

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	John J. Leo

AGENDA FOR TOWN BOARD MEETING DATED JULY 24, 2012

COMMUNITY DEVELOPMENT AGENCY MEETING FOLLOWING

Opened: 9:18 P.M. Closed: 9:19 P.M.

7:00 P.M. – TOWN HALL

Opened: 7:06 P.M. Closed: 9:18 P.M.

(Resolutions #2012-319 to 2012-366)

HEARINGS:

ACTION

1. Consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J. Re: Kennedy Lane, Cold Spring Harbor – Parking Restrictions.

(Re: No Parking Regulations)

(2012-TC-10-Ch. 3)

DECISION RESERVED

2. Consider amending the Uniform Traffic Code of the Town Huntington, Chapter 3, Article II, §3-3, Schedule J. Re: Kennedy Lane, Turkey Lane, Cold Spring Harbor – Parking Restrictions.

(Re: No Stopping Regulations)

(2012-TC-11-Ch. 3)

DECISION RESERVED

3. Consider issuing a Certificate of Approval in an Historic District Re: 32 East Carver Street, Huntington – Old Huntington Village Carver Street Historic District.

(Applicant: Erica West; SCTM# 0400-096.00-01.00-023.000)

(2012-ZC-3-Ch. 198)

DECISION RESERVED

HEARINGS (Continued):

ACTION

4. Consider authorizing various actions be taken upon certain properties designated as blighted in accordance with Chapter 156, Article VII, §156-69 (Blighted Property).

**(Re: SCTM#'s – 0400-209.00-01.00-020.000,
0400-278.00-02.00-044.000, 0400-099.00-05.00-007.000,
0400-200.00-02.00-101.000, 0400-215.00-01.00-093.000,
0400-115.00-02.00-028.000)
(2012-M-27)**

DECISION RESERVED

5. Consider adopting Local Law Introductory No. 12-2012, amending Local Law No. 18-2010 so as to revoke all of the Covenants and Restrictions previously recorded as part of Zone Change Application #2006-ZM-364 of East Northport Venture, LLC, and reestablishing Covenants and Restrictions for this property located on the north side of Jericho Turnpike, west of Larkfield Road, Elwood, SCTM# 0400-217-03-(082, 083, 084).
(Local Law Introductory No. 12-2012)

DECISION RESERVED

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 24, 2012**

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

- | | | | | |
|------------------|--|------------------|------------------|---------------------------------|
| 2012-319. | AUTHORIZE the Supervisor to apply for and receive funding from the New York State Energy Research and Development Authority Regional Economic Development and Greenhouse Gas Reduction Grant Program for the design/build of an energy efficient Micro Turbine Combined Heat and Power, nunc pro tunc. (Re: Program Opportunity Notice 2571) | <u>FP</u> | <u>MM</u> | <u>5</u> |
| 2012-320. | AUTHORIZE the Supervisor to apply for and receive funding from the County of Suffolk for the AAA Transportation Program, nunc pro tunc. (Re: Period 4/1/2012 – 3/31/2013) | <u>MM</u> | <u>SB</u> | <u>EC</u> |
| | | | | <u>5</u> |
| 2012-321. | AUTHORIZE the Supervisor to accept a grant from the New York State Recreation and Park Society for the 2012 United States Tennis Association Grow the Game of Tennis Program. | <u>SB</u> | <u>MM</u> | <u>EC</u> |
| | | | | <u>5</u> |
| 2012-322. | AUTHORIZE the Supervisor to execute an intermunicipal agreement with the Cold Spring Harbor School District for the purchase and installation of permanent driver feedback speed signs. (Re: Lawrence Hill Road) | <u>MM</u> | <u>SB</u> | <u>5</u> |
| 2012-323. | AUTHORIZE the Supervisor to execute a contract with Emergency Communications Network (CODERED) for public emergency notification services. | <u>FP</u> | <u>SB</u> | <u>MM</u> |
| | | | | <u>5</u> |
| 2012-324. | AUTHORIZE the Supervisor on behalf of the Huntington Sewer District to execute a contract with Huntington Medical Group, P.C. (SCTM#'s 0400-148-02-51 and 0400-148-03-52) (Term: 25 years) (Applicant shall hold 3 informational medical seminars per year, at its own expense, in the Huntington Station area and shall to open to the public free of charge) | <u>FP</u> | <u>SB</u> | <u>5</u> |
| 2012-325. | AUTHORIZE the Supervisor to execute a contract with Zimmerman/Edelson LLC, Inc. to further an advertising campaign to promote recruitment of volunteer firefighters and emergency medical volunteers with the Town of Huntington. | <u>MC</u> | <u>FP</u> | <u>MM</u> |
| | | | | 4-AYES
1-NO
(MM) |
| 2012-326. | AUTHORIZE the Supervisor to execute a contract for the Heckscher Pond spillway fish guard with AMMA Construction Corp. (Term: One year) | <u>FP</u> | <u>MM</u> | <u>SB</u> |
| | | | | <u>5</u> |

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 24, 2012**

RESOLUTIONS:	OFF.	SEC.	VOTE
2012-327. AUTHORIZE the Supervisor to execute a contract for the rehabilitation of the LIRR Huntington Station South Parking Garage in Huntington Station, New York with Structural Preservation Systems, LLC. (Period: One year)	<u>SB</u>	<u>MM</u>	<u>5</u>
2012-328. AUTHORIZE the Supervisor to execute a contract for the Townwide requirements contract to furnish and install crack and joint sealant with Bimasco, Inc. (Term: One year)	<u>MM</u>	<u>EC</u> <u>MC</u>	<u>5</u>
2012-329. AUTHORIZE the Supervisor to execute an extension to the requirements contract for the transportation of yardwaste with Trinity Transportation Corp. (Extension: One year commencing 11/1/2012)	<u>MM</u>	<u>EC</u>	<u>5</u>
2012-330. AUTHORIZE the Supervisor to execute an extension to the requirements contract for collection, processing, disposal and marketing of old corrugated cardboard (OCC) and mixed office paper (MOP) with DeMatteo Salvage Co., Inc. (Extension: 2 years commencing 10/14/2012)	<u>SB</u>	<u>EC</u> <u>MM</u>	<u>5</u>
2012-331. AUTHORIZE the execution of an agreement with Holzmacher, McLendon & Murrell P.C. to provide professional engineering services for pre-bid and bid phase improvements to the headworks at the Huntington Sewer District Sewage Treatment Plant.	<u>FP</u>	<u>MC</u> <u>SB</u>	<u>5</u>
2012-332. AUTHORIZE the Supervisor to execute various agreements for the continuation of a Youth Court Program for the 2012-2013 Academic Year. (Re: Harborfields Central School District, Huntington Union Free School District, South Huntington Union Free School District, and Northport-East Northport Union Free School District) (Period: 9/2012-8/2013)	<u>MC</u>	<u>MM</u>	<u>5</u>
2012-333. AUTHORIZE the Supervisor to execute an agreement with the Urban League of Westchester County, Inc. to provide a Senior Community Employment Program. (Period: 7/1/2012 – 6/30/2013)	<u>MM</u> <u>SB</u>	<u>MC</u>	<u>5</u>
2012-334. AUTHORIZE the Supervisor to execute a license agreement with HASA Construction LLC and Bove Industries, nunc pro tunc. (Re: Temporary use of a portion of the parking lot at the American Legion Hall Post No. 360 located at 360 Mill Dam Road – New York State Contract #D261568)	<u>MM</u>	<u>FP</u>	<u>5</u>
2012-335. AUTHORIZE the Supervisor to execute an agreement with the Huntington Village Consortium Group and with Nelson Nygaard for a parking study of Huntington Village. (Re: Town of Huntington Economic Development Corporation, Huntington Village Business Improvement District, Huntington Township Chamber of Commerce, The Paramount Theatre LLC d/b/a The Paramount and the Town of Huntington)	<u>FP</u> <u>SB</u>	<u>MM</u>	<u>5</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 24, 2012**

RESOLUTIONS:	OFF.	SEC.	VOTE
2012-336. AUTHORIZE the Supervisor to execute and agreement with Wiley Engineering, P.C. for construction inspection services necessary while rebuilding the New York State Department of Transportation Traffic Signal at Walt Whitman Road and Route 495 South Service Road.	<u>SB</u>	<u>EC</u>	<u>5</u>
2012-337. REMOVED FROM THE AGENDA AT THE WORKSHOP.			
2012-338. AUTHORIZE the Supervisor to execute a memorandum of understanding with New York State to accept the use of a patrol boat. (Re: 2012- 24' Boston Whaler)	<u>MC</u>	<u>SB</u>	<u>5</u>
2012-339. AUTHORIZE the Town of Huntington to settle the matter of Giorgio v. Town of Huntington, et al., Index #09/25913.	<u>SB</u>	<u>MM</u>	<u>5</u>
2012-340. AUTHORIZE the Town of Huntington to settle the matter of Mildred Yacenda v. The Town of Huntington.	<u>SB</u>	<u>MC</u>	<u>5</u>
2012-341. AUTHORIZE the transfer of Affordable Housing Trust and Agency Funds to the Municipal Housing Development Fund for the Huntington Community Development Agency to administer a loan to Housing Help, Inc. for a Take Back the Blocks House Rehabilitation. (Re: 126 East 10 th Street, Huntington Station) (SCTM# 0400-146.00-03.00-130.000)	<u>FP</u> <u>SB</u>	<u>MC</u>	<u>5</u>
2012-342. 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: SCTM#S- 0400-141-05-140.000, 0400-147-03-052.000, 0400-157.00-02.00-054.000, 0400-253.00-01.00-040.000)	<u>SB</u>	<u>FP</u>	<u>5</u>
2012-343. AUTHORIZE the Town Attorney to enter into a compensation agreement for the payment of compensation and expenses of Randy J. Schaefer, Esq. as Temporary Receiver, pursuant to the order of District Court Judge, Honorable C. Stephen Hackeling, in the matter of the Town of Huntington V. Piemonte, Index Number Huto 828-11, Re: Code Violations at 172 Vernon Valley Road, East Northport, New York (SCTM No. 0400-058.00-02.00-099.002).	<u>FP</u>	<u>SB</u> <u>MM</u>	<u>5</u>
2012-344. AUTHORIZE the Comptroller to amend the 2012 Capital Budget for the Town of Huntington and its Special Districts for improvements to the various Town facilities.	<u>FP</u>	<u>SB</u>	<u>5</u>
2012-345. AUTHORIZE the Comptroller to amend the 2012 Operating Budget for the Town of Huntington and its special districts.	<u>MC</u>	<u>FP</u>	<u>5</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 24, 2012**

RESOLUTIONS:

OFF. SEC. VOTE

2012-346. AUTHORIZE the Correction of Code Violations at various locations pursuant to the Code of the Town of Huntington. (Re: Deutsche Bank National Trust, 109 Buttonwood Drive, Dix Hills, SCTM# 0400-249.00-02.00-018.000, Chapters 87, 133, 156, 191; Michael/Marilyn Gladstein, 168 Chichester Road, Huntington, SCTM# 0400-231.00-01.00-025.007, Chapter 87; Gary/Nadia Biassou, 2 Riga Lane, Melville, SCTM# 0400-272.00-02.00-001.000, Chapters 87, 156; Martha/Robert Mills, 180 East 10th Street, Huntington Station, SCTM# 0400-149.00-01.00-092.001, Chapters 124, 156; Carl Weber, 77 East 9th Street, Huntington Station, SCTM# 0400-146.00-03.00-102.000, Chapters 133, 156; Fernando Yard, 63 10th Avenue, Huntington Station, SCTM# 0400-136.00-04.00-069.000, Chapters 133, 156; Diane/Hugh Bullock, Jr., 115 East 23rd Street, Huntington Station, SCTM# 0400-199.00-03.00-067.000, Chapters 133, 156; Nuzhat Jahan Khan, 23 Collins Place, Huntington Station, SCTM# 0400-195.00-03.00-038.000, Chapters 133, 156; Laurie Kurte, 52 Henry Street, Huntington Station, SCTM# 0400-099.00-04.00-059.000, Chapters 133, 156; John/Renee Melnikoff, 73 Horton Drive, Huntington Station, SCTM# 0400-239.00-03.00-071.000, Chapter 133; Dina Groe, 11 Pioneer Blvd, Huntington Station, SCTM# 0400-239.00-04.00-063.000, Chapters 133, 156; Richard LeMay, 65 Wyman Avenue, Huntington Station, SCTM# 0400-147.00-02.00-024.002, Chapters 133, 156; Marco Giangrasso, 1037 Commack Road, Dix Hills, SCTM# 0400-284.00-03.00-091.000, Chapter 156; Thomas/Suzanne Dooley, 12 Warren Court, Northport, SCTM# 0400-055.00-01.00-092.001, Chapter 156 (45A & 46A); Jo-Ann/Frances Pitt, 29 West 13th Street, Huntington Station, SCTM# 0400-142.00-03.00-138.000, Chapter 156; Margarete/Howard Eddy, Sr., 24 Alyssum Avenue, Huntington, SCTM# 0400-209.00-01.00-020.000, Chapters 156, 191; Paul Punzone, 1Cabriolet Lane, Melville, SCTM# 0400-228.00-01.00-015.002, Chapter 156; Joseph/Diane DiMaggio, 1183 Carlls Straight Path, Dix Hills, SCTM# 0400-283.00-02.00-009.002, Chapter 156; Robert Waldinger, 7 Cherry Place, Huntington, SCTM# 0400-025.00-02.00-045.000, Chapter 156; Mirko Popov, 54 Cornehlens Drive, Huntington Station, SCTM# 0400-101.00-01.00-068.000, Chapter 156; Audrey Schuller, 83 Cornehlens Drive, Huntington Station, SCTM# 0400-100.00-01.00-087.000, Chapter 156; Lakewood Properties,Inc., 6 Denmark Court, Huntington, SCTM# 0400-160.00-01.00-058.001, Chapters 156, 191; Lakewood Properties, Inc., 7 Denmark Court, Huntington, SCTM# 0400-160.00-01.00-058.002, Chapters 156, 191; Irwin Forman (Living Trust/Trustee), 14 Dressler Road, Greenlawn, SCTM# 0400-166.00-03.00-041.001, Chapter 156; Huseyin Toozlu, 4 Grange Street, Huntington, SCTM# 0400-161.00-02.00-012.000, Chapter 156; Adam Greenholtz, 12 Highland Court, Huntington, SCTM# 0400-069.00-02.00-036.000, Chapter 156; Abdul Omar/Noorullah Zadrán, 2 Holdsworth Drive, Huntington, SCTM# 0400-093.00-02.00-115.001, Chapter 156; Qamar Farooq, 18 Karen Place, Commack, SCTM# 0400-220.00-01.00-058.000, Chapter 156; Robert/Leila Kea, 10 Keeler Street, Huntington, SCTM# 0400-211.00-01.00-097.000, Chapter 156; Richard Findlay/Sandra Chambers, 37 Lawn Street, Greenlawn, SCTM# 0400-166.00-01.00-038.000, Chapter 156; Jonathan/Jacqueline Scott, 1 Lemington Court, Northport, SCTM# 0400-003.00-02.00-002.000, Chapter 156; Vito/Natalie Balducci & Ors, 821 Monroe Drive, Centerport, SCTM# 0400-038.00-03.00-050.000, Chapter 156; Mary Hartnett (LE) /Clare Hartnett/Susan Geigel, 15 Penrose Path, East Northport, SCTM# 0400-215.00-01.00-074.000, Chapter 156; Manor Woods Associates, LLC, 6 Samara Court, Commack, SCTM# 0400-180.00-01.00-097.018, Chapter 156; Sage Hayden Realty, LLC, 2 Sandra Drive, Dix Hills, SCTM# 0400-247.00-03.00-033.000, Chapter 156; Farzad Davoudiasl/AfsanehMardani, 44 South Lane, Huntington, SCTM# 0400-161.00-03.00-030.000, Chapter 156; Lawrence Lo/Amy Hsu Lo, 23 Suncrest Drive, Dix Hills, SCTM# 0400-245.00-03.00-042.000, Chapter 156; Douglas Cowan/Rosario Silva-Cowan, 63 Woolsey Street, Huntington, SCTM# 0400-070.00-01.00-040.000, Chapter 156)

