10, 2013

The following resolution was offered by: Trustee Berland

And seconded by: Trustee Mayoka

WHEREAS, the Town of Huntington Board of Trustees has a license agreement with H&M Powles Marine Agency, Inc. to operate and provide marina and related services on Town of Huntington Board of Trustee underwater land, which expires January 1, 2014; and

WHEREAS, such license agreement provides H&M Powles Marine Agency, Inc., as license, with the authorization to request two (2) five-year extensions provided that they do so in writing ninety (90) days prior to the expiration of the license; and

WHEREAS, H&M Powles Marine Agency, Inc. made a timely written request to extend the license agreement for the first five (5) year extension; and

WHEREAS, the current license agreement sets for the license fee for the five-year term of the extension, which is three percent 3% per year at a minimum of the license fee for the immediately preceding year.

NOW THEREFORE,

THE BOARD OF TRUSTEES having held a public hearing on the 7th day of November, 2013, to consider the execution of an extension of a license agreement with H&M Powles Marine Agency, Inc. to operate and provide marina and related services on Board of Trustee property in Cold Spring Harbor, and due deliberation being had;

HEREBY APPROVES

The execution of an extension of a license agreement with H&M Powles Marine Agency, Inc., P.O, Box 495, Cold Spring Harbor, New York 11724, to operate and provide marina and related services on Board of Trustee property in Cold Spring Harbor; and

Such license agreement shall be for a term commencing on January 1, 2014 and ending on January 1, 2019, and H&M Powles shall pay the Town the following license fees in two equal installments payable on the first business day of May and October for each year of the term: (i) for the year 2014, a sum equal to a three percent (3%) increase for the year ending 2013, plus a sum of five hundred (\$500); (ii) for the year 2015, a sum equal to a three percent (3%) increase for the year ending 2014; (iii) for the year 2016, a sum equal to a three percent (3%) increase for the year ending 2015; (iv) for the year 2017, a sum equal to a three percent (3%) increase for the year ending 2016; and (v) for the year 2018, a sum equal to a three percent (3%) increase for the year ending 2017,

2013-BT8

and upon such other terms and conditions as may be acceptable to the Town Attorney. Such license fee shall be in addition to an annual landscaping fee of five hundred (\$500) dollars.

VOTE: AYES:5 NOES:0 ABSTENTIONS:0

President Frank P. Petrone	AYE
Trustee Susan A. Berland	AYE
Trustee Eugene Cook	AYE
Trustee Mark A. Cuthbertson	AYE
Trustee Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING HUNTINGTON ARTIST LUCIENNE PEREIRA TO LEAD IN THE PAINTING OF A MURAL FOR THE NORTH WALL OF 1264 NEW YORK AVENUE, HUNTINGTON STATION AND SUPPORTING THE ARTIST'S APPLICATION FOR GRANT FUNDING IN CONNECTION THEREWITH

Resolution for Community Development Agency Board Meeting Dated: December 10, 2013

The following resolution was offered by: **MEMBER BERLAND**

and seconded by: **MEMBER COOK**

WHEREAS, in cooperation with the Huntington Station Business Improvement District Board and in furtherance of the beautification of Huntington Station, Huntington artist Lucienne Pereira has proposed a mural for the north wall of 1264 New York Avenue, Huntington Station, a property owned by the Huntington Community Development Agency; and

WHEREAS, the artist's mural will include a public participation process, inviting both adults and children to help create a design that depicts children holding hands, camaraderie, union and equality with a background of colors representing cultural diversity; and

WHEREAS, the artist has presented her mural concept and design to the Huntington Station Business Improvement District Board, the Director of the Huntington Community Development Agency as well as the Agency's tenant at 1264 New York Avenue for input and approval and all support its implementation; and

WHEREAS, The Huntington Station Business Improvement District Board has agreed to assist with the purchase of materials for this pilot mural beautification project to celebrate cultural diversity and camaraderie, and if available, the artist will pursue grant funding for same; and

WHEREAS, approval of this mural project and support for any grant funding in connection therewith is not an action as defined by 6 NYCRR §617.2 (b) and therefore no further SEQRA review is required

NOW, THEREFORE

THE HUNTINGTON COMMUNITY DEVELOPMENT AGENCY BOARD

HEREBY AUTHORIZES Huntington Artist Lucienne Pereira, 217 Johnson Street, Centerport, New York 11721 to lead in the painting of a mural for the north wall of 1264 New York Avenue, Huntington Station, NY 11746; and SUPPORTS the artist's application for grant funding in connection therewith upon such terms and conditions as approved by the Agency attorney.

