

**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:**

<b>Supervisor</b>	<b>Frank P. Petrone</b>
<b>Councilwoman</b>	<b>Susan A. Berland</b>
<b>Councilman</b>	<b>Eugene Cook</b>
<b>Councilman</b>	<b>Mark A. Cuthbertson</b>
<b>Councilwoman</b>	<b>Tracey A. Edwards</b>
<b>Town Clerk</b>	<b>Jo-Ann Raia</b>
<b>Town Attorney</b>	<b>Cindy Elan-Mangano</b>

**AGENDA FOR TOWN BOARD MEETING DATED JANUARY 7, 2014**

**BOARD OF TRUSTEES' MEETING FOLLOWING**

Opened: 3:00 P.M. Closed: 3:01 P.M.

**2:00 P.M. – TOWN HALL**

Opened: 2:07 P.M. Closed: 3:00 P.M.

(Resolutions #2014-1 to 2014-44)

**HEARINGS:**

**ACTION**

1. Consider adopting Local Law Introductory No. 38-2013, amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article IV, §2-7, Schedule G Re: Walt Whitman Road, Melville, Stop Signs.

(Local Law Introductory No. 38-2013)

*Scheduled as per Resolution 2013-606 at 12-10-2013 Town Board Meeting*

**ENACTMENT  
RESOLUTION 2014-41**

2. Consider adopting Local Law Introductory No. 39-2013, amending the Uniform Traffic Code of the Town of Huntington, Chapter 4, §4-1, Schedule K Re: Cold Spring Harbor High School – Private Parking Fields.

(Local Law Introductory No. 39-2013)

*Scheduled as per Resolution 2013-608 at 12-10-2013 Town Board Meeting*

**DECISION RESERVED**

3. Consider authorizing various actions be taken upon certain properties designated as Blighted in accordance with Chapter 156, Article VII, §156-60 (Blighted Property).

(SCTM #'S 0400-166.00-01.00-157.000, 0400-244.00-03.00-082.000, 0400-019.00-02.00-015.000, 0400-166.00-03.00-024.000)

(2013-M-109)

*Scheduled as per Resolution 2013-607 at 12-10-2013 Town Board Meeting*

**ACTIONS TAKEN  
AS PER  
RESOLUTION 2014-38**

**AGENDA FOR TOWN BOARD  
MEETING DATED: JANUARY 7, 2014**

**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  
 Councilwoman Tracey A. Edwards- TE

- |                |   |                  |                  |                  |                 |
|----------------|---|------------------|------------------|------------------|-----------------|
| <b>2014-1.</b> | <p><b>ADOPT</b> various actions of the Town Board for the Year 2014.<br/>         (Re: Designate the following banks: Bank of America, Capital One Bank, JP Morgan Chase Bank, Citibank, N.A., First National Bank of Long Island, HSBC Bank, M&amp;T Bank, New York Commercial Bank, State Bank of Long Island, Suffolk County National Bank, TD Bank, Wachovia Bank, NA, Flushing Commercial Bank; Herald National Bank; Wells Fargo Bank, Community National Bank; Gold Coast National Bank; Bank United; Appoint New York Municipal Advisors Corporation as Fiscal Advisors; Appoints Lori Finger, Director of Purchasing with the purchasing responsibility for the Town; Appoint Nixon Peabody, LLP and Hawkins, Delafield &amp; Wood and Harris Beach PLLC as Bond Counsel; Approves the membership of the Huntington Community Development Agency, effective 1/1/2014 to be as follows: Supervisor Petrone-4 year (balance); Councilwoman Berland-2 year (balance); Councilman Cook – 2 year (balance); Councilman Cuthbertson – 4 year (balance); Councilwoman Edwards – 4 year (balance); Designates Councilwoman Berland as Principal and Councilwoman Edwards as Alternate to cast the vote of the Town of Huntington at the Association of Towns Annual Meeting; Appoints Jo-Ann Raia, Town Clerk as Marriage Officer for term 1/1/2014 – 12/31/2015; Designates the Observer and the Long Islander as the official newspapers for the Town of Huntington)</p> | <b><u>MC</u></b> | <b><u>FP</u></b> | <b><u>5</u></b>  |                 |
| <b>2014-2.</b> | <p><b>AUTHORIZE</b> the Supervisor to apply for and receive funding from the County of Suffolk for the provision of adult day care services.<br/>         (Period: 1/1/2014-12/31/2014)</p>   | <b><u>FP</u></b> | <b><u>SB</u></b> | <b><u>TE</u></b> | <b><u>5</u></b> |
| <b>2014-3.</b> | <p><b>AUTHORIZE</b> the Supervisor to amend and execute an agreement with Guildnet Managed Long Term Care and the Town of Huntington for the provision of social day care services through the Huntington Adult Day Care Program.</p>   | <b><u>FP</u></b> | <b><u>SB</u></b> | <b><u>EC</u></b> | <b><u>5</u></b> |
| <b>2014-4.</b> | <p><b>AUTHORIZE</b> the Supervisor to apply for and receive funding from the County of Suffolk for the IIC Nutrition Program for senior citizens.<br/>         (Period: 1/1/2014-12/31/2014)</p>  | <b><u>FP</u></b> | <b><u>SB</u></b> | <b><u>EC</u></b> | <b><u>5</u></b> |
| <b>2014-5.</b> | <p><b>AUTHORIZE</b> the Supervisor to apply for and receive funding from the County of Suffolk for the Residential Repair Program for the elderly of Huntington. (Period: 1/1/2014-12/31/2014)</p>  | <b><u>SB</u></b> | <b><u>EC</u></b> | <b><u>TE</u></b> | <b><u>5</u></b> |
| <b>2014-6.</b> | <b>REMOVED FROM THE AGENDA AT THE WORKSHOP.</b>   |                  |                  |                  |                 |

**AGENDA FOR TOWN BOARD  
MEETING DATED: JANUARY 7, 2014**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2014-7.</b> <b>AUTHORIZE</b> the Supervisor to execute a requirements contract for the lawn and landscape maintenance for the Highway Department with Looks Great Services, Inc. <b>(Period: 1 year)</b>	<u><b>MC</b></u>	<u><b>TE</b></u>	<u><b>5</b></u>
<b>2014-8.</b> <b>AUTHORIZE</b> the Supervisor to execute an extension to the requirements contract for repair of gasoline and diesel pumps and leak detection systems with Henrich Equipment Co. Inc. <b>(Extension Period: 1 year)</b>	<u><b>MC</b></u>	<u><b>SB</b></u>	<u><b>5</b></u>
<b>2014-9.</b> <b>AUTHORIZE</b> the Supervisor to execute an extension to the requirements contract for International Truck repairs and parts with Syosset Truck Sales, Inc. and for Komatsu heavy equipment repairs and parts with Edward Ehrbar, Inc. <b>(Extension Period: 1 year)</b>	<u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<b>2014-10.</b> <b>AUTHORIZE</b> the Supervisor to execute an agreement with Greenman-Pedersen Inc., engineering and construction services for consulting services to evaluate traffic conditions related to Canon, USA. <b>(Re: Perform traffic study, collect data and make recommendations for improvements)</b>	<u><b>FP</b></u> <u><b>MC</b></u>	<u><b>EC</b></u> <u><b>SB</b></u>	<u><b>5</b></u>
<b>2014-11.</b> <b>AUTHORIZE</b> the Supervisor to execute an agreement for the provision of consulting services for Town and Board of Trustees property and contract/franchise matters. <b>(Re: Robert G. Fonti)</b>	<u><b>MC</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<b>2014-12.</b> <b>AUTHORIZE</b> the Supervisor to execute an agreement with R&C Formation, Ltd. for groundwater and surface water monitoring in compliance with the record of decision for the East Northport Landfill. <b>(Period: Execution of contract through 12/31/2014)</b>	<u><b>EC</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2014-13.</b> <b>AUTHORIZE</b> the Supervisor to execute an agreement with the Incorporated Village of Asharoken for snow and ice removal services, nunc pro tunc. <b>(Period: 9/1/2013 - 9/1/2018)</b>	<u><b>FP</b></u> <u><b>TE</b></u>	<u><b>SB</b></u>	<u><b>5</b></u>
<b>2014-14.</b> <b>AUTHORIZE</b> the execution of the agreement to spend Town Highway Funds for calendar year 2014.	<u><b>FP</b></u> <u><b>TE</b></u>	<u><b>EC</b></u> <u><b>SB</b></u>	<u><b>5</b></u>
<b>2014-15.</b> <b>AUTHORIZE</b> the execution of an amendment to a contract with Phil Bauccio Consultants & Associates to provide risk management consulting services.	<u><b>EC</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2014-16.</b> <b>AUTHORIZE</b> the execution of an agreement with the Huntington Community First Aid Squad, Inc., for emergency medical and ambulance services to the Huntington Community Ambulance District. <b>(Period: 1/1/2014 – 12/31/2014)</b>	<u><b>SB</b></u> <u><b>MC</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>

**AGENDA FOR TOWN BOARD  
MEETING DATED: JANUARY 7, 2014**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2014-17.</b> <b>AUTHORIZE</b> the execution of an agreement with the Commack Volunteer Ambulance Corporation for emergency medical and ambulance services to the Commack Ambulance District. (Period: 1/1/2014 – 12/31/2014)	<b><u>FP</u></b> <b><u>SB</u></b>	<b><u>TE</u></b>	<b><u>5</u></b>
<b>2014-18.</b> <b>AUTHORIZE</b> the execution of an agreement with Pace Analytical (formerly H2M Labs Inc.) to provide annual laboratory wastewater analysis services for 2014 for the Huntington Sewer District. (Period: 1/1/2014 – 12/31/2014)	<b><u>FP</u></b>	<b><u>SB</u></b>	<b><u>5</u></b>
<b>2014-19.</b> <b>AUTHORIZE</b> the Community National Bank as depository for tax receipts and authorizing the Receiver of Taxes to execute a collateral agreement for a tax receipt account on behalf of the Town of Huntington.	<b><u>FP</u></b>	<b><u>SB</u></b>	<b><u>5</u></b>
<b>2014-20.</b> <b>AUTHORIZE</b> the settlement of a lawsuit (Onorato v. Town of Huntington). (Re: Suffolk County Supreme Court Index No.: 09-22077)			<b>4-AYES</b> <b>(SB)</b> <b>(FP)</b> <b>(MC)</b> <b>(EC)</b> <b>1-ABST</b> <b><u>(TE)</u></b>
<b>2014-21.</b> <b>AUTHORIZE</b> attendance at the Huntington Township Chamber Foundation Leadership Huntington Program. (Re: Joseph Cline, Director of Engineering)	<b><u>SB</u></b>	<b><u>FP</u></b>	<b><u>5</u></b>
<b>2014-22.</b> <b>AUTHORIZE</b> the correction of code violations at various locations pursuant to the Code of the Town of Huntington. (Re: Gregg/Maria Alper, 1217 McFadden Drive, East Northport, SCTM# 0400-128.00-03.00-014.000, Chapter 87)	<b><u>MC</u></b> <b><u>SB</u></b>	<b><u>TE</u></b>	<b><u>5</u></b>
<b>2014-23.</b> <b>AUTHORIZE</b> the Comptroller to appropriate monies from the Environmental Open Space and Park Improvement Fund for recommended park improvements (multiple parks). (Re: Crescent Beach, Huntington Bay; Fleets Cove, Huntington; Hobart Beach, Eaton's Neck – playground replacement; Crescent and Fleets Cove Beaches – precast concrete attendant booths)	<b><u>SB</u></b>	<b><u>EC</u></b>	<b><u>5</u></b>
<b>2014-24.</b> <b>AUTHORIZE</b> the Comptroller to amend the 2014 Operating Budget for the Town of Huntington and its Special Districts-various departments.	<b><u>SB</u></b>	<b><u>EC</u></b>	<b><u>5</u></b>
<b>2014-25.</b> <b>AUTHORIZE</b> the Comptroller to amend the 2014 Operating Budget and appropriate fund balance for the Town of Huntington and its Special Districts – Cultural Affairs (Public Art Initiative).	<b><u>SB</u></b> <b><u>TE</u></b>	<b><u>FP</u></b> <b><u>EC</u></b>	<b><u>5</u></b>

**AGENDA FOR TOWN BOARD  
MEETING DATED: JANUARY 7, 2014**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2014-26.</b> <b>ADOPT</b> the recommendations of the Administrative Hearing Officer in the matter of the appeal of Alexander Fonteboa (Re: Transportation for Hire Operator’s Permit). ( <b>APPROVAL</b> )	<u><b>MC</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2014-27.</b> <b>ADOPT</b> the recommendations of the Administrative Hearing Officer in the matter of the appeal of Raymond Torres Jr. (Re: Transportation for Hire Operator’s Permit). ( <b>APPROVAL</b> )	<u><b>MC</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2014-28.</b> <b>ADOPT</b> the recommendations of the Administrative Hearing Officer in the matter of the appeal of Marc Rosenstock (Re: Transportation for Hire Operator’s Permit). ( <b>APPROVAL</b> )	<u><b>MC</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2014-29.</b> <b>AMEND</b> Resolution No. 2013-106 authorizing the extension/retention of outside legal counsel Re: 2013, nunc pro tunc. ( <b>Re: Laure C. Nolan, Esq.; Ellen Schaffer, Esq.; Barry D. Lites, Esq.; Stuart Besen, Esq.</b> )			<b>4-AYES</b> ( <b>FP</b> ) ( <b>MC</b> ) ( <b>SB</b> ) ( <b>TE</b> ) <b>1-NO</b> <u>(<b>EC</b>)</u>
	<u><b>FP</b></u>	<u><b>MC</b></u>	
<b>2014-30.</b> <b>AUTHORIZE</b> the extension/retention of outside legal counsel. ( <b>Re: Laure C. Nolan, Esq.; Ellen Schaffer, Esq.; Barry D. Lites, Esq.; Stuart Besen, Esq.; Period: 1/1/2014 – 12/31/2015</b> )			<b>4-AYES</b> ( <b>FP</b> ) ( <b>TE</b> ) ( <b>SB</b> ) ( <b>MC</b> ) <b>1-NO</b> <u>(<b>EC</b>)</u>
	<u><b>FP</b></u>	<u><b>TE</b></u>	
<b>2014-31.</b> <b>APPOINT</b> additional members to the Huntington Greenway Trails Advisory Committee. ( <b>Re: Chair of the Huntington Committee for Persons with Disabilities and President of the Long Island Dog Owners Group or representatives thereof</b> )	<u><b>MC</b></u>	<u><b>SB</b></u>	<u><b>5</b></u>
<b>2014-32.</b> <b>APPROVE</b> a 2014 Public Art Plan and authorizing the Public Art Advisory Committee to proceed with its implementation.	<u><b>SB</b></u>	<b>EC</b> <u><b>TE</b></u>	<u><b>5</b></u>
<b>2014-33.</b> <b>CONVERT</b> pilot on-leash dog walking use at Frazer Drive Park to permanent use pursuant to Town Code.	<u><b>MC</b></u>	<b>EC</b> <u><b>TE</b></u>	<u><b>5</b></u>
<b>2014-34.</b> <b>DESIGNATE</b> on-leash dog walking trails in Town parks. ( <b>Re: Jerome Ambro Memorial Wetlands Preserve {utility right of way segment}; Dix Hills Park {woodland trail} and Sunshine Acres Park {paved path}</b> )	<u><b>MC</b></u>	<b>FP</b> <u><b>EC</b></u>	<u><b>5</b></u>

**AGENDA FOR TOWN BOARD  
MEETING DATED: JANUARY 7, 2014**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2014-35. ESTABLISH “A.R.M.S.” (American Reactivated for Military Service).</b>		<b>TE FP</b>	
	<b><u>SB</u></b>	<b><u>EC</u></b>	<b><u>5</u></b>
<b>2014-36. REMOVED FROM THE AGENDA AT THE WORKSHOP.</b>			
<b>2014-37. ENACTMENT: APPROVE</b> the issuance of a Certificate of Approval in a Historic District Re: 56 Shore Road, Cold Spring Harbor – Cold Spring Harbor Historic District. (Applicant: 56 Partes Tres, LLC; SCTM# 0400-016.00-02.00-004.000)			
	<b><u>SB</u></b>	<b><u>EC</u></b>	<b><u>5</u></b>
<b>2014-38. AUTHORIZE</b> 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: Schedule A & B – William/Ryan Foster, 6 Sexton Court, Huntington, SCTM# 0400-166.00-01.00-157.000; John Fay, 27 Tanyard Lane, Huntington, SCTM# 0400-019.00-02.00-015.000)			
	<b><u>SB</u></b>	<b><u>EC</u></b>	<b><u>5</u></b>
<b>2014-39. ENACTMENT: ADOPT</b> Local Law Introductory Number 33-2013, amending the Zoning Map on the Town Board’s own motion to change the Zoning from R-5 Residence District to C-1 Office-Residence District for the property located on the west side of Lowndes Avenue, between Railroad Street and Columbia Street, Huntington Station, SCTM #0400-140-03-(072, 073, 108, 109.003 & 117).			
	<b><u>FP</u></b>	<b><u>SB</u></b>	<b><u>5</u></b>
<b>2014-40. ENACTMENT: ADOPT</b> Local Law Introductory Number 37-2013, amending the Code of the Town of Huntington Chapter 198 (Zoning), Article V (Industrial Districts) §198-34, I-1 (Light Industry District), F. (4) (a) (Restaurants).			
	<b><u>MC</u></b>	<b><u>FP</u></b>	<b><u>5</u></b>
<b>2014-41. ENACTMENT: ADOPT</b> Local Law Introductory Number 38-2013 amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article IV, §2-7, Schedule G. Re: Walt Whitman Road, Melville – Stop Signs.			
	<b><u>SB</u></b>	<b><u>FP</u></b>	<b><u>5</u></b>
<b>2014-42. SCHEDULE A PUBLIC HEARING: March 4, 2014 at 2:00 PM</b> To consider adopting Local Law Introductory Number 1 - 2014, considering Zone Change application #2013-ZM-398, Leon Petroleum, LLC, to change the Zoning from C-6 General Business District and R-5 Residence District to C-11 Automotive Service Station District for property located on the northwest corner of Jericho Turnpike and Park Avenue, Elwood, SCTM #0400-210-01-090.001.			
	<b><u>SB</u></b>	<b><u>TE</u></b>	<b><u>5</u></b>

**AGENDA FOR TOWN BOARD  
MEETING DATED: JANUARY 7, 2014**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2014-43. SCHEDULE A PUBLIC HEARING: February 4, 2014 at 7:00 PM</b> To consider adopting Local Law Introductory No. 2 - 2014 amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article XX (Accessory Apartments).	<b><u>SB</u></b>	<b><u>FP</u></b>	<b><u>5</u></b>
<b>2014-44. AUTHORIZE</b> the Supervisor to execute an agreement with the Town of Huntington Economic Development Corporation. (Period: 1/1/2014 – 12/31/2014)	<b><u>FP</u></b>	<b><u>TE</u></b>	<b><u>5</u></b>