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 24, 2012**

RESOLUTIONS:	OFF.	SEC.	VOTE
2012-347. ACCEPT the 2012 Town of Huntington Emergency Operations Plan, annexes, attachments and appendixes, as revised and updated.	<u>FP</u>	<u>SB</u> <u>MM</u>	<u>5</u>
2012-348. ADOPT the New York State Department of Environmental Conservation Climate Smart Communities Pledge for localities to improve energy efficiency and reduce greenhouse gas emissions.	<u>MC</u>	<u>SB</u>	<u>5</u>
2012-349. APPROVE the Acquisition from Suffolk County as a Section 72H transfer and subsequent transfer of title to a certain parcel of land described as S.C.T.M. #0400-232.00-01.00-006.001 and located at 61 Norwich Street, Huntington Station, New York to the Huntington Community Development Agency.	<u>FP</u> <u>SB</u>	<u>MM</u>	<u>5</u>
2012-350. DECLARE certain equipment and vehicles as surplus and/or obsolete and authorizes the sale at auction, trade in or disposal of the same.	<u>MM</u>	<u>FP</u>	<u>5</u>
2012-351. DECLARE October to be adopt a shelter dog month in honor of National Pit-Bull Awareness Month and October 27 th to be National Pit-Bull Awareness Day.	<u>MM</u>	<u>FP</u> <u>EC</u>	<u>5</u>
2012-352. ENDORSE Town of Huntington application to the New York State Environmental Protection Fund to support Gateway Park Improvement – 12 Academy Place (Huntington Station), nunc pro tunc.	<u>FP</u>	<u>MC</u>	<u>5</u>
2012-353. EXTEND time to participate in free bicycle locker facilities program.	<u>MC</u>	<u>SB</u>	<u>5</u>
2012-354. EXEMPT New York SMSA Limited Partnerships D/B/A Verizon Wireless (Verizon) pursuant to §198-68.1 (O) of the Huntington Town Code for work at the Dix Hills Water District, Plant 4, Water Tank #2 Colby Drive, Dix Hills, Town of Huntington, NY (SCTM #0400-252.00-02.00 Lot 004.000).	<u>MC</u>	<u>EC</u>	4-AYES 1-NO <u>(SB)</u>
2012-355. RECOGNIZE the designation of September 11, as Patriot Day in the Town of Huntington.	<u>MM</u>	<u>FP</u> <u>EC</u>	<u>5</u>
2012-356. ENACTMENT: AMEND the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3. Schedule J Re: Eleventh Avenue, Huntington Station – Parking Restrictions.	<u>MC</u>	<u>EC</u>	<u>5</u>
2012-357. ENACTMENT: AMEND the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article I, §2-1, Schedule A Re: Traffic Signal – Round Swamp Road at Highhold Drive and Mannelto Hill Road, Huntington.	<u>SB</u> <u>MM</u>	<u>FP</u>	<u>5</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 24, 2012**

RESOLUTIONS:	OFF.	SEC.	VOTE
2012-358. REMOVED FROM THE AGENDA AT THE WORKSHOP.			
2012-359. SCHEDULE A PUBLIC HEARING: August 14, 2012 at 7:00 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: 0400-277.00-01.00-021.000, 0400-190.00-02.00-083.000, 0400-142-03-013.000, 0400-239.00-02.00-023.005, 0400-284.00-03.00-172.00, 0400-138.00-01.00-051.000, 0400-71-2-84, 0400-055.00-02.00-121.000 and 0400-137-3-11)	<u>SB</u>	<u>MM</u>	<u>5</u>
2012-360. SCHEDULE A PUBLIC HEARING: August 14, 2012 at 7:00 PM To consider awarding a license agreement for lease of private locker room space at Dix Hills Park Twin Ice Rink with Long Island Rebels.	<u>SB</u>	<u>MM</u>	<u>5</u>
2012-361. SCHEDULE A PUBLIC HEARING: August 14, 2012 at 7:00 PM To consider the execution of a license agreement for the construction of a portion of a timber style bulkhead and providing access for construction of such bulkhead via the Town of Huntington s Hobart Beach. (Re: Steven Lamberg, 36 West View Road, Northport, SCTM# 0400-002.00-01.00-051.000)	<u>MC</u>	<u>EC</u>	<u>5</u>
2012-362. SCHEDULE A PUBLIC HEARING: August 14, 2012 at 7:00 PM To consider the issuance of a special use permit under Chapter 137 (Marine Conservation) for the construction of a timber style bulkhead. Applicant: Steve Lamberg Location: 36 West View Rd., Northport, N.Y. 11768 S.C.T.M. #0400-002.00-01.00-051.000.	<u>MC</u>	<u>MM</u>	<u>5</u>
2012-363. REMOVED FROM AGENDA AT EXECUTIVE SESSION.			
MOTION TO ADD RESOLUTION #2012-364 TO AGENDA.			3-AYES (FP) (SB) (MC) 2-NOES (EC) <u>(MM)</u>
2012-364. SCHEDULE A PUBLIC HEARING: August 14, 2012 at 7:00 PM To consider adopting Local Law Introductory Number 13-2012 amending the Code of the Town of Huntington to add Chapter 38 (Highway Superintendent, elective office abolished, appointive office of Highway Superintendent created) subject to mandatory referendum.	<u>FP</u>	<u>MC SB</u>	3-AYES (FP) (MC) (SB) 2-NOES (EC) <u>(MM)</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 24, 2012**

RESOLUTIONS:

MOTION TO ADD RESOLUTION #2012-365 TO AGENDA.

OFF.	SEC.	VOTE
		3-AYES
		(FP)
		(SB)
		(MC)
		2-NOES
		(EC)
<u>SB</u>	<u>MC</u>	<u>(MM)</u>

2012-365. SCHEDULE A PUBLIC HEARING: August 14, 2012 at 7:00 PM

To consider adopting Local Law Introductory Number 14-2012 amending the Code of the Town of Huntington so as to repeal Chapter 32 (General Services, Department of).

		3-AYES
		(FP)
		(SB)
		(MC)
		2-NOES
		(EC)
<u>FP</u>	<u>SB</u>	<u>(MM)</u>

MOTION TO ADD RESOLUTION 2012-366 TO AGENDA.

		3-AYES
		(FP)
		(SB)
		(MC)
		2-NOES
		(MM)
<u>SB</u>	<u>MC</u>	<u>(EC)</u>

2012-366. SCHEDULE A PUBLIC HEARING: August 14, 2012 at 7:00 PM

To consider adopting Local Law Introductory Number 15-2012 amending the Code of the Town of Huntington to add Chapter 58 (Public Works, Department of).

		3-AYES
		(FP)
		(SB)
		(MM)
		2-NOES
		(MM)
<u>FP</u>	<u>SB</u>	<u>(EC)</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 24, 2012**

RESOLUTIONS:

OFF. SEC. VOTE

**AGENDA FOR COMMUNITY DEVELOPMENT AGENCY
MEETING DATED: JULY 24, 2012**

RESOLUTIONS:	OFF.	SEC.	VOTE
2012-CD16. AUTHORIZE the Director of the Huntington Community Development Agency to administer a loan to Housing Help, Inc. under the Take Back the Blocks program for the purpose of rehabilitating 126 East 10 th Street, Huntington Station, New York. (SCTM# 0400-146.00-03.00-130.000)	FP <u>SB</u>	MC <u>MC</u>	<u>5</u>
2012-CD17. APPROVE the transfer of title from the Town of Huntington and subsequent sale to Housing Help, Inc. of a certain parcel of land described as S.C.T.M. #0400-232.00-01.00-006.001 and located at 61 Norwich Street, Huntington Station, New York.	FP <u>SB</u>	MC <u>MC</u>	<u>5</u>

**INFORMATIONAL SHEET FOR TOWN BOARD MEETING
DATED: JULY 24, 2012**

COMMUNICATION

ACTION

1. Letters received Certified Mail – Applying for Liquor Licenses:
From: Joseph Competiello for name to be determined (15 New Street, Huntington); From: Xiong You Lin for Yokohama Asian Restaurant Inc. name to be determined (3082 E Jericho Turnpike, East Northport); From: Terrence Lynn, Jr. for Zaro's Caf
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: William Conrad for Healy's Inn From: Joseph Agnone for Anthony's Pizza From: Mark Carney for Carousel; From: Stephen Winter for Checkers Café; From: Ali Rahimi for Ariana Restaurant; From: Michael Bohlsen for Prime (1 for outside deck & patio; 2 for main-first floor);
Supervisor
Town Board
Town Attorney
Public Safety
Fire Inspector
Engineering Services
Planning & Environment
cc: Sewage Treatment Facility
3. Notification received from Lynn Pincomb, Village Administrator for Huntington Bay, regarding a Public Hearing to be held on June 25, 2012 at 7:30 PM for property located at 24 Bay Crest – to construct a new dwelling and in ground swimming pool, pool surround, patio and driveway and legalize block walls and steps.
Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment
4. Letter received from Gayle Snyder, Chairperson of the Cold Spring Hills Civic Association regarding the proposed subdivision for residences at OHEKA. The letter indicates conditions that the Association would like placed on the proposed site.
Supervisor
Town Board
Town Attorney
Paul Mandelik, Chairman
Planning Board
Engineering Services
cc: Planning & Environment
5. The following notifications were received from Vincent Puleo, Town Clerk for the Town of Smithtown: A) Public Hearing scheduled to be held on 7/1/2012 at 2:00 PM at Town Hall regarding Chapter 322 Building Zone Ordinance amendments. B) Notification that at the 6/21/2012 meeting there was an adoption of a new Zoning Map of the Town of Smithtown. C) Notification that at the 6/21/2012 meeting #2012-A the Town Board approved their motion to amend conditions and covenants related to previously approved petition #92-02 PJ Venture.
Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment
6. Letter received, addressed to Thomas DiNapoli, New York State Comptroller, from Edmund M. Erickson, Chairman of the Huntington Fire District, regarding 2011 Independent Auditor's Report including 2011 LOSAP Audit and Report on External Control for the Huntington Fire District (reports were attached).
Supervisor
Town Board
Town Attorney
cc: Comptroller

7. The bottom questionnaire portion of a flyer regarding Deshon Drive was submitted to Town Clerk, Jo-Ann Raia. The results are as follows: Against Deshon Drive: 4
Unsure: 1
Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment
8. Email received from Catherine Franznick regarding a flood hazard on Central Street, Huntington.
Supervisor
Town Board
Town Attorney
cc: Highway
9. Letter hand delivered from Nancy Magno, District Treasurer for the Dix Hills Fire District, attached was a copy of the audited Financial Statements for the year ending 12/31/2012.
Supervisor
Town Board
Town Attorney
cc: Comptroller
10. Notification received from Lynn Pincomb, Village Administrator for Huntington Bay, advising of a Board of Trustee hearing to be held on July 9, 2012 at 7:30 pm, regarding property located at 24 Bay Crest – to construct a new dwelling and in ground pool, pool surround, patio and driveway and legalize block walls and steps.
Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment
11. Notifications received from Joan McDonald, Commissioner of Transportation for New York State, signed by Byron Alford, P.E. regarding Designation of Restricted Highways for: A) I-495, Long Island Expressway, north and south service roads at Walt Whitman Road, which are being reconstructed. Restriction expires on 6/2/2013. B) I-495, Long Island Expressway, from Exit 46 (Sunnyside Blvd) to E/O Exit 48 (Round Swamp Road) and NY 27, Sunrise Highway, from Stephen Hands Path to NY 114, which are being reconstructed. Restriction expires on 5/2/2013.
Supervisor
Town Board
Town Attorney
Highway
Traffic & Transportation
cc: Planning & Environment
12. Email received from Sharon Gottlieb regarding flooding at her home in Dix Hills.
Supervisor
Town Board
Town Attorney
cc: Highway
13. Notifications received from Lynn Pincomb, Village Administrator for Huntington Bay, regarding a Zoning Board of Appeals Public Hearing to be held on July 19, 2012 at 7:30 PM for the following: A) 1 Woodland Drive – construct addition and alterations and legalize various structures B) 25 Sydney Road – construct additions and alterations to an existing garage and chauffeur's cottage – various variances required. C) 27 Heckscher Drive – construct addition, alter an existing deck and legalize various structures.
Supervisor
Town Board
Town Attorney
Engineering Services
cc: Planning & Environment
14. Letter and email received from Mary Graf, Secretary for the Huntington Station Business Improvement District, attached was a copy of the approved budget for 2013.
Supervisor
Town Board
Town Attorney
cc: Comptroller

15. Notification of Corporate Change and letter received from Pearl DeVeau for the Neighborhood Bar, Inc. located at 196 Depot Road, Huntington Station. Letter advised that the building is being sold to David Mahoney.

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

16. Email received from Catherine Franznick regarding flood hazard on Central Street on July 15, 2012. Pictures were included and the letter states that this problem has been ongoing for 10 years. The writer also indicates that the flooding poses health issues and safety hazards.

Supervisor
Town Board
Town Attorney
cc: Highway

RESOLUTION AUTHORIZING THE SUPERVISOR TO APPLY FOR AND RECEIVE FUNDING FROM THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY REGIONAL ECONOMIC DEVELOPMENT AND GREENHOUSE GAS REDUCTION GRANT PROGRAM FOR THE DESIGN/BUILD OF AN ENERGY EFFICIENT MICRO TURBINE COMBINED HEAT AND POWER, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILMAN MAYOKA**

WHEREAS, New York State Energy Research and Development Authority (NYSERDA) is currently soliciting Program Opportunity Notice (PON) 2571 from municipal governments and other entities for energy efficiency, renewable energy, and/or carbon abatement projects that address the regional priorities of the Regional Economic Development Councils (REDCs); and

WHEREAS, NYSEDA plans to award up to \$12 million to fund projects across New York State. Funds are derived from the Regional Greenhouse Gas Initiative (RGGI) and included in New York State's approved RGGI Operating Plan and awards will be granted based on a competitive process with a minimum of \$250,000 and a maximum of \$1.5 million awarded per project; and

WHEREAS, as required under PON 2571, in order to accept funding from NYSEDA, the Town Board proposes to contribute twenty-five percent (25%) cost-share or \$153,359 of the project cost of \$613,434 and to apply to NYSEDA for the remaining cost of \$460,075 for the design/build Micro Turbine project at the Town's Wastewater Treatment Plant; and

WHEREAS, The innovative technology known as Combined Heat and Power or CHP enables the generation of electricity using efficient technology and captures the waste heat at the point of use to reduce both heating and electrical energy consumption translating into reduced onsite energy costs; and

WHEREAS, this proposed project would capture the methane gas that is generated in the digesters and supplement it with a new natural gas line, blending with approximately 20% of natural gas to run a new 65kW Micro Turbine for CHP. The electricity generated by the Micro Turbine would reduce the electrical load of the sewage treatment plant and ease the electrical demand on the grid. In addition, the waste heat generated by the Micro Turbine would be used to heat the digesters which are currently heated by a boiler operating on fuel oil; and

WHEREAS, the elimination of the methane gas emissions will eliminate average annual Greenhouse Gas emissions and reduce the Town's carbon footprint by approximately

5,000 Metric Tons of Carbon Dioxide Equivalent (MtCO₂e) which is aligned with the Strategic Plan developed by the Long Island Regional Economic Development Council (LIREDC); and

WHEREAS, the proposed project is endorsed by the Town's Chief Sustainability Officer, the Town's Renewable Energy Task Force and the Town's Conservation Board; and

WHEREAS, Section 51 of Town Law designates the Town Board of a suburban town as the appropriating body which shall have and exercise all powers and duties as thereby conferred or imposed including that to approve all budgetary amendments; and

WHEREAS, authorizing an application for grant funding is 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 AUTHORIZES the Supervisor to apply for and receive the sum of \$460,075 from the New York State Energy Research and Development Authority under Program Opportunity Notice (PON) 2571 for the Regional Economic Development and Greenhouse Gas Reduction Grant Program for the design/build energy efficient Micro Turbine Combined Heat And Power project with a Town cost-share of 25% or \$153,359, nunc pro tunc, and to authorize the Supervisor to execute any documents in connection therewith upon such terms and conditions as may be acceptable to the Town Attorney; and

HEREBY AUTHORIZES the Comptroller to amend the Town's Operating and/or Capital Budgets, as necessary, upon execution of all required documentation, not to exceed the amount awarded and the Town's share of funding required.

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 APPLY FOR AND RECEIVE FUNDING FROM THE COUNTY OF SUFFOLK FOR THE AAA TRANSPORTATION PROGRAM, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by **COUNCILMAN MAYOKA, COUNCILWOMAN BERLAND** and seconded by **COUNCILMAN COOK**

WHEREAS, the 2012 Adopted Suffolk County Budget includes FIVE THOUSAND FOUR HUNDRED AND TWO AND NO/100 DOLLARS (\$5,402.00) to expand essential transportation activities for seniors (shopping and medical appointments); and

WHEREAS, the funding for this service is being provided by the New York State Office for the Aging; and

WHEREAS, the Town wishes to secure the funding to allow the continuation and expansion of these services for the period of April 1, 2012 through March 31, 2013; and

WHEREAS, applying for and receiving funds, and the execution of documents in association therewith are not actions 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 apply for and receive funds from the County of Suffolk, in the amount of FIVE THOUSAND FOUR HUNDRED AND TWO AND NO/100 DOLLARS (\$5,402.00) to be recorded in the 2012 Operating Budget Account A4773 and to execute any documents in connection and related therewith upon such other terms and conditions as are acceptable to the Town Attorney, Nunc Pro Tunc.

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 ACCEPT A GRANT FROM THE NEW YORK STATE RECREATION AND PARK SOCIETY FOR THE 2012 UNITED STATES TENNIS ASSOCIATION GROW THE GAME OF TENNIS PROGRAM.