VOTE: AYES: 5 NOES:0 ABSTENTIONS: 0

Chairman Frank P. Petrone	AYE
Member Susan A. Berland	AYE
Member Eugene Cook	AYE
Member Mark Cuthbertson	AYE
Member Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE A CONTRACT WITH CULLEN & DANOWSKI, LLP., CERTIFIED PUBLIC ACCOUNTANTS, TO CONDUCT AN INDEPENDENT AUDIT FOR THE FISCAL YEAR ENDING DECEMBER 31, 2013

Resolution for Community Development Agency Board Meeting Dated: December 10, 2013

The following resolution was offered by: Chairman Petrone

and seconded by: **MEMBER MAYOKA**

WHEREAS, the Town of Huntington has selected Cullen & Danowski, LLP, Certified Public Accountants, to conduct its independent audit based on the recommendation of the Town's Audit committee and because it is both advantageous and cost effective for the Community Development Agency to contract for and be audited in conjunction with the Town's audit; and

WHEREAS, the terms of the Federal Community Development Block Grant Program, which is the principal source of funding for the Agency, requires that an annual independent audit be conducted; and

WHEREAS, the Community Development Agency is an independent New York State agency, established by Section 654 of General Municipal Law as a public benefit corporation; and

WHEREAS, said contract will commence upon the execution of the contract term for one (1) year term and upon mutual consent of both parties, the contract may be executed for four (4) additional one (1) year periods for the same terms and cost; and

WHEREAS, the execution of this contract is a Type II action pursuant to 6 N.Y.C.R.R. §617.2 (b) and therefore no further SEQRA review is required

NOW, THEREFORE

THE HUNTINGTON COMMUNITY DEVELOPMENT AGENCY BOARD

HEREBY AUTHORIZES the Chairman to execute a contract with Cullen & Danowski, LLP, 1650 Route 112, Port Jefferson, N.Y. 11776, to conduct an audit for the fiscal year ending December 31, 2013, for an amount not to exceed the sum of SIX THOUSAND FIVE HUNDRED NO/100 (\$6,500.00) DOLLARS, for a term commencing January 1, 2014 and terminating December 31, 2014.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Chairman Frank P. Petrone	AYE
Member Susan A. Berland	AYE
Member Eugene Cook	AYE
Member Mark Cuthbertson	AYE
Member Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

2013- LDC2

RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE A CONTRACT WITH CULLEN & DANOWSKI, LLP, CERTIFIED PUBLIC ACCOUNTANTS, TO CONDUCT AN INDEPENDENT AUDIT FOR THE FISCAL YEAR ENDING DECEMBER 31, 2013

Resolution for Local Development Corporation Board meeting dated: December 10, 2013

The following resolution was offered by: Chairman Petrone

and seconded by: **MEMBER MAYOKA**

WHEREAS, pursuant to Section 1411 of the Not-for-Profit Corporation Law, the Town of Huntington Local Development Corporation was established in 2010 as a not-for-profit local development corporation of the State to enhance economic development and business opportunities within the Town of Huntington; and

WHEREAS, the New York State Comptroller's Office requires local development corporations to obtain an annual independent audit; and

WHEREAS, the Town of Huntington solicited written quotes for Professional Auditing and Accounting Services and sealed proposals were opened and read aloud on October 11, 2013 for same; and

WHEREAS, Cullen & Danowski, LLP was determined to be the most qualified, responsive and responsible proposer to conduct the Town's and other Town agency's annual audits, including that of the Town of Huntington Local Development Corporation; and

WHEREAS, said contract will commence upon its execution for a one (1) year term and upon mutual agreement of the accounting firm and the Town of Huntington Local Development Corporation, the contract may be extended for four (4) additional one (1) year periods for the same price and terms; and

WHEREAS, the execution of this contract is a Type II action pursuant to 6 N.Y.C.R.R. §617.2 (b), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN OF HUNTINGTON LOCAL DEVELOPMENT CORPORATION

HEREBY AUTHORIZES the Chairman to execute a contract with Cullen & Danowski, LLP, 1650 Route 112, Port Jefferson Station, NY 11776, to conduct an audit for the fiscal year ending December 31, 2013, for an amount not to exceed the sum of TWO THOUSAND FIVE HUNDRED NO/100 (\$2,500.00) DOLLARS and upon any such terms as may be imposed by the Corporation's counsel.