**AGENDA FOR BOARD OF TRUSTEES'  
MEETING DATED: JANUARY 7, 2014**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2014-BT1. SCHEDULE A PUBLIC HEARING: February 4, 2014 at 7:00 PM</b> To consider a variance and the issuance of a Special Use Permit pursuant to the Marine Conservation Law, Town Code Chapter 137 for the construction of a residential floating dock assembly Applicant: Ljiljana Mirjanic Location: 101 Asharoken Ave., Northport N.Y. 11768 S.C.T.M. #0401-008.00-02.00-028.000.	<b><u>MC</u></b>	<b><u>EC</u></b>	<b><u>5</u></b>
<b>2014-BT2. SCHEDULE A PUBLIC HEARING: February 4, 2014 at 7:00 PM</b> To consider the execution of a license agreement pursuant to the Marine Conservation Law, Town Code Chapter 137, for the construction of a residential fixed pier and floating dock assembly Applicant: Ljiljana Mirjanic Location: 101 Asharoken Ave., Northport N.Y. 11768 S.C.T.M. #0401-008.00-02.00-028.000.	<b><u>MC</u></b>	<b><u>EC TE</u></b>	<b><u>5</u></b>

AGENDA FOR COMMUNITY DEVELOPMENT AGENCY  
MEETING DATED: JANUARY 7, 2014

RESOLUTIONS:

OFF. SEC. VOTE

2014-CD

\_\_\_\_\_

2014-1

RESOLUTION ADOPTING VARIOUS ACTIONS OF THE TOWN BOARD FOR  
THE YEAR 2014

Resolution for Town Board Meeting Dated: January 7, 2014

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

and seconded by: **SUPERVISOR PETRONE**

THE TOWN BOARD

HEREBY AUTHORIZES the Comptroller to pay 2013/2014 Town of Huntington Taxes on Town-owned property in the amount not to exceed the budgeted amount of TWENTY THOUSAND AND NO/100 (\$23,000.00) DOLLARS to be charged to Operating Budget Item A1950-4170; and

HEREBY DESIGNATES the following institutions as bank depositories for the calendar year 2014: Bank of America, Capital One Bank, JP Morgan Chase Bank, Citibank, N.A., First National Bank of Long Island, HSBC Bank, M&T Bank, New York Commercial Bank, State Bank of Long Island, Suffolk County National Bank, TD Bank, Wachovia Bank, NA, Flushing Commercial Bank; Herald National Bank; Wells Fargo Bank; Community National Bank; Gold Coast National Bank; Bank United; and

HEREBY AUTHORIZES the Supervisor and Comptroller to sign checks by use of a facsimile signature machine; and

HEREBY DELEGATES the power to authorize attendance by employees at conferences, conventions and schools in accordance with the provisions of Section 77-B of General Municipal Law, to the Supervisor, effective up to and including December 31, 2014; and

HEREBY APPOINTS, pursuant to General Municipal Law 104-b(2)(f) effective January 1, 2014, specifies that municipalities must identify the individual responsible for purchasing on behalf of the Town. The Town appoints Lori E. Finger, Director of Purchasing with the purchasing responsibility for the Town; and

HEREBY APPOINTS New York Municipal Advisors Corporation, 50 Jackson Avenue, Syosset, New York 11791, as Fiscal Advisors for bonding issues; and

HEREBY APPOINTS Nixon Peabody, LLP, 437 Madison Avenue, New York, NY 10002-7001 and Hawkins, Delafield & Wood, 67 Wall Street, New York, NY 10005, Harris Beach PLLC, The Omni, Uniondale, NY 11553, as bond counsel for bonding issues; and

HEREBY AUTHORIZES the Comptroller to transfer the funds from vacant positions into the General Contingency Account; and;

HEREBY APPROVES the membership of the Huntington Community Development Agency, effective January 1, 2014, to be as follows: Supervisor Frank P. Petrone-4 year (balance), Councilwoman Susan A. Berland-2 year (balance), Councilman Eugene Cook – 2 year (balance); Councilman Mark A. Cuthbertson-4 year (balance); and Councilwoman Tracey A. Edwards-4 year (balance); and

HEREBY DESIGNATES, pursuant to the provision of Section 6, Article III of the Constitution and By-Laws of the Association of Towns, Councilwoman Susan A. Berland, as Delegate and Councilwoman Tracey A. Edwards, as Alternate to cast the vote of the Town of Huntington at the 2014 Annual Meeting of the Association of Towns in February; and

HEREBY APPOINTS, pursuant to Domestic Relations Law §11-C, Jo-Ann Raia, Town Clerk, as Marriage Officer for the Town of Huntington for a term beginning January 1, 2014 and ending December 31, 2015; and

HEREBY DESIGNATES The Observer, 1 Brookside Dr., Smithtown, NY 11787 and The Long Islander, 145 East Main Street, Huntington, NY 11743 as the Official Newspapers for the Town of Huntington for the year 2014; and directs the Town Clerk to send official notification to the Suffolk County Clerk and Clerk of the Suffolk County Legislature of said designations; and

HEREBY DETERMINES that the subjects of this resolution are not actions as defined by 6 NYCRR §617.2 (b) and therefore no further SEQRA review is required.

VOTE:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO APPLY FOR AND RECEIVE FUNDING FROM THE COUNTY OF SUFFOLK FOR THE PROVISION OF ADULT DAY CARE SERVICES

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by: Supervisor Petrone  
COUNCILWOMAN BERLAND

and seconded by: COUNCILWOMAN EDWARDS

WHEREAS, the Department of Human Services, Senior Citizen Division, has successfully operated an adult day care program for senior citizens; and

WHEREAS, the Town seeks funding from the County of Suffolk to assist in the provision of such services; and

WHEREAS, the 2014 Adopted Suffolk County Operating Budget includes TEN THOUSAND NO/100 (\$10,000.00) DOLLARS in funding for the Social Model Adult Day Care as a respite to family caregivers for the period January 1, 2014 through December 31, 2014; and

WHEREAS, applying for and receiving funds for the Adult Day Care Program is not an action as defined by 6 N.Y.C.R.R. Section of 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 for the provision of adult care services for the period of January 1, 2014 through December 31, 2014, for an amount not to exceed the sum of TEN THOUSAND NO/100 (\$10,000.00) DOLLARS, in Operating Budget A-4773 and to execute any documents in connection therewith 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
Councilwoman Tracey A. Edwards	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO AMEND AND EXECUTE AN AGREEMENT WITH GUILDNET MANAGED LONG TERM CARE AND THE TOWN OF HUNTINGTON FOR THE PROVISION OF SOCIAL DAY CARE SERVICES THROUGH THE HUNTINGTON ADULT DAY CARE PROGRAM

Resolution for Town Board Meeting dated: January 7, 2014

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town of Huntington operates an Adult Day Care Program that provides social model day care services such as educational, craft, recreational and group activities and a hot lunch for the frail elderly; and

WHEREAS, GuildNet Managed Long Term Care (GuildNet) provides managed care services, which allows appropriate individuals to remain in their homes while receiving nursing home level care, such as, health rehabilitation, medical support services and personal care, including respite care, social day care, and transportation; and

WHEREAS, GuildNet desires to provide eligible senior citizens with social day care services through the Huntington Adult Day Care Program; and

WHEREAS, such services may also include related transportation between the patient's home and the location of the Huntington Adult Day Care Program at the Huntington Senior Center and other services which the center may offer; 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 amend and execute an agreement with GuildNet Managed Long Term Care, 15 West 65<sup>th</sup> Street, New York, NY 10023, for the provision of social day care services through the Huntington Adult Day Care Program, and to execute any documents in connection therewith upon such other terms and conditions as are acceptable to the Town Attorney.

VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THERE UPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE SUPERVISOR TO APPLY FOR AND RECEIVE FUNDING FROM THE COUNTY OF SUFFOLK FOR THE IIC NUTRITION PROGRAM FOR SENIOR CITIZENS

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCIWOMAN BERLAND, COUNCILMAN COOK**

WHEREAS, the Department of Human Services, Senior Citizen Division, has successfully operated a nutrition program for senior citizens; and

WHEREAS, the Town seeks funding from the County of Suffolk to assist in the provision of such services; and

WHEREAS, the 2014 Adopted Suffolk County Operating Budget includes THREE HUNDRED AND ONE THOUSAND AND SEVEN HUNDRED AND TWENTY THREE AND NO/100 (\$301,723.00) DOLLARS in funding for the IIC Nutrition Program for the period January 1, 2014 through December 31, 2014; and

WHEREAS, applying for and receiving funds for the IIC Nutrition 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 apply for and receive funds from the County of Suffolk for the provision of nutrition services for the period of January 1, 2014 through December 31, 2014, for a unit cost for the 2014 program year in the amount of \$4.26 per meal for congregate meals and a unit cost for the 2014 program year in the amount of \$4.55 per meal for home delivered meals, to be recorded in Operating Budget Account A3776 and to execute any documents in connection therewith upon such other terms and conditions as are acceptable to the Town Attorney.

VOTE:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2014-5

RESOLUTION AUTHORIZING THE SUPERVISOR TO APPLY FOR AND RECEIVE FUNDING FROM THE COUNTY OF SUFFOLK FOR THE RESIDENTIAL REPAIR PROGRAM FOR THE ELDERLY OF HUNTINGTON

Resolution for Town Board Meeting Dated: January 7, 2014

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

and seconded by: **COUNCILMAN COOK, COUNCILWOMAN EDWARDS**

WHEREAS, the Residential Repair Program provides residential repair and renovations to upgrade substandard, unsuitable or unsafe housing including handicapped modifications for person age 60 and older within the Town of Huntington; and

WHEREAS, the 2014 Adopted Suffolk County Operating budget includes TWENTY-FOUR THOUSAND ONE HUNDRED FIFTY-NINE AND NO/100 (\$24,159.00) DOLLARS for the Residential Repair Program; and

WHEREAS, applying for and receiving funds for this 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 apply for and receive funds from the County of Suffolk for the Residential Repair Program for the elderly of Huntington for the period of January 1, 2014 through December 31, 2014, for an amount not to exceed the sum of TWENTY-FOUR THOUSAND ONE HUNDRED FIFTY-NINE AND NO/100 (\$24,159.00) DOLLARS to be recorded in 2014 Operating Budget A3774 and A4774, and to execute any documents in connection therewith upon such other terms and conditions as are acceptable to the Town Attorney.

VOTE:           AYES: 5       NOES: 0       ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A REQUIREMENTS CONTRACT FOR THE LAWN AND LANDSCAPE MAINTENANCE FOR THE HIGHWAY DEPARTMENT WITH LOOKS GREAT SERVICES, INC.

Resolution for Town Board Meeting Dated: January 7, 2014

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

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS the Town of Huntington Highway Department is responsible for the lawn and landscape maintenance of various Town roads, right of ways, medians, shoulders and recharge basins. This service includes mowing all grassed areas, trimming grass along fence lines, trees, shrubs, curb strips, and removal of all debris; and

WHEREAS, sealed bids were received on November 14, 2013 by the Town of Huntington, Director of Purchasing, 100 Main Street, Huntington, New York, for the lawn and landscape maintenance for the Highway Department, Bid No. TOH 13-11R-081 and the same were opened publicly and read aloud; and

WHEREAS, Looks Great Services, Inc., 7 Lawrence Hill Road, Huntington, New York 11743 is the lowest responsive, responsible bidder; and

WHEREAS, the lawn and landscape maintenance for the Highway Department is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(6) and (c)(20), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a requirements contract, and any documents in connection and related therewith, with Looks Great Services, Inc. for the lawn and landscape maintenance for the Highway Department. The contract period shall be one (1) year from the date of 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 at the same or reduced prices and under the same terms and conditions, to be charged to Operating Budget Item No. DB-5140-4420, 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	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION TO THE REQUIREMENTS CONTRACT FOR REPAIR OF GASOLINE AND DIESEL PUMPS AND LEAK DETECTION SYSTEMS WITH HENRICH EQUIPMENT CO. INC.

Resolution for Town Board Meeting Dated: January 7, 2014

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

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, gasoline and diesel pumps and leak detections systems throughout the town require periodic maintenance and repair in order to comply with Suffolk County regulations. This annual requirements contract is for the repair and service of these systems, on an as needed basis, at various town facilities; and

WHEREAS, Town Board Resolution 2013-44 authorized the execution of a contract with Henrich Equipment Co. Inc. for the repair of gasoline and diesel pumps and leak detection systems, Bid No. TOH 13-01R-002; and

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

WHEREAS, Henrich Equipment Co. Inc., 42 Field Street, West Babylon, New York 11704 has requested the 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 Henrich Equipment Co. Inc. for repair of gasoline and diesel pumps and leak detection systems. The extension period shall be effective for one (1) year commencing on March 14, 2014 to be charged to the various operating budgets of the Town, 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**
- Councilwoman Tracey A. Edwards                    **AYE**

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2014-9

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION TO THE REQUIREMENTS CONTRACT FOR INTERNATIONAL TRUCK REPAIRS AND PARTS WITH SYOSSET TRUCK SALES, INC. AND FOR KOMATSU HEAVY EQUIPMENT REPAIRS AND PARTS WITH EDWARD EHRBAR, INC.

Resolution for Town Board Meeting Dated: January 7, 2014

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, the maintenance of Town trucks and heavy equipment is occasionally required in order to facilitate efficiency of services and prolong the life expectancy of the equipment and vehicles; and

WHEREAS, Town Board Resolution 2013-46 authorized the execution of a contract with Syosset Truck Sales, Inc. for International truck repairs and parts and Edward Ehrbar, Inc., for Komatsu heavy equipment parts and repair, Bid No. TOH 13-01R-001; and

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

WHEREAS, Syosset Truck Sales, Inc., 1561 Stewart Ave, Westbury, New York 11590 and Edward Ehrbar, Inc., 4 Executive Plaza Suite 155, Yonkers New York 10701 have requested the 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 Syosset Truck Sales, Inc. for International truck repairs and parts and Edward Ehrbar, Inc., for Komatsu heavy equipment parts and repair. The extension period shall be effective for one (1) year commencing on February 22, 2014 with Syosset Truck Sales, Inc. and April 12, 2014 with Edward Ehrbar, Inc. to be charged to the various operating budgets of the Town, 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	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2014 -10

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH GREENMAN-PEDERSEN INC, ENGINEERING AND CONSTRUCTION SERVICES FOR CONSULTING SERVICES TO EVALUATE TRAFFIC CONDITIONS RELATED TO CANON, U.S.A.

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by: Supervisor Petrone  
Councilman Cuthbertson

and seconded by: COUNCILMAN COOK, COUNCILWOMAN BERLAND

WHEREAS, residents of the Melville Community expressed concern regarding the traffic impact of the Canon U.S.A. office building and traffic impact of future commercial development; and

WHEREAS, the Director of Transportation and Traffic Safety has determined that it in the best interest of the Town to utilize a professional traffic engineering consultant to perform a comparison of existing traffic conditions vs. the projected traffic conditions as defined in the "Traffic Impact Analysis for Canon U.S.A., Inc."; and

WHEREAS, the engineering consultant will perform data collection and data analysis, identify existing problems and develop alternatives and solutions; and

WHEREAS, the traffic data collected and analyzed for this study will be incorporated into the preparation of the integrated land use, circulation and infrastructure plan for the Melville Employment Center (MEC) in accordance with the Town's 2009 Comprehensive Plan Update, Horizons 2020; and

WHEREAS, The Town of Huntington Department of Transportation and Traffic Safety requested Proposals from qualified firms for Professional Traffic Engineering services; and

WHEREAS, a committee evaluated the proposals and determined that Greenman-Pedersen Inc. (GPI) is the most qualified engineering firm to perform the services; and

WHEREAS, this contract for a traffic study is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(18) and (c)(21), and, therefore, no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an agreement with Greenman-Pedersen Inc. to perform traffic study, collect data make recommendations for improvements, as set forth in the Scope of Services, in an amount not to exceed FIFTY

2014 -10

NINE THOUSAND NINE HUNDRED EIGHTY DOLLARS AND 00/100 (\$59,980.00) DOLLARS, and authorizes the Director of Transportation and Traffic Safety to execute change orders with an aggregate value up to 5% of the consulting services costs to be charged to the Canon Trust and Agency Account # TA-0085-K1125 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
Councilwoman Tracey Edwards	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2014-11

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT FOR THE PROVISION OF CONSULTING SERVICES FOR TOWN AND BOARD OF TRUSTEES PROPERTY AND CONTRACT/FRANCHISE MATTERS

Resolution for Town Board Meeting Dated: January 7, 2014

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town Board believes that professional property consulting services has enhanced the management of Town and Board of Trustees properties and contract/franchise matters; and

WHEREAS, the Town Board is desirous of retaining the services of a consultant to insure the continued improvement of the management of such properties and contract/franchise matters; and

WHEREAS, the subject of this resolution 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 an agreement with Robert G. Fonti, 40 Spring Hill Road, Cold Spring Harbor, New York 11724, for consulting services for Town and Board of Trustees property and contract/franchise matters, for a period of one (1) year commencing on January 1, 2014 and terminating on December 31, 2014, for an amount not to exceed SIXTY TWO THOUSAND FOUR HUNDRED AND NO/100 DOLLARS (\$62,400.00) to be charged to Operating Budget Item C1950-4550, 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	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2014-12

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH R & C FORMATION, LTD. FOR GROUNDWATER AND SURFACE WATER MONITORING IN COMPLIANCE WITH THE RECORD OF DECISION FOR THE EAST NORTHPORT LANDFILL.

Resolution for Town Board Meeting Dated: January 7, 2014

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

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Town of Huntington is required by a Record of Decision (ROD) to provide bi-annual sampling, analysis, and reporting of eleven groundwater monitoring wells and seven surface water locations of the known leachate plume of the East Northport landfill. This work has been provided by an outside consultant since the ROD was established in 1996, and periodically the Town solicits proposals for these professional services; and

WHEREAS, R & C Formation Ltd., has submitted a proposal for groundwater and surface water sampling, reporting, and analysis for the East Northport Landfill and the Department of Environmental Waste Management has evaluated the proposal and found it acceptable; and

WHEREAS, groundwater and surface water sampling, reporting, and analysis for the Town of Huntington East Northport landfill is a Type II action pursuant to 6 N.Y.C.R.R. §617.5 (c)(18) and (c)(20) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an agreement, and any documents in connection and related therewith, with R & C Formation Ltd., 705 Bedford, New York 11710 for professional services in conjunction with groundwater and surface water sampling, reporting, and analysis for the Town of Huntington East Northport landfill. The agreement period shall have an effective term commencing upon execution of the contract through December 31, 2014 and upon such terms and conditions as approved by the Town Attorney and at the discretion of the Town Board, not to exceed the annual sum of NINETEEN THOUSAND TWO HUNDRED AND NO/100 (\$19,200.00) DOLLARS to be charged to the East Northport Landfill-Post Closure Maintenance operating budget line A 8166 4550.

2014-12

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
Councilwoman Tracey A. Edwards	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2014-13

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH THE INCORPORATED VILLAGE OF ASHAROKEN FOR SNOW AND ICE REMOVAL SERVICES NUNC PRO TUNC

Resolution for Town Board Meeting dated: January 7, 2014

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

WHEREAS, pursuant to § 142-C of the Highway Law, the Town Board may authorize the Town Superintendent of Highways to perform snow and ice removal services for the incorporated villages within a town; and

WHEREAS, the Town of Huntington and the Village of Asharoken have in the past entered into an agreement whereby the Town undertook snow and ice removal services within the village upon request by the village Highway Superintendent; and

WHEREAS, the Town Board believes it is in the best interests of the Town and Village to provide such service; and

WHEREAS, authorizing the Supervisor to execute an agreement for snow removal services is not an action pursuant to SEQRA, therefore no further review is required; and

NOW, THEREFORE,

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an agreement with the Incorporated Village of Asharoken, One Asharoken Avenue, Northport, New York 11768 for snow and ice removal services within the village upon the request for same made by the Village Highway Superintendent for a 5 year term from September 1, 2013 – September 1, 2018 at rates not to exceed those issued by the State Commissioner of Transportation, 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	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2014-14

RESOLUTION AUTHORIZING THE EXECUTION OF THE AGREEMENT TO SPEND TOWN HIGHWAY FUNDS FOR CALENDAR YEAR 2014

Resolution for Town Board Meeting Dated: January 7, 2014

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

WHEREAS, the execution of an agreement to spend Town Highway Funds is a Type II action pursuant to 6 NYCRR § 617.5 (c)(20), & (25) therefore no further SEQRA review is required.