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by: **COUNCILWOMAN BERLAND, COUNCILMAN MAYOKA**

and seconded by: **COUNCILMAN COOK**

WHEREAS, the New York State Recreation and Park Society has awarded a grant in the amount of \$6,000 (Six Thousand Dollars) to the Department of Parks and Recreation for the Towns' Tennis Program; and

WHEREAS, the grant is provided through the 2012 United States Tennis Association (USTA) Grow the Game of Tennis Program to pay for equipment, instructors, and USTA memberships; and

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

NOW, THEREFORE

THE TOWN BOARD

HEREBY accepts a grant from the New York State Recreation and Park Society in the amount of SIX THOUSAND and NO/100 (\$6,000.00) DOLLARS and to execute any documents in connection therewith upon such terms and conditions as approved by the Town Attorney. The first installment is for TWO THOUSAND EIGHT HUNDRED FORTY FIVE AND NO/100 (\$2,845.00) DOLLARS. It should be deposited as follows: \$1,000.00 into A7141.4550, \$1,500.00 into A7141.1175, and \$385.00 into A7141.4630.

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.

2012-322

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTERMUNICIPAL AGREEMENT WITH THE COLD SPRING HARBOR SCHOOL DISTRICT FOR THE PURCHASE AND INSTALLATION OF PERMANENT DRIVER FEEDBACK SPEED SIGNS

Resolution for Town Board Meeting Dated: July 24, 2012

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

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the Cold Spring Harbor School District wants two (2) permanent driver feedback speed signs installed on Lawrence Hill Road to improve traffic and pedestrian safety; and

WHEREAS, the Cold Spring Harbor School District is willing to reimburse the Town of Huntington for the costs, up to Thirty Thousand Dollars (\$30,000.00), associated with the purchase and installation of the signs; and

WHEREAS, the Town of Huntington agrees to pay for maintenance and electric costs after the installation is completed; and

WHEREAS, the subject of this resolution is a Type II action pursuant to 6 NYCRR 617.5 (c)(20) therefore no further SEQRA review is required.

NOW, THEREFORE BE IT RESOLVED

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an Intermunicipal Agreement with the Cold Spring Harbor School District to reimburse the Town of Huntington for costs, up to Thirty Thousand Dollars (\$30,000.00), incurred in the purchase and installation of two (2) permanent driver feedback speed signs on Lawrence Hill Road in accordance with such terms and conditions 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 CONTRACT WITH EMERGENCY COMMUNICATIONS NETWORK (CODERED) FOR PUBLIC EMERGENCY NOTIFICATION SERVICES.

Resolution for Town Board Meeting dated: July 24, 2012

The following resolution was offered by: Supervisor Petrone

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

WHEREAS, the Town has a need to relay important public safety information and instructions to the public during extreme weather events and other circumstances impacting public safety; and

WHEREAS, the Town recognizes the need to upgrade its centralized method for effectively and quickly communicating public safety information to the public; and

WHEREAS, the technology exists for the Town to upgrade its present system of transmitting information to the public by land-line, cell phone, email or text message; and

WHEREAS, upon review of the present system and other comparable systems available it has been determined that Emergency Notification Network CODERED has greater capability to provide this type of notification; and

WHEREAS, the CODERED system is used by the Suffolk County Office of Fire Rescue and Emergency Services (SCFRES) and provides a compatible resource to the Town; and

WHEREAS, Emergency Notification Network (CODERED), with its place of business at 9 Sunshine Blvd., Ormond Beach, FL 32174 offers a communication system that provides a broader spectrum of technology and is compatible with the Town's GIS system

WHEREAS, the execution of this agreement 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 for public notification services with Emergency Notification Network (CODERED), and any and all documents in connection therewith, not to exceed THIRTY TWO THOUSAND SIX HUNDRED SEVENTY ONE AND EIGHTY SEVEN/CENTS (\$32,671.87) DOLLARS to charge to A6410.4570, and upon such other terms and conditions as may be acceptable to the Town Attorney.

2012- 323

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 ON BEHALF OF THE HUNTINGTON SEWER DISTRICT TO EXECUTE A CONTRACT WITH HUNTINGTON MEDICAL GROUP, P.C.

Resolution for Town Board Meeting Dated: July 24, 2012

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

And seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the Huntington Medical Group, P.C. (hereinafter "applicant") is the owner of property located at 180 East Pulaski Road, Huntington Station, New York, and more particularly identified by Suffolk County Tax Map Nos.: 0400-148-02-51 and 0400-148-03-52; and

WHEREAS, the applicant is a medical provider servicing the community-at-large; and

WHEREAS, in January of 2004 the Huntington Medical Group, P.C. filed an application to extend the boundaries of the Huntington Sewer District, and has as of January 5, 2010, February 8, 2010; June 23, 2010 amended its original application to buy excess capacity as a contract user of the District pursuant to §164-6.1 of the Huntington Town Code in lieu of extending district boundaries; and

WHEREAS, connections to properties located outside sewer district boundaries may be considered by the Town Board, on behalf of the Huntington Sewer District, if, in the judgment of the Board, any one of the criteria established in §164-6.1 of the Huntington Town Code is satisfied; and

WHEREAS, the property occupied by the Huntington Medical Group currently utilizes on-site septic disposal and leaching pools that discharge nitrogen directly into the ground so connection to the public sewer would have a direct environmental benefit by treatment of these pollutants at the sewage treatment plant; and

WHEREAS, without connection to the public sewer the Huntington Medical Group would have to limit its operations to reduce the amount of nitrogen discharged to the ground and this would directly impact the provision of medical services to the public at large; and

WHEREAS, plans and specifications submitted by the applicant have been received, reviewed and approved by District engineers; and

WHEREAS, the proposed action has been classified as a Type II Action pursuant to 6 NYCRR Part 617.5 (c) (11) and (c) (20) and no further action is required.

NOW THEREFORE BE IT

2012-325

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT WITH ZIMMERMAN/EDELSON LLC, INC. TO FURTHER AN ADVERTISING CAMPAIGN TO PROMOTE RECRUITMENT OF VOLUNTEER FIREFIGHTERS AND EMERGENCY MEDICAL SERVICES VOLUNTEERS WITHIN THE TOWN OF HUNTINGTON

Resolution for Town Board Meeting Dated : July 24, 2012

The following resolution was offered by: Councilman Cuthbertson

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Town Board by Resolution 2002-71 established a commitment to facilitate the implementation of an ongoing effort to enhance recruitment and training of volunteer firefighters and emergency medical services volunteers; and

WHEREAS, by Resolution 2004-141 the Town Board authorized the Supervisor to execute a contract with Zimmerman/Edelson, LLC, Inc., 5 Bond Street, Great Neck, NY 11021 to the develop a public relations campaign to attract volunteers to fulfill recruitment needs of the volunteer fire and emergency medical services companies throughout the Town of Huntington; and

WHEREAS, the Fire Chief's Council of the Town of Huntington supports the recommendation of the Bureau of Fire Prevention to continue the public relations campaign to attract volunteers in an effort to fulfill recruitment needs of the volunteer fire and emergency medical services companies throughout the Town of Huntington; and

WHEREAS, entering into a contract which proposes no physical activities or change in the environment is not an action as defined by 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 with Zimmerman / Edelson, LLC in an amount not exceed the sum of TWENTY-FIVE THOUSAND AND NO/100 (\$25,000.00) DOLLARS to continue the ongoing public advertising campaign which will continue to aid volunteer firefighter and emergency medical service recruitment efforts throughout the Town of Huntington, upon such terms and conditions as approved by the Town Attorney; and

HEREBY AUTHORIZES, the Comptroller to transfer the funding in the amount of TWENTY-FIVE THOUSAND AND NO/100 (\$25,000.00) DOLLARS from Account TA 0085-H-0014 (Fire Zones/Lanes Fines) to Operating Budget Item A3010-4051.

2012-326

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT FOR THE HECKSCHER POND SPILLWAY FISH GUARD WITH AMMA CONSTRUCTION CORP.

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by: Supervisor Petrone

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

WHEREAS, the Town of Huntington's Heckscher Pond, located in Heckscher Pond Park, experiences annual incidences of submerged vegetation growth (specifically, Hornwort [*Ceratophyllum Demersum*]) such that recreational use of the pond is severely impacted; and

WHEREAS, the Town of Huntington has agreed, after discussions with the New York State's Department of Environmental Conservation (NYSDEC), to control said submerged vegetation growth through the introduction of Triploid Grass Carp (*Ctenopharyngodon Idella*) to the pond's environment; and

WHEREAS, the NYSDEC's permit approval for Grass Carp introduction to Heckscher Pond is predicated upon the installation of a fish guard/barrier on the existing Heckscher Pond spillway located at the north-west corner of Heckscher Pond; and

WHEREAS, the Town of Huntington is desirous of contracting with a vendor for the fabrication and installation of fiberglass grating and structural shapes to construct a new fish guard/barrier on existing spillway; and

WHEREAS, sealed bids were received on July 12, 2012 by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the Heckscher Pond spillway fish guard, Contract No. GS 2012-04/O-E and the same were opened publicly and read aloud; and

WHEREAS, Amma Construction Corp., 192 West 9th Street, Huntington Station, New York 11746 is the low bidder; and

WHEREAS, Heckscher Pond spillway fish guard 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 Amma Construction Corp. for the Heckscher Pond spillway fish guard. The contract period shall be effective for one (1) year upon the execution of the contract, for an amount not to exceed the sum of SIXTEEN THOUSAND FIVE HUNDRED SEVENTY EIGHT AND 00/100 (\$16,578.00) DOLLARS, to be charged to GS7197-2103-OS026 and GS7197-2103-RS118, and upon such other terms and conditions as may be acceptable to the Town Attorney.

2012-326

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.

2012-327

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT FOR THE REHABILITATION OF THE LIRR HUNTINGTON STATION SOUTH PARKING GARAGE IN HUNTINGTON STATION, NEW YORK WITH STRUCTURAL PRESERVATION SYSTEMS, LLC.

Resolution for Town Board Meeting Dated: July 24, 2012

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

and seconded by: **COUNCILMAN MAYOKA**

WHEREAS, Desman Associates was retained by the Town of Huntington in 2008 to provide professional engineering services to conduct a condition survey and evaluation of the LIRR Huntington Station South Parking Garage, located in Huntington, New York; and

WHEREAS, based on the results of the condition survey the LIRR Huntington Station South Parking Garage's structural integrity was found to be in fair to poor overall condition; and

WHEREAS, the Rehabilitation of the LIRR Huntington Station South Parking Garage is necessary in order to maintain a safe environment for commuters that utilize the LIRR. The work under this contract includes but is not limited to structural concrete repairs, removal and replacement of deteriorated concrete surfaces, installation of new expansion joints and stair tread concrete repairs; and

WHEREAS, sealed bids were received on June 7, 2012 by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the rehabilitation of the LIRR Huntington Station South Parking Garage, Huntington Station, New York, Contract No. TTHB 2012-01 and the same were opened publicly and read aloud; and

WHEREAS, Structural Preservation Systems, LLC, 35-21 Vernon Blvd., Long Island City, New York 11106 is the lowest responsive, responsible bidder; and

WHEREAS, pursuant to Town Board Resolution 2012-174 enacted on April 17, 2012, the Town Board determined that the construction of the South Parking Garage 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 contract, and any documents in connection and related therewith, with Structural Preservation Systems, LLC for the rehabilitation of the LIRR Huntington Station South Parking Garage, Huntington Station, New York. The contract period shall be effective for one year from the date of execution of the contract for an amount not to exceed the sum of NINE HUNDRED SIXTY TWO THOUSAND AND NO/100 (\$962,000.00) DOLLARS, to be charged to TT5797-2102-GT031, TT5797-2102-RS922, EG5997-2104-12311, EG5997-2102-01311 and authorizes the Director of Transportation & Traffic Safety to execute change orders up to 5% of the bid amount, 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.

2012-328

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT FOR THE TOWNWIDE REQUIREMENTS CONTRACT TO FURNISH AND INSTALL CRACK AND JOINT SEALANT WITH BIMASCO, INC.

Resolution for Town Board Meeting Dated: July 24, 2012

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

and seconded by: **COUNCILMAN COOK, COUNCILMAN CUTHBERTSON**

WHEREAS, under this contract, the Contractor shall provide all necessary labor, equipment and materials to restore pavements with joint and crack sealant in accordance with Town of Huntington requirements and construction specifications; and

WHEREAS, sealed bids were received on July 5, 2012, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the townwide requirements contract to furnish and install crack and joint sealant, Contract No. HWY 2012-06/O-E and the same were opened publicly and read aloud; and

WHEREAS, Bimasco, Inc., 735 Old Willets Path, Hauppauge, New York 11781 is the low bidder; and

WHEREAS, townwide requirements contract to furnish and install crack and joint sealant 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 Bimasco, Inc. for the townwide requirements contract to furnish and install crack and joint sealant. The contract period shall be effective for a one (1) 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, to be charged to HW 5197-2776-11052, 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 REQUIREMENTS CONTRACT FOR THE TRANSPORTATION OF YARDWASTE WITH TRINITY TRANSPORTATION CORP.

Resolution for Town Board Meeting Dated: July 24, 2012

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town of Huntington is in need of utilizing the services of a vendor to transport collected residential yardwaste from the Town's seasonal transfer station to the contracted yardwaste disposal site, currently Omni of Babylon, 114 Alder Street, W. Babylon 11704. The site will be operational each year from early November to the end of December; and

WHEREAS, Town Board Resolution 2010-580 authorized the execution of a contract with Trinity Transportation Corporation for yardwaste transportation, Bid No. 10-11R-087; and

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

WHEREAS, Trinity Transportation Corporation has requested the first 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 an extension to the requirements contract, and any documents in connection and related therewith, with Trinity Transportation Corporation for yardwaste transportation. The extension period shall be effective for one (1) year commencing on November 1, 2012 to be charged SR8158.4990, 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 REQUIREMENTS CONTRACT FOR COLLECTION, PROCESSING, DISPOSAL & MARKETING OF OLD CORRUGATED CARDBOARD (OCC) AND MIXED OFFICE PAPER (MOP) WITH DEMATTEO SALVAGE CO, INC.

Resolution for Town Board Meeting Dated: July 24, 2012

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

and seconded by: **COUNCILMAN COOK, COUNCILMAN MAYOKA**

WHEREAS, the Town of Huntington collects Old Corrugated Cardboard (OCC) and Mixed Office Paper (MOP) from various businesses and residences located within the Town and is desirous of processing, disposing and marketing of same in an environmentally sound manner; and

WHEREAS, Town Board Resolution 2010-450 authorized the execution of a contract with DeMatteo Salvage Co., Inc. for collection, processing, disposal & marketing of old corrugated cardboard (OCC) and mixed office paper (MOP), RFP No. 2010-09-009; and

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

WHEREAS, DeMatteo Salvage Co., Inc. has requested the two (2) 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 an extension to the requirements contract, and any documents in connection and related therewith, with DeMatteo Salvage Co., Inc. for collection, processing, disposal & marketing of old corrugated cardboard (OCC) and mixed office paper (MOP). The extension period shall be effective for two (2) years commencing on October 14, 2012 to be deposited into fund SR2651, 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 EXECUTION OF AN AGREEMENT WITH HOLZMACHER, McLENDON & MURRELL P.C TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR PRE-BID AND BID PHASE IMPROVEMENTS TO THE HEADWORKS AT THE HUNTINGTON SEWER DISTRICT SEWAGE TREATMENT PLANT.

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by: Supervisor Petrone

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

WHEREAS, In November 2006, New York State announced that the Town was awarded a NYS Clean Water/Clean Air Bond Act grant in the amount of \$300,000.00 for improvements to the headworks facilities at the Huntington Sewer District sewage treatment plant; and

WHEREAS, the proposed improvements to headworks were part of the already completed facility improvements that included the construction of nitrogen removal facilities and the conversion of the disinfection system from chlorination to ultraviolet light that would allow the plant to modify its discharge permit from 2.5 million gallons per day to 2.6 million gallons per day; and

WHEREAS, technology and equipment for these facility upgrades have improved significantly in the years since the grant was awarded, and the plans approved by NYSDEC; and

WHEREAS, the Town would like to utilize the improved technology and equipment but to do so must revise the approved plans and resubmit with the energy efficient equipment to the NYSDEC; and

WHEREAS, Holzmacher, McLendon & Murrell P.C has submitted a proposal in the amount of \$29,900.00 for professional engineering services to provide updated plans and specifications for the pre-bid documents and file the same with the NYSDEC as well as providing bid phase services for the project; 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, NY 11747-5076 to provide professional engineering services in an amount not to exceed \$29,900.00 to be charged to Capital Budget Account WM8197-2780-SM001 and upon such terms and conditions as approved by the Town Attorney.

2012-331

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 VARIOUS AGREEMENTS FOR THE CONTINUATION OF A YOUTH COURT PROGRAM FOR THE 2012-2013 ACADEMIC YEAR.