2013- LDC2

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Chairman Frank P. Petrone	AYE
Member Susan A. Berland	AYE
Member Eugene Cook	AYE
Member Mark A. Cuthbertson	AYE
Member Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

**INFORMATIONAL SHEET FOR TOWN BOARD MEETING
DATED: DECEMBER 10, 2013**

COMMUNICATION

ACTION

1. Letters received Certified Mail – Applying for Liquor Licenses:
From: Mace Colodny for The Shack (46 Gerard Street, Huntington); From: James Wang for Blue Pacific Inc. d/b/a 110 Japan (179 Walt Whitman Road, Huntington Station);

Supervisor
Town Board
Town Attorney
Public Safety
Fire Inspector
Engineering Services
Planning & Environment
cc: Sewage Treatment Facility

2. Letters received Certified Mail – Renewal for Liquor Licenses:
From: Kyriakos Parpas for Venus Restaurant of Northport;

Supervisor
Town Board
Town Attorney
Public Safety
Fire Inspector
Engineering Services
Planning & Environment
cc: Sewage Treatment Facility

3. Letter received from Vincent Puleo, Smithtown Town Clerk advising of a Public Hearing to be held on 11-21-2013 at 7:00 PM at the Eugene Cannataro Senior Center regarding a change to the Zoning Code for the Memorial Sloan Kettering Cancer Center .

Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment

4. Letter received from Kristi Cartolano, District Secretary for Eaton’s Neck Fire District, regarding a Notice of Annual Election to be held on 12-10-2013, from 6:00 PM – 9:00 PM at the Eaton’s Neck Firehouse for the purpose of electing one Commissioner for a five year term. Copy of legal notice attached.

Supervisor
Town Board
cc: Town Attorney

5. Public Notice received from the Village of Huntington Bay Board of Trustees regarding a Public Hearing to be held on 11-18-2013 at 7:30 PM at the Huntington Yacht Club for property located at 23 Sydney Road- replace 190 feet of seawall.

Supervisor
Town Board
Town Attorney
Engineering Services
Maritime Services
cc: Planning & Environment

6. Public Notice received from Gail Devol, Huntington Bay Village Administrator, regarding a hearing to be held on 11/21/2013, at 7:30 PM at Village Hall for property located at 10 Crest Road – requires variances for front yard, permitted structures in front yard, side yard, rear yard, items permitted in setback areas and garage.

Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment

7. Petition was hand delivered by Constance and James Scaglione. The petition submitted had 249 signatures. The petition is in opposition of any downzoning or change in zone for the R-10 zoned property known as the Wall/Applebridge property which is bordered by Old Northport Road on the south and East Main Street (25A) on the north at the intersection with Washington Drive. A second petition was hand delivered by James and Constance Scaglione on 12-10-2013 with 389 signatures.