THE TOWN BOARD, pursuant to §284 of Highway Law,

HEREBY AUTHORIZES the execution by the Supervisor, Councilpersons and Superintendent of Highways, an agreement to spend Town Funds for the calendar year 2014, in the amounts not exceeding the following:

TWELVE MILLION SIX HUNDRED FORTY-NINE THOUSAND EIGHT HUNDRED ONE DOLLARS AND NO/100 (\$12,649,801) for general repairs upon 784 miles of town highways, to be disbursed in accordance with the detailed appropriations set forth in the 2014 Operating Budget Item DB5110 Highway Repairs; and

ONE MILLION THREE HUNDRED THIRTY-SIX THOUSAND TWO HUNDRED SIXTY-FIVE DOLLARS AND NO/100 (\$1,336,265) in New York State CHIPS funding, (based upon receipt of said funding from the NYSDOT), to be charged to the 2014 Operating Budget Item DB5112-2000 Capital Improvement Program for roadway improvements.

VOTE:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO A CONTRACT WITH PHIL BAUCCIO CONSULTANTS & ASSOCIATES TO PROVIDE RISK MANAGEMENT CONSULTING SERVICES

Resolution for Town Board Meeting Dated: January 7, 2014

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

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Town with the services of Phil Bauccio Consultants has instituted cost savings solutions for the Town's workers' compensation program and general insurance program and will need occasional consulting services throughout the year for insurance renewals and workers compensation claims review; and

WHEREAS, Phil Bauccio Consultants & Associates, has experience with municipalities, extensive knowledge in risk management solutions and has acquired an in-depth knowledge of the Town's insurance program providing the Town with cost saving recommendations and guidance; and

WHEREAS, the Town of Huntington wishes to amend the contract for risk management consulting services with Phil Bauccio Consultants & Associates, P.O. Box 421, East Islip, NY 11730; and

WHEREAS, the execution of this 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 execution of an amendment to the contract, and any documents in connection therewith, with Phil Bauccio Consultants & Associates to provide additional risk management consulting services an as-needed basis at an hourly rate of \$90 per hour for an amount not to exceed SIX THOUSAND DOLLARS and NO/100 (\$6,000.00) to be charged to Operating Budget A9040-8030 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	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracy A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2014-16

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE HUNTINGTON COMMUNITY FIRST AID SQUAD, INC., FOR EMERGENCY MEDICAL AND AMBULANCE SERVICES TO THE HUNTINGTON COMMUNITY AMBULANCE DISTRICT

Resolution for Town Board Meeting Dated: January 7, 2014

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

WHEREAS, funding in the amount of ONE MILLION EIGHT HUNDRED SIXTY FIVE THOUSAND THREE AND NO/100 (\$1,865,003.00) DOLLARS has been allocated for the Huntington Community Ambulance District in the 2014 Operating Budget Item SM2-4542.4001; and

WHEREAS, the Huntington Community First Aid Squad, Inc., has provided emergency medical and ambulance services to the Huntington Community Ambulance District; and

WHEREAS, it is in the best interests of the residents of said district to continue to receive such services from the Huntington Community First Aid Squad, Inc.; and

WHEREAS, the execution of this contract 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 Town Board, on behalf of the Huntington Community Ambulance District to execute an agreement with the Huntington Community First Aid Squad, Inc. for emergency medical and ambulance services for the term beginning January 1, 2014 and ending December 31, 2014, at a cost of ONE MILLION EIGHT HUNDRED SIXTY FIVE THOUSAND THREE AND NO/100 (\$1,865,003.00) DOLLARS to be charged to 2014 Operating Budget Item SM2-4542.4001 in two equal installments to be submitted by voucher on February 28, 2014 and June 30, 2014, 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	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2014-17

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE COMMACK VOLUNTEER AMBULANCE CORPORATION FOR EMERGENCY MEDICAL AND AMBULANCE SERVICES TO THE COMMACK AMBULANCE DISTRICT

Resolution for Town Board Meeting Dated: January 7, 2014

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

WHEREAS, funding in the amount of FOUR HUNDRED NINETY ONE THOUSAND THREE HUNDRED THIRTY EIGHT AND NO/100 (\$491,338.00) DOLLARS has been allocated for the Commack Ambulance District in the 2014 Operating Budget Item SM1-4541.4001; and

WHEREAS, the Commack Volunteer Ambulance Corporation has provided emergency medical and ambulance services to the Commack Ambulance District; and

WHEREAS, it is in the best interests of the residents of said district to continue to receive such services from the Commack Volunteer Ambulance Corporation; and

WHEREAS, the execution of this contract 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 Town Board, on behalf of the Commack Ambulance District, to execute an agreement with the Commack Volunteer Ambulance Corporation for emergency medical and ambulance services for the term beginning January 1, 2014 and ending December 31, 2014, at a cost of FOUR HUNDRED NINETY ONE THOUSAND THREE HUNDRED THIRTY EIGHT AND NO/100 (\$491,338.00) DOLLARS to be charged to 2014 Operating Budget Item SM1-4541.4001 in two equal installments to be submitted by voucher on February 15, 2014 and August 1, 2014, 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
Councilwoman Tracey A. Edwards	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

# 2014-18

## RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PACE ANALYTICAL (FORMERLY H2M LABS INC.) TO PROVIDE ANNUAL LABORATORY WASTEWATER ANALYSIS SERVICES FOR 2014 FOR THE HUNTINGTON SEWER DISTRICT

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the Huntington Sewer District is required by Federal and State law to provide laboratory wastewater analysis data for the Huntington Sewage Treatment Plant to State and County regulatory agencies and such services must be completed by certified providers; and

WHEREAS, Pace Analytical (formerly H2M Labs Inc.) is certified to provide such wastewater sampling and analysis by the New York State Department of Health and has submitted a proposal to provide laboratory services for the Huntington Sewer District for 2014; and

WHEREAS, the Department of Environmental Waste Management has evaluated Pace Analytical's proposal and found them to be highly qualified to provide laboratory services to the Huntington Sewer District; and

WHEREAS, the proposed action has been classified as a Type II Action pursuant to 6 NYCRR Part 617.5 (c) (18), (20) and no further action is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the execution of an agreement and any documents in connection and related therewith with Pace Analytical, 575 Broad Hollow Road, Melville, New York 11747, to provide wastewater analysis laboratory services for the Huntington Sewer District for 2014 for an amount not to exceed the sum of THIRTY FIVE THOUSAND EIGHTY EIGHT AND NO/100 (\$35,088.00) DOLLARS to be charged to Operating Budget Item SS1-8131.4550 for a term from January 1, 2014 through December 31, 2014 and upon such other terms and conditions as approved by the Town Attorney.

VOTE:                      AYES: 5                      NOES:0                      ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2014-19

RESOLUTION AUTHORIZING COMMUNITY NATIONAL BANK AS DEPOSITORY FOR TAX RECEIPTS AND AUTHORIZING THE RECEIVER OF TAXES TO EXECUTE A COLLATERAL AGREEMENT FOR A TAX RECEIPT ACCOUNT ON BEHALF OF THE TOWN OF HUNTINGTON

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, in accordance with Town Law §64(1), the Town Board must designate by resolution, the financial institutions in which Town funds are on deposit; and

WHEREAS, the Receiver of Taxes deposits tax revenue received in the normal course of business with various financial institutions designated by the Town Board; and

WHEREAS, banks doing business with the Town must collateralize all held amounts above the federal depository insured balances with acceptable instruments as defined in General Municipal Law §10 as outlined in the Town's Investment Policy; and

WHEREAS, authorizing financial institutions as depositories and authorizing the execution of collateral agreements 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 Community National Bank, 400 Broadhollow Road, Melville, New York, as depository for tax receipts, pursuant to Town Law 64 (1); and

HEREBY AUTHORIZES the Receiver of Taxes to execute a collateral agreement for tax receipt account with Community National Bank on behalf of the Town of Huntington.

VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.



2014-21

RESOLUTION AUTHORIZING ATTENDANCE AT THE HUNTINGTON TOWNSHIP CHAMBER FOUNDATION LEADERSHIP HUNTINGTON PROGRAM

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, Leadership Huntington is an educational program for community excellence administered by the Huntington Township Chamber Foundation; and

WHEREAS, tailored specifically to meet the needs of our community, this issue-oriented leadership program is designed to empower a diverse group of existing and emerging leaders with the knowledge and skills necessary to help transform the community; and

WHEREAS, as in the past, the Town Board is desirous of sponsoring one Town employee to attend this worthwhile program; and

WHEREAS, authorizing attendance at the program is a Type II action pursuant to 6 NYCRR §617.2(b) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the attendance at the Leadership Huntington Program by one Town employee, as follows:

Joseph Cline, Director Engineering

HEREBY AUTHORIZES payment of tuition in the amount of TWO THOUSAND TWO HUNDRED AND NO/100 (\$2,200.00) DOLLARS per participant to be charged to Operating Budget Item A1440-4850.

VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2014-22

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: January 7, 2014

The following resolution was offered by: **COUNCILMAN CUTHBERTSON, COUNCILWOMAN BERLAND**  
And seconded by: **COUNCILWOMAN EDWARDS**

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			<b>AYE</b>
Councilwoman Susan A. Berland			<b>AYE</b>
Councilman Eugene Cook			<b>AYE</b>
Councilman Mark A. Cuthbertson			<b>AYE</b>
Councilwoman Tracy A. Edwards			<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2014-22

Schedule A

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

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
1217 McFadden Dr. E. Northport, NY 11731	0400-128.00-03.00-014.000	Gregg Alper Maria Alper	12/05/2013	N/A

RESOLUTION AUTHORIZING COMPTROLLER TO APPROPRIATE MONIES FROM THE ENVIRONMENTAL OPEN SPACE AND PARK IMPROVEMENT FUND FOR RECOMMENDED PARK IMPROVEMENTS (MULTIPLE PARKS)

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by: Councilwoman Berland

and seconded by: COUNCILMAN COOK

WHEREAS, the EOSPA Committee reviewed and voted to support a nomination from the Director of General Services at its meeting of October 9, 2013 for funding from the EOSPA Park Improvements Fund to install new playground equipment at three beaches (Crescent, Fleets Cove, and Hobart), and

WHEREAS, the EOSPA Committee reviewed and voted to support a nomination from the Director of General Services at its meeting of October 9, 2013 for funding from the EOSPA Park Improvements Fund to install new concrete attendant booths to replace old wooden booths at Fleets Cove and Crescent Beaches, consistent with new concrete booths placed at five other Town beaches with EOSPA support previously from which some funding is remaining, and

WHEREAS, both installation of new playground equipment and the attendant booths involve facility replacement and equipment purchase, which may be classified Type II pursuant to SEQRA 6 NYCRR 617.5(c)(2 and 25),

NOW THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Comptroller to appropriate funds on an as-needed basis to be transferred from A-0870 Open Space Land and Park Improvements Reserve Fund, in addition to funding that may have already been authorized for these projects, and charged to the appropriate capital budget account for the park improvement recommended by the EOSPA Committee as listed below for implementation by the identified department/entity:

**DEPARTMENT OF GENERAL SERVICES**

*Playground replacement at Crescent Beach, Huntington Bay; Fleets Cove, Huntington; and Hobart Beach, Eaton's Neck, not to exceed \$160,000*

Purchase and install new playground equipment, including removal of old equipment and any related site work with funding from the EOSPA Park Improvement Program.

*Precast concrete beach attendant booths, not to exceed \$10,700*

Remove and replace existing wooden entrance booths at Crescent and Fleets Cove Beaches, also using remaining funding from prior attendant booth replacement.

AND BE IT FURTHER

RESOLVED, that should additional funding be necessary to implement the above-listed project approved by the Town Board, including design and engineering of the specific improvements that may need to be contracted to outside consulting professionals, the EOSPA Committee may recommend additional funding to the Town Board.

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
Councilwoman Tracey A. Edwards	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE COMPTROLLER TO AMEND THE 2014  
OPERATING BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL  
DISTRICTS – VARIOUS DEPARTMENTS

Resolution for Town Board Meeting Dated: January 7, 2014

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

and seconded by: **COUNCILMAN COOK**

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

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

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

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Comptroller to make the following budgetary amendments to the 2014 Operating Budget as follows:

Reinstate the following position:

A-1680-1100	Network System Technician	\$54,357
A-1680-1100	Sr. Programmer Analyst	64,864
A-6772-1100	Senior Citizen Aide I	46,936
A-6775-1100	Food Service Worker	24,749
B-1620-1100	Building Inspector	59,364

Create the following positions:

A-1621-1100	Dispatcher	\$67,553
A-1621-1100	Heavy Equipment Operator II	73,163
A-1621-1100	Maintenance Mechanic II	73,163
A-1625-1100	Automotive Mechanic III	78,806
DB-5110-1100	Dispatcher	36,581
SW1-8321-1100	Maintenance Mechanic II	73,163

Abolish the following position:

A-1621-1100	Labor Crew Leader I	(\$79,620)
A-1621-1100	Maintenance Mechanic	(78,806)

2014- 24

A-1621-1100	Maintenance Mechanic IIID	(75,951)
A-1625-1100	Automotive Mechanic I	(70,374)
DB-5110-1100	Automotive Equipment Operator	(36,581)

Adjust the following position:

A-1680-1100	Network Systems Technician	13,155
-------------	----------------------------	--------

Adjust the following Appropriations:

A-1990-1100	Contingency	(191,995)
B-1990-1100	Contingency	(59,364)
SW1-0599-0599R	Appropriated Fund Balance	(73,163)

VOTE:            AYES: 5            NOES: 0            ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2014-25

RESOLUTION AUTHORIZING THE COMPTROLLER TO AMEND THE 2014 OPERATING BUDGET AND APPROPRIATE FUND BALANCE FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL DISTRICTS – CULTURAL AFFAIRS (PUBLIC ART INITIATIVE)

Resolution for Town Board Meeting Dated: January 7, 2014

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

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

WHEREAS, the Public Art Initiative (A-7460.4012) fund held an unobligated balance of THIRTY-SIX THOUSAND FIFTY-FOUR AND 29/100 DOLLARS (\$36,054.29) at the end of 2013, and;

WHEREAS, for several years it has been the practice of the Town Board to regularly re-appropriate from fund balance the previous year's unobligated Public Art Initiative funds to support ongoing annual and multi-year public art projects; and,

WHEREAS, the 2014 Operating Budget approved by the Town Board allocates no new funding for the Public Art Initiative (A-7460.4012) in the current year; and,

WHEREAS, implementation of annual public art projects such as "Poetry for the HART," and "Awareness Day Public Art Projects" included in the 2013 Public Art Plan as approved by Resolution 2013-25, as well as other public art projects similarly approved or newly proposed in the 2014 Public Art Plan currently recommended for approval, cannot proceed without the support of additional funds in 2014; and,

WHEREAS, the Public Art Advisory Committee recommends that the unobligated Public Art Initiative funds from 2013 be made available for implementation of these projects as outlined in the approved 2013 Public Art Plan and in the 2014 Public Art Plan currently recommended for approval; 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, this is not an action pursuant to SEQRA as defined by 6 N.Y.C.R.R. §617.2 (b) and therefore no further SEQRA review is required, and;

NOW, THEREFORE, BE IT

2014-25

RESOLVED, that the Town Board hereby authorizes the Comptroller to appropriate fund balance and amend the 2013 Operating Budget as follows:

Increase the following Revenue:

A-0599R	Appropriated Fund Balance	\$36,054.29
---------	---------------------------	-------------

Increase the following Appropriation:

A7460-4012	Public Art Initiative	\$36,054.29
------------	-----------------------	-------------

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
Councilwoman Tracey A. Edwards	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION ADOPTING THE RECOMMENDATIONS OF THE ADMINISTRATIVE HEARING OFFICER IN THE MATTER OF THE APPEAL OF ALEXANDER FONTEBOA (RE: TRANSPORTATION FOR HIRE OPERATOR'S PERMIT)

Resolution for Town Board Meeting dated: January 7, 2014

The following resolution was offered by: COUNCILMAN CUTHBERTSON

and seconded by: SUPERVISOR PETRONE

WHEREAS, the appellant, Alexander Fonteboa, requested an appeal hearing regarding the denial of his taxi operator's permit application pursuant to Huntington Town Code §180-31(A)(1)(3)(4)(5); and

WHEREAS, pursuant to Huntington Town Code §180-33, an appeal hearing was held on December 17, 2013 before an administrative hearing officer who has recommended, in a written decision dated December 23, 2013, that the application to obtain a taxi operator's permit be granted; 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 that the Town Board

HEREBY ADOPTS the recommendations of the administrative hearing officer in the matter of the appeal of Alexander Fonteboa as per Exhibit A attached hereto.

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
Councilwoman Tracey A. Edwards	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

# **TOWN OF HUNTINGTON**

**Eric Sachs**

**Administrative Law Judge**

## **DECISION**

December 23, 2013

Members of The Town Board  
TOWN OF HUNTINGTON  
100 Main Street  
Huntington, New York 11743

Re: Alexander Fonteboa  
Appeal Hearing  
Transportation for Hire Operator's Permit

Members of The Board:

After hearing the testimony and reviewing the evidence presented by the Town Clerk's Office at the above referenced hearing, I find that the Town Clerk was justified in her denial of the appellant's application for a Transportation for Hire Operator's Permit. It is, however, my recommendation to the Town Board that the appellant's application be approved.

The original denial of the application was based upon a strict construction of Mr. Fonteboa's criminal record. Upon further review of the record, the most recent event was in 2008 which resulted in a license revocation.

Mr. Fonteboa presented satisfactory explanations for his record and supplied information sufficient to conclude that he made the necessary reparation and fulfilled all his requirements for rehabilitation. Additionally, proof that he successfully completed any and all DMV requirements for a valid NYS driver's license was also received.

Based upon all the evidence presented at the hearing, it is my recommendation the Town Board approve Alexander Fonteboa's application for a Transportation for Hire Operator's Permit

Very truly yours,

/s/ Eric Sachs  
ERIC SACHS

ES/ls

RESOLUTION ADOPTING THE RECOMMENDATIONS OF THE ADMINISTRATIVE HEARING OFFICER IN THE MATTER OF THE APPEAL OF RAYMOND TORRES JR. (RE: TRANSPORTATION FOR HIRE OPERATOR'S PERMIT)

Resolution for Town Board Meeting dated: January 7, 2014

The following resolution was offered by: COUNCILMAN CUTHBERTSON

and seconded by: SUPERVISOR PETRONE

WHEREAS, the appellant, Raymond Torres Jr., requested an appeal hearing regarding the denial of his taxi operator's permit application pursuant to Huntington Town Code §180-31(A)(1)(3)(4)(5); and

WHEREAS, pursuant to Huntington Town Code §180-33, an appeal hearing was held on December 17, 2013 before an administrative hearing officer who has recommended, in a written decision dated December 23, 2013, that the application to obtain a taxi operator's permit be granted; 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 that the Town Board

HEREBY ADOPTS the recommendations of the administrative hearing officer in the matter of the appeal of Raymond Torres Jr. as per Exhibit A attached hereto.