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by: Councilman Cuthbertson

And seconded by: **COUNCILMAN MAYOKA**

WHEREAS, the Town of Huntington and Harborfields High School, Huntington High School, Walt Whitman High School, and Northport High School desire to continue a Youth Court Program through the Youth Bureau for the academic year commencing September 2012 and continuing through August of 2013; and

WHEREAS, the Town, by its lawfully constituted Town Board, hereby agrees to allocate staffing and necessary resources for the Town's Youth Court Program; and

WHEREAS, the continuation of the Youth Court Program is contingent upon each participating school district entering into an agreement with the Town of Huntington; and

WHEREAS, due to the unique nature of the Youth Court Program, the Town of Huntington waives the requirement of insurance; and

WHEREAS, the execution of an agreement 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 BE IT

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute agreements, and any documents in connection with or related thereto, with the following school districts:

Harborfields Central School District
2 Oldfield Road
Greenlawn, New York 11740

Huntington Union Free School District
50 Tower Street
Huntington Station, New York 11746

South Huntington Union Free School District
60 Weston Street
Huntington Station, NY 11746

2012-332

Northport-East Northport Union Free School District
110 Elwood Road
Northport, New York 11768

for the continuation of a Youth Court Program for the academic year commencing September 2012 and continuing through August 2013, 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 AN AGREEMENT WITH THE URBAN LEAGUE OF WESTCHESTER COUNTY, INC. TO PROVIDE A SENIOR COMMUNITY EMPLOYMENT PROGRAM

Resolution for Town Board Meeting dated: July 24, 2012

The following resolution was offered by: **COUNCILMAN MAYOKA, COUNCILWOMAN BERLAND**

And seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, the Town of Huntington desires to assist senior citizens in the enhancement of employment skills; and

WHEREAS, the Urban League of Westchester County Inc., 61 Mitchell Place, White Plains, New York, will employ senior citizen participants for the purpose of on the job training at the Town of Huntington, the training/host site, to assist and encourage participants to obtain unsubsidized employment; and

WHEREAS, entering into this contract for an employment program 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 an agreement with the Urban League of Westchester County, Inc., 61 Mitchell Place, White Planes, New York 10601 which shall place participant senior citizens for the purpose of receiving on the job training through the training/host site at the Town of Huntington to help seniors obtain unsubsidized employment, from July 1, 2012 to June 30, 2013 and upon such other terms and conditions as are 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 LICENSE AGREEMENT WITH HASA CONSTRUCTION LLC AND BOVE INDUSTRIES, NUNC PRO TUNC

Resolution for Town Board Meeting dated: July 24, 2012

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

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, HASA Construction LLC is under contract with the New York State Department of Transportation to perform drainage and roadway improvements under Contract #D261568 located in Halesite, New York; and

WHEREAS, BOVE Industries has entered into a contract with HASA Construction LLC to perform certain work related to the New York State Department of Transportation drainage and roadway improvement Contract #D261568; and

WHEREAS, HASA Construction LLC and BOVE Industries have requested permission to use the Town of Huntington/Town of Huntington Board of Trustee property, a portion of the parking lot of the American Legion Hall Post No. 360 located at 360 Mill Dam Road for temporary placement of a frac tank (48'x8' in size). The space requested is approximately 5 to 6 parking spaces and a fair market rental rate shall be charged to HASA and/or BOVE. The expected term shall not exceed fourteen weeks in duration commencing from the execution of the License Agreement, at the end thereof HASA and BOVE shall restore the property to its original condition as it was prior to their usage; and

WHEREAS, the Town Board is desirous of making said space available to HASA Construction LLC and BOVE Industries to facilitate their operations and drainage and roadway improvements within the Town; and

WHEREAS, a license agreement for the temporary use of Town land is a Type II action pursuant to § 6 N.Y.C.R.R. 617.5 (C) (15), and therefore no further SEQRA review is required; and

NOW THEREFORE,

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a License Agreement nunc pro tunc, with HASA Construction LLC and BOVE Industries for the temporary use of a portion of the parking lot at the American Legion Hall Post No. 360 located at 360 Mill Dam Road for the purpose of the temporary placement of a frac tank for the weekly fee of TWO HUNDRED and NO/DOLLARS (\$200.00), and any further documents necessary to

2012- 334

facilitate the intent of the agreement, on behalf of the Town of Huntington/Town of Huntington Board of Trustees and deemed warranted by the Town Attorney's Office.

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 WITH THE HUNTINGTON VILLAGE CONSORTIUM GROUP AND WITH NELSON NYGAARD FOR A PARKING STUDY OF HUNTINGTON VILLAGE

Resolution for Town Board Meeting Dated: July 24, 2012

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

And seconded by: **COUNCILMAN MAYOKA**

WHEREAS, The Town of Huntington Economic Development Corporation, the Huntington Village Business Improvement District, the Huntington Township Chamber of Commerce and The Paramount Theatre LLC d/b/a The Paramount have all concurred with the Town of Huntington (hereinafter "Huntington Village Parking Consortium Group") that significantly more parking in the downtown area of Huntington Village is required to meet the growing demand generated by its vibrant retail, dining, cultural and entertainment environment and to support its future economic growth and strength; and

WHEREAS, the Horizons 2020 Comprehensive Plan recommends, "A reexamination of structural solutions whose design and architectural elements can enhance visual appearance and utility and/or replace impervious and environmentally destructive expanses of asphalt with new green space should be considered;" and

WHEREAS, the Huntington Township Chamber of Commerce Parking Committee has recommended to the Town of Huntington the firm of Nelson Nygaard Consulting Associates, which specializes in parking management planning; and

WHEREAS, the Huntington Village Parking Consortium Group has agreed to enter into a joint venture for the purpose of employing a Parking Consultant Specialist, whereby each of the participants in the Parking Consortium Group shall pay one-fifth (1/5) of the total cost or \$7,906 per participant to employ a Parking Consultant Specialist; and

WHEREAS, the Huntington Village Parking Consortium Group has determined that the services of a Parking Consultant Specialist is required to assist in assessing parking conditions in the downtown Huntington area, to determine the market value of a parking space in the area and the economical feasibility of constructing, maintaining and operating a proposed parking structure; and

WHEREAS, pursuant to 6 N.Y.C.R.R. §617.5(c)(18), engineering studies that do not commit an agency to undertake, fund or approve any Type I or unlisted action are Type II actions, and therefore, no further SEQRA review is required.

NOW, THEREFORE,

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a joint venture agreement by between and among:

The Town of Huntington Economic Development Corporation,
 Huntington Village Business Improvement District,
 Huntington Township Chamber of Commerce,
 The Paramount Theatre LLC d/b/a The Paramount,
 Town of Huntington, (herein referred to as "Huntington Village Parking Consortium Group",

-and-

Nelson Nygaard, 121 West 27th Street, Suite 705, New York, NY 10001-6207,

for professional services for a parking study of Huntington Village for an amount not to exceed THIRTY-NINE THOUSAND FIVE HUNDRED THIRTY AND NO/100 DOLLARS (\$39,530) to be charged to Operating Budget Item A3010-4550 and to be paid for by the five members of the Huntington Village Parking Consortium at the rate of one-fifth (1/5) per member with the Town of Huntington acting as the lead agency for collection of participant shares at cost to the Town of \$7,906 and disbursement of payment amounts, and upon such terms and conditions as approved by the Town Attorney;

AND HEREBY AUTHORIZES the Comptroller to amend the 2012 Operating Budget as follows:

Increase the following revenues:

A0599-0599R	Appropriated Fund Balance	\$ 7,906
A2705-2705	Gifts & Donations	31,624

Increase the following appropriation:

A3010-4550	Outside Professional	\$39,530
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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 WITH WILEY ENGINEERING, P.C. FOR CONSTRUCTION INSPECTION SERVICES NECESSARY WHILE REBUILDING THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION TRAFFIC SIGNAL AT WALT WHITMAN ROAD AND RT 495 SOUTH SERVICE ROAD

Resolution for Town Board Meeting Dated: July 24, 2012

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town of Huntington is responsible to rebuild the New York State Department of Transportation (NYSDOT) traffic signal at Walt Whitman Road and RT 495 South Service Road as part of the roadway improvements associated with the Canon Development; and

WHEREAS, the Town of Huntington is required by the New York State Department of Transportation Highway Work Permit # 20111026322 to "...retain, at its own cost, the services of a reputable engineering firm ("Consultant"), to inspect and monitor the work performed under the Permit..."; and

WHEREAS, the Department of Transportation and Traffic Safety solicited proposals from three qualified engineering firms; and

WHEREAS, Wiley Engineering, P.C. submitted the lowest proposal to provide engineering and surveying services related to the Construction Inspection Services for the Rebuild of NYSDOT Traffic Signal at Walt Whitman Road and RT 495 South Service Road; and

WHEREAS, pursuant to 6 N.Y.C.R.R. §617.5(c)(16), installation of traffic control devices on existing streets, roads and highways; are Type II actions, and, therefore, no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an agreement and any document in connection therewith with Wiley Engineering, P.C. located at 1383-44 Veterans Memorial Highway, Hauppauge NY 11788 to provide Construction Support Services related to the traffic signal reconstruction at Walt Whitman Road and RT 495 South Service Road as set forth in the Scope of Services, in an amount not to exceed TWELVE THOUSAND EIGHT HUNDRED DOLLARS AND NO/100 (\$12,800.00) DOLLARS, to be charged to the Capital Budget Item No. EG5997-2776-06514, and upon such other terms and conditions as may be acceptable to the Office of 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 MEMORANDUM OF UNDERSTANDING WITH NEW YORK STATE TO ACCEPT THE USE OF A PATROL BOAT

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by: Councilman Cuthbertson

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the Town of Huntington Department of Maritime Services has applied to participate in a program sponsored by New York State Department of Parks and Recreation to receive a patrol boat; and

WHEREAS, on June 20, 2012 the Town of Huntington received confirmation from New York State that the Town's request to receive a patrol boat has been granted; and

WHEREAS, the Memorandum of Understanding grants the Town of Huntington the use of a 2012 - 24' Boston Whaler with twin 200 Mercury outboards, radar/GPS and trailer; and

WHEREAS, New York State retains the ownership of the vessel and the Town of Huntington will provide the maintenance; and

WHEREAS, if the Town of Huntington no longer requires the use of the vessel, it is to be returned to New York State; and

WHEREAS, the execution of this agreement 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 enter into a Memorandum of Understanding with New York State Department of Parks and Recreation to receive a 2012 Patrol Boat to be used by the Department of Maritime Services, for the purpose of marine law enforcement.

2012- 338

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.

*Date: July 9, 2012
Subject: Patrol Boat
Department of Maritime Services
HVA/ig*

RESOLUTION AUTHORIZING THE TOWN OF HUNTINGTON TO SETTLE THE MATTER OF MILDRED YACENDA v. THE TOWN OF HUNTINGTON

Resolution for Town Board Meeting Dated: July 24, 2012

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

And seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, a claim is presently pending as and between the Town of Huntington and Mildred Yacenda in Suffolk County Supreme Court and the parties are desirous to enter into a settlement and resolution of the above matter; and

WHEREAS, the Town Attorney has determined it to be in the Town's best interest to settle this matter for a total of FIVE THOUSAND and NO/100 (\$5,000.00) DOLLARS for strategic purposes with no admission of liability on the part of the Town; and

WHEREAS, the Plaintiff has agreed to accept FIVE THOUSAND and NO/100 (\$5,000.00) DOLLARS in full settlement of her claim; and

WHEREAS, all parties have agreed to this settlement subject to the approval of the Town Board; and

WHEREAS, the settlement of this lawsuit 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,

THE TOWN BOARD

HEREBY AUTHORIZES the Comptroller to issue a check in settlement of this matter, not to exceed a total of FIVE THOUSAND and NO/100 (\$5,000.00) DOLLARS pending receipt of closing papers therein, applied against Operating Budget Item. A1930-4160 and authorizes the Town Attorney to execute all documents required to effectuate this settlement.

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 TRANSFER OF AFFORDABLE HOUSING TRUST AND AGENCY FUNDS TO THE MUNICIPAL HOUSING DEVELOPMENT FUND FOR THE HUNTINGTON COMMUNITY DEVELOPMENT AGENCY TO ADMINISTER A LOAN TO HOUSING HELP, INC. FOR A “TAKE BACK THE BLOCKS” HOUSE REHABILITATION

Resolution for the Town Board Meeting dated: July 24, 2012

The following resolution was offered by: Supervisor Petrone
Councilwoman Berland

And seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, the Town of Huntington in recognition of the need to increase the stock of affordable housing established by the “Take Back the Blocks Program”; and

WHEREAS, the Town Board established a Municipal Housing Development Fund and adopted policies and procedures for the administration of the Municipal Housing Development Fund under the “Take Back the Blocks” Program No. 2010-613; and

WHEREAS, the policies and procedures allow loans to be made from the Municipal Housing Development Fund to not-for-profit agencies for the purpose of acquiring and/or rehabilitating single family homes under the “Take Back the Blocks” program; and

WHEREAS, as the Affordable Housing Advisory Board is recommending that a loan program be made to Housing Help, Inc. for the purpose of renovating and reselling 126 East 10th Street, Huntington Station, NY, S.C.T.M. # 0400-146.00-03.00-130.000

WHEREAS, Housing Help, Inc. is acquiring the property for a price of ONE HUNDRED FIFTY THOUSAND DOLLARS AND NO/100 (\$150,000.00) and the Affordable Housing Advisory Board has recommended that a loan be made to them in the amount of ONE HUNDRED TWENTY THOUSAND DOLLARS AND NO/100 (\$120,000.00) to help with the rehabilitation of said unit.

WHEREAS, the construction or expansion of a single-family residence and provision of necessary utility connections thereto is classified a Type II action pursuant to SEQRA 6 NYCRR 617.5(c)(9 and 11) and no further SEQRA review is required;

NOW, THEREFORE, THE TOWN BOARD

HEREBY APPROVES the recommendation of the Affordable Housing Advisory Board to loan Housing Help, Inc. ONE HUNDRED TWENTY THOUSAND DOLLARS AND NO/100 (\$120,000.00) at 1% interest for a term not to exceed 18 months for the purpose of rehabilitation of S.C.T.M. # 0400-146.00-03.00-130.000, 126 East 10th Street, Huntington Station, New York from the Municipal Housing Development Fund; and

HEREBY AUTHORIZES the transfer of ONE HUNDRED TWENTY THOUSAND DOLLARS AND NO/100 (\$120,000.00) from the Affordable Housing Trust and Agency Fund to the Municipal Housing Development Fund for the purposes of making the above referenced loan to Housing Help, Inc.; and

FURTHER AUTHORIZES the Huntington Community Development Agency to administer said loan in accordance with the “Take Back the Blocks” Program.

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 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: July 24, 2012

The following resolution was offered by: Councilwoman Berland

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, on February 6, 2012 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 June 19, 2012; and

WHEREAS, pursuant to it's authority under § 64 and §130 of New York State Town Law 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 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" 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 Attorney for determination as to the amounts to be assessed against the properties listed on Schedule A to this Resolution; and

HEREBY DIRECTS the Town Attorney to provide each property owner listed in Schedule "A" 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 and will be considered for possible demolition at a hearing before an Administrative Hearing Officer; and

HEREBY DESIGNATES the properties listed on Schedule "C" as being currently in compliance with the terms of a Restoration Agreement or as having corrected previously blighted conditions.

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.

2012-342

**Chapter 156 §67 - (A), (B) and (C) of the Code of the Town of Huntington Authorizing
Actions 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
Exhibit 37	1533 New York Ave Hunt. Station, NY 11746	0400-141-05-140.000	PNSD GROUP, INC. 6 Oval Drive Islandia, NY 11749	30-Mar-12	\$5,000.00
Exhibit 40	12 Kelsey Avenue Hunt. Station NY 11746	0400-147-03-052.000	Robert & Veronica Cotter 015 Will Lane Gates, NC 27937	3-Apr-12	\$2,500.00
Exhibit 41	34 Shady Lane Huntington, NY 11743	0400-157.00-02.00-054.000	Bette Kalpakis 28 Glen Cove Road Old Westbury, NY 11568	17-Apr-12	\$2,500.00
Exhibit 42	11 Split Rock Court Melville, NY 11747	0400-253-00-01.00-040.000	Nadim Ahmed 11 Split Rock Court Melville, NY 11747	12-Apr-12	\$2,500.00

**Chapter 156 §67 - (A), (B) and (C) of the Code of the Town of Huntington Authorizing
 Actions 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
Exhibit 37	1533 New York Ave Hunt. Station, NY 11746	0400-141-05-140.000	PNSD GROUP, INC. 6 Oval Drive Islandia, NY 11749	30-Mar-12	\$5,000.00
Exhibit 40	12 Kelsey Avenue Hunt. Station NY 11746	0400-147-03-052.000	Robert & Veronica Cotter 015 Will Lane Gates, NC 27937	3-Apr-12	\$2,500.00
Exhibit 41	34 Shady Lane Huntington, NY 11743	0400-157.00-02.00-054.000	Bette Kalpakis 28 Glen Cove Road Old Westbury, NY 11568	17-Apr-12	\$2,500.00
Exhibit 42	11 Split Rock Court Melville, NY 11747	0400-253-00-01.00-040.000	Nadim Ahmed 11 Split Rock Court Melville, NY 11747	12-Apr-12	\$2,500.00

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
Exhibit 1	6 Tracy Drive Huntington NY 11746	0400-25-4-37	Thomas Emberton 262 Eastern Parkway, Apt. 8 Farmingdale, NY 11735	9-Aug-11
Exhibit 38	100 East 2nd Street Huntington Station, NY 11746	0400-147-05-016.000	Johanny Mendez 100 East 2nd Street Huntington Station NY 11746	2-Apr-12

RESOLUTION AUTHORIZING TOWN ATTORNEY TO ENTER INTO A COMPENSATION AGREEMENT FOR THE PAYMENT OF COMPENSATION AND EXPENSES OF RANDY J. SCHAEFER, ESQ. AS TEMPORARY RECEIVER, PURSUANT TO THE ORDER OF DISTRICT COURT JUDGE, HONORABLE C. STEPHEN HACKELING, IN THR MATTER OF THE TOWN OF HUNTINGTON V. PIEMONTE, INDEX NUMBER HUTO 828-11, RE: CODE VIOLATIONS AT 172 VERNON VALLEY ROAD, EAST NORTHPORT, NEW YORK (SCTM No. 0400-058.00-02.00-099.002)

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by: Supervisor Petrone

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

WHEREAS, the Town of Huntington commenced prosecution against Vincent Piemonte in Suffolk County, Third District Court culminating in a trial before Honorable C. Stephen Hackeling, and a decision and Order of the Court, dated June 14, 2012, appointing, a Temporary Receiver over 172 Vernon Valley Road, East Northport, NY (subject premises); and

WHEREAS, the Court authorized the Temporary Receiver to take action(s) necessary to bring the premises into compliance with the Huntington Town Zoning and Housing Code; and

WHEREAS, Randy J. Schaefer, Esq., 100 Jericho Quadrangle, Suite 300, Jericho, New York, 11753 was appointed temporary receiver by Honorable C. Stephen Hackeling; and

WHEREAS, the subject of this resolution is a Type II action pursuant to 6 NYCRR 617.5 (c)(20) and (29) therefore no further SEQRA review is required.

NOW, THEREFORE BE IT RESOLVED

RESOLVED, that the Town Board hereby authorizes the Town Attorney to enter into a compensation agreement for the payment of compensation and expenses to Randy J. Schaefer, Esq., 100 Jericho Quadrangle, Suite 300, Jericho, New York, 11753,as temporary receiver of the property known as 172 Vernon Valley Road, East Northport, New York 11731 (SCTM No. 0400-058.00-02.00-099.002) and to seek recovery of said charges and expenses of the temporary receiver associated with compliance with the Order of June 14, 2012 by placing said charges on the Real Property Tax Bill of the subject premises as directed in the Decision and Order of Judge C. Stephen Hackeling, dated June 14, 2012 .

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 2012 CAPITAL BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL DISTRICTS FOR IMPROVEMENTS TO THE VARIOUS TOWN FACILITIES

Resolution for Town Board Meeting Dated: July 24, 2012

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

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, funds set aside for the Veterans Community Center on TBR# 2006-615 are no longer required; and

WHEREAS, funding is required for improvements to various Town facilities; 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 actions set forth in this resolution are Type II actions pursuant to 6 N.Y.C.R.R. 617.5(c)(1), (c)(2) and (c)(20)

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Comptroller to amend the 2012 Capital budget for improvements at for various Town facilities as follows:

Increase the following appropriations:

GS1997-2102-RS108	HVAC Unit for Village Green	\$ 77,737
GS1997-2102-RS108	Vehicle Lifts for Boxer Court	44,136
GS1997-2102-RS108	Heckscher Amphitheatre Roof	73,364

Decrease the following appropriations:

EG7197-2101-RS307	Veterans Community Center	\$ 195,237
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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 COMPTROLLER TO AMEND THE 2012 OPERATING BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL DISTRICTS

Resolution for Town Board Meeting Dated: July 24, 2012

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

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Town Board would like to re-appropriate funds for the new Refuse Building at Boxer Court that is heated by natural gas; and

WHEREAS, the Town Board would like to appropriate funds for the payment to Looks Great Services for Hurricane Irene clean-up costs; 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 funding of these capital projects in lieu of bonding is a Type II action pursuant to 6 N.Y.C.R.R. 617.5(c)(1), (c)(25) and (c)(4) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Comptroller to amend the 2012 Operating Budget as follows:

Increase the following revenue account:

DB0599R	Fund Balance	\$ 90,000
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Decrease the following appropriations:

SR8158-4660	Heating Oil	\$ 23,164
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Increase the following appropriations:

DB5110-4270	Motor Vehicle Rentals	\$ 90,000
SR8158-4665	Natural Gas	\$ 23,164

2012- 345

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED 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: July 24, 2012

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 8I of the Code of the Town of Huntington
Authorizing the Securing of a Pool Fence

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
109 Buttonwood Dr. Dix Hills, NY 11746	0400-249.00-02.00-018.000	Deutsche Bank National Trust	07/16/2012	888 E. Walnut St. Pasadena, CA 91101
168 Chichester Rd. Huntington, NY 11743	0400-231.00-01.00-025.007	Michael J. Gladstein Marilyn Gladstein	07/09/2012	N/A
2 Riga Ln. Melville, NY 117	0400-272.00-02.00-001.000	Gary J. Biassou Nadia Biassou	07/05/2012	3720 N. Indianhead Rd. Hernando, FL 34442

Chapter 124, Section 8F of the Code of the Town of Huntington
Authorizing the Removal of Rubbish and Garbage

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
180 E. 10 th St. Huntington Sta., NY 11746	0400-149.00-01.00-092.001	Martha J. Mills Robert A. Mills	06/12/2012	N/A

Chapter 133, Section 2A 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>
77 E. 9th St. Huntington Sta., NY 11746	0400-146.00-03.00-102.000	Carl Weber	06/20/2012	6 Vanderbilt Pkwy Dix Hills, NY 11746
63 10 th Ave. Huntington Sta., NY 11746	0400-136.00-04.00-069.000	Fernando Yard	06/29/2012	N/A
115 E. 23 rd St. Huntington Sta., NY 11746	0400-199.00-03.00-067.000	Diane J. Bullock Hugh Bullock, Jr.	06/20/2012	N/A
109 Buttonwood Dr. Dix Hills, NY 11746	0400-249.00-02.00-018.000	Deutsche Bank National Trust	07/16/2012	888 E. Walnut St. Pasadena, CA 91101
23 Collins Pl. Huntington Sta., NY 11746	0400-195.00-03.00-038.000	Nuzhat Jahan Khan	06/12/2012	N/A
52 Henry St. Huntington Sta., NY 11746	0400-099.00-04.00-059.000	Laurie Kurte	06/20/2012	N/A
73 Horton Dr. Huntington Sta., NY 11746	0400-239.00-03.00-071.000	John F. Melnikoff Renee C. Melnikoff	(SUMMONS) 04/27/2012	N/A
11 Pioneer Blvd. Huntington Sta., NY 11746	0400-239.00-04.00-063.000	Dina M. Groe	06/20/2012	N/A
65 Wyman Ave. Huntington Sta., NY 11746	0400-147.00-02.00-024.002	Richard M. LeMay	06/20/2012	N/A

Chapter 156, Section 45A of the Code of the Town of Huntington
Authorizing the Removal of Stagnant Water

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
109 Buttonwood Dr. Dix Hills, NY 11746	0400-249.00-02.00-018.000	Deutsche Bank National Trust	07/16/2012	888 E. Walnut St. Pasadena, CA 91101
1037 Commack Rd. Dix Hills, NY 11746	0400-284.00-03.00-091.000	Marco Giangrasso	06/29/2012	N/A
2 Riga Ln. Melville, NY 11747	0400-272.00-02.00-001.000	Gary J. Biassou Nadia Biassou	07/05/2012	3720 N. Indianhead Rd. Hernando, FL 34442
12 Warren Ct. Northport, NY 11768	0400-055.00-01.00-092.001	Thomas Dooley Suzanne Dooley	07/16/2012	N/A

Chapter 156, Section 46A 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>
77 E. 9th St. Huntington Sta., NY 11746	0400-146.00-03.00-102.000	Carl Weber	06/20/2012	6 Vanderbilt Pkwy Dix Hills, NY 11746
63 10th Ave. Huntington Sta., NY 11746	0400-136.00-04.00-069.000	Fernando Yard	06/29/2012	N/A
180 E. 10th St. Huntington Sta., NY 11746	0400-149.00-01.00-092.001	Martha J. Mills Robert A. Mills	06/12/2012	N/A
29 West 13 th St. Huntington Sta., NY 11746	0400-142.00-03.00-138.000	Jo-Ann Pitt Frances Pitt	05/31/2012	N/A

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

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
115 E. 23rd St. Huntington Sta., NY 11746	0400-199.00-03.00-067.000	Diane J. Bullock Hugh Bullock, Jr.	06/20/2012	N/A
24 Alyssum Ave. Huntington, NY 11743	0400-209.00-01.00-020.000	Howard E. Eddy, Sr. Margarete Eddy	07/02/2012	N/A
1 Cabriole Ln. Melville, NY 11747	0400-228.00-01.00-015.002	Paul Punzone	06/21/2012	N/A
1183 Carlls Straight Path Dix Hills, NY 11746	0400-283.00-02.00-009.002	Joseph DiMaggio Diane DiMaggio	06/18/2012	*284 Hicksville Rd. Bethpage, NY 11714
1183 Carlls Straight Path Dix Hills, NY 11746	0400-283.00-02.00-009.002	Joseph DiMaggio Diane DiMaggio	06/18/2012	*14 Glen Ln. Glen Head, NY 11545
7 Cherry Pl. Huntington, NY 11743	0400-025.00-02.00-045.000	Robert Waldinger	05/24/2012	147-54 Huxley St. Rosedale, NY 11422
23 Collins Pl. Huntington Sta., NY 11746	0400-195.00-03.00-038.000	Nuzhat Jahan Khan	06/12/2012	N/A
54 Cornehlsen Dr. Huntington Sta., NY 11746	0400-101.00-01.00-068.000	Mirko Popov c/o Donna J. Villanova, Esq.	05/23/2012	One Suffolk Sq., Suite 500 Islandia, NY 11722
83 Cornehlsen Dr. Huntington Sta., NY 11746	0400-100.00-01.00-087.000	Audrey E. Schulter	05/23/2012	N/A
6 Denmark Ct. Huntington, NY 11743	0400-160.00-01.00-058.001	Lakewood Properties, Inc.	(SUMMONS) 07/16/2012	POB 234545 Great Neck, NY 11023

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

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
7 Denmark Ct. Huntington, NY 11743	0400-160.00-01.00-058.002	Lakewood Properties, Inc.	(SUMMONS) 07/16/2012	*Shirin Kamali 201 W. Shore Rd. Great Neck, NY 11024
14 Dressler Rd. Greenlawn, NY 11740	0400-166.00-03.00-041.001	Irwin Donald Forman (Living Trust) Irwin Donald Forman (Trustee)	06/01/2012	2332 Ridge Dr. Hellertown, PA 18055
4 Grange St. Huntington, NY 11743	0400-161.00-02.00-012.000	Huseyin Toozlu	06/08/2012	77 S. Merrick Rd. Massapequa, NY 11758
52 Henry St. Huntington Sta., NY 11746	0400-099.00-04.00-059.000	Laurie Kurte	06/20/2012	N/A
12 Highland Ct. Huntington, NY 11743	0400-069.00-02.00-036.000	Adam A. Greenholtz	07/16/2012	N/A
2 Holdsworth Dr. Huntington, NY 11743	0400-093.00-02.00-115.001	Abdul Omar Noorullah Zadran	06/26/2012	N/A
18 Karen Pl. Commack, NY 11725	0400-220.00-01.00-058.000	Qamar Farooq	06/15/2012	N/A
10 Keeler St. Huntington, NY 11743	0400-211.00-01.00-097.000	Robert C. Kea Leila M. Kea	06/01/2012	N/A
37 Lawn St. Greenlawn, NY 11740	0400-166.00-01.00-038.000	Richard Findlay Sandra A. Chambers	06/08/2012	POB 20127 Huntington Sta., NY 11746

2012-346

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

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
1 Lemington Ct. Northport, NY 11768	0400-003.00-02.00-002.000	Jonathan Scott Jacqueline Scott	06/28/2012	N/A
821 Monroe Dr. Centerport, NY 11370	0400-038.00-03.00-050.000	Vito Balducci Natalie Balducci & Ors	05/23/2012	2530 71 st St. East Elmhurst, NY 11370
15 Penrose Path E. Northport, NY 11731	0400-215.00-01.00-074.000	Mary K. Hartnett (L/E) Clare T. Hartnett and Susan Geigel	06/27/2012	N/A
11 Pioneer Blvd. Huntington Sta., NY 11746	0400-239.00-04.00-063.000	Dina M. Groe	06/08/2012	N/A
6 Samara Ct. Commack, NY 11725	0400-180.00-01.00-097.018	Manor Woods Associates, LLC	05/23/2012	125 Baylis Rd., Suite 130 Melville, NY 11747
2 Sandra Dr. Dix Hills, NY 11746	0400-247.00-03.00-033.000	Sage Hayden Realty, LLC	06/29/2012	4 Vandercrest Ct. Dix Hills, NY 11746
44 South Ln. Huntington, NY 11743	0400-161.00-03.00-030.000	Farzad Davoudiasl Afsaneh Mardani	05/31/2012	N/A
23 Suncrest Dr. Dix Hills, NY 11746	0400-245.00-03.00-042.000	Lawrence Lo Amy Hsu Lo	06/27/2012	N/A
12 Warren Ct. Northport, NY 11768	0400-055.00-01.00-092.001	Thomas Dooley Suzanne Dooley	06/08/2012	N/A
63 Woolsey St. Huntington, NY 11743	0400-070.00-01.00-040.000	Douglas J. Cowan Rosario Silva-Cowan	05/08/2012	N/A

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

PROPERTY ADDRESS SCTM# OWNER NOV MAILING ADDRESS

65 Wyman Ave.
Huntington Sta., NY 11746 0400-147.00-02.00-024.002 Richard M. LeMay 06/20/2012 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

24 Alyssum Ave.
Huntington, NY 11743 0400-209.00-01.00-020.000 Howard E. Eddy, Sr.
Margarete Eddy 07/02/2012 N/A

109 Buttonwood Dr.
Dix Hills, NY 11746 0400-249.00-02.00-018.000 Deutsche Bank
National Trust 07/17/2012 888 E. Walnut St.
Pasadena, CA 91101

6 Denmark Ct.
Huntington, NY 11743 0400-160.00-01.00-058.001 Lakewood
Properties, Inc. (SUMMONS)
07/16/2012 Great Neck, NY 11023

7 Denmark Ct.
Huntington, NY 11743 0400-160.00-01.00-058.002 Lakewood
Properties, Inc. (SUMMONS)
07/16/2012 *Shirin Kamali
201 W. Shore Rd.
Great Neck, NY 11024

*More than one owner and/or address listed for this property

RESOLUTION ACCEPTING THE 2012 TOWN OF HUNTINGTON EMERGENCY OPERATIONS PLAN, ANNEXES, ATTACHMENTS AND APPENDIXES, AS REVISED AND UPDATED

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by: Supervisor Petrone

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

WHEREAS, it is the desire of the Huntington Town Board to continue to promote the smooth operation of government and to continue to update the Emergency Operations Plan (Plan) in a manner that safeguards the health and safety of residents in the event of natural, man-made or biological emergency; and

WHEREAS, by Resolution No. 2003-128, the Huntington Town Board accepted the 2003 Emergency Preparedness Plan (Plan), as revised; and

WHEREAS, the Supervisor has directed the Emergency Preparedness Committee to revise and update the 2003 Plan to reflect the new federal regulations and statutes so that the Town will comply and remain eligible for federal reimbursement resulting from expenditures made by the Town in the event of an emergency; and

WHEREAS, by acceptance of this Emergency Operations Plan, Annexes, Attachments and Appendixes by the Town Board, the Supervisor is desirous of assuring the residents of the Town of Huntington that through the many natural emergency events, including but not limited to hurricanes, nor'easters, blizzards and ice storms that have occurred since the 2001 9/11 terrorist attacks, that the Town of Huntington continues to plan and prepare for their safety. New York State Executive Law Article 2B, does not require Town Board approval of this plan, however, approval by the Town Board of the Town of Huntington revised plan is preferable prior to submission to our federal, state and county partners, and

WHEREAS, accepting the Emergency Operations Plan, its' Annexes, Attachments and Appendixes is not an action as defined by SEQRA 6 NYCCR 617.2(b); therefore no environmental review is necessary.

NOW THEREFORE,

THE TOWN BOARD

HEREBY ACCEPTS the Town of Huntington Emergency Operations Plan, its' Annexes, Attachments and Appendixes as revised and updated on file with the Town Clerk; and

2012-347

PURSUANT to New York State Executive law Article 2B, the Supervisor shall file the Plan with the New York State Division of Homeland Security and Emergency Services-Office of Emergency Management (SOEM) and the Suffolk County Office of Fire Rescue and Emergency Services (FRES).

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 ADOPTING THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION "CLIMATE SMART COMMUNITIES PLEDGE" FOR LOCALITIES TO IMPROVE ENERGY EFFICIENCY AND REDUCE GREENHOUSE GAS EMISSIONS

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by: Councilman Cuthbertson

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the Huntington Town Board believes that climate change poses a verifiable and increasingly potent threat to our local, national and global environment; and

WHEREAS, continued reliance on fossil fuels promotes more climate change that negatively impacts our economy, infrastructure and our livelihoods; threatens agricultural and ecological resources, including fish and wildlife; spreads invasive species and diseases; reduces drinking water supplies and threatens the health of our residents; and

WHEREAS, a coordinated local, state and national response to climate change provides an unprecedented opportunity to build livable, energy-independent secure communities, save money, reinvigorate the economy and renovate our energy infrastructure; and

WHEREAS, the Town entered into a Community Partnership agreement with the United States Department of Energy for the federal "Better Buildings Challenge" and as a USDOE Challenge partner agreed to achieve an improvement of twenty percent (20%) in energy portfolio savings by 2020; and

WHEREAS, the Town, as a participant in NYSERDA's Cleaner, Greener Communities Planning Grant project, is committed to sustainable development and smart growth practices, to develop a regional sustainability plan to find practical solutions to land use, housing, transportation, infrastructure, energy and environmental practices, thereby helping the Long Island region reduce GHG emissions, save energy, and deploy renewable energy options; and

WHEREAS, the NYSDEC Climate Smart Community Program is coordinating with NYSERDA's Cleaner, Greener Communities Program to achieve mutually beneficial, non-duplicating goals that will ensure the positive effect of both programs on the Town's economic and environmental health; and

WHEREAS, the scale of greenhouse gas (GHG) emissions reductions required for climate stabilization requires sustained and substantial efforts at all levels of government as outlined in "Climate Smart Communities Pledge" (attached hereto as Schedule A); and

2012-348

WHEREAS, 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 ADOPTS the New York State Department of Environmental Conservation "Climate Smart Communities Pledge" (attached hereto as Schedule A) for localities to improve energy efficiency and reduce greenhouse gas emissions 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 Mark A. Cuthbertson	AYE
Councilman Mark Mayoka	AYE
Councilman Eugene Cook	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

Schedule A**New York State Department of Environmental Conservation
Climate Smart Communities Pledge****1. Pledge to Combat Climate Change by Becoming a Climate Smart Community**

Set goals to reduce GHG emissions and adapt to predicted climatic changes. Establish a task force of local officials and community members to review the issues and propose a plan of action. Designate a point person who will oversee climate change initiatives and publicly report on progress. Work cooperatively with similar task forces in neighboring communities to ensure that efforts complement and reinforce one another. As an official signal of commitment and for access to technical resources, sign on to a widespread national climate campaign.

2. Set Goals, Inventory Emissions, Move to Action

Gather data, inventory GHG gas emissions, and establish baselines for local government operations and community sectors. Develop quantifiable interim GHG emission targets consistent with emission reduction goals and propose a schedule and financing strategy to meet them. Encourage stakeholder and public input and develop an action plan. Report emissions to The Climate Registry (TCR), which has developed a standardized method for reporting emissions inventories; use TCR's and similar tools, to track and evaluate progress.

3. Decrease Energy Demand for Local Government Operations

Adopt a goal of reducing electricity use by 15 percent from projected levels no later than 2015.

A. Existing Public Facilities. Inventory current building electricity usage and identify opportunities for conservation and efficiency retrofits. Obtain energy assessments from the New York State Energy Research and Development Authority (NYSERDA), the New York Power Authority, the Long Island Power Authority or other professionals. Consider actions such as purchasing energy efficient equipment and appliances, such as ENERGY STAR®; improving lighting, heating, and cooling efficiency; setting thermostats for maximum energy conservation; decreasing plug load from office equipment; and increasing pump efficiency in water and wastewater systems.

B. New Public Buildings. Achieve at least minimum U.S. Green Building Council Leadership in Energy and Environmental Design standards (LEED Silver) for all new local government buildings.

C. Infrastructure. Incorporate energy efficient technologies and operations and maintenance practices into municipal street lighting, traffic signals, and water and wastewater treatment facilities.

D. Vehicle Fleet and Commuting. Improve the average fuel efficiency of local government fleet vehicles. Discourage vehicle idling and encourage bicycling, car-pooling and public transit for employees. Consider reducing the number of vehicles; converting fleet vehicles to sustainable alternative fuels; and using electric vehicles where possible.

4. Encourage Renewable Energy for Local Government Operations

Supply as much of the local government's power, heat and hot water needs as possible from solar, wind, and small hydro through purchase or direct generation.

5. Realize Benefits of Recycling and Climate Smart Solid Waste Management Practices

Expand the "reduce, reuse and recycle" approach to waste management in local government operations and in the whole community. Reduce the amount of solid waste generated -- promote backyard composting, implement volume-based pricing and educate residents on how to prevent waste. Promote reuse by organizing community-wide yard sales, and providing a space for drop-off or trade of reusable goods. Provide recycling receptacles in local government buildings and outdoor spaces, require duplex printing in government offices, compost food scraps and green waste, and adopt a comprehensive green purchasing program.

6. Promote Climate Protection through Community Land Use Planning

Combat climate change by encouraging low-emissions development that is resilient to climatic changes. When updating land use policies, building codes or community plans, include provisions to combat climate change; reduce sprawl; preserve and protect open space, biodiversity, and water supplies; promote compact, transit-oriented, bikeable and walkable communities; promote infill development; minimize new development in floodplains; maintain or establish healthy community forests; and promote best forest management practices and encourage tree planting, especially along waterways, to increase shading and to absorb carbon dioxide.

7. Plan for Adaptation to Unavoidable Climate Change

Evaluate risks from unavoidable climate change, set adaptation goals and plan for adaptation. Identify climate change impacts (such as flooding, drought, and extreme temperatures) that could affect the community. Identify areas such as water supply and sewer infrastructure that may be at risk due to sea-level rise and future changes in climate. Factor risks into long-term investments and decision-making. Execute climate change adaptation and preparedness measures through local government planning, development and operations, giving priority to the highest risk areas.

8. Support a Green Innovation Economy

Identify opportunities to incorporate climate protection, sustainability and environmental goods and service industries into economic development plans. Encourage workforce

development training and school curricula that support the emerging green collar job sector, including renewable energy and energy efficiency, as well as climate smart solid waste management practices. Procure climate smart goods and services for local government operations and support modernizing of local and national electricity grids.

9. Inform and Inspire the Public

Lead by example. Highlight local government commitment to reducing energy use, saving tax dollars, and adapting to changing conditions. Demonstrate the benefits of energy savings, energy efficiency, and renewable energy projects by hosting open houses; distributing fliers; holding local meetings; working with school districts, colleges, and universities to develop climate change curricula and programs; engaging faith-based communities in climate protection; and regularly communicating community climate protection goals and progress to constituents.

10. Commit to an Evolving Process

Acknowledge that research and policy on climate protection are constantly improving and evolving. Be willing to consider new ideas and commit to update plans and policies as needed. Compare successes, cooperate and collaborate with neighboring communities to redirect less-effective actions and amplify positive results.

RESOLUTION APPROVING THE ACQUISITION FROM SUFFOLK COUNTY AS A SECTION 72H TRANSFER AND SUBSEQUENT TRANSFER OF TITLE TO A CERTAIN PARCEL OF LAND DESCRIBED AS S.C.T.M. # 0400-232.00-01.00-006.001 AND LOCATED AT 61 NORWICH STREET, HUNTINGTON STATION, NEW YORK TO THE HUNTINGTON COMMUNITY DEVELOPMENT AGENCY

Resolution for the Town Board Meeting dated: July 24, 2012

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

And seconded by: **COUNCILMAN MAYOKA**

WHEREAS, Suffolk County has acquired title to the above referenced parcel which is located within in the Town of Huntington for non-payment of taxes and has offered that parcel to the Town of Huntington for purposes of renovation as affordable housing as a Section 72H transfer; and

WHEREAS, the Town of Huntington is obligated pursuant to Section IV of the court ordered Consent Decree, Housing Help, Inc., v. The Town of Huntington et. al.; to "make available to HHI [Housing Help, Inc.], for purchase by HHI, the first three residential tax foreclosure properties that are made available to the Town of Huntington by the County of Suffolk which are acceptable to HHI for rehabilitation or new construction purposes of housing to low and moderate income households."; and

WHEREAS, Suffolk County has offered this parcel to the Town of Huntington for a price of THIRTY-FIVE THOUSAND ONE HUNDRED SEVENTY-NINE DOLLARS AND 61/100 (\$35,179.61) and Housing Help Inc. is willing to purchase this property for the same price; and

WHEREAS, in order to insure that the property is constructed and sold as an affordable housing unit under the "Take Back the Blocks" program, the Town of Huntington shall transfer the property to the Huntington Community Development Agency for simultaneous sale to Housing Help Inc.

WHEREAS, this will be the second property as per court ordered Consent Decree, Housing Help, Inc., v. The Town of Huntington et. al.; and

WHEREAS, prior to completing the acquisition of the subject property, the Town Board has determined that its action to acquire the property is classified as Unlisted pursuant to SEQRA, and the Town Board is the only agency "involved" in accepting property through the transfer, and therefore has been established as lead agency, and

WHEREAS, the Department of Planning and Environment has prepared a short Environmental Assessment Form for the proposed action to facilitate completion of the necessary SEQRA evaluation prior to the Town Board authorizing any action;

NOW THEREFORE, BE IT

RESOLVED that the Town Board finds on review of the short form EAF there shall be no significant adverse impacts associated with public acquisition of 61 Norwich Street for eventual sale to Housing Help Inc. for affordable housing purposes and hereby issues a negative Declaration pursuant to SEQRA; and

BE IT FURTHER

RESOLVED that the Town Board hereby authorizes the Supervisor to execute a contract and related documents on such terms and conditions as may be acceptable to the Town Attorney to purchase 61 Norwich Street, Huntington Station, New York from the County of Suffolk at an acquisition price of THIRTY-FIVE THOUSAND ONE HUNDRED SEVENTY-NINE DOLLARS AND 61/100 (\$35,179.61) plus closing costs, including but not limited to survey, appraisal, environmental audit, title insurance, tax adjustment and taxes prior to exemption; and

HEREBY AUTHORIZES the transfer of title to 61 Norwich Street at closing to the Huntington Community Development Agency for the simultaneous sale to Housing Help Inc. to create Affordable Housing under the "Take Back the Blocks" program and hereby authorizes the Supervisor to execute any documents necessary in connection with said transfer 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 Cuthbertson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION DECLARING CERTAIN EQUIPMENT AND VEHICLES AS SURPLUS AND/OR OBSOLETE AND AUTHORIZES THE SALE AT AUCTION, TRADE IN OR DISPOSAL OF THE SAME.

Resolution for Town Board Meeting Dated: July 24, 2012

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

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Town of Huntington Department of Audit and Control is responsible for the disposition of Town wide Fixed Asset Surplus and/or Obsolete Inventory; and

WHEREAS, the Department of Audit and Control, Division of Purchasing wishes to dispose of the equipment contained in Schedule "A" through trade in, public auction, or disposal for scrap, which will be held on an as-needed basis at various locations that prove to be most cost effective to the Town of Huntington; and

WHEREAS, the disposal of surplus government property is a Type II action pursuant to 6 N.Y.C.R.R. 617.5 (c) (25) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY DECLARES the specified equipment on Schedule "A" as surplus and/or obsolete and authorizes the sale of same at auction, or trade in, or disposal for scrap.

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.

**TOWN OF HUNTINGTON
DEPARTMENT OF AUDIT & CONTROL
DIVISION OF PURCHASING
SCHEDULE A**

SURPLUS INVENTORY ITEMS

ITEM	YEAR/MAKE	MODEL	VIN#/SER#	TOWN ASSET #
1	1997 Ford	F150 Pickup	1FTEF18LXVND27914	4138
2	1992 Ford	Explorer	1FMDU34X3NUD16244	4171
3	1992 Ford	LN800 6WHL Dump	1FDYR82A6NVA32308	4056
4	1989 Ford	F800 6 WHL Dump	1FDYK84A8KVA58499	4042
5	1989 Ford	F800 6WHL Dump	1FDYK84A2KVA58501	4041
6	1986 Mobil	1TE4 Sweeper	1A9A14GB8FR059158	4089
7	1988 Mobil	2TE4 Sweeper	1A9A24GB9JR059028	4091
8	1988 Mobil	2TE4 Sweeper	1A9A24GB9JR059031	4092
9	1986 Mobil	1TE4 Sweeper 590 4WD	1A9A14GB3GRO59005	4090
10	1993 Case	Backhoe	JJGO207504	4643
11	1989 Mobil	2TE4 Sweeper	1A9A24GB8KRO59006	4093
12	1985 Ford	L8000 10 Wheel Dump Truck	1FDYU80U1FVA70848	4026

	YEAR/MAKE	MODEL	VIN#/SER#	TOWN ASSET #
13	1985 Ford	F350 Work Body #4	1F0KF38L6FRNA79785	4678
14	1986 Int/Heil	Packer Truck	1HTZLTVR9GHA55541	4481
15	1990 Int/Heil	Packer Truck	1HTGHNHTOLH291188	4490

RESOLUTION DECLARING OCTOBER TO BE ADOPT A SHELTER DOG MONTH IN HONOR OF NATIONAL PIT-BULL AWARENESS MONTH AND DESIGNATING OCTOBER 27TH TO BE NATIONAL PIT-BULL AWARENESS DAY

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by: Councilman Mayoka

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

WHEREAS, the Town of Huntington is desirous of encouraging the adoption of shelter dogs including Pit-Bulls who are presently housed in the pet shelters in the Town; and

WHEREAS, in order to facilitate adoptions of shelter dogs, as well as to promote greater awareness of the Pit-Bull breed and to educate people who are misinformed about the breed;

WHEREAS, the Town wishes to educate Pit-Bull owners and those persons adopting shelter dogs about responsible ownership, training advice, etc.; and

WHEREAS, declaring October 27th to be Adopt a Shelter Dog Month in honor of Pit-Bull Awareness Day is not an action as defined by 6 N.Y.C.R.R. §617.2 (b) and therefore, no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD,

HEREBY DECLARES, October to be Adopt a Shelter Dog Month and designating October 27 to be Pit-Bull Awareness Day; and

FURTHER AUTHORIZES the necessary resources are allocated to promoting October as "Adopt a Shelter Dog" Month and the sponsoring of a Pit-Bull Awareness Day to held on October 27th which is National Pit-Bull Awareness Day.

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 ENDORSING TOWN OF HUNTINGTON APPLICATION TO THE
NEW YORK STATE ENVIRONMENTAL PROTECTION FUND TO
SUPPORT GATEWAY PARK IMPROVEMENT – 12 ACADEMY PLACE
(HUNTINGTON STATION), NUNC PRO TUNC

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, the Town of Huntington is applying to the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) for grant funding under the Environmental Protection Fund for a park project to support improvements of the Merksamer/Teich property, now pending contract of sale and acquisition as a Gateway Park addition per Town Board resolution of June 19, 2012, and such property is situated at 12 Academy Place, Huntington Station, a site located within the territorial jurisdiction of this Board, and

WHEREAS, as a requirement under the rules of these programs, the governing body of the municipality in which the project will be located must provide formal endorsement of a municipal application; and

WHEREAS, the July 16, 2012 state grant deadline has passed, but supporting resolutions may still be submitted, and the Town Board issued a Negative Declaration for acquisition and future improvement and use of the subject property by resolution on February 6, 2012;

NOW, THEREFORE

THE TOWN BOARD

HEREBY ENDORSES the application of the Town of Huntington for grant funding under the Environmental Protection Fund for a park improvement project known as Gateway Park Improvement – 12 Academy Place, Huntington Station, and located within this community, nunc pro tunc; and

HEREBY AUTHORIZES the Supervisor to execute any documents and accept grant funds in connection and related therewith that may be awarded by one or more New York State agencies via the Consolidated Funding Application for a park improvement known as Gateway Park Improvement – 12 Academy Place, Huntington Station.

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 EXTENDING TIME TO PARTICIPATE IN FREE BICYCLE LOCKER FACILITIES PROGRAM

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by: Councilman Cuthbertson

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the Town Board by Resolution No. 2012-245, dated May 22, 2012, authorized the Supervisor to enter into an agreement with the NYS DOT whereby the Town shall take over the operation of the NYS DOT Bike Locker program; and

WHEREAS, the Town Board authorized on a one-time only basis the awarding of free Bike Lockers for the then available bike lockers to the first applicants who apply by submitting a signed rental agreement, fee and security deposit to the Town Clerk's Office on or before July 16, 2012, with the fee to be returned to the winners; and

WHEREAS, the Town Board desires to extend the time within which applications may be filed with the Town Clerk for the free locker, (for the then available units) from July 16, 2012 to a period to run for a minimum of 30-days following receipt by the Town of the paperwork from NYS DOT's contractor concerning outstanding renters, start dates and completion dates of the 30-day "lottery" to be subsequently announced, upon receipt of the aforesaid paperwork from the NYS DOT's contractor; and the Bike Locker rental program shall become effective the first day of the next succeeding month upon the conclusion of the "lottery" program;

WHEREAS, the authorization to transfer management and repair functions pursuant to contract from the State to the Town is a Type II action pursuant to 6 N.Y.C.R.R. § 617.5(c)(1) and therefore no further SEQRA review is required.

NOW, THEREFORE, BE IT RESOLVED, that the rental agreement term shall be valid from the date of issuance to the next succeeding year on the last calendar day of the month it was issued; and

BE IT FURTHER RESOLVED, that the time to apply for the one-time, one-year, first-come, first-serve free bike locker program shall be extended to a minimum of 30-days following receipt by the Town of the paperwork from NYS DOT's contractor concerning existing renters, start dates and completion dates of the 30-day "lottery" to be subsequently announced, upon receipt of the aforesaid paperwork from the NYS DOT's contractor and the Bike Locker rental program shall become effective the first day of the next succeeding month upon the conclusion of the "lottery" program; and to the extent that this extension amends Town Board Resolution No. 2012-245, that resolution is hereby amended.

2012-353

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 Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2012- 354

RESOLUTION EXEMPTING NEW YORK SMSA LIMITED PARTNERSHIPS D/B/A VERIZON WIRELESS ("VERIZON") PURSUANT TO §198-68.1 (O) OF THE HUNTINGTON TOWN CODE FOR WORK AT THE DIX HILLS WATER DISTRICT, PLANT 4, WATER TANK #2 COLBY DRIVE, DIX HILLS, TOWN OF HUNTINGTON, N.Y. (SCTM #0400-252.00-02.00 Lot 004.000)

Resolution for Town Board Meeting dated: July 24, 2012

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

and seconded by: **COUNCILMAN COOK**

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 Verizon in connection with its proposal to upgrade/modify its existing public utility wireless telecommunications facilities on property owned by the Dix Hills Water District, Plant 4, Water Tank #2 located on Colby Drive, Dix Hills, Town of Huntington, N.Y. (SCTM #0400-252.00-02.00 Lot 004.00); and

WHEREAS, the proposed upgrade/modification consists of the removal of twelve (12) existing antennas and the installation of twelve (12) new antennas on the existing water tank, as well as the removal of two (2) existing GPS units and the installation of two (2) new GPS units on the existing equipment shelter on the ground; 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) and no further review is required pursuant to SEQRA.

NOW THEREFORE BE IT

RESOLVED, that the application of Verizon to upgrade/modify its existing public utility wireless telecommunications facilities as described in this Resolution on property owned by the Dix Hills Water District, Plant 4, Water Tank #2 located on Colby Drive, Dix Hills, Town of Huntington, N.Y. (SCTM #0400-252.00-02.00 Lot 004.000) is hereby

verizon exemption resolution.doc
Planning/AJA 7/12/12

RESOLUTION RECOGNIZING THE DESIGNATION OF SEPTEMBER 11, AS PATRIOT DAY IN THE TOWN OF HUNTINGTON.

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by: Councilman Mayoka

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

WHEREAS, United States Joint Resolution 71, approved 407-0 on October 25, 2001, requested that the President designate September 11, of each year as "Patriot Day;" and

WHEREAS, this discretionary day of remembrance was signed into law by President George W. Bush as Public Law 107-89, on December 18, 2001; and

WHEREAS, as the vision of that horrific event is etched in our collective memory forever, the Town Board of the Town of Huntington as way to honor the victims, and remember their sacrifice recognizes September 11, as Patriot Day and urges all residents of the Town of Huntington to observe a moment of silence beginning at 8:46 AM in remembrance of those killed in the terrorist attacks of September 11, 2001, and to lower all flags at homes, government buildings and establishments to half staff; and

WHEREAS, the subject of this resolution is a Type II action pursuant to 6 NYCRR 617.5 (c)(20) and (29) therefore no further SEQRA review is required.

NOW, THEREFORE BE IT RESOLVED

RESOLVED, that the Town Board hereby recognizes the designation of September 11, as Patriot Day in the Town of Huntington in honor and memory of those lost on September 11, 2001.

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.

ENACTMENT: AMEND THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.
 RE: ELEVENTH AVENUE, HUNTINGTON STATION – PARKING RESTRICTIONS.

Resolution for Town Board Meeting Dated: July 24, 2012

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

and seconded by: **COUNCILMAN COOK**

THE TOWN BOARD having held a public hearing on the 19th day of June, 2012, to consider amending the Uniform Traffic Code of the Town of Huntington, and due deliberation having been had,

HEREBY AMENDS

the Uniform Traffic Code of the Town of Huntington, Chapter 3, Parking Regulations; Article II, Parking, Standing and Stopping Regulations; §3-3, Designation of Areas and Restrictions; Schedule J.

	<u>NAME OF STREET/SIDE LOCATION</u>	<u>REGULATION</u>	<u>HOURS/DAYS</u>
ADD:	Eleventh Avenue/West From 30 ft. north of Norden La. to 30 ft. south of Norden La. (HUS)	No Stopping	-----

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.

ENACTMENT: AMEND THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 2, ARTICLE I, §2-1, SCHEDULE A
 RE: TRAFFIC SIGNAL – ROUND SWAMP ROAD AT HIGHHOLD DRIVE AND MANNETTO HILL ROAD, HUNTINGTON

Resolution for Town Board Meeting Dated: July 24, 2012

The following resolution was offered by: **COUNCILWOMAN BERLAND, COUNCILMAN MAYOKA**
 and seconded by: **SUPERVISOR PETRONE**

THE TOWN BOARD having held a public hearing on the 19th day of June, 2012, to consider amending the Uniform Traffic Code of the Town of Huntington, and due deliberation having been had,

HEREBY AMENDS

the Uniform Traffic Code of the Town of Huntington, Chapter 2, Traffic Regulations; Article I, Traffic Control Signals; §2-1 Installation of Traffic Control Signals; Schedule A

	<u>LOCATION</u>	<u>DESCRIPTION OF SIGNAL</u>
ADD:	Round Swamp Road at Highhold Drive and Mannetto Hill Road (HUN)	Semi-traffic-actuated

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 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: July 24, 2012

The following resolution was offered by: Councilwoman Berland

and seconded by: **COUNCILMAN MAYOKA**

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 14th day of August, 2012 at 7:00 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.

2012-359

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.

Chapter 156 §67 - (A), (B) and (C) of the Code of the Town of Huntington Authorizing Actions 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
Exhibit 50	35 Wildwood Drive Dix Hills, NY 11746	0400-277.00-01.00-021.000	Robert & Mindy Bass 66 Willington Drive Melville, NY 11747	1-Jun-12	\$2,500.00
Exhibit 51	22 Clark Street Huntington, NY 11743	0400-190.00-02.00-083.000	Ali Faiz 414 West Hills Road Melville, NY 11747	1-Jun-12	\$2,500.00
Exhibit 52	14 West 10th Street Hunt. Station, NY 11746	0400-142-03-013.000	John & Violet Michta 150 4th Avenue Hunt. Station, NY 11746	31-May-12	\$2,500.00
Exhibit 53	2370 New York Avenue Huntington, NY 11743	0400-239.00- 02.00-023.005	Tyrell A. Edwards 32 Amsterdam Street Huntington, NY 11743	11-Jun-12	\$2,500.00
Exhibit 54	2 Glover Drive Dix Hills, NY 11746	0400-284.00-03.00-172.00	Heather Lazarides 2 Glover Drive Dix Hills, NY 11746	11-Jun-12	\$2,500.00
Exhibit 55	30 Peanwood Drive Hunt. Station, NY 11746	0400-138.00-01.00-051.000	Charles & Francesca Bowen 26 Saxon Street Melville, NY 11747	11-Jun-12	\$2,500.00
Exhibit 56	161 New York Avenue Huntington, NY 11743	0400-71-2-84	Tariq Mahmud Frances Drive Muttontown, NY 11791	14-Jun-12	\$2,500.00

SCHEDULE A

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

Exhibit 57	26 Ambrose Lane Northport, NY 11968	0400-055.00-02.00-121.000	Dolores Werle 26 Ambrose Lane Northport, NY 11768	29-May-12	\$2,500.00
Exhibit 58	93 West 11th Street Hunt. Station, NY 11746	0400-137-3-11	Benjamin F. Hill Sr. P.O. BOX 248 Central Islip, NY 11722	11-May-12	\$2,500.00

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER AWARDING A LICENSE AGREEMENT FOR LEASE OF PRIVATE LOCKER ROOM SPACE AT DIX HILLS ICE RINK WITH LONG ISLAND REBELS.

Resolution for Town Board Meeting Dated: July 24, 2012

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

and seconded by: **COUNCILMAN MAYOKA**

WHEREAS, the Town Department of Parks and Recreation is desirous of leasing space at the Dix Hills Ice Rink facility for use as a private locker room. The Town's is seeking to enter into a contract with a youth hockey organization that plans to utilize the ice rink facility as its "home facility" and conduct the majority of its practices and games at the Dix Hills facility. It is expressly understood that the locker room will be for private and exclusive use of the licensee. The general public will not have access to the space; and

WHEREAS, requests for proposals were received on July 6, 2012, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the lease of private locker room space at Dix Hills twin ice rink, RFP No. 2012-07-007 and the same were opened and read aloud; and

WHEREAS, Long Island Rebels, P.O. Box 1041, Huntington, New York 11743 is the successful, sole proposer; and

WHEREAS, the scheduling of a public hearing to consider this license agreement is not an action as defined by 6 N.Y.C.R.R. 617.2(b) and therefore no further SEQRA review is required.

NOW, THEREFORE THE TOWN BOARD

HEREBY SCHEDULES a public hearing for the 14th day of August, 2012 at 7:00 P.M. at Huntington Town Hall, 100 Main Street Huntington, New York to consider awarding a license agreement to Long Island Rebels for the lease of private locker room space at Dix Hills twin ice rink for a period of three (3) years commencing upon contract execution, with annual revenue to be \$9,600.00; to be deposited into revenue account A2065 Said contract has three (3) additional one (1) year extensions at the Town's sole discretion; 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.

2012- 361

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER THE EXECUTION OF A LICENSE AGREEMENT FOR THE CONSTRUCTION OF A PORTION OF A TIMBER STYLE BULKHEAD AND PROVIDING ACCESS FOR CONSTRUCTION OF SUCH BULKHEAD VIA THE TOWN OF HUNTINGTON'S HOBART BEACH

Resolution for Town Board Meeting Dated: July 24, 2012

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, pursuant to Chapter 137, the Marine Conservation Law of the Town of Huntington, an application for a special use permit has been submitted by:

Steven Lamberg
36 West View Rd.
Northport, N.Y. 11768

To construct approximately 124 linear feet of timber style bulkhead within 18 inches of an existing bulkhead that is currently on the applicant's property, located at 36 West View Rd., Northport, New York 11768, bearing S.C.T.M. # 0400-002.00-01.00-051.000; and

WHEREAS, the applicant proposes to access the work site via Hobart Beach; and

WHEREAS, it is possible that six to twelve inches (6"-12") of the northernmost twenty-five linear feet of the new bulkhead may rest on adjoining property to the west known as Hobart Beach; and

WHEREAS, the Town Board reserves its rights in and to custody, possession and control as title owner of Hobart Beach with respect to any portion of the new bulkhead that may rest on such land; and

WHEREAS, a license agreement for the use of Hobart Beach for the purposes referenced herein is necessary; and

WHEREAS, the scheduling of a public hearing is not an action as defined by 6 NYCRR §617.2(b) and therefore no further SEQRA review is required at this time.

NOW, THEREFORE

THE TOWN BOARD

HEREBY SCHEDULES a public hearing for the 14th day of August, 2012, at 7:00 pm at Town Hall, 100 Main Street, Huntington, New York 11743, to consider the execution of a license agreement as is necessary to: (i) permit up to six to

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7/20/2012 11:27 AM

2012-361

twelve inches (6" to 12") of up to twenty-five linear feet the northernmost portion of the new bulkhead to rest and remain on Hobart Beach, with a reservation of rights as the title owner to possession, custody and control thereof and without prejudice; and (ii) providing access for construction of such bulkhead via the Hobart Beach,; all on 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 Mark A. Cuthbertson	AYE
Councilman Eugene Cook	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER THE ISSUANCE OF A SPECIAL USE PERMIT UNDER CHAPTER 137 (MARINE CONSERVATION) FOR THE CONSTRUCTION OF A TIMBER STYLE BULKHEAD
APPLICANT: STEVE LAMBERG
LOCATION: 36 WEST VIEW RD., NORTHPORT, N.Y. 11768
S.C.T.M. #: 0400-002.00-01.00-051.000

Resolution for Town Board Meeting Dated: July 24, 2012

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

and seconded by: **COUNCILMAN MAYOKA**

WHEREAS, pursuant to Chapter 137, the Marine Conservation Law of the Town of Huntington, an application for a special use permit has been submitted by

Steven Lamberg
36 West View Rd.
Northport, N.Y. 11768

To construct a timber style bulkhead within 18 inches of an existing bulkhead. Applicant proposes to access work site via Town of Huntington property (Hobart Beach) at 36 West View Rd. , Northport, N.Y. 11768, S.C.T.M. # 0400-002.00-01.00-051.000; and

WHEREAS, the scheduling of a public hearing is not an action as defined by 6 NYCRR §617.2(b) and therefore no further SEQRA review is required at this time for the scheduling said public hearing.

NOW, THEREFORE

THE BOARD OF TRUSTEES

HEREBY SCHEDULES a public hearing for the ~~14th~~ day of **August** , 2012, at ~~7:00~~pm at Town Hall, 100 Main Street, Huntington, New York 11743, to construct a timber style bulkhead within 18 inches of existing bulkhead. Applicant proposes to access the shoreline/work site via Town of Huntington Beach (Hobart Beach) at 36 West View Rd., Northport, N.Y. 11768, S.C.T.M. # 0400-002.00-01.00-051.000

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2012- 364

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NUMBER 13 -2012 AMENDING THE CODE OF THE TOWN OF HUNTINGTON TO ADD CHAPTER 38 (HIGHWAY SUPERINTENDENT, ELECTIVE OFFICE ABOLISHED, APPOINTIVE OFFICE OF HIGHWAY SUPERINTENDENT CREATED) SUBJECT TO MANDATORY REFERENDUM

Resolution for Town Board Meeting dated: July 24, 2012

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

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

WHEREAS, The Town Board wishes to schedule a Public Hearing pursuant to Municipal Home Rule Law to consider amending the Code of the Town of Huntington to change the elective office of Superintendent of Highways to an appointive office; and

WHEREAS, the Town Board wishes to hold a public hearing to consider enacting a local law to abolish the elective office of Superintendent of Highways and to create the appointive office of Superintendent Highways in order to structure Town government so as to streamline Town processes and promote efficiency; and

WHEREAS, scheduling a public hearing to consider amending the Code of the Town of Huntington so as to adopt a section abolishing the elective office of Superintendent of Highways and creating the appointive office of Superintendent of Highways is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(20) and (27) and therefore no further SEQRA review of the scheduling of a public hearing is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY SCHEDULES a public hearing to be held on the 14th day of Aug, 2012 at 7:00 p.m. at Huntington Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. 13-2012, amending the Code of the Town of Huntington so as to add Chapter 38 (Highway Superintendent, Elective Office Abolished, Appointive Office of Highway Superintendent Created), as follows:

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

LOCAL LAW INTRODUCTORY NUMBER 13 -2012
AMENDING THE CODE OF THE TOWN OF HUNTINGTON TO ADD
CHAPTER 38 (HIGHWAY SUPERINTENDENT, ELECTIVE OFFICE ABOLISHED,
APPOINTIVE OFFICE OF HIGHWAY SUPERINTENDENT CREATED)

Section 1: Chapter 38 The Huntington Town Code is hereby amended so as to add Chapter 38 (Highway Superintendent, Elective Office Abolished, Appointive Office of Highway Superintendent Created).

CHAPTER 38
HIGHWAY SUPERINTENDENT, ELECTIVE OFFICE ABOLISHED, APPOINTIVE
OFFICE OF HIGHWAY SUPERINTENDENT CREATED

CHAPTER § 38 HIGHWAY SUPERINTENDENT, ELECTIVE OFFICE ABOLISHED,
APPOINTIVE OFFICE OF HIGHWAY SUPERINTENDENT CREATED

§ 38-1. Legislative Intent.

It is the intention of the Huntington Town Board to enact a Local Law introducing a referendum item on the November 6, 2012 election ballot providing for the elective position of the Highway Superintendent for the Town of Huntington to become an appointive position.

- A. Authority. This chapter is adopted by local law, pursuant to Town Law and Municipal Home Rule Law of the Laws of the State of New York, and any subsequent amendments hereto shall be adopted by local law.
- B. Purpose. The purpose of this Local Law is to place on the November 6, 2012 General Election ballot a referendum item which will permit the electors of the Town of Huntington to decide if they wish the elective position of Highway Superintendent to be an appointive position.

§38-2. Abolition of Elective Office of Highway Superintendent.

If the electors of the Town of Huntington vote to have the Town Board appoint a Highway Superintendent, the current elective office of the Town of Huntington of Highway Superintendent will terminate on December 31, 2013.

§ 38-3. Creation of Appointive office of Highway Superintendent

If the electors of the Town of Huntington vote to have the Town Board appoint a Highway Superintendent, the appointive position of Highway Superintendent shall be deemed created, effective January 1, 2014, and the Town Board shall appoint a qualified individual to that office effective January 1, 2014. The Highway Superintendent would then serve according to the terms established by, and be accountable to, the Town Board.

§ 38-4 Mandatory Referendum.

This Local Law is subject to mandatory referendum pursuant to the provisions of Municipal Home Rule Law § 23 (2)(e).

§ 38-6. Effect on powers of Supervisor. Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52, and 125 of the Town Law of the State of New York or any other powers which may be lawfully exercised by said Supervisor.

Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section or other part of this local law shall for any reason be adjudged to be unconstitutional or otherwise invalidated by any court of competent jurisdiction, then such adjudication 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

If approved by the electors, this local law shall take effect upon filing in the Offices of the Secretary of State of the State of New York.

VOTE: AYES: 3 NOES: 2 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

2012-365

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NUMBER 14 -2012 AMENDING THE CODE OF THE TOWN OF HUNTINGTON SO AS TO REPEAL CHAPTER 32 (GENERAL SERVICES, DEPARTMENT OF)

Resolution for Town Board Meeting dated: July 24, 2012

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

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, The Town Board wishes to schedule a Public Hearing pursuant to Municipal Home Rule Law to consider amending the Code of the Town of Huntington to repeal the code section establishing the Town of Huntington Department of General Services; and

WHEREAS, in accordance with its' authority under Town Law and Municipal Home Rule Law the Town Board wishes to hold a public hearing to consider repealing the code section that established the Department of General Services as a part of an initiative to consolidate services of certain departments under proposed Local Law which if adopted will establish a Town of Huntington Department of Public Works; and

WHEREAS, the Town Board wishes to schedule a Public Hearing to determine whether or not to repeal Town Code Chapter 32, which section established the Department of General Services, in order to place the duties and responsibilities of the Department of General Services under a "Division" of said proposed Department of Public Works; and

WHEREAS, scheduling a public hearing to consider amending the Code of the Town of Huntington is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(20) and (27) and therefore no further SEQRA review of the scheduling of a public hearing is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY SCHEDULES a public hearing to be held on the 14th day of Aug., 2012 at 7:00 p.m. at Huntington Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. 14 2012, amending the Code of the Town of Huntington so as to repeal Chapter 32 (General Services, Department of), as follows:

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

LOCAL LAW INTRODUCTORY NUMBER **14** -2012
AMENDING THE CODE OF THE TOWN OF HUNTINGTON SO AS TO REPEAL
CHAPTER 32 (GENERAL SERVICES, DEPARTMENT OF)

Section 1: Chapter 32 (General Services, Department of) is hereby amended so as to repeal same in its entirety, as follows:

CHAPTER 32
[GENERAL SERVICES, DEPARTMENT OF]

RESERVED FOR FUTURE USE

Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section or other part of this local law shall for any reason be adjudged to be unconstitutional or otherwise invalidated by any court of competent jurisdiction, then such adjudication 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 the State of New York.

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

VOTE: AYES: 3 NOES: 2 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

2012- 366

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NUMBER 15, -2012 AMENDING THE CODE OF THE TOWN OF HUNTINGTON TO ADD CHAPTER 58 (PUBLIC WORKS, DEPARTMENT OF)

Resolution for Town Board Meeting dated: July 24, 2012

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

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the Town of Huntington wishes to schedule a Public Hearing to consider amending the Town Code to add Chapter 58, to create the Department of Public Works; and

WHEREAS, the Town Board wishes to consider adopting a local law pursuant to Municipal Home Rule Law § 10 (1)(ii)(a)(1) to amend the Code to establish a Town of Huntington Department of Public Works; and

WHEREAS, scheduling a public hearing to consider amending the Code of the Town of Huntington so as to establish a Town Department of Public Works is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(20) and (27) and therefore no further SEQRA review of the scheduling of a public hearing is required.

NOW THEREFORE

THE TOWN BOARD

HEREBY SCHEDULES a public hearing for the **14th** day of **August**, 2012 at **7:00** p.m. at Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. **15**-2012, amending the Code of the Town of Huntington to add Chapter 58 (Public Works, Department of);

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

LOCAL LAW INTRODUCTORY NUMBER **15** -2012
AMENDING THE CODE OF THE TOWN OF HUNTINGTON
TO ADD CHAPTER 58 (PUBLIC WORKS, DEPARTMENT OF)

Section I: Chapter 58 The Huntington Town Code is hereby amended so as to add Chapter 58 (Public Works, Department of).

CHAPTER 58
PUBLIC WORKS, DEPARTMENT OF

CHAPTER 58 PUBLIC WORKS, DEPARTMENT OF

§ 58-1. Legislative Intent

It is the intention of the Huntington Town Board to establish a Department of Public Works in an effort to more efficiently and economically deliver services to its residents and taxpayers.

- A. Authority. This chapter is adopted by local law, pursuant to Town Law of the Laws of the State of New York, and any subsequent amendments hereto shall be adopted by local law.
- B. Short title. For brevity and ease of communication, this legislation may be cited as the "Town of Huntington Department of Public Works Local Law."
- C. Purpose. The purpose of this chapter is to provide for efficient and economic delivery of services in fulfillment of the town's duties and obligations to protect the health, safety and welfare of its residents and taxpayers.

§ 58-2. Definitions and word usage.

- A. Definitions. Unless otherwise stated in the section where the term is used herein, the meanings of terms used in this chapter shall be as stated below:

DEPARTMENT

The Town of Huntington Department of Public Works, which shall perform a major function of town government.

DEPUTY DIRECTOR(S)

The Deputy Director(s) of the Town of Huntington Department of Public Works, each who, in the absence of the Director, shall act generally for and in place of the Director, and shall administer a specific division of the Department.

DIRECTOR

The Director of the Town of Huntington Department of Public Works shall be the chief executive officer of the Department. Any reference to the title of "Director of General Services" in any other chapter of the Code of the Town of Huntington shall henceforth mean the Deputy Director of the Division of General Services.

- B. Word usage. When not inconsistent with the context, the present tense shall include the future, and words used in the plural shall include the singular and vice versa. Furthermore, a masculine pronoun shall include the feminine. "Shall" is mandatory; "may" is permissive.

§58-3. Establishment, administration and organization.

A. Establishment. There shall be in the Town of Huntington a Department of Public Works which shall perform a major function of town government. The principal executive officer and administrative head of said department shall be the Director, who shall be appointed by the Town Board and serve at the pleasure of the Town Board at such salary as may from time to time be set by said Town Board.

B. Administration.

The principal executive officer and administrative head of such Department shall be the Director, who shall be appointed by the Town Board for a term fixed by law, at such salary as may from time to time be fixed by said Town Board. The Director shall be appointed on the basis of administrative experience and professional qualifications for the duties of such office and such additional standards as may be required by the Town Board. The Director shall be the head of the Department with power and authority to appoint and remove employees under the Department's jurisdiction in accordance with the Civil Service Law and other applicable laws, except the appointment and removal of Deputy Director (s), who shall be appointed and removed by the Town Board. The Deputy Director(s) shall administer a specific division of the Department and generally act for and in the place of the Director when required. The Town Board may appoint Deputy Director(s) for each of the division(s) set forth below, and such position(s) shall be defined as exempt under the Civil Service Law. Deputy Directors shall generally act for and in place of the Director and shall perform such duties as are vested in and imposed upon that office by the provisions of this article, by statute or other lawful authority. The Director or his/her Deputy(s) may also serve as a division head within the Department. In the absence of the Director, the Deputy Director(s) shall act generally for and in the place of the Director.

C. Organization.

(1) Director. The Director shall have such powers as shall be necessary for the proper administration of the Department, consistent with the applicable provisions of law and the Code of the Town of Huntington. The Director may, with approval of the Town Board, establish, consolidate or abolish any divisions or subdivisions now existing or hereafter created in the Department.

(2) Divisions. The Department shall be divided into the following divisions, which shall be under the administration, supervision, direction and control of the Director:

(a) Division of General Services.

§ 58-4 Powers and duties.

The powers and duties of Divisions herein shall be under the administration, direction and control of the Director and each of the said divisions shall be supervised by a Division Head, who shall be designated as such. The Director may, with the approval of the Town Board after a public hearing, establish, consolidate or abolish any divisions in said Department. In, addition he/she may establish, consolidate or abolish any bureau or subdivision now existing or hereafter created in any such division. The provisions of any local law to the contrary notwithstanding, the functions, powers and duties of such divisions shall be as follows:

- (1) General Services Division. This Division shall administer, supervise, manage, implement, initiate and direct all matters pertaining to:
 - (a) Buildings and Grounds. Administer, supervise, manage, implement and direct general and technical services regarding (1) Building maintenance, repair or supervision of the repair of Town Hall, the John J. Flanagan Center, all town buildings, parks, cemeteries and other town facilities, excluding marinas, beaches, boat ramps and docks. (2) Landscaping and ground maintenance at Town Hall, the John J. Flanagan Center, all town buildings, parks, cemeteries and other town facilities, excluding marinas, beaches, boat ramps and docks.
 - (b) Facilities Management. Administer, supervise, manage, implement and direct general and technical services regarding: Maintenance of all municipal and commuter parking fields.
 - (c) Parks Maintenance. Administer, supervise, manage, implement and direct general and technical services regarding Maintenance of all Town park properties.
 - (d) Vehicle Operations and Maintenance. Maintenance, repair or supervision of the repair of all motor vehicles and equipment owned or leased by the town, except those in use, leased or owned by the Highway Department
 - (e) Inter-Departmental Services. Administer, supervise, manage, implement and direct general and technical services regarding supplies, storage, communications, mail and printing.

§ 58-5 RESERVED FOR FUTURE USE

§ 58-6 RESERVED FOR FUTURE USE

§ 58-7. Effect on powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52, and 125 of the Town Law of the State of New York or any other powers which may be lawfully exercised by said Supervisor.

2012 CD-16

RESOLUTION AUTHORIZING THE DIRECTOR OF THE HUNTINGTON COMMUNITY DEVELOPMENT AGENCY TO ADMINISTER A LOAN TO HOUSING HELP, INC. UNDER THE "TAKE BACK THE BLOCKS" PROGRAM FOR THE PURPOSE OF REHABILITATING 126 EAST 10TH STREET, HUNTINGTON STATION, NEW YORK

Resolution for the Community Development Agency Meeting dated: July 24, 2012

The following resolution was offered by: **CHAIRMAN PETRONE, MEMBER BERLAND**

And seconded by: **MEMBER CUTHBERTSON**

WHEREAS, the Town of Huntington in recognition of the need to increase the stock of affordable housing established by the "Take Back the Blocks" Program; and

WHEREAS, the Town Board established a Municipal Housing Development Fund and adopted policies and procedures for the administration of the Municipal Housing Development Fund under the "Take Back the Blocks" Program No. 2010-613; and

WHEREAS, the policies and procedures allow loans to be made from the Municipal Housing Development Fund to not-for-profit agencies for the purpose of acquiring and/or rehabilitating single family homes under the "Take Back the Blocks" program; and

WHEREAS, the Town Board accepted the recommendation of the Affordable Housing Advisory Board to make a loan in the amount of ONE HUNDRED TWENTY THOUSAND DOLLARS AND NO/100 (\$120,000.00) to Housing Help, Inc. for the purpose of renovating and reselling 126 East 10th Street, Huntington Station, NY, S.C.T.M. # 0400-146.00-03.00-130.000

WHEREAS, the Huntington Community Development Agency is the administrator of loans made under the "Take Back the Blocks" Program,

WHEREAS, the construction or expansion of a single-family residence and provision of necessary utility connections thereto is classified a Type II action pursuant to SEQRA 6 NYCRR 617.5(c)(9 and 11) and no further SEQRA review is required;

NOW, THEREFORE, THE HUNTINGTON COMMUNITY DEVELOPMENT AGENCY BOARD

HEREBY AUTHORIZES the Director to loan Housing Help, Inc. ONE HUNDRED TWENTY THOUSAND DOLLARS AND NO/100 (\$120,000.00) from the Municipal Housing Development Fund at 1% interest for a term not to exceed 18 months and on other terms acceptable to the Huntington Community Development Agency attorney for the purpose of rehabilitation of S.C.T.M. # 0400-146.00-03.00-130.000, 126

2012 CD-16

East 10th Street, Huntington Station, New York from the Municipal Housing Development Fund.

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.

2012 CD-17

RESOLUTION APPROVING THE TRANSFER OF TITLE FROM THE TOWN OF HUNTINGTON AND SUBSEQUENT SALE TO HOUSING HELP, INC. OF A CERTAIN PARCEL OF LAND DESCRIBED AS S.C.T.M. # 0400-232.00-01.00-006.001 AND LOCATED AT 61 NORWICH STREET, HUNTINGTON STATION, NEW YORK

Resolution for the Community Development Agency Meeting dated: July 24, 2012

The following resolution was offered by: **CHAIRMAN PETRONE, MEMBER BERLAND**

And seconded by: **MEMBER CUTHBERTSON**

WHEREAS, the Town of Huntington has approved the acquisition of title to the above referenced parcel which is located within in the Town of Huntington from the County of Suffolk for purposes of renovation as affordable housing as a Section 72H transfer; and

WHEREAS, the Town of Huntington is obligated pursuant to Section IV of the court ordered Consent Decree, Housing Help, Inc., v. The Town of Huntington et. al.; to “make available to HHI [Housing Help, Inc.], for purchase by HHI, the first three residential tax foreclosure properties that are made available to the Town of Huntington by the County of Suffolk which are acceptable to HHI for rehabilitation or new construction purposes of housing to low and moderate income households.”; and

WHEREAS, Suffolk County has offered this parcel to the Town of Huntington for a price of THIRTY-FIVE THOUSAND ONE HUNDRED SEVENTY-NINE DOLLARS AND 61/100 (\$35,179.61) and Housing Help Inc. is willing to purchase this property for the same price; and

WHEREAS, in order to insure that the property is constructed and sold as an affordable housing unit under the “Take Back the Blocks” program, the Town of Huntington shall transfer the property to the Huntington Community Development Agency for simultaneous sale to Housing Help Inc; and

WHEREAS, Housing Help, Inc. shall pay THIRTY-FIVE THOUSAND ONE HUNDRED SEVENTY-NINE DOLLARS AND 61/100 (\$35,179.61) plus all closing costs associated with the acquisition by the Town of Huntington and the transfer of title to the Huntington Community Development Agency for the property

WHEREAS, this will be the second property as per court ordered Consent Decree, Housing Help, Inc., v. The Town of Huntington et. al.; and

WHEREAS, the proposed action is required to be undertaken pursuant to a Court Order and therefore is classified a Type II action pursuant to SEQRA 6 NYCRR 617.5(c)(27 and 29) and no further SEQRA review is required;

NOW THEREFORE, BE IT

2012 CD-17

RESOLVED that the Huntington Community Development Agency Board finds on review of the short form EAF there shall be no significant adverse impacts associated with public acquisition of 61 Norwich Street and eventual sale to Housing Help Inc.; and

NOW, THEREFORE, THE HUNTINGTON COMMUNITY DEVELOPMENT AGENCY BOARD, HEREBY

AUTHORIZES the Chairman to accept the transfer of title to 61 Norwich Street, Huntington Station, New York from the Town of Huntington; and

AUTHORIZES the Chairman to execute a contract and related documents as may be acceptable to the Huntington Community Development Agency Attorney necessary to complete the sale of 61 Norwich Street, Huntington Station, New York to Housing Help, Inc. at a price of THIRTY-FIVE THOUSAND ONE HUNDRED SEVENTY-NINE DOLLARS AND 61/100 (\$35,179.61) plus all closing costs associated with the acquisition by the Town of Huntington and transfer to the Huntington Community Development Agency, including but not limited to title insurance, tax adjustment and taxes prior to exemption and transfer taxes;

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.