Town Board
Town Attorney
Engineering Services
cc: Planning & Environment

8. Letters hand delivered by Constance and James Scaglione in opposition of downzoning the Wall/Appleidge property. Letters were submitted from Constance/James Scaglione, Joyce Lemonedes, Astrid/Ray Ludwicki, Benedict/Lynne Gullo and Adolph/Johanna Aebisher. Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment
9. Letter received from Gerard Geist, Executive Director of the Association of Towns, included was registration information for the 2014 Training School and Annual Meeting to be held from February 16-19, 2014 in New York City. Supervisor
Town Board
cc: Town Attorney
10. Email received from Andy Persich from the Greenlawn Water District, attached was a copy of the legal notice regarding the annual election. The election will be held on 12/10/2013 from 3:00 PM until 9:00 PM for the purpose of electing one Commissioner for a three year term. Supervisor
Town Board
cc: Town Attorney
11. Email received from Dianne Rapczyk, Office Manager for the South Huntington Water District, copy of a public notice was attached. The annual election will be held on 12/10/2013 from 3:00 PM – 9:00 PM, at the Administration Building for the purpose of electing one Commissioner for a 3 year term. Supervisor
Town Board
cc: Town Attorney
12. Email received from Candice Thomson of the Huntington Manor Fire Department, copies of two legal notices were attached. The notices are regarding the election, to be held on 12/10/2013, from 3:00 PM – 9:00 PM, at the Fire Headquarters for the purpose of electing a fire commissioner for a five year term. Also there will be a vote on the proposition for a proposed amendment to the Length of Service Award Program. Supervisor
Town Board
cc: Town Attorney
13. Email received from Jim Milazzo of the Melville Fire District, copy of a legal notice was attached. The annual election will be held on 12/10/2013 at the main firehouse from 1:00 PM until 9:00 PM to elect one Fire Commissioner for a term of five years. Supervisor
Town Board
cc: Town Attorney
14. Email received from Liz Beach, Secretary/Treasurer for the Cold Spring Harbor Fire District, copy of a legal notice was attached. The annual election will be held on 12/10/2013, from 6:00 PM – 9:00 PM at the Fire Department to elect one Commissioner for a five year term. Supervisor
Town Board
cc: Town Attorney
15. Email received from Karla Wright, Secretary for the Huntington Fire District, copy of a legal notice was attached. The annual election will be held on 12/10/2013, from 6:00 PM until 9:00 PM, at the Huntington Firehouse for the purpose of electing one Commissioner for a five year term. Supervisor
Town Board
cc: Town Attorney
16. Email received from Bonnie Sammis, District Secretary/Treasurer for the Halesite Fire District, copy of Legal Notice attached. The annual election will be held on 12-10-2013, from 6:00 PM until 9:00 PM, at the Halesite Firehouse for the purpose of electing one Commissioner for a five year term and to fill an unexpired three year term. Supervisor
Town Board
cc: Town Attorney
17. Email received from Louise Caputo, Secretary/Treasurer for the Greenlawn Fire District, copy of the legal notice was attached. The annual election will be held on 12-10-2013, At the Greenlawn Fire Department Headquarters, from 6:00 PM until 9:00 PM, for the purpose of electing one Commissioner for a five year term. Supervisor
Town Board
cc: Town Attorney
18. Email received from Nancy McFadzen, Secretary/Treasurer for the Commack Fire District, copy of legal notice and letter was attached. The annual election will be held on 12-10-2013, from 3:00 PM until 9:00 PM, at the Firehouse, for the purpose of electing one Commissioner for a five year term. Supervisor
Town Board
cc: Town Attorney

19. Five letters received from Andrew Freleng, Chief Planner for Suffolk County, regarding the following resolutions sent to them for review A) #2013-559 B) 2013-557 C) 2013-556 D) 2013-555 and E) 2013-561. All the aforementioned resolutions are considered to be a matter of local determination which should not be construed as either an approval or disapproval.

Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment

20. Letter received from Richard Koubek, President of the Huntington Township Housing Coalition. The letter is requesting that the Supervisor and the Town Board members support the approval of Ruland Knolls court settlement.

Supervisor
Town Board
Town Attorney
Engineering Services
Planning & Environment
cc: Community Development

21. Email received from Susan Racine, Secretary/Treasurer for the East Northport Fire District, enclosed was a copy of the Notice of Annual Election. The election will be held on 12/10/2013, from 3:00 PM until 9:00 PM, at the fire house for the purpose of electing one Commissioner for a 5 year term.

Supervisor
Town Board
cc: Town Attorney

22. Letter received from the Cold Spring Civic Association, mailed by Gayle Snyder, Chairperson, requesting Town Clerk, Jo-Ann Raia, to distribute. The letter is requesting that 2 additional conditions are added to the covenants and restrictions for the Residences at OHEKA.

Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment

23. Letters/emails were received from the following in support of the approval of Ruland Knolls Court settlement: A) Janet Stevenson B) Charles Kerner C) Michelle Santantonio, Executive Director of Long Island Housing Services, Inc. D) Bob Santo, Post Commander The American Legion Greenlawn Post 1244 E) Susan Lagville, Executive Director of Housing Help Inc. F) Marjory Thompson G) Harriet Varady H) Richard Koubek, President of Huntington Township Housing Coalition I) Irene Barrett J) Irene Denehy K) Margot Mladinich L) Shirley Bennett M) Abby Pariser N) A.J. Scordio O) Arlene Forward P) Sara Bluestone Q) Clara Kudder R) Nancy Berg S) Rocky/Joan Caruso T) Dr & Mrs. Hoeglmeier U) Roger Weaving V) Diana Weaving W) Frances Whittelsey, X) Bill Hecker Y) Beth Feldman Z) Ellen O'Brien, Executive Director of the Huntington Township Chamber of Commerce, AA) Alicia Lawrence, BB) Pearl Staller, CC) Jean Kelly/Rob Kammerer, DD) Elissa Kyle, Sustainability Director for Vision Long Island EE) Harry Burger FF) Gerald Schehr GG) Marc Klein HH) Dr. Joan Pernrose-Borum, II) Carol Francis JJ) Rev. G. Jude Geiger KK) Fred Lipfert Emails/letters were received in the Town Clerk's Office and also forwarded by Supervisor Petrone, Councilman Cuthbertson and Councilman Cook's offices.