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
Councilwoman Tracey A. Edwards	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

# **TOWN OF HUNTINGTON**

**Eric Sachs**  
**Administrative Law Judge**

## **DECISION**

December 23, 2013

Members of The Town Board  
TOWN OF HUNTINGTON  
100 Main Street  
Huntington, New York 11743

Re: Raymond Torres, Jr.  
Appeal Hearing  
Transportation for Hire Operator's Permit

Members of The Board:

After hearing the testimony and reviewing the evidence presented by the Town Clerk's Office at the above referenced hearing, I find that the Town Clerk was justified in her denial of the appellant's application for a Transportation for Hire Operator's Permit. It is, however, my recommendation to the Town Board that the appellant's application be approved.

The original denial of the application was based upon a strict construction of Mr. Torres driver's abstract and criminal record. Upon further review of the record, Mr. Torres license is valid and has not had any suspensions.

Mr. Torres presented satisfactory explanations for his record and supplied information sufficient to conclude that he made the necessary reparation and fulfilled all his requirements for rehabilitation. Additionally, proof that he successfully completed any and all DMV requirements for a valid NYS driver's license was also received.

Based upon all the evidence presented at the hearing, it is my recommendation the Town Board approve Marc Torres application for a Transportation for Hire Operator's Permit

Very truly yours,

/s/ Eric Sachs  
ERIC SACHS

RESOLUTION ADOPTING THE RECOMMENDATIONS OF THE ADMINISTRATIVE HEARING OFFICER IN THE MATTER OF THE APPEAL OF MARC ROSENSTOCK (RE: TRANSPORTATION FOR HIRE OPERATOR'S PERMIT)

Resolution for Town Board Meeting dated: January 7, 2014

The following resolution was offered by: COUNCILMAN CUTHBERTSON

and seconded by: SUPERVISOR PETRONE

WHEREAS, the appellant, Marc Rosenstock, requested an appeal hearing regarding the denial of the renewal of his taxi operator's permit application pursuant to Huntington Town Code §180-31(A)(1)(5); and

WHEREAS, pursuant to Huntington Town Code §180-33, an appeal hearing was held on December 17, 2013 before an administrative hearing officer who has recommended, in a written decision dated December 23, 2013, that the application to obtain a taxi operator's permit be granted; 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 that the Town Board

HEREBY ADOPTS the recommendations of the administrative hearing officer in the matter of the appeal of Marc Rosenstock as per Exhibit A attached hereto.

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
Councilwoman Tracey A. Edwards	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

# **TOWN OF HUNTINGTON**

**Eric Sachs**  
**Administrative Law Judge**

## **DECISION**

December 23, 2013

Members of The Town Board  
TOWN OF HUNTINGTON  
100 Main Street  
Huntington, New York 11743

Re: Marc Rosenstock  
Appeal Hearing  
Transportation for Hire Operator's Permit

Members of The Board:

After hearing the testimony and reviewing the evidence presented by the Town Clerk's Office at the above referenced hearing, I find that the Town Clerk was justified in her denial of the appellant's application for a Transportation for Hire Operator's Permit. It is, however, my recommendation to the Town Board that the appellant's application be approved.

The original denial of the application was based upon a strict construction of Mr. Rosenstock's driver's abstract and criminal record. Upon further review of the record, Mr. Rosenstock's license is valid and has only a2 speeding violations dating back several years.

Mr. Rosenstock presented satisfactory explanations for his record and supplied information sufficient to conclude that he made the necessary reparation and fulfilled all his requirements for rehabilitation. Additionally, proof that he successfully completed any and all DMV requirements for a valid NYS driver's license was also received.

Based upon all the evidence presented at the hearing, it is my recommendation the Town Board approve Marc Rosenstock's application for a Transportation for Hire Operator's Permit

Very truly yours,

/s/ Eric Sachs  
ERIC SACHS

RESOLUTION AMENDING RESOLUTION NO. 2013-106 AUTHORIZING THE EXTENSION/RETENTION OF OUTSIDE LEGAL COUNSEL RE: 2013, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, Town Board Resolution No. 2013-106 retained the services of various attorneys effective March 5, 2013 through March 5, 2014, and some of the effective retention dates should have read January 1, 2013, and all terms should have run up until December 31, 2013 and therefore corrections are required; and

WHEREAS, the above action 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, in order to assist the Town Attorney and Huntington Town Board in such matters as may be referred to them by the Town Attorney, including but not limited to real estate transactions, general litigation, negligence, commercial litigation, criminal prosecutions, land use, contracts and enforcement proceedings:

HEREBY AUTHORIZES and/or reauthorizes the extension/retention of the legal services of: Laure C. Nolan, Attorney at Law, 10 Laurel Avenue, Northport, New York 11768; the Law Offices of Ellen Schaffer, Esq., 6 Cold Spring Lane, Huntington, New York 11743 both at a cost not to exceed the amount of THIRTY THOUSAND AND NO/100 (\$30,000.00) DOLLARS; the Law Offices of Stuart P. Besen, 825 East Gate Boulevard, Suite 202, Garden City, NY 11530, at a cost not to exceed the amount of FIFTY THOUSAND AND NO/100 (\$50,000.00) DOLLARS, all effective for the period beginning January 1, 2013 and ending December 31, 2013 *nunc pro tunc*; and, the Law Offices of Barry D. Lites, 515 Route 111, 2<sup>nd</sup> Floor, Hauppauge, New York 11788 at an effective annual rate not to exceed the amount of THIRTY THOUSAND AND NO/100 (\$30,000.00) DOLLARS prorated for the period beginning March 5, 2013 through December 31, 2013; all to be charged to Operating Budget Line Item No A-1420-4551 (outside Professional-Legal) in accordance with such terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 4 NOES: 1 ABSENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>NO</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE EXTENSION/RETENTION OF OUTSIDE LEGAL COUNSEL

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, the Town Board desires to enter into agreements for legal consulting services to better serve the needs of the Town Board and Town Attorney; and

WHEREAS, it would be in the best interest of the Town to continue to retain the legal services of Laure C. Nolan, Attorney at Law, Law Office of Barry D. Lites, Ellen Schaffer, Esq. and the Law Office of Stuart P. Besen, to assist the Office of the Town Attorney and to assist and advise the Town Board on matters including, but not limited to land use, real estate, contracts, enforcement proceedings, negligence, general liability, commercial litigation, general litigation and personal injury litigation; and

WHEREAS, the extension and/or retention of legal representation 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 extension/retention of the legal services of: Laure C. Nolan, Attorney at Law, 10 Laurel Avenue, Northport, New York 11768; Law Office of Barry D. Lites, 233 Southdown Road, Huntington, New York 11743; the Law Offices of Ellen Schaffer, Esq., 6 Cold Spring Lane, Huntington, New York 11743, for the term January 1, 2014 through December 31, 2015, to assist the Town Attorney, including but not limited to land use, real estate, contracts, enforcement proceedings, negligence, general liability, commercial litigation, general litigation and personal injury litigation and enforcement proceedings at a cost not to exceed, in each case, the amount of THIRTY THOUSAND AND NO/100 (\$30,000.00) DOLLARS; and for the extension/retention of the legal services for the term January 1, 2014 through December 31, 2015, of the Law Office of Stuart P. Besen, for the aforementioned legal services at a cost not to exceed the amount of FIFTY THOUSAND AND NO/100 (\$50,000.00) DOLLARS to be charged to Operating Budget Line Item No. A-1420-4551 (Outside Professional-Legal) in accordance with such terms and conditions as may be acceptable to the Town Attorney.

VOTE:                    AYES: 4                    NOES: 1                    ABSENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>NO</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION APPOINTING ADDITIONAL MEMBERS TO THE HUNTINGTON GREENWAY TRAILS ADVISORY COMMITTEE

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by: Councilman Cuthbertson

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, Town Code identifies the Huntington Greenway Trail as a trails collective that can facilitate appreciation of the town's parkland assemblage by providing greater opportunities for controlled use and access and in Section 159-47 establishes an associated advisory trails committee with representation from specific trails interests that is supported through the Department of Planning and Environment, and

WHEREAS, the Town Board wishes to expand the volunteer advisory committee, upon the request and recommendation of the Huntington Trails Committee, by adding representatives of additional recreational trail users, and

WHEREAS, the appointment of additional advisory committee members is not an action as defined by SEQRA in 6 NYCRR 617.2(b); therefore, no SEQRA review is required;

NOW THEREFORE,

THE TOWN BOARD

HEREBY appoints additional members to the Huntington Greenway Trails Committee to include the Chair of the Huntington Committee for Persons with Disabilities or representative thereof and President of the Long Island Dog Owners Group (LI-DOG) or representative thereof.

VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

**RESOLUTION APPROVING A 2014 PUBLIC ART PLAN AND AUTHORIZING THE PUBLIC ART ADVISORY COMMITTEE TO PROCEED WITH ITS IMPLEMENTATION**

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by: COUNCILWOMAN BERLAND

and seconded by: COUNCILMAN COOK, COUNCILWOMAN EDWARDS

WHEREAS, the Town Board adopted Resolution 2001-550 on September 25, 2001 approving Public Art Initiative Guidelines and an Administrative Plan, establishing a Public Art Advisory Committee, and appointing members thereto, and,

WHEREAS, the duly appointed Public Art Advisory Committee has submitted a recommended 2014 Public Art Plan in accordance with these guidelines; and,

WHEREAS, it is understood that annual expenditures for the Public Art Initiative cannot exceed the total of funds allocated by the Town Board for the Public Art Initiative (A-7460.4012) in the adopted annual Operating Budget and any subsequent modifications thereof, in combination with such other duly authorized Town or non-Town funds as may be secured for this purpose; and,

WHEREAS, it is further understood that any contract for artist services or permanent acquisition of artwork for the Town of Huntington's Public Art Initiative is subject to final approval by the Town Board; and,

WHEREAS, a Public Art Plan 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, upon the recommendation of the Public Art Advisory Committee,

HEREBY APPROVES the 2014 Public Art Plan attached hereto and authorizes the Public Art Advisory Committee to take appropriate steps toward its implementation, including solicitation of related non-Town support, issuance of Requests for Qualifications (RFQ) and/or Requests for Proposals (RFP) as needed, formation of Artist Selection Panels as indicated, and preparation of any resulting artist contracts for final review and approval by the Town Board.

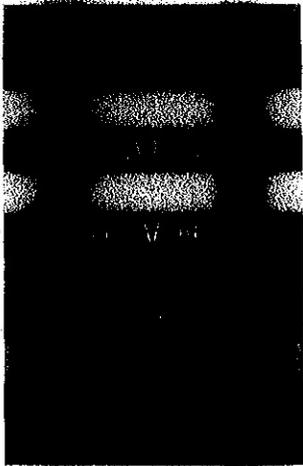
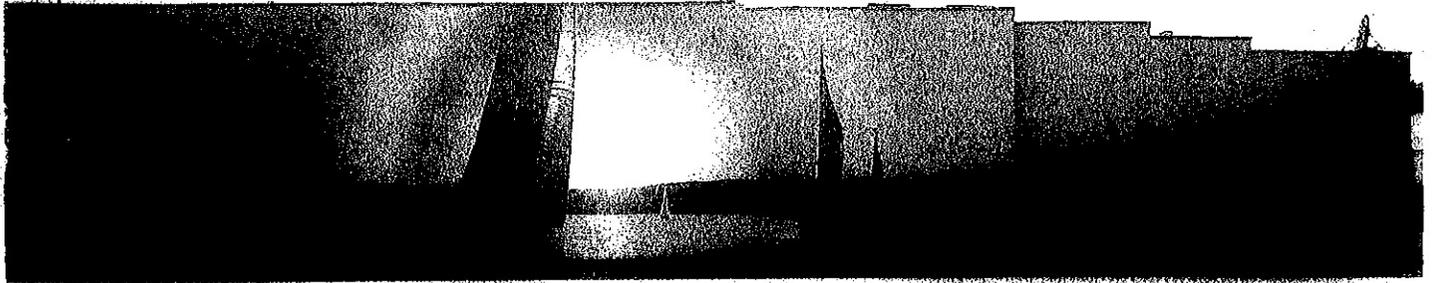
VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

# TOWN OF HUNTINGTON – PUBLIC ART INITIATIVE

## 2014 Public Art Plan



Sponsor  
Name Here



### **TOWN OF HUNTINGTON**

**Frank P. Petrone, Supervisor**

**Mark Cuthbertson, Councilman**

**Susan A. Berland, Councilwoman**

**Eugene Cook, Councilman**

**Tracey Edwards, Councilwoman**

As Recommended by the Public Art Advisory Committee on December 11, 2013

*Public art is a mirror that reflects the local environment, cultural values, and artistic vitality of the community in which it exists.*

*At its best, public art is more than just art installed in public places. It is a community-based process of dialogue, involvement, and participation. Public art enhances the quality of life for citizens by encouraging a heightened sense of place, enhancing a community's prestige, and enlivening the visual quality of the built environment.*

– Lake Douglas, public art consultant  
and former public art director at the Arts Council of New Orleans,  
from “Public Art Funding” Americans for the Arts (Dec. 2000)

## TABLE OF CONTENTS

GOALS .....	1
Current Challenges.....	2
PUBLIC ART PROJECT ZONES.....	4
Zone 1: Pedestrian Retail Districts .....	4
Zone 2: Parks, Trails, Waterfront Areas, and Other Recreational Sites .....	4
Zone 3: Gateways .....	5
Zone 4: The Transportation Network .....	5
Zone 5: Route 110 Business Corridor.....	5
PRIORITIZATION OF PROJECTS.....	6
STATUS SUMMARY OF 2012 PLAN PROJECTS .....	7
2013 PUBLIC ART PROJECT LIST .....	10
Multi-zone Projects .....	10
Zone 1 Projects: Pedestrian Retail Districts.....	10
Zone 2 Projects: Parks, Trails, Waterfront Areas, and Other Recreational Sites .....	11
Zone 3 Projects: Gateways.....	12
Zone 4 Projects: The Transportation Network.....	12
Zone 5 Projects: Route 110 Business Corridor.....	12
Executive Summary of Recommended 2014 Public Art Projects .....	13
PUBLIC ART ADVISORY COMMITTEE.....	14

Front Cover (clockwise from the Town Seal):

- Sandy Farkas (Huntington Bay, NY); *Ferrous Equinous*, 2007; Welded steel & chain; Gift of the artist accepted by the Town in 2010.
- Madeline Wiener (Denver, CO); *Generations*, 2013; Adair Limestone; TOH Public Art Initiative Commission.
- *Sailing in Huntington Bay*, 2009; Huntington Community Mural Project in Huntington Village; designed and created by Garin Baker (New Windsor, NY) in cooperation with Project Excel Arts Coordinator Chris Ricco and Project Excel teen apprentices Alex Bodner, Sarah Bregman, Morgan Brown, Jimmy Collins, Gina Fagnoli, Danielle Giangrasso, Jordan Gibbs, Jennifer Hainy, Jesse Hammel, Lindsay Larkin, Alyson Malico, Gabby Morales, Brenna Murdock, Greg Oh, Danni Reinbachs, Joselin Rodriguez, Matt Rueger, Paulina Stewart, Kim Stodinski, Brandon Wall, and Brit Wurtz.
- Councilwoman Susan Berland and Councilman Mark Cuthbertson recognize teens whose poems were selected for display in the interior advertising spaces of HART buses as part of the 2013 *Poetry for the HART* teen poetry project.
- Isabelle Garbani (Brooklyn, NY); *Knit for Trees*, 2012.
- Ellen Fleury (Huntington Station, NY); *Huntington Station: Moving Forward Together*, 2010; design for digitally printed 3 x 5' light pole banners; a cooperative project with the Huntington Station BID, Huntington Station.

**TOWN OF HUNTINGTON – PUBLIC ART INITIATIVE  
2014 Public Art Plan**

**GOALS**

---

On September 25, 2001 the Town Board approved Resolution 2001-550 appointing a Public Art Advisory Committee and adopting a “Public Art Advisory Committee Guidelines and Administrative Plan.” These guidelines established the goals of the Public Art Initiative as follows:

The primary goals of the Public Art Initiative are to create a better visual environment for the citizens of the Town of Huntington, Suffolk County, to foster the integration of the design work of artists into the development of Town public works projects whenever appropriate and feasible, and to promote tourism and the economic vitality of the Town through an annual program for the enhancement of public spaces. Specifically the Public Art Initiative seeks:

- To further the mission and goals of the Town of Huntington by providing support and developmental opportunities for artists.
- To select artists for projects whose art and collaborative design efforts represent the highest level of quality and integrity.
- To select artists who will best respond to the distinctive characteristics of the project site and the community the project serves.
- To foster the incorporation of the art and design skills of artists in Town public works projects whenever feasible and appropriate.
- To select artists who can work successfully as members of the overall project design teams.
- To identify and encourage active participation in the Huntington community by artists of Huntington, Suffolk County, and Long Island.

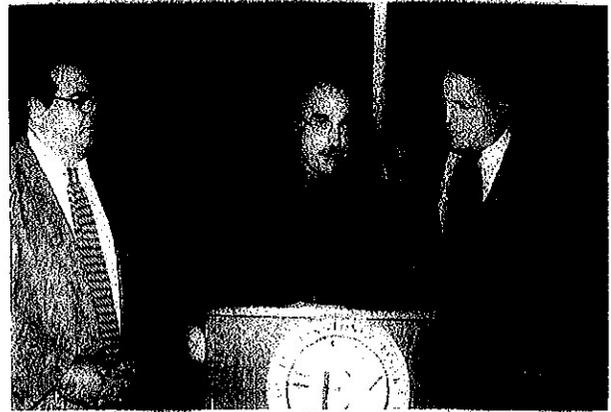
To achieve these goals, the adopted guidelines call for the Public Art Advisory Committee to present for Town Board approval an annual Public Art Initiative Plan, including a prioritized list of prospective projects with estimated project budgets, as well as recommended design approaches and art selection processes for each project.

The following Plan has been developed for the calendar year 2014 and incorporates projects previously approved by the Town Board with adoption of the 2013 Public Art Plan but not completed, as well as projects newly recommended by the Committee. As with prior Public Art Plans, it is anticipated that not all of the proposed projects may be fully realized within this time period. However, their inclusion within the Public Art Plan permits advance planning with other Town Departments and community agencies toward their eventual realization.

## Current Challenges

The Town of Huntington Public Art Initiative was established in 1998, with its first project, *Town Hall Mobile*, installed by sculptor Mark Kuhn in the Town Hall lobby the following year. Since its inception through 2011 the Public Art Initiative regularly received line item funding in the annual operating budget approved by the Town Board. Subsequent to its first project this annual allocation, along with additional support secured from other sources and the Town Board's willingness to re-allocate the unexpended funds from prior years' allocations in subsequent operating budgets, has enabled the Public Art Initiative to complete:

- Inventory of existing public art in Huntington,
- 34 temporary sculpture installations,
- 130 different Poetry for the HART teen poetry placards (2013 winners on cover),
- 5 Huntington Station banner designs (50 banners installed in collaboration with the Huntington Station BID – design for the reverse of banners depicted on cover),
- 1 permanent mural commission (see cover), and
- 4 permanent sculpture installations (2 pictured on cover).



Sculptor Mark Kuhn (center) with Supervisor Petrone (left) and Councilman Steve Israel (right, founder of the TOH Public Art Initiative), at the dedication of its first project, *Town Hall Mobile*, in 1999.

However, it is increasingly evident to the Public Art Advisory Committee that funding of the Town's Public Art Initiative through the annual operating budget has certain inherent drawbacks. Although adequate for some short-term projects that can be accomplished within the budget year, even some temporary public art projects span more than one budget cycle, complicating budget management. More complex commissions for the design and installation of permanent public artworks, particularly those coordinated with larger capital improvement projects, frequently take several years to be fully realized, introducing additional challenges when funds are allocated annually in the operating budget.

For example, the initial Request for Qualifications (RFQ) for the Huntington Station Plaza public art project was issued in 2005 and yet that project was only recently completed with the installation of the *Generations* sculpture by Madeline Wiener in April of 2013. Despite the fact that the Town had an executed artist agreement for design, fabrication, and installation of the planned artwork, the ongoing availability of Town funds to meet this contractual obligation were dependent upon the Town Board re-allocating at the beginning of each calendar year unexpended public art funds allocated in previous years. At one point the Town came within a single vote of failing to re-allocate these funds, which would have resulted in abrupt termination of the project and loss of County Downtown Revitalization grant funds obligated to its completion. Potentially these outcomes would have caused the Town to violate the terms of its artist

agreement by being unable to pay all of the contractually obligated expenses incurred prior to the project's termination.

Consequently, the Public Art Advisory Committee is currently in consultation with Town Board members regarding options for establishing both a more predictable, long-term method for providing essential "seed money" for planning future public art projects and better methods for early identification of project opportunities in coordination with relevant Town Departments. Inter-departmental cooperation in timely project identification is essential to ensuring sufficient time for project planning. A predictable base level of "seed money" for project planning is necessary to successfully secure additional monies from outside sources for full implementation of projects.

Meanwhile, the 2014 Public Art Plan that follows is based on the assumption that the Town Board will continue its past practice of re-allocating unexpended funds from prior years' public art allocations, as well as the expectation that some additional funds necessary for implementation of projects in the interim will be secured from other sources.

## **PUBLIC ART PROJECT ZONES**

---

The Public Art Advisory Committee has found it helpful to delineate five different *Public Art Project Zones* to focus thought about prospective public art project sites. Each zone has certain common elements that help to define its geographic and architectural character and shape its public use. They have been selected for their potential for providing appropriate sites for public art, based on this character and usage. However, these zones should be taken merely as starting points for evaluating and prioritizing existing and potential sites. The boundaries for each zone are loosely defined and may change over time. Indeed, the delineation of these zones should not preclude the possibility of identifying new zones and/or appropriate independent project sites in other areas of the Town.

### **1. Pedestrian Retail Districts**

This zone is comprised of five distinct, geographically separate districts, linked only by common characteristics of usage and architectural scale. Typically encompassing a mix of retail, restaurant, and some public buildings, these “downtown” village districts, by their nature, encourage frequent pedestrian traffic:

- Cold Spring Harbor (Business Improvement District)
- Greenlawn (Broadway from Pulaski to the Harborfields Public Library and adjacent properties)
- Huntington Station (Business Improvement District & Revitalization Project Catchment Area)
- Huntington Village (Business Improvement District)
- Northport Village (Incorporated Village)

The districts within this zone provide significant opportunities for public art projects to enrich the public’s experience of these unique village areas. Integration of small-scale works into building facades, sidewalks, or alleys can provide visual surprises, humor, and/or historical references to the area. Murals, mosaics, and freestanding abstract or representational sculpture are among the many approaches that could be used successfully in this environment. Unique, artist-designed, architectural elements (e.g. artist-designed ceramic tiles, benches, planters, or streetlights) could also be created to enhance a district’s special character. Because of the pedestrian nature of this zone, artwork can frequently be of human scale, although work of monumental scale may be appropriate in selected locations.

### **2. Parks, Trails, Waterfront Areas, and Other Recreational Sites**

Huntington’s parks, trails, waterfront areas, and other recreational sites are natural gathering points for the community engaged in leisure-time activities. Public artworks in these settings can enrich people’s experience in a variety of ways appropriate to both passive parkland and active recreational environments. Artist-designed functional elements (e.g. unique paths, benches, play equipment, or water features) can make a distinctive contribution to recreational areas, sometimes providing humorous, interactive, or restful elements to these environments. Public art can also provide a historical context or spiritual connection to the site, sometimes serving as gateways or contemplative spaces identified with its unique character. Earthworks, involving creative organization of landscape elements, are often particularly suited to the pastoral nature of sites in this zone, although other sculptural media

can also be used successfully. Because this zone typically involves high levels of public access to sites that may be vulnerable to physical abuse or vandalism, works in this zone should typically be durable, safe, and require little maintenance.

### **3. Gateways**

Entrances to Huntington provide opportunities to define public perception of the character of the community. Public art in this zone – embracing any of a wide range of approaches from abstract to representational – can provide references to the history of the Town, highlight aspects of its unique character, celebrate its diverse constituents, project visions of its future, or announce entry into the community with strikingly unique forms. A wide variety of media and/or design team approaches might be appropriate in this zone depending upon the character of each major gateway into the community.

### **4. The Transportation Network**

Although Huntington is blessed with many pedestrian-friendly village areas, the experience that residents and visitors have with many areas of the Town is defined by its network of roads, parkways, expressways, and mass transit systems. Consequently, bus stops, benches, underpasses, overpasses, and light posts offer visual opportunities to enhance the traveler's journey. Artists can design benches, shelters, and light fixtures to reflect the identity or project images of the surrounding neighborhood. Murals or tile elements can enliven underpasses, and painted metal images can replace barriers on pedestrian bridges and overpasses. The HART bus system and the L.I.R.R. train stations (working in concert with the MTA) also offer unique opportunities for impacting the visual experience of the Town's travelers.

### **5. Route 110 Business Corridor**

Characterized predominantly by privately owned, large-scale, office buildings with essentially no pedestrian traffic, this zone is fertile territory for large-scale public/private partnership projects supported substantially or entirely from non-Town sources. Such public/private projects could include either commissioned works or more temporary siting of works on long-term loan from area artists, or a combination of these methods. However, the architectural scale of the zone, and its accessibility primarily by vehicle, would typically require works of monumental scale using large bold forms, in order to have sufficient presence in this environment. Monumental freestanding sculpture, as well as large-scale works in two- or three-dimensional media – or even large-scale photographic or luminal works – applied or projected directly onto architectural facades are among the appropriate public art approaches in this zone.

## **PRIORITIZATION OF PROJECTS**

---

Projects have been ranked into three (3) different priority tiers reflecting the recommended urgency of their development:

*Tier 1* includes projects that are either ongoing or recommended for immediate implementation,

*Tier 2* includes less urgent projects that are recommended to begin active planning, and

*Tier 3* projects are anticipated, but least urgent.

These rankings do not necessarily reflect a project's relative importance (i.e. a project with a distant start date or requiring considerable advance planning may be listed as Tier 2 or 3, even though it involves greater complexity, higher budget, and/or a more important site than some Tier 1 projects). Projects within the same tier are felt to be of roughly equal time priority; however, it is understood that this priority ranking is subject to change as new opportunities develop and as work on related public works projects progresses.

In addition, the Committee has identified certain characteristics that tend to enhance the priority ranking of potential projects within the *Public Art Project Zones*:

- Projects in conjunction with upcoming public works construction. Incorporation of public art in the design and/or construction phases of such projects can often achieve public art goals with greater efficiency and cost effectiveness.
- Projects for which there is significant potential for substantial outside sponsorship, including public/private partnership projects and collaborative projects with other governmental agencies.

**STATUS SUMMARY OF 2013 PLAN PROJECTS**

Before listing project recommendations for the 2014 Public Art Plan it is helpful to review the status of those projects approved in the 2013 Plan as uncompleted projects are often carried forward into the following year's plan:

**Tier 1 (Ongoing or Imminent Projects)**

- **Huntington Station (Revitalization Project) – Huntington Station Plaza Public Art Project: (Zone 1) – Estimated Cost: \$65,000 (not including expenditures under initial artist contract)**

**Status:** Project completed and installed in April 2013.



*Total expenditures: \$65,000 under Madeline Wiener contract\*  
 \$15,598 planning costs funded by HUD grant;  
 \$32,500 material costs supported by Round 6 Suffolk County Downtown Revitalization grant;  
 \$16,902 in fabrication/installation costs supported by Town.*

*\*(Not including \$12,373.80 in HUD grant-funded expenditures under Janet Zweig's contract prior to her withdrawal).*

- **HART Bus System – Poetry for the HART: (Zone 4) – Estimated Cost: \$2,500**

**Status:** The Call for Entries issued for the 2013 program yielded a record 293 entries, from which 18 winning poems were selected, printed and installed in HART buses, and a corresponding award ceremony/poetry reading held. *Total expenditures: \$2,269*

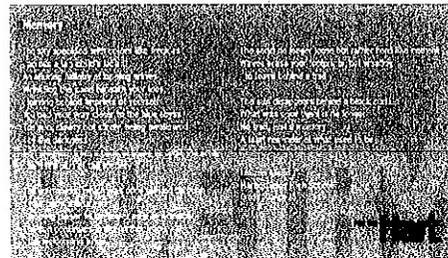
**Naive Little Red**

I treated you like a prince.  
 You never treated me like a princess.  
 You couldn't get off your high horse  
 to see I was dreaming  
 in the mold of your castle.  
 I tried to save you  
 from the heart you were locked in.  
 I had no idea it was I, the "bride" you were marrying then.  
 On that little room, you locked yourself away to  
 wait for me with the witch's candy,  
 that Halloween night.  
 Remember that night,  
 and I'll be at the table next to yours.  
 So here you stay,  
 and I will be a land  
 far, far away.

Lucy Pigliacelli  
 Walt Whitman High School  
 Grade 12, Age 17



Walt Whitman High School

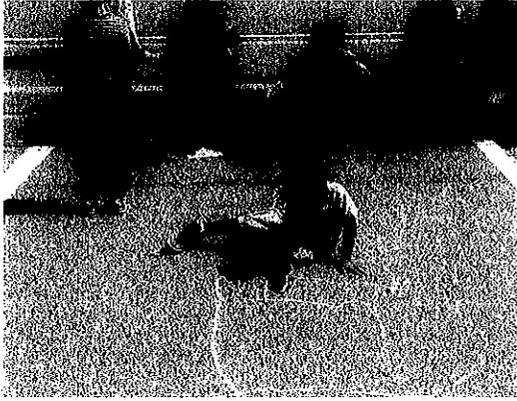


Walt Whitman High School

"Naive Little Red" by Lucy Pigliacelli (Walt Whitman High School, Grade 12, Age 17) and "Memory" by Lauren Majid (Harborfields High School, Grade 10, Age 15), two of the eighteen winning poems selected for display in the 2013 Poetry for the HART teen poetry project. Poetry placards designed by AB Graphics. (See cover for photo of 2013 winners at Award Reception at the Walt Whitman Birthplace.

- Huntington Awareness Day Public Art Projects: (Zone 1) – Est. Cost: \$200.

**Status:** The “Chalk Flood” communal drawing area was once again a popular feature of Awareness Day festivities this year. Use of surplus supplies from previous years enabled this project to go forward without any additional cost. *Total expenditures: \$0*



**Tier 2 (Projects Beginning Active Planning)**

- “Curbside Haiku” Project: (Zone 4) – Estimated Cost: \$12,000 (50 signs @ \$200 plus a \$2,000 consultant fee).

**Status:** Revised to fit within SPARKBOOM program parameters as “Haiku Huntington.” RFP issued and 3 winning Haiku selected from 19 entries. Production and installation of signs still pending. *Expenditures to-date: \$350 (from Huntington Cultural Affairs Institute); projected additional \$1,500 - \$2,500 to come.*

*Monumental  
Briefly in the Village  
Myra's in the center*

*Donna McNaughton, 2013  
Photo by Thomas Henion*

Haiku Huntington is a SPARKBOOM opportunity provided by the Town of Huntington Public Art Initiative

*Moonlight serenade  
Rising over patchwork quilts –  
Concert in the park*

*Donna McNaughton, 2013  
Photo courtesy of the Huntington Arts Council*

Haiku Huntington is a SPARKBOOM opportunity provided by the Town of Huntington Public Art Initiative

*A kiss on the cheek –  
The pink petals fall softly  
From trees at Heckscher*

*Melissa Cowitt, 2013  
Photo by Thomas Henion*

Haiku Huntington is a SPARKBOOM opportunity provided by the Town of Huntington Public Art Initiative

- Traffic-Signal Box Project: (Zone 4) – *Estimated Cost: \$500-\$1,000 per box; projected to include approximately 10-12 boxes per year for a total of \$5,000-\$12,000 annually.*

**Status:** Tabled to focus on other projects. *Expenditures to date: None*

- Storefront Exhibition Project: (Zone 1) – *Est. Cost: \$2,500 - \$3,000 (for display fixtures).*

**Status:** After conducting preliminary research with a small cross-section of owners of vacant commercial properties to confirm interest, 21 artists were selected for a pool of approved program participants from the 33 respondents to a RFQ. After drafting a template for a three-party agreement in cooperation with the Town Attorney's Office, owners and/or agents of vacant storefront properties were solicited to participate in the program. Unfortunately, these solicitation efforts were largely unsuccessful. In the one instance where a property owner was willing to participate, the owner subsequently balked at signing the draft program agreement. *Total expenditures: None*

- Gateway Gardens Artist-Designed Fence Project: (Zone 2) – *Estimated Cost: \$45,000*

**Status:** Tabled to attempt coordination with similar project associated with DOT sump to the south. *Expenditures to date: None.*

- "HuntingtonARTstop" Bus Shelter Photography Project: (Zone 4) – *Estimated Cost: \$190 printing + \$200 Honorarium per image; projected installation of 10 images per year for a total of \$3,900 annually*

**Status:** Tabled due to lack of available unreserved ad space. *Expenditures to date: None*

### **Tier 3 (Anticipated Projects)**

- Huntington Village – Potential Parking Structure Project: (Zone 1) *Estimated Cost: \$75,000-\$100,000.*

**Status:** Tabled to focus on other projects. *Expenditures to date: None*

- Lamppost Banner Project: (Zone ) – *Estimated Cost: \$15,000 (50 banners & mounting hardware @ \$200 + 5 artists @ \$1,000 honorarium) with banner sponsorships tentatively targeted at \$200 per banner.*

**Status:** Tabled to focus on other projects. *Expenditures to date: None*

- Huntington Village – Alleyway Projects – (Alleyway TBD): (Zone 1) – *Est. Cost: \$5,000-\$15,000 (shared with adjacent property owners & Village BID).*

**Status:** Tabled pending due to lack of owner interest. *Expenditures to date: None*

- Annual Public Art in the Private Sector Award: (Multi-Zone) – *Est. Cost: None*

**Status:** Presented to Reckson Associates in 2004 and subsequently to Cinema Arts Centre, but no additional awards have been presented in recent years. *Expenditures to date: None*

## 2014 PUBLIC ART PROJECT LIST

Uncompleted projects from the 2013 Public Art Plan, with some revisions, form the foundation of the 2014 Plan. To these have been added selected additional projects, resulting in the following recommended project list, grouped by zone:

### Multi-Zone Projects:

**Tier 3 Public Art in the Private Sector Award (all Zones)\*:** involving occasional recognition of a private sector entity exemplary in their presentation of publicly accessible art. Award to be presented by the Town Board at a meeting of the Huntington Chamber of Commerce. *Estimated Cost: None*

### Zone 1 Projects: Pedestrian Retail Districts

**Tier 1 Awareness Day Public Art Project\*:** A "Chalk Flood" featuring a communal drawing area where community members are encouraged to create chalk drawings "flooding" the neighborhood with street art has become a regular part of the annual Huntington Awareness Day Parade & Fair: *Estimated Cost: \$200.*



Jacques-Jean "JJ" Tiziou & Jonathan Laidacker designed *How Philly Moves*, 2011, an 85,000 sq. ft. mural with images of 26 different dancers from Philadelphia that were painted with the assistance of 800 community volunteers and installed on parking structures at the Philadelphia International Airport.

**Tier 3 Huntington Village – Potential Parking Structure Project:** At some point in the future, should the Town of Huntington elect to construct a parking structure in Huntington Village, such a large capital project would make an ideal location for a major public artwork. Among the design approaches to be considered would be large mural panels, a luminal work turning the structure into changing patterns of color at night, or bas relief sculptural panels on the building facades. *Estimated Cost: \$75,000-\$100,000.*



Detail of *How Philly Moves* during installation.

**Tier 3 Lamppost Banner Project\*:** Designs for light pole banners to be installed in a business district or other suitable location in the Town (site to be determined) will be selected from submissions in response to an RFP. Banner sponsors would be solicited to support

project costs and would be credited at the bottom of each banner. *Estimated Cost: \$15,000 (50 banners & mounting hardware @ \$200 + 5 artists @ \$1,000 honorarium) with banner sponsorships tentatively targeted at \$200 per banner.*

**Tier 3 Huntington Village – Alleyway Projects – (Alley TBD)\*:** Public/private partnership to design and create an appropriate public art enhancement of an alley within this district to be determined in consultation and coordination with the Huntington Village BID. Project may involve a mural on a building façade, banners, sculptural elements and/or other public art enhancements. Design is anticipated to be artist-led, but with a process for incorporation and consideration of community ideas and input regarding mural content. Artist selection is recommended to be made by an appointed selection panel reviewing submissions in response to an RFQ or RFP. *Estimated Cost: \$5,000-\$15,000 per work (may be offset, in part, by support from property owners, Village BID, or other non-Town sources).*

**Zone 2 Projects: Parks, Trails, Waterfront Areas, and Other Recreational Sites**

**Tier 2 Sweet Hollow Park Public Art Project:** Project stakeholders have requested the involvement of the Public Art Advisory Committee in assisting with the planning and development of a public art component that could imaginatively illustrate elements of community history, including the legend of the origin of the name “Sweet Hollow” and the story of multi-party collaboration in the establishment of the park. Options currently being explored range from a free standing sculptural work to unique artist-designed cut-metal gateway and fence elements. *Estimated Cost: \$50,000 - \$100,000 depending upon the direction chosen for development and implementation. EOSPA funding may be sought for this project as part of the park development costs for Sweet Hollow Park.*

**Tier 2 Gateway Gardens Artist-Designed Fence Project\*:** An artist will be selected from respondents to an RFQ to design unique elements to be installed on new perimeter fencing around Gateway Gardens evocative of this spirit of this community garden. The project contract will provide the Town with the option of continuing the same fence design around the perimeter of the planned Park using the NYSDOT rainwater recharge basin just south of the Gateway Gardens, as well as in the nearby Huntington Station Plaza and related areas within the larger Huntington Station Revitalization Project. *Estimated Cost: \$45,000 for 1,120 linear feet of fence, including design, fabrication and installation of artist-designed elements to new “estate” fencing to be installed by others.*



**Beatrice Coron; *Wild Flowers*, 2009; Cut and painted metal; Melrose Commons, South Bronx, NY – an example of unique artist-designed fencing.**

**Tier 3 Gateway Gardens Artist-Designed Spray Park:** Although the possibility of inclusion of a “Spray Park” within Gateway Gardens Park is still under consideration, the Public Art Advisory Committee has been invited to explore the possibility of selection of a qualified artist to design unique spray elements within such a Park should the decision be made to include this feature. *Estimated Cost: \$40,000 - \$75,000 in addition to base cost for spray park features.*

**Zone 3 Projects: Gateways**

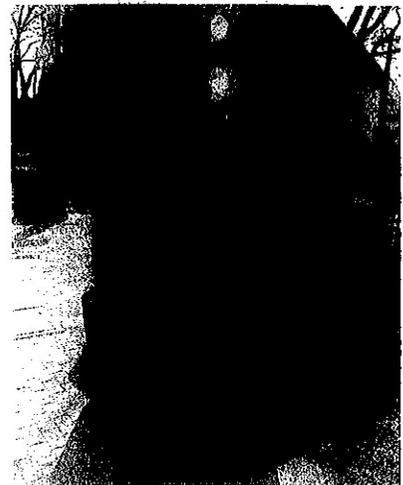
No projects recommended at the present time.

**Zone 4 Projects: The Transportation Network**

**Tier 1 HART Bus System – Poetry for the HART\*:** This successful annual program selects 10-20 poems submitted by high school students for display in the interior advertising spaces of the HART buses. *Estimated Cost: \$2,500*

**Tier 1 “Haiku Huntington” Project\*:** Completion of sign production and installation from the 2013 SPARKBOOM project – *Estimated Cost: \$1,500 - \$2,500.* Issuance of a new Call for Entries in 2014 followed by Panel selection of winning entries, sign production & installation – *Estimated Cost: \$2,500 - \$5,000.*

**Tier 2 Traffic-Signal Box Project\*:** Artists selected from respondents to either an RFP or RFQ will develop designs for transforming the exterior of selected traffic-signal boxes on Town roads. Designs might include *trompe l’oeil* (fool the eye) paintings of stone planters with flora, pop images such as an oversized crayon box for a signal box near a school, or other imaginative images. A later expansion of this project might, with appropriate permission, include wrapping of traffic-signal boxes on County and State roads in Huntington. *Estimated Cost: \$10,000 (5 boxes @ \$2,000)*



**Tier 3 “HuntingtonARTstop” Bus Shelter Photography Project\*:** Digital photographic images selected from submissions in response to an RFP will be enlarged and printed as posters for display in unleased advertising space in the Town’s Bus shelters in cooperation with Sunrise Advertising. Possible themes for the Project might include “Faces of Huntington,” “Creative Moments,” “Community Reflections,” or other appropriate topics. *Estimated Cost: \$190 printing + \$200 Honorarium per image; projected installation of 10 images per year for a total of \$3,900 annually*

**Zone 5 Projects: Route 110 Business Corridor**

No projects are recommended at the present time.

*\*Asterisk indicates a project carried over from a prior annual Public Art Plan approved by the Town Board.*

## EXECUTIVE SUMMARY OF RECOMMENDED 2014 PUBLIC ART PROJECTS

### *Tier 1 (Ongoing or Imminent Projects)*

- HART Bus System – Poetry for the HART\*: (Zone 4) – *Estimated Cost: \$2,500*
- Awareness Day Public Art Projects\*: (Zone 1) – *Estimated Cost: \$200*
- “Haiku Huntington” Project\*: (Zone 4) – *Estimated Cost: \$12,000 (50 signs @ \$200 plus a \$2,000 consultant fee).*

### *Tier 2 (Projects Beginning Active Planning)*

- Sweet Hollow Park Public Art Project: (Zone 2) – *Estimated Cost: \$50,000 - \$100,000 depending upon the direction chosen for development and implementation. EOSPA funding may be sought for this project as part of the park development costs for Sweet Hollow Park.*
- Gateway Gardens Artist-Designed Fence Project\*: (Zone 2) – *Est. Cost: \$45,000*
- Traffic-Signal Box Project\*: (Zone 4) – *Estimated Cost: \$7,500-\$10,000 (5 boxes @ \$1,500-\$2,000)*

### *Tier 3 (Anticipated Projects)*

- Huntington Village – Parking Structure Project\*: (Zone 1) – *Estimated Cost: \$75,000-\$100,000.*
- Gateway Gardens Artist-Designed Spray Park: (Zone 2) – *Estimated Cost: \$40,000 - \$75,000 in addition to base cost for spray park features.*
- “HuntingtonARTstop” Bus Shelter Photography Project\*: (Zone 4) – *Est. Cost: @\$190 printing + \$200 artist fees per image times 10 images annually for a total of \$3,900*
- Lamppost Banner Project\*: (Zone 1) – *Est. Cost: \$15,000 (50 banners & mounting hardware @ \$200 + 5 artists @ \$1,000 honorarium).*
- Huntington Village – Alleyway Projects – (Alleyway TBD)\*: (Zone 1) – *Est. Cost: \$5,000-\$15,000 (shared with adjacent property owners & Village BID).*
- Public Art in the Private Sector Award\*: (All Zones) – *Est. Cost: None*

*\*Asterisk indicates a project carried over from a prior annual Public Art Plan approved by the Town Board.*

## **PUBLIC ART ADVISORY COMMITTEE**

---

Janine Seifert, *Chairperson*

Robert Carter

Sue Contessa

Linda Furey

Ed McEvoy

Michele Peppers

Deborah Robbins

Michael W. Schantz, Ph.D.

Richard Vaux

*Staff:*

Diana J. Cherryholmes, Executive Director, Huntington Arts Council

John E. Coraor, Ph.D., Director of Cultural Affairs, Town of Huntington

RESOLUTION CONVERTING PILOT ON-LEASH DOG WALKING USE AT FRAZER DRIVE PARK TO PERMANENT USE PURSUANT TO TOWN CODE

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by Councilman Cuthbertson

and seconded by COUNCILMAN COOK, COUNCILWOMAN EDWARDS

WHEREAS, on May 8, 2012 the Town Board authorized a pilot program and on February 5, 2013 extended authorization of on-leash dog walking on a perimeter pathway at Frazer Drive Park in Greenlawn, responding to petitions requesting it as a community watch effort that would allow more park monitoring to deter adverse activities and there have been no further criminal incidents reported at Frazer Drive Park since the program inception; and

WHEREAS, the Frazer Drive program led to a Town Code amendment that provides a process for designation of on-leash dog trails as appropriate with input from department directors and review of the Huntington Greenway Trails Committee; and

WHEREAS, the Frazer program has been well received by community residents that walk their dogs at the site, is supported by the LI-DOG advocacy group, and the Town directors consider continuation of the use reasonable; and

WHEREAS, the Huntington Greenway Trails Committee supports designation of on-leash dog walking trails under suitable conditions, reviewed Frazer Park pursuant to Town Code §159-48A, and recommended that a trail should be more clearly defined at the Frazer Park field perimeter to allow, while confining, the ongoing use to avoid park use conflicts and enable the field to be used for other general recreational purposes; and

WHEREAS, designation of an on-leash dog walking trail is a Type II action pursuant to SEQRA 617.5(c)(15 and 20) as it involves minor temporary use of the park; and

NOW THEREFORE

THE TOWN BOARD, hereby directs the Director of General Services to demarcate and sign a clearly visible trail at the field perimeter with Trails Committee input and designates Frazer Drive Park as the first on-leash dog walking trail in a Town park.

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
Councilwoman Tracey A. Edwards	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION DESIGNATING ON-LEASH DOG WALKING TRAILS IN TOWN PARKS

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by Councilman Cuthbertson

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

WHEREAS, the Town Board amended Town Code to enable designation of on-leash dog trails as appropriate following review and recommendation of the Huntington Greenway Trails Committee, and

WHEREAS, the Huntington Greenway Trails Committee (HGTC) has met and reviewed potential sites with representatives of the Long Island Dog Owners Group (LI-DOG), a not-for-profit organization that advocates for increasing access to public parkland for Long Island dog owners and their dogs, and

WHEREAS, HGTC prepared evaluation forms to aid review and consideration of Town trails for more intensive recreational activities, and has submitted such forms to the Town Board for three recommended park sites for on-leash dog walking and the Town directors finds the uses reasonable, and

WHEREAS, HGTC recommends specific existing trails should be designated at the three sites as on-leash dog walking trails with certain conditions—Jerome Ambro Memorial Wetlands Preserve utility right-of-way segment that connects two County parks (which allow on-leash dog walking), Dix Hills Park woodland trail, and Sunshine Acres Park paved path, and

WHEREAS the designation of on-leash dog walking trails at the recommended park sites is classified a Type II action pursuant to SEQRA 617.5(c)(15 and 20) as it involves minor temporary use of existing trails in the parks;

NOW THEREFORE BE IT

RESOLVED, that the Town Board designates the HGTC-recommended trails for on-leash dog walking within the three parks—Jerome Ambro Memorial Wetlands Preserve utility right-of-way segment that connects two County parks (which allow on-leash dog walking), Dix Hills Park woodland trail, and Sunshine Acres Park paved path, and

BE IT FURTHER

RESOLVED, the Director of General Services is directed to procure and install the HGTC-recommended signage and/or accessories.

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
Councilwoman Tracey A. Edwards	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION ESTABLISHING "A.R.M.S." (AMERICAN REACTIVATED FOR MILITARY SERVICE)

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by: Councilwoman Berland

And seconded by: **COUNCILWOMAN EDWARDS, SUPERVISOR PETRONE, COUNCILMAN COOK**

WHEREAS, our country is in a state of heightened alert and our citizens are being called upon to serve their country; and

WHEREAS, the Town Board on behalf of its residents wishes to aid in this effort by supporting the reservists employed by the Town of Huntington and their families as they are called to active duty for our nation; and

WHEREAS, the Town is aware that salaries received by Town employees from the armed services are generally less than the salaries they receive from the Town of Huntington; and

WHEREAS, the Town recognizes the sacrifices these employees are making for our Town and our Country, the Town of Huntington does not want these individuals left at an economic disadvantage; and

WHEREAS, providing compensation or salary to Town employees is not an action as defined by SEQRA in 6 N.Y.C.R.R. §617.2(b) and, therefore, no further SEQRA review is required.

NOW, THEREFORE, BE IT RESOLVED, the Town adopts the policy of supplementing the salary of all active duty reservists employed by the Town of Huntington so that they continue to receive their current rate of remuneration while they are actively deployed for combat or other active duty during 2014; and

BE IT FURTHER RESOLVED, the TOWN BOARD does not intend to permanently amend or establish any past practices concerning employees either covered by a collective bargaining agreement or appointed and is herewith authorizing the Supervisor to issue the necessary instructions to the appropriate departments to carry out this policy so that this patriotic benefit can be applied to all qualified employees serving in combat or other active duty, other than to their regular monthly/yearly reserve obligations.

VOTE:                      AYES: 5      NOES: 0      ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

ENACTMENT: APPROVE THE ISSUANCE OF A CERTIFICATE OF APPROVAL  
IN A HISTORIC DISTRICT  
RE: 56 SHORE ROAD, COLD SPRING HARBOR— COLD SPRING HARBOR  
HISTORIC DISTRICT

Resolution for Town Board Meeting Dated: January 7, 2014

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

and seconded by: **COUNCILMAN COOK**

**THE TOWN BOARD**

HAVING HELD A PUBLIC HEARING on the 10th day of December, 2013, pursuant to Section 198, Article VI of the zoning code of the Town of Huntington, to consider the application of 56 Partes Tres, LLC, 998 West Shore Road, Oyster Bay, NY 11771, for a Certificate of Approval to erect a two story addition including a new garage and two porches in accordance with plans dated August 20, 2013 at a one family dwelling located at 56 Shore Road, Cold Spring Harbor, bearing Suffolk County Tax Map #0400-016.00-02.00-004.000, and located in the Cold Spring Harbor Historic District; and upon all the information presented on the application at the public hearing and due deliberation having been had,

HEREBY APPROVES the aforesaid application of 56 Partes Tres, LLC for a Certificate of Approval.

VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilman Tracey Edwards	<b>AYE</b>

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: January 7, 2014

The following resolution was offered by: Councilwoman Berland

and seconded by: COUNCILMAN COOK

WHEREAS, on November 7, 2013 the Town Board designated certain properties as "blighted" and scheduled a public hearing to consider further action to remedy the conditions of blight; and

WHEREAS, those properties whose owners failed to enter into a Restoration Agreement with the Town or to take steps to remedy the conditions of blight upon their properties have been evaluated and considered for further action(s) to be taken at a public hearing held on December 10, 2013; and

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

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

NOW THEREFORE,

THE TOWN BOARD

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

HEREBY DIRECTS the Receiver of Taxes to assess the annual registration fees upon the properties as listed in Schedule "A"; and

HEREBY DIRECTS the Director of Planning and Environment and/or Engineering to maintain records of all costs and expenses in connection with the abatement of the blight conditions and to provide same reports to the Town Board for determination as to the amounts to be assessed against the properties listed on Schedule "A"; and

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

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

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

VOTE:                    AYES: 5      NOES: 0      ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

2014-38

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

PREVIOUS EXHIBITS- SCHEDULE A	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	NOTIFICATION DATE	ANNUAL REGISTRATION FEE
109	6 Sexton Court Huntington	0400-166.00-01.00-157.000	William & Ryan Foster 6 Sexton Court Huntington, NY 11743	12/5/2013	\$2,500.00
107	27 Tanyard Lane Huntington	0400-019.00-02.00-015.000	John H. Fay 23 Cider Mill Lane Huntington, NY 11743	10/31/2013	\$2,500.00

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

PREVIOUS EXHIBITS-SCHEDULE A	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	NOTIFICATION DATE	DATE PUBLIC HEARING HELD
109	6 Sexton Court Huntington	0400-166.00-01.00-157.000	William & Ryan Foster 6 Sexton Court Huntington, NY 11743	12/5/2013	12/10/2013
107	27 Tanyard Lane Huntington	0400-019.00-02.00-015.000	John H. Fay 23 Cider Mill Lane Huntington, NY 11743	10/31/2013	12/10/2013

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

PREVIOUS EXHIBITS-SCHEDULE A	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/MAILING ADDRESS	NOTIFICATION DATE(S)	DATE PUBLIC HEARING HELD
93	13 Plymouth Road, Dix Hills	0400-244.00-03.00-082.000	Martin Lerner Lorraine Lerner 13 Plymouth Road Dix Hills, NY 11746	11/20/2013	12/10/2013
108	65 Sinclair Drive Greenlawn	0400-166.00-03.00-024.000	Brian and John Dillner 65 Sinclair Drive, Greenlawn, NY 11740	12/2/2013	12/10/2013

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 33-2013, AMENDING THE ZONING MAP ON THE TOWN BOARD'S OWN MOTION TO CHANGE THE ZONING FROM R-5 RESIDENCE DISTRICT TO C-1 OFFICE-RESIDENCE DISTRICT FOR THE PROPERTY LOCATED ON THE WEST SIDE OF LOWNDES AVENUE, BETWEEN RAILROAD STREET AND COLUMBIA STREET, HUNTINGTON STATION, SCTM# 0400-140-03-(072, 073, 108, 109.003 & 117).

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the Huntington Community Development Agency is developing the Columbia Terrace veterans affordable housing project on the west side of Lowndes Avenue, between Railroad Street and Columbia Street, Huntington Station, as a veteran's preference, 14-unit attached dwelling development; and

WHEREAS, the zone change to C-1 Office-Residence is proposed to result in two fewer dwelling units than initially contemplated on the property, all of which will be affordable ownership/equity units instead of 7 ownership/equity units with accessory rental apartments in each unit; and

WHEREAS, commercial uses that are permitted in the C-1 zoning district will be prohibited as a condition of any zone change approval; and

WHEREAS, the Town Board adopted a Negative Declaration pursuant to SEQRA on May 3, 2011 for the original zone change application on this property by the Huntington Community Development Agency, #2011-ZM-385, and this proposed zoning change and the future site development contemplate a residential housing project very similar to the original proposal, with no substantive impacts identified by the Environmental Assessment Form (EAF) Part III Addendum;

NOW THEREFORE BE IT

RESOLVED, upon due deliberation of the completed EAF Part III Addendum on file in the offices of the Town Clerk and the Department of Planning and Environment, the Town Board finds that the action will not result in any substantive impacts that were not considered in the review of the original zone change application, and therefore determines that the original Negative Declaration for the redevelopment of this property will not be amended in accordance with SEQRA, 6 NYCRR Part 617.7(e); and further finds that the proposed action to rezone the property is consistent with the Town of Huntington Comprehensive Plan and with long term planning policies and goals and is unlikely to pose significant adverse environmental impacts; and additionally finds that any subdivision or site plan resulting therefrom may require its own determination of significance, following SEQRA assessment of the specific project's environmental consequences based upon new

information or revisions to the concept plans, the Town Board hereby finds that the requirements for a SEQRA review have been met; and

BE IT FURTHER RESOLVED, that the Town Board, having held a public hearing on the 10th day of December, 2013, to consider adopting Local Law Introductory Number 33-2013 amending the "Amended Zoning Map of the Town of Huntington", as referenced in Chapter 198 (Zoning), §198-7 of the Huntington Town Code, thereby rezoning from R-5 Residence District to C-1 Office-Residence District the property designated on the Suffolk County Tax Map as 0400-140-03-(072, 073, 108, 109.003 & 117), and due deliberation having been had

HEREBY APPROVES the change of zone as set forth below, except that this Local Law shall not be filed with the Secretary of State by the Huntington Town Clerk or be deemed effective against the subject property until the Covenants and Restrictions identified in this Resolution are approved by the Town Attorney as to form and content, and proof of filing with the Suffolk County Clerk is submitted to the Department of Planning and Environment, Town Attorney, and Town Clerk; and

FURTHER RESOLVES that no subdivision or site plan shall be approved by the Planning Board or signed by the Director of Planning unless the plan is in full compliance with the requirements of this Resolution, the Covenants and Restrictions, and any applicable condition, restriction, or limitation established by the Planning Board during subdivision or site plan review; and

HEREBY ADOPTS

Local Law Introductory No. 33-2013, amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article II (Zoning Districts, Map, General Regulations), as follows on the terms and conditions as set forth herein.

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

LOCAL LAW NO. \_\_\_\_\_ - 2014  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 198 (ZONING)  
ARTICLE II (ZONING DISTRICTS; MAP; GENERAL REGULATIONS)  
SECTION 7 (ZONING MAP)

Section 1. The Code of the Town of Huntington, Chapter 198 (Zoning), Article II (Zoning Districts; Map; General Regulations), Section 7 (Zoning Map) is amended as follows:

CHAPTER 198 (ZONING)  
ARTICLE II (ZONING DISTRICTS; MAP; GENERAL REGULATIONS)

\* \* \*

§ 198-7 Zoning Map

The boundaries of the districts enumerated in §198-6 of this Chapter are hereby established as shown on the map designated as the "Amended Building Zone Map of the Town of Huntington." The said map, together with all notations, references and every other detail shown thereon shall be as much a part of this chapter as if the map and every other detail shown thereon was fully described therein. Section 198-55 contains symbols on the map for the aforesaid districts.

\*

\*

\*

The premises to be rezoned to C-1 Office-Residence District, located on the west side of Lowndes Avenue, between Railroad Street and Columbia Street, Huntington Station, containing 0.97 acres, and designated as 0400-140-03-(072, 073, 108, 109.003 & 117) on the Suffolk County Tax Map, more particularly described as:

BEGINNING at a POINT at the intersection of the south side of Columbia Street with the west side of Lowndes Avenue,

THENCE from said POINT OF BEGINNING South 10 degrees 31 minutes 28 seconds East, 63.33 feet,

THENCE southerly along the arc of a curve bearing left, having a radius of 66 feet and a length of 44.19 feet,

THENCE South 48 degrees 53 minutes 13 seconds East, 51.32 feet,

THENCE southerly along the arc of a curve bearing right, having a radius of 20 feet and a length of 30.83 feet,

THENCE southerly along the arc of a curve bearing right, having a radius of 200 feet and a length of 51.56 feet,

THENCE South 54 degrees 12 minutes 0 seconds West, 150.00 feet,

THENCE North 10 degrees 31 minutes 28 seconds West, 114.05 feet,

THENCE South 79 degrees 28 minutes 32 seconds West, 50.00 feet,

THENCE North 10 degrees 31 minutes 28 seconds West, 150.00 feet,

THENCE North 79 degrees 28 minutes 32 seconds East, 185.64 feet to the POINT OF BEGINNING.

Such change of zone shall be specifically conditioned upon the filing by the applicant of the following Covenants and Restrictions, to run with the land, in a form acceptable to the Town Attorney. Such deed and Covenants and Restrictions shall be filed at the property owner's own cost and expense in the Office of the Suffolk County Clerk. Proof of such filing shall be provided by the property owner to the Town Attorney.

Director of Planning, and Huntington Town Clerk. All such Covenants and Restrictions shall be in addition to such terms and conditions as deemed necessary by the Town Attorney to assure compliance with the Covenants.

- (1) The existing Covenants and Restrictions filed in Liber 12674 Page 728 on October 24, 2011 as part of zone change application #2011-ZM-385 are hereby revoked.
- (2) All properties sold, resold, purchased or leased shall be owner-occupied homes and shall remain subject to the provisions of the Town's Affordable Housing Law under §198-13(I) or successor law, in all respects and in perpetuity. All properties shall be monitored for compliance by the Community Development Agency as specified in §198-13(I); and
- (3) Conditions of the change of zone set forth in §198-13(I)(3) shall be specifically set forth in the Covenants and Restrictions to be executed and filed by the applicant; and
- (4) All houses shall be connected to the public sewer system in accordance with sewer district regulations and the Code of the Town of Huntington; and
- (5) The use of the property shall be limited to residential uses as permitted in Sections 198-22(A)(1, 5 & 7). No commercial use shall be permitted.

\*

\*

\*

## Section 2. Severability

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

## Section 3. Effective Date

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

\* \* \* INDICATES NO CHANGE TO PRESENT TEXT.

ADDITIONS ARE INDICATED BY UNDERLINE.

DELETIONS ARE INDICATED BY [BRACKETS].

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

**ENVIRONMENTAL ASSESSMENT FORM  
PART III ADDENDUM**

**COLUMBIA TERRACE (#2013-ZM-399)  
REVISED VERSION OF #2011-ZM-385  
HUNTINGTON COMMUNITY DEVELOPMENT AGENCY  
COLUMBIA STREET REDEVELOPMENT PROJECT REZONING**

**PROJECT DESCRIPTION**

The Huntington Community Development Agency – Columbia Street Redevelopment Project zone change application envisioned the construction of eight single-family homes with eight accessory rental apartments. The zone change established R-5 Residence District zoning over the entire property. This current rezoning to C-1 Office-Residence District has been proposed to revise the project to fourteen attached housing units, all for-sale. The fourteen units would be evenly divided between one-bedroom and two-bedroom units. The two-bedroom units would be on the ground floor and one-bedroom units would be on the second floor. The revised development has lower construction costs and a better overall design. The building(s) would be located close to the adjacent roads, with a parking lot in the middle of the property. All units would still be reserved for affordable housing. No environmental impacts from the proposed change have been identified.

**SEQRA CLASSIFICATION**

The action does not meet any of the criteria under 6 NYCRR 617.4 or 617.5 and is classified Unlisted according to SEQRA. Should the Town Board determine the action will not be further entertained, then it may be reclassified as a Type II action per 6 NYCRR 617.5(c)(37) and no further SEQRA review shall be required.

**SEQRA HISTORY**

The first SEQRA review, for a portion of this property, was initiated for the acquisition of 4/6 Columbia Street and 14 Columbia Street under the “Take the Blocks” Program, and a Negative Declaration was issued by the Town Board on May 19, 2009 (resolution #2009-265). The review at the time expected the purchase to result in the demolition of the homes and the construction of new residential units. However, that review also acknowledged that a new SEQRA review would have to be conducted in the future when formal development plans were actually prepared for the project. The acquisition and demolition of the old houses was an action that could stand on its own, and the future development of the property required a more detailed SEQRA review.

The second SEQRA review for this property was for the zone change application of the Huntington Community Development Agency (#2011-ZM-385) to rezone the I-5 General Industry zoned portion of the property to R-5 Residence and develop the site with affordable housing. That application received a Negative Declaration from the Town Board on May 3, 2011 (resolution #2011-234). The environmental impacts of that proposal are identical to the environmental impacts of the current proposal. The only changes are to the zoning classification of the property (which will result in no impacts by itself) and the design of the housing development on the site.

**SEQRA RECOMMENDATION**

It is recommended that the proposed rezoning to C-1 Office-Residence District reaffirm the *Negative Declaration* issued for the Huntington Community Development Agency – Columbia Redevelopment Project zone change application. That review contemplated a residential development of similar size and land disturbance and it covered all of the environmental issues involved with the current rezoning application. The revised zoning classification and site design do not produce any substantive environmental impacts that would warrant a new or amended SEQRA review.

Should the Town Board want to reopen SEQRA for the current application, it is recommended that they issue an *Amended Negative Declaration* pursuant to SEQRA, 6 NYCRR Part 617.7(e). This would acknowledge the original Negative Declaration and the environmental impacts studied for that review and adopt them for the current SEQRA review. In addition, this would reflect the lack of new significant impacts identified in this document.

**IMPACT ON AESTHETIC RESOURCES**

11. Will proposed AMENDED action affect aesthetic resources?

\*No. The proposed residential units will now be attached instead of detached, and parking will be provided in a lot instead of in driveways and on the street. But this will not have an effect on aesthetic resources. A portion of the original property was used as a parking lot. That portion also contained an old industrial building. The former residential portions of the property were poorly maintained. The new development will be a benefit to the neighborhood. The original proposal in the R-5 zone would have resulted in some awkward house lots, but overall would have resembled the residential neighborhood to the west. The new proposal using the C-1 zone will more closely resemble the residential development to the east. This is a transitional property between several types of residential, commercial, industrial, and municipal uses, and any improvement to the quality of site uses or land development is going to be an aesthetic asset.

**IMPACT ON GROWTH AND CHARACTER OF COMMUNITY OR NEIGHBORHOOD**

19. Will the proposed AMENDED action affect the character of the existing community?

\*No. There will be no change in community character from the amended action to build attached for-sale residential units in place of detached single-family homes with accessory rental apartments. As previously identified this is a transitional property between a variety of uses. Attached dwelling units are already found on an adjacent property. The proposed development is small in scale and reflects an improvement to the previous site conditions. The underlying purpose behind the project is to improve the community character by inserting owner-occupied homes into a neighborhood with a large number of absentee landlords. The idea is to create a more stable population base that is invested in community improvement efforts. Developing the homes as affordable housing will ensure that the houses remain owner occupied.

September 23, 2013

Huntington Town Department of Planning and Environment

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 37-2013, AMENDING THE CODE OF THE TOWN OF HUNTINGTON CHAPTER 198 (ZONING), ARTICLE V (INDUSTRIAL DISTRICTS) §198-34, I-1 (LIGHT INDUSTRY DISTRICT), F.(4)(a) (RESTAURANTS)

Resolution for Town Board Meeting Dated: January 7, 2014

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

and seconded by: **SUPERVISOR PETRONE**

THE TOWN BOARD having held a public hearing on the 10<sup>th</sup> day of December, 2013 at 7:00 p.m. to consider adopting Local Law Introductory No. 37-2013, amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article V (Industrial Districts), §198-34. I-1 (Light Industry Districts), F (4)(a) (Restaurants), and due deliberation having been had,

HEREBY ADOPTS

Local Law Introductory No. 37- 2013 amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article V (Industrial Districts), §198-34. I-1 (Light Industry Districts), F (4)(a) (Restaurants), as follows:

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

LOCAL LAW NO. 2-2014  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 198 (ZONING), ARTICLE V (INDUSTRIAL DISTRICTS) §198-34, I-1  
(LIGHT INDUSTRY DISTRICT), F.(4)(a) (RESTAURANTS)

Section 1. Chapter 198 Zoning is hereby amended to read as follows:

CHAPTER 198  
(ZONING)

\* \* \*

ARTICLE V  
(INDUSTRIAL DISTRICT)

\* \* \*

Section 198-34. I-1 Light Industry District.

\* \* \*



2014 - 41

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 38-2013  
AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON,  
CHAPTER 2, ARTICLE IV, §2-7, SCHEDULE G.

RE: WALT WHITMAN ROAD, MELVILLE – STOP SIGNS

Resolution for Town Board Meeting dated: January 7, 2014

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

and seconded by: **SUPERVISOR PETRONE**

THE TOWN BOARD, having held a public hearing on the 7<sup>th</sup> day of January, 2014 at 2:00 p.m. to consider adopting Local Law Introductory No. 38-2013 amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, ARTICLE IV, §2-7, SCHEDULE G., and due deliberation having been had,

HEREBY ADOPTS

Local Law Introductory No. 38-2013 amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, ARTICLE IV, §2-7, SCHEDULE G.; as follows:

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

LOCAL LAW NO. 3 - 2014  
AMENDING THE TRAFFIC CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 2, ARTICLE IV, §2-7, SCHEDULE G.

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

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

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

Section 2. Severability.

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

Section 3. Effective Date.

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

VOTE:            AYES: 5            NOES: 0            ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DULY ADOPTED.

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NUMBER 1 -2014, CONSIDERING ZONE CHANGE APPLICATION #2013-ZM-398, LEON PETROLEUM, LLC, TO CHANGE THE ZONING FROM C-6 GENERAL BUSINESS DISTRICT AND R-5 RESIDENCE DISTRICT TO C-11AUTOMOTIVE SERVICE STATION DISTRICT FOR PROPERTY LOCATED ON THE NORTHWEST CORNER OF JERICHO TURNPIKE AND PARK AVENUE, ELWOOD, SCTM# 0400-210-01-090.001.

Resolution for Town Board Meeting Dated: January 7, 2014

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

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, LEON PETROLEUM, LLC, 233 Walt Whitman Rd., Huntington Station, NY 11746, contract vendee, submitted application #2013-ZM-398 for a change of zone from C-6 General Business District & R-5 Residence District to C-11 Automotive Service Station District for property located on the northwest corner of Jericho Turnpike (NYS 25) and Park Avenue (CR 35), Elwood, designated as 0400-210-01-090.001 on the Suffolk County Tax Map; and

WHEREAS, said application was forwarded to the Department of Planning and Environment by the Town Board for study and recommendation under the applicable provisions of Huntington Town Code §198-127, and pursuant to the New York State Environmental Conservation Law, Article 8, State Environmental Quality Review Act (SEQRA), 6 NYCRR Part 617; and

WHEREAS, this action does not meet the criteria of any Type I or Type II actions in accordance with SEQRA, 6 NYCRR Parts 617.4 & 617.5, and therefore it is classified as an Unlisted action; and

WHEREAS, the Town Board has coordinated the EAF Part I submitted with the application with all involved and interested agencies, and since no objections have been received and thirty (30) days has elapsed, the Town Board has now been established as Lead Agency; and

WHEREAS, pursuant to the SEQRA regulations, the scheduling of a public hearing to consider amending the Code of the Town of Huntington is not an action, so the SEQRA review is not required to be completed at this time;

NOW THEREFORE BE IT

RESOLVED, the Town Board hereby schedules a public hearing for the 4th day of March, 2014, at 2:00 PM to consider adopting Local Law Introductory No. 1 -2014 amending the "Amended Zoning Map of the Town of Huntington", as referenced in Chapter 198 (Zoning), Article II (Zoning Districts; Map;

General Regulations), §198-7 of the Huntington Town Code, thereby rezoning from C-6 General Business District & R-5 Residence District to C-11 Automotive Service Station District the property designated on the Suffolk County Tax Map as 0400-210-01-090.001, as follows:

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

LOCAL LAW INTRODUCTORY NO. 1 - 2014  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 198 (ZONING)  
ARTICLE II (ZONING DISTRICTS; MAP; GENERAL REGULATIONS)  
SECTION 7 (ZONING MAP)

Section 1. The Code of the Town of Huntington, Chapter 198 (Zoning), Article II (Zoning Districts; Map; General Regulations), Section 7 (Zoning Map) is amended as follows:

CHAPTER 198 (ZONING)  
ARTICLE II (ZONING DISTRICTS; MAP; GENERAL REGULATIONS)

\* \* \*

§ 198-7 Zoning Map

The boundaries of the districts enumerated in §198-6 of this Chapter are hereby established as shown on the map designated as the "Amended Building Zone Map of the Town of Huntington." The said map, together with all notations, references and every other detail shown thereon shall be as much a part of this chapter as if the map and every other detail shown thereon was fully described therein. Section 198-55 contains symbols on the map for the aforesaid districts.

The premises located on the northwest corner of Jericho Tpke. and Park Ave., Elwood, designated on the Suffolk County Tax Map as 0400-210-01-090.001, to be rezoned from C-6 General Business District and R-5 Residence District to C-11 Automotive Service Station District, more particularly described as:

BEGINNING at a POINT on the northerly side of Jericho Turnpike, as widened, where the same is intersected by the westerly end of a tie line connecting to the westerly side of Park Avenue,

THENCE from said POINT OF BEGINNING North 61 degrees 2 minutes 47 seconds West, 78.21 feet,

THENCE North 58 degrees 53 minutes 13 seconds West, 6.00 feet,

THENCE North 30 degrees 59 minutes 14 seconds East, 3.00 feet,

THENCE North 58 degrees 53 minutes 13 seconds West, 54.80 feet,

THENCE North 31 degrees 6 minutes 47 seconds East, 240.00 feet,

THENCE North 58 degrees 53 minutes 13 seconds West, 15.00 feet,

THENCE North 31 degrees 6 minutes 47 seconds East, 106.71 feet,

THENCE southerly along the arc of a curve bearing to the right, having a radius of 841.47 feet and a distance of 227.15 feet,

THENCE South 15 degrees 53 minutes 17 seconds West, 46.00 feet,

THENCE South 16 degrees 20 minutes 10 seconds West, 109.90 feet,

THENCE South 84 degrees 50 minutes 10 seconds West, 3.00 feet to the POINT OF BEGINNING.

\* \* \*

Section 2. Severability

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

Section 3. Effective Date

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

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

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2014- 43

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 2 -2014 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 198 (ZONING), ARTICLE XX (ACCESSORY APARTMENTS)

Resolution for Town Board Meeting Dated: January 7, 2014

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

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Town Board wishes to exercise its authority pursuant to Town Law §274-b and the Municipal Home Rule Law in the administration and determination of applications for the issuance, renewal and revocation of accessory apartment permits; and

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

NOW, THEREFORE BE IT

RESOLVED, that the Town Board hereby schedules a public hearing for the **4<sup>th</sup>** day of February, 2014 at **7:00** p.m., at Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. 2 -2014, amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article XX (Accessory Apartments); as follows:

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

LOCAL LAW INTRODUCTORY NO. **2** - 2014  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 198 (ZONING)  
ARTICLE XX (ACCESSORY APARTMENTS)

Section 1. Chapter 198 (Zoning), Article XX (Accessory Apartments), is hereby amended as follows:

CHAPTER 198  
ZONING

\* \* \*

ARTICLE XX  
ACCESSORY APARTMENTS

\* \* \*

§198-133. Permit required; prohibitions; presumptions.

\* \* \*

(B) Prohibitions.

\* \* \*

(4) The property owner and/or person in charge of property having an accessory apartment permit shall maintain all vehicles attributable to the accessory apartment parked in the off-street parking spaces provided for such purpose when the vehicles are not in use. It shall be unlawful to fail, neglect or refuse to comply with the provisions of this section.

(5) It shall be unlawful for any property owner or person-in-charge to fail, neglect or refuse to fully comply with any condition, restriction or requirement of the accessory apartment permit.

§198-134. Accessory apartment permit; conditions.

A. An accessory apartment permit shall be issued only after a public hearing held pursuant to §198-137 and upon a finding by the Zoning Board of Appeals that the following conditions are satisfied.

(1) Unless otherwise provided in this Article, the single family dwelling is the principal residence (domicile) of the owner. The owner shall be a natural person, and shall include those holding a life estate interest.

\* \* \*

§198-136. Application for a permit, permit renewal and transfer of permit; fees.

(A) The owner(s) of a single-family dwelling, where authorized by this chapter, may apply to the Hearing Officer for a permit to maintain an accessory apartment. The application shall be in writing and in a form to be prescribed by said Hearing Officer and acknowledged by [the applicant] all owners of the property in the form of an affidavit verified under oath.

\* \* \*

(C) All applications shall be accompanied by:

\* \* \*

(5) A copy of the most recent recorded deed to the real property and a [complete] true copy of all covenants and restrictions imposed upon the property[, whether or not the documents have been recorded in the Office of the Suffolk County Clerk]. In the event ownership of the person residing at the property is in question, then a certified copy of the latest deed is required before the application will be deemed complete.

\* \* \*

(8) Proof of residency of the owner(s). All owners shall provide proof of domicile and ownership in the form acceptable to the Town. Where ownership of the person alleged to be residing at the property is still in question, then in such event further inquiry shall be made by the Hearing Officer and/or Zoning Board of Appeals to establish domicile and ownership in compliance with the provisions of this chapter. Additional documentation including but not limited to a last owner search from a licensed abstract company, income tax returns, homeowner's insurance policy or declaration sheet, updated utility bills, mortgage statements, and all leases entered into for the use and occupancy of all portions of the property shall be requested as deemed appropriate by the Town.

\* \* \*

E. Renewals.

(1) Any permit issued under this article may be renewed for an additional term by application as in the event of an original application including proof of residency, the most recent recorded deed establishing ownership of the property, and all leases entered into for the use and occupancy of all portions of the property. Where ownership of the person alleged to be residing at the property is still in question, then in such event further inquiry shall be made by the Hearing Officer and/or Zoning Board of Appeals to establish domicile and ownership in compliance with the provisions of this chapter. Additional documentation including but not limited to a last owner search from a licensed abstract company, income tax returns, homeowner's insurance policy or declaration sheet, updated utility bills, and mortgage statements shall be requested as deemed appropriate by the Town. The notice and/or hearing requirements of § 198-137 shall not apply to applications for renewal, except that the Hearing Officer shall have the authority to require a hearing on notice when, in his/her discretion, special circumstances exist which would require public input and in such event the requirements of § 198-137 are applicable. Thereafter, whether or not a hearing is held, the matter shall proceed in accordance with the provisions of § 198-140.

\* \* \*

## §198-141. Revocation, modification or amendment of permit.

[(A)] [All permits shall be subject to revocation by the Zoning Board upon a finding by the Board, after a public hearing held on notice, that the permit holder and/or occupant has not complied with one or more conditions of the accessory apartment permit as approved by the Zoning Board.]

(A) [(B)] The Department of Public Safety shall notify the Hearing Officer if there has been a violation of the Huntington Town Code, the Residential Code of New York State, the Fire and Property Maintenance Code of the State of New York, the rules of any agency having jurisdiction, or of any condition, restriction or requirement of the accessory apartment permit. The Hearing Officer may recommend that the permit be revoked, amended or modified upon a finding, after a [public] preliminary hearing[,] that the permit holder or any occupant of the building is in violation thereof.

(B) [(C)] [Public hearing.] Preliminary Hearing. [The public hearing] A preliminary hearing to determine whether there is cause to revoke an accessory apartment permit shall be held on fifteen (15) days prior written notice to the permit holder by mailing notice to the address shown on the application, and to the occupant(s) of the building, if known, by mailing notice to the property address[, and] At the discretion of the Hearing Officer, notice may be mailed to the owners of all properties located within five hundred (500) feet of the property line of the subject premises if the Hearing Officer deems it necessary. If the name(s) of the occupant(s) are not known then the notice shall be addressed to "occupant(s)." The Accessory Apartment Bureau shall mail notices of the [public] preliminary hearing by regular mail and shall file a certificate of mailing with the Hearing Officer no later than five (5) days before the scheduled hearing date, or service may be by certified mail, return receipt requested. Said notice shall state the nature of the alleged violation(s), the date, time and place of the preliminary hearing before the hearing officer.

(C) [(D)] Administrative proceedings. At the preliminary hearing [The] the Hearing Officer shall review the report of the Department of Public Safety, any complaints received concerning the property, the evidence submitted by the permit holder, [consider the matter,] and shall, within sixty-two (62) days of the close of the preliminary hearing, submit his or her written findings and recommendations to the Zoning Board of Appeals for ultimate determination. A copy of the Hearing Officer's recommendations shall be filed with the Huntington Town Clerk for public inspection and served upon the permit holder by regular mail and/or certified mail, return receipt requested to the address shown on the application, and to the occupants of the building by mailing the report to the

property address in the same manner as set forth in (B). The matter shall then proceed before the Zoning Board of Appeals for a public hearing and ultimate determination.

[(1)] [The permit holder and any person aggrieved by the recommendation of the Hearing Officer may, within twenty (20) days from the date of filing of the report with the Town Clerk file written objections, if any, to the findings and recommendations. A copy of the zoning board application shall be enclosed for use by the permit holder when the report is mailed. A copy of the Hearing Officer's Report; a complete zoning board application with all required attachments, and any other evidence deemed necessary by the ZBA applicant shall be provided with the objections. The Zoning Board may require additional information or documentation before the application is deemed complete and scheduled for a hearing. All applications to the Zoning Board shall be accompanied by an application fee in an amount set forth in Chapter A204 of the Huntington Town Code, and shall be filed within the prescribed twenty (20) day period. Failure to file a complete application within such period shall be deemed a waiver of the permit holder or aggrieved party's rights to a public hearing before the Zoning Board of Appeals unless the Zoning Board, for good cause shown, approves an extension of time. The Zoning Board is authorized to waive the public hearing where there has been no written request for one within the required time period.]

[(2)] [If no objection to the report is filed, the Zoning Board of Appeals shall consider the Hearing Officer's recommendation, the notice of the Director of Public Safety, and other relevant evidence, and may adopt or reject, in whole or in part, any portion thereof as the Board deems advisable or necessary under the circumstances. No public hearing shall be required unless specifically requested by the Zoning Board, and then in such event, the hearing shall be on such notice as set forth in (C) herein. The Zoning Board's determination shall be final, and shall be filed in the Office of the Huntington Town Clerk and mailed to the permit holder at the address shown on the application and to the occupants of the building at the property address by regular and/or certified mail, return receipt requested.]

(D) [(E)] Zoning Board of Appeals. Any hearing held before the Zoning Board of Appeals shall be on such notice and on such terms as established for [revocation, modification, or amendment of special use permits] applications before the Board. The Zoning Board of Appeals shall consider the [objections and the] report of the Department of Public Safety, any complaints received concerning the property, the evidence submitted by the permit holder or his designee, and the Hearing Officer's report, together with such other evidence deemed necessary by the Board, and may adopt or reject, in

whole or in part, with or without conditions, any portion thereof as the Board deems advisable or necessary under the circumstances. The Zoning Board's determination shall be final, and shall be filed in the Office of the Huntington Town Clerk and mailed to the permit holder and ZBA applicant, if they are not the same, at the address shown on the application by regular and/or certified mail, return receipt requested and to the occupants of the building at the property address.

(E) [(F)] Conduct of hearings. At the hearing before the Hearing Officer or Zoning Board of Appeals, the permit holder and occupants of the building shall be entitled to be represented by legal counsel and provided with an opportunity to be heard. They may present the testimony of witnesses, experts and other evidence in their own behalf as they deem necessary or relevant to the subject matter of the hearing. All hearings shall be recorded.

(F) [(G)] Revocation; prohibition. If the Zoning Board revokes the special use permit, no application for the same apartment shall be accepted for filing sooner than three (3) years of the date the revocation is filed with the Huntington Town Clerk. If an accessory apartment permit for a non-owner occupied parcel is revoked, the permit shall not be renewed, restored or reissued. It shall be unlawful to operate, maintain, rent, lease, advertise or occupy an accessory apartment if the accessory apartment permit has been revoked, and any person who commits an offense against this section shall be deemed to be in violation of this article.

(G) [(H)] Modification and amendment of permit; prohibition. If the Zoning Board of Appeals modifies or amends a permit, it shall be unlawful to operate, occupy or maintain an accessory apartment in a manner that deviates from the modification or amendment, and any person who commits an offense against this section shall be deemed in violation of this article.

\* \* \*

#### §98-148. Penalties for Offenses.

The Town Board intends to exercise its authority under §10(1)(i) and (ii) (a)(6), (a)(11) and (a)(12); §10(1)(ii)(d)(3); and §10(4)(b) of the Municipal Home Rule Law, §268(1) of the Town Law and any other applicable provision of law now or hereinafter enacted, to supersede and/or expand upon the applicable provisions of §268(1) of the Town Law, and any other applicable or successor law pertaining to the enforcement of local laws and ordinances in order to impose a penalty and fine structure that best reflects the needs of the community.

\* \* \*

(E) In addition to the criminal penalties set forth herein or in other applicable law, rule or regulation, the Town Attorney is authorized to pursue civil and equitable relief,

including but not limited to compensatory actions; civil penalties in the amount of up to five hundred (\$500) dollars per day, or part thereof; an action to compel compliance with or to restrain by injunction the violation of this article; and other remedies which in the opinion of the Town Attorney may seem necessary and proper. Such civil and equitable relief may be sought in a court of competent jurisdiction. Any civil monetary penalty awarded may be added to the tax bill of the property where the violation has occurred and shall be collected in the same manner.

(F) In addition to the criminal penalties set forth herein or in other applicable law, rule or regulation and without limitation, a violation of this article may subject the permit holder to the revocation, suspension, modification or amendment of an accessory apartment permit, as provided in this article.

\* \* \*

Section 2. Severability.

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

Section 3. Effective Date.

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

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

VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH THE TOWN OF HUNTINGTON ECONOMIC DEVELOPMENT CORPORATION

Resolution for Town Board Meeting Dated: January 7, 2014

The following resolution was offered by: Supervisor Petrone

And seconded by: COUNCILWOMAN EDWARDS

WHEREAS, via Town Board Resolution 2003-353, the Huntington Town Board authorized the formation of the Town of Huntington Economic Development Corporation; and

WHEREAS, via Town Board Resolution 2004-510, the Town Board accepted and adopted the Town of Huntington Economic Developments Corporation's report recommending various community-inspired projects in Huntington Station; and

WHEREAS, the Town Board wishes to enter into an agreement with the Town of Huntington Economic Development Corporation to continue to assist the Town in the realization of these projects and other economic development initiatives throughout the Town; and

WHEREAS, the execution of an agreement is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(20) and (c)(27), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an agreement with the Town of Huntington Economic Development Corporation, commencing on January 1, 2014 and terminating on December 31, 2014, for services related to assisting the Town in the enhancement of economic development, in an amount not to exceed THIRTY FIVE THOUSAND AND NO/100 DOLLARS (\$35,000.00), to be charged to Operating Budget Item A8684-4043, 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
Councilwoman Tracey A. Edwards	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER A VARIANCE AND THE ISSUANCE OF A SPECIAL USE PERMIT PURSUANT TO THE MARINE CONSERVATION LAW, TOWN CODE CHAPTER 137 FOR THE CONSTRUCTION OF A RESIDENTIAL FLOATING DOCK ASSEMBLY

APPLICANT: LJILJANA MIRJANIC

LOCATION: 101 ASHAROKEN AVE., NORTHPORT N.Y. 11768

S.C.T.M. #: 0401-008.00-02.00-028.000

Resolution for Board of Trustees Meeting Dated: January 7, 2014

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

and seconded by: **TRUSTEE COOK**

WHEREAS, pursuant to Chapter 137, the Marine Conservation Law of the Town of Huntington, an application for a variance to § 137-26. A[8] and a special use permit has been submitted by

Ljiljana Mirjanic  
101 Asharoken Ave.  
Northport, N.Y. 11768

to construct a residential floating dock assembly designed to rest on the shoreline & seabed at low tides. Overall length of dock assembly is to measure 99 ft from MHWL. Project site to be accessed via sea barge at 101 Asharoken Ave., Northport, N.Y. 11768, S.C.T.M. # 0401-008.00-02.00-028.000; 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 4th day of February, 2014, at 7:00 pm at Town Hall, 100 Main Street, Huntington, New York 11743, to consider a variance to § 137-26. A [8] and the issuance of a special use permit to Ljiljana Mirjanic to construct a residential floating dock assembly designed to rest on the shoreline & seabed at low tides. Overall length of dock assembly is to measure 99 ft from MHWL. Project site to be accessed via sea-barge at 101 Asharoken Ave., Northport, N.Y. 11768, S.C.T.M. # 0401-008.00-02.00-028.000;

VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER THE EXECUTION OF A LICENSE AGREEMENT PURSUANT TO THE MARINE CONSERVATION LAW, TOWN CODE CHAPTER 137, FOR THE CONSTRUCTION OF A RESIDENTIAL FIXED PIER AND FLOATING DOCK ASSEMBLY

APPLICANT: LJILJANA MIRJANIC

LOCATION: 101 ASHAROKEN AVE., NORTHPORT N.Y. 11768

S.C.T.M. #: 0401-008.00-02.00-028.000

Resolution for Board of Trustees Meeting Dated: January 7, 2014

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

and seconded by: **TRUSTEE COOK, TRUSTEE EDWARDS**

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

Ljiljana Mirjanic  
101 Asharoken Ave.  
Northport, N.Y. 11768

to construct a residential floating dock assembly designed to rest on the shoreline & seabed at low tides. Overall length of dock assembly is to measure 99 ft from MHWL. Project site to be accessed via sea barge at 101 Asharoken Ave., Northport, N.Y. 11768, S.C.T.M. # 0401-008.00-02.00-028.000; and

WHEREAS, a license agreement for the construction of a ninety-nine foot long residential floating dock assembly placed on or above underwater Board of Trustee land 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 BOARD OF TRUSTEES

HEREBY SCHEDULES a public hearing for the 4th day of February, 2014, at 7:00 pm at Town Hall, 100 Main Street, Huntington, New York 11743, to consider the execution of a license agreement pursuant to the Marine Conservation Law, Town Code Chapter 137 for the use of underwater lands as is necessary for the construction of a residential floating dock assembly designed to rest on the shoreline & seabed at low tides. Overall length of dock assembly is to measure 99 ft from MHWL. Project site to be accessed via sea barge at 101 Asharoken Ave., Northport, N.Y. 11768, S.C.T.M. # 0401-008.00-02.00-028.000, on such terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

**INFORMATIONAL SHEET FOR TOWN BOARD MEETING  
DATED: JANUARY 7, 2014**

**COMMUNICATION**

**ACTION**

1. Letters received Certified Mail – Applying for Liquor Licenses:  
From: **NONE**  
  
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: Nancy Papagiannis for Oakwood Country Market;  
  
Supervisor  
Town Board  
Town Attorney  
Public Safety  
Fire Inspector  
Engineering Services  
Planning & Environment  
cc: Sewage Treatment Facility
  
3. Notification received from Kerri O’Brien, Deputy Commissioner of the New York State Liquor Authority, regarding a Public Hearing to be held on 12/23/2013 at 11:00 AM at 317 Lenox Avenue, NY, NY (4<sup>th</sup> Floor) for Pazzo Paisanos Inc d/b/a Massa’s Coal-Fired Brick Oven Pizza. This premise is requesting a liquor license and is located within a 500 foot radius of at least 3 other licensed and operating on-premises liquor establishments.  
  
Supervisor  
Town Board  
Town Attorney  
Public Safety  
Fire Inspector  
Engineering Services  
Planning & Environment  
cc: Sewage Treatment Facility
  
4. Letter received from Paul E. Owen, Colonel, U.S. Army thanking Town Clerk, Jo-Ann Raia for her letter regarding Town Board Resolution #2013-545, the North Shore of Long Island Beach Erosion Control Feasibility Study for Asharoken.  
  
Supervisor  
Town Board  
Town Attorney  
cc: Maritime Services
  
5. Letter received from Kristi Cartolano, Secretary for Eaton’s Neck Fire District regarding the election results. Alfred Zelenka was elected as the Office of Fire Commissioner for a term of 5 years. Also included were certificates, affidavit and Oath of Inspectors of the election.  
  
Supervisor  
Town Board  
cc: Town Attorney
  
6. Letter received from Bonnie Sammis, District Secretary/Treasurer for the Halesite Fire District, advising that John Cannon was elected as Fire Commissioner for a term of 5 years. Copy of the Certificate of Canvass Result and Oath of Inspection of Election was included.  
  
Supervisor  
Town Board  
cc: Town Attorney
  
7. Letter received from Karla Wright, Secretary for the Huntington Fire District advising that Andrew Kitzen was elected Fire Commissioner for a term of 5 years. Certificate of the fire district secretary was also included.  
  
Supervisor  
Town Board  
cc: Town Attorney
  
8. Letter received from Patricia Hawkins, Chairman of the Election, for East Northport Fire District, included was a Certificate of Canvass, oath of inspectors and copy of ballot. William Bootz was elected Fire Commissioner for a term of 5 years.  
  
Supervisor  
Town Board  
cc: Town Attorney

9. Letter received from Liz Beach, Secretary for the Cold Spring Harbor Fire District, included were election results, official ballot, affidavit of publication official tabulation results and Certificate of the Fire District Secretary. William Tremblay was elected Fire Commissioner for a term of 5 years.
 

Supervisor  
Town Board  
cc: Town Attorney
10. Letter received from Nancy McFadzen, Secretary for the Commack Fire District, included was a certification. Steven Fontana was elected as Fire Commissioner for a term of 5 years.
 

Supervisor  
Town Board  
cc: Town Attorney
11. Letter received from Louise Caputo, Secretary/Treasurer for the Greenlawn Fire District, included was a certification, certificate of canvass, a letter from Chairman Thomas Corrigan and oath of election inspectors. Francis DeMayo was elected Fire Commissioner for a term of 5 years.
 

Supervisor  
Town Board  
cc: Town Attorney
12. Letter received from Candice Thomson, Treasurer for the Huntington Manor Fire District, included were election results, proposition results (132-yes; 2-no) and oath of inspectors of election. Michael Pastore was elected Fire Commissioner for a term of 5 years.
 

Supervisor  
Town Board  
cc: Town Attorney
13. Certification and copy of the Legal Notice received from Todd Cohen, Secretary for the Dix Hills Fire District. Lawrence Feld was elected Fire Commissioner for a term of 5 years.
 

Supervisor  
Town Board  
cc: Town Attorney
14. Certificate of Canvass and Notice of Election were received from Melville Fire District. Frank Mongelli was elected as Fire Commissioner for a term of 5 years.
 

Supervisor  
Town Board  
cc: Town Attorney
15. Certification form received from South Huntington Water District, Paul Tonna was re-elected Commissioner.
 

Supervisor  
Town Board  
cc: Town Attorney
16. Certification form received from Greenlawn Water District, John T. McLaughlin was elected as Water Commissioner for a term of 3 years.
 

Supervisor  
Town Board  
cc: Town Attorney
17. Emails received in Town Clerk, Jo-Ann Raia's Office and forwarded by Supervisor Petrone, Councilman Cuthbertson and Councilman Mayoka offices regarding Ruland Road housing. The following are in support of home ownership only: Mindy Ashkinos, Brian Bezack, Jodi Bezack, Roshi Cyrus, Marcia Feuer, Kathleen/Maurice Gunsberger, Fay Henry, Gail Jospa, Thomas Martinez, Barbara Nadboy, Vanessa Newman, Peter Nichols, Martin Pokorny, Dave Sherman, Wendy Sherman, Susan Sloane, Madelyn/Leonard Smallberg, Jeanette Smith, Shari Tiriolo and Melanie Wohl.
 

Supervisor  
Town Board  
Town Attorney  
Planning & Environment  
cc: Community Development
18. Email received in Town Clerk, Jo-Ann Raia's Office from Mort Willen, in support of the Ruland Road development.
 

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

19. Email forwarded from Supervisor Petrone's office from Tracey Hansen regarding the Ruland Road project. The writer indicates high end rentals or a town house community should be built.
- Supervisor  
Town Board  
Town Attorney  
Engineering Services  
Planning & Environment  
cc: Community Development
20. Emails forwarded by Supervisor Petrone and Mark Cuthbertson's offices regarding the Ruland Road Project. Michael Eichner, Michael/Audra Beberman and Steven Gerber all reside in Country Pointe in Melville. They are against any additional housing on Ruland Road as there is chronic traffic congestion.
- Supervisor  
Town Board  
Town Attorney  
Engineering Services  
Planning & Environment  
cc: Community Development
21. Letters received from Vincent Puleo, Smithtown Town Clerk, regarding the following amendments to the Zoning Code for: A) Memorial Sloane Kettering Cancer Center and Tim Yin.
- Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment
22. Letter received from Susan Mullen, Clerk to the Smithtown Board of Zoning Appeals, regarding zoning changes requested for property located on the west side of Old Northport Road, 609 feet south of Town Line Road in Kings Park. This property is within 500 feet of the Town of Huntington boundary. A copy of the application, the memorandum from the Smithtown Building Director, environmental form and a map was attached.
- Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment
23. Notification received from Centerport Fire District advising that Andrew Stevenson was elected Fire Commissioner for a term of 5 years. Certificate of Canvass and Notice of Election was attached.
- Supervisor  
Town Board  
cc: Town Attorney
24. Letter received from Mary Beth Bell of the New York State Department of Transportation, the Office of Right of Way, regarding a temporary easement in place until December 12, 2013 at the Huntington-Amityville Project, Part I.
- Supervisor  
Town Board  
Town Attorney  
Highway  
cc: Traffic & Transportation
25. Letter received from Alan Fuchs, Director of the Bureau of Flood Protection and Dam Safety at the New York State Department of Environmental Conservation, thanking Town Clerk, Jo-Ann Raia for forwarding Huntington Town Board Resolution #2013-545 to them.
- Supervisor  
Town Board  
Town Attorney  
cc: Planning & Environment