Supervisor
Town Board
Town Attorney
Engineering Services
Planning & Environment
cc: Community Development

24. Public Notice received from Incorporated Village of Laurel Hollow, Board of Trustees, regarding a Public Hearing to be held on 12/10/2013 at 7:30 PM for property located at 1454 Ridge Road – to alter an existing pond.

Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment

25. Public Notice received from the Incorporated Village of Laurel Hollow, Board of Zoning Appeals, regarding a Public Hearing to be held on 12/19/2013 at 7:30 PM for property located at 1256 Moore's Hill Road – to erect a covered terrace in excess of permitted ratio and property located at 1496 Laurel Hollow Road – disturb a slope and proposed accessory structure exceeds the building area.

Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment

26. Public Notice received from the Incorporated Village of Laurel Hollow, Planning Board, regarding a hearing to be held on 12/18/2013 at 8:00 PM regarding a lot line issue on property known as Malmstrom-Youngwall Lot Line Change and an application to partition a 9.2285 acre parcel into two new lots. Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment
27. Emails forwarded by Councilman Cook's office, received from the following in support of Home Ownership only for the proposed housing on Ruland Road: Debbie Firpo, Frank Seminara, Jane Cavuoto, Gerald Wood, Wendy Bocian, Nanci Leifer, Alan Leifer, Gail Jospa, Michelle/Keith Gross, Kimberly Meere, Ben Moosazadeh, John Vilardi, Max Zacher, Gertrude Zacher, Jay Goldbaum, Ira Krinick, Linda/Lou Podesta, Stanley Oken, James Ptucha, President Board of Education for Half Hollow Hills Central School District, Nicole Scheiner, Mark/Deborah Levy, Jay Goldbaum, John Vilardi, Jordan Garelick, Laura Simon, Steve Kaplan, Joann Aruanno, Gustave Johnson, Scott Givre, Jerrold/Diane Abramson, Brent Salamone, Randy Beller, Ann Salamone, Jean Varrone, Sandy Inserra, Barbara Schnall, Lois Chait, M. Schnall, Sandi Fox, Jay Bender, `Rita Bender, Edward Gould, Doreathea Fitzsimmons, David Spencer, Gordon West, Jeanette Smith, Jodi Blum, Joyce Levine, Dr. Theodore Balderes, Edward Gould, Frank Seminara, E. Widmann, Marsha Sattler, Carol Herlihy, Steven Borg, Amanda Baden, Joel Baden, Jennifer Ettenger, Sandi Fox, Kate Salamone, Mr./Mrs. Stratos, Tara Salamone Weiss, Gasper/Ann Salamone, Brent Salamone, Barbara Feldman, Kaye Pine, Marilyn Kopp, Kenny McKay, Sanjeev Vij, Leonard/Madelyn Smallberg, Shari Tiriolo, Ana/Ron Rosenthal, Carol Henner, Vanessa Newman, Nancy Johnson and Gail Baden. Emails/letters were received in the Town Clerk's Office and also forwarded by Supervisor Petrone, Councilman Cuthbertson and Councilman Cook's offices. Supervisor
Town Board
Town Attorney
Engineering Services
Planning & Environment
cc: Community Development
28. Letter received from Cecilia Thomas, Loans & Grants Department for the Empire State Development regarding the Canon USA Capital Project, Public Hearing. The Public Hearing will be held at the W.H. Rogers Legislative Building, Clerks Conference Room, 725 Vets Memorial Highway, Hauppauge, on 12/12/2013 from 1:00 PM until 2:00 PM to consider the General Project Plan. Supervisor
Town Board
Town Attorney
cc: Planning & Environment
29. Email received from Virginia Soergel expressing support for veterans housing in Melville. Supervisor
Town Board
Town Attorney
Engineering Services
Planning & Environment
cc: Community Development
30. Letters forwarded by Councilman Cuthbertson's Office, from Constance/James Scaglione, Michael/Donna McKenna and Astrid/Ray Ludwicki in opposition of the rezone of the property formerly known as Wall/Appleridge property located between East Main Street and Old Northport Road. Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment
31. Letter emailed from Joshua Trauner, Government Relations Counsel for Crown Castle. The letter is comments on Local Law Introductory No. 30-2013 regarding telecommunication facilities. Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment