

**RESOLUTIONS AND LEGAL NOTICES OF HEARINGS 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 MARCH 8, 2016**

**BOARD OF TRUSTEES' MEETING FOLLOWING**

Opened: 3:12 P.M. Closed: 3:16 P.M.

**COMMUNITY DEVELOPMENT AGENCY MEETING FOLLOWING**

Opened: 4:40 P.M. Closed: 4:41 P.M.

**2:00 P.M. – TOWN HALL**

Opened: 2:05 P.M. Recessed: 3:12 P.M. Resumed: 3:16 P.M. Closed: 4:40 P.M.

(Resolutions #2016-100 to 2016-170)

**HEARINGS:**

**ACTION**

1. 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: 0400-099.00-05.00-081.000; 0400-039.00-02.00-020.000)  
(2016-M-5)

*Scheduled as per Resolution 2016-88 at 2-10-2016 Town Board Meeting*

**ACTIONS TAKEN  
AS PER  
RESOLUTION 2016-159**

2. Consider the application of Deirdre Ventura for a conditional use permit to operate a Bed and Breakfast Homestay pursuant to Section 198-13 (B) (10) of the Town Code, for property located on the east side of Harbor Road, north of Lawrence Hill Road, Cold Spring Harbor, SCTM #: 0400-064-01-019.

(2016-M-6)

*Scheduled as per Resolution 2016-95 at 2-10-2016 Town Board Meeting*

**DECISION RESERVED**

**HEARINGS (Continued):**

**ACTION**

3. Consider acquiring Huntington property (Creek Road Properties).  
(Re: SCTM #'S: 0400-027.00-01.00-004.000, 0400-027.000-02.00-005.000,  
0400-027.00-01.00-009.000 and 0400-027.00-02.00-010.000)  
(2016-M-7)  
*Scheduled as per Resolution 2016-96 at 2-10-2016 Town Board Meeting*

**DECISION RESERVED**

4. Consider acquiring Fort Salonga Property (Kruse).  
(Re: SCTM #'S: 0400-061.00-01.00-054.000, 0400-061.00-01.00-053.002,  
and 0400-061.00-01.00-052.000)  
(2016-M-8)  
*Scheduled as per Resolution 2016-97 at 2-10-2016 Town Board Meeting*

**DECISION RESERVED**

5. Consider authorizing the Supervisor to execute license agreements  
with sports related organizations for the use of Town facilities.  
(Re: Commack North Little League-Cedar Road Park; Huntington  
Tri-Village Little League-Greenlawn Park; Commack South Little League-  
Commack Park; Huntington Sports League-Mill Dam Park; Larkfield Little  
League-John Walsh Park; Half Hollow Hills Little League-Ostego Park;  
St. Hughs/St. Elizabeth Youth League-Terry Farrell & Peter Nelson Park;  
Huntington Youth Football League-Manor Park; HBC-Half Hollow Park;  
Cold Spring Harbor Soccer-Breezy Park; Northport Youth Football  
League-Veterans Park)  
(2016-M-9)  
*Scheduled as per Resolution 2016-98 at 2-10-2016 Town Board Meeting*

**ENACTMENT  
RESOLUTION 2016-158**

6. Consider adopting Local Law Introductory No. 5-2016, amending the  
Code of the Town of Huntington, Chapter 160 (Registration and Permitting  
of Property), Article III (Residential Rental Permits), and Article IV  
(Administrative Remedies and Penalties).  
(Local Law Introductory No. 5-2016)  
*Scheduled as per Resolution 2016-89 at 2-10-2016 Town Board Meeting*

**DECISION RESERVED**

7. Consider adopting Local Law Introductory No. 6-2016, amending the  
Code of the Town of Huntington, Chapter 198 (Zoning), Article I  
(General Provisions).  
(Local Law Introductory No. 6-2016)  
*Scheduled as per Resolution 2016-90 at 2-10-2016 Town Board Meeting*

**DECISION RESERVED**

8. Consider adopting Local Law Introductory No. 7-2016, amending the  
Code of the Town of Huntington, Chapter 198 (Zoning), Article VI  
(Historic Landmarks and Districts), §198-42 (Designation of Sites and  
Buildings), to designate as an historic landmark the building and  
property known as the Stafford House, 10 Auserehl Court, Huntington,  
SCTM #: 0400-034-02-015.  
(Applicant: Historic Preservation Commission)  
(Local Law Introductory No. 7-2016)  
*Scheduled as per Resolution 2016-91 at 2-10-2016 Town Board Meeting*

**DECISION RESERVED**

**HEARINGS (Continued):**

**ACTION**

9. Consider adopting Local Law Introductory No. 8-2016, amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article VI (Historic Landmarks and Districts), Section 42 (Designation of Sites and Buildings), to revoke the designation as an historic landmark of the building known as the Peter Crippen House, 61 Creek Road, Huntington, SCTM #: 0400-027-01-003.

**(Applicant: Raymond Carmen, Jr./Olga Carmen)**

(Local Law Introductory No. 8-2016)

*Scheduled as per Resolution 2016-92 at 2-10-2016 Town Board Meeting)*

**DECISION RESERVED**

10. Consider adopting Local Law Introductory No. 9-2016, amending the Uniform Traffic Code of the Town of Huntington, Chapter TC1 (General Provisions), Article III (Enforcement; Penalties), Chapter TC3 (Parking Regulations), Article II (Parking, Standing and Stopping) and Schedule "L" (Town Parking Fields) and Schedule "P" (On-Street Metered Parking).

(Local Law Introductory No. 9-2016)

*Scheduled as per Resolution 2016-93 at 2-10-2016 Town Board Meeting)*

**DECISION RESERVED**

11. Consider adopting Local Law Introductory No. 10-2016, amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J. Re: Laurel Hill Road – Northport – Parking Restrictions. (Local Law Introductory No. 10-2016)

*Scheduled as per Resolution 2016-94 at 2-10-2016 Town Board Meeting)*

**DECISION RESERVED**

**BOARD OF TRUSTEES' HEARINGS:**

1. Consider the issuance of a Special Use Permit pursuant to the Marine Conservation Law, Town Code Chapter 137.

**Applicant: Land Use Ecological Services**

**On Behalf of: Richard Kreider**

**Location: 1 Woodland Drive, Huntington Bay, NY 11743**

**SCTM #: 0402-002.00-01.00-040.000 & 041.000**

(2016-BT-7)

*Scheduled as per Resolution 2016-BT-7 at 2-10-2016 Town Board Meeting)*

**DECISION RESERVED**

2. Consider the execution of a license agreement as is necessary for the reconstruction, extension, maintenance and use of an existing bulkhead and for the maintenance and use of an existing dock assemblage at 1 Woodland Drive, Huntington Bay, NY 11743.

**(Applicant: Land Use Ecological Services On Behalf of Richard Kreider)**

**(SCTM #: 0402-002.00-01.00-040.000 & 041.000)**

(2016-BT-8)

*Scheduled as per Resolution 2016-BT-8 at 2-10-2016 Town Board Meeting)*

**DECISION RESERVED**

**AGENDA FOR TOWN BOARD  
MEETING DATED: MARCH 8, 2016**

**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>2016-100.</b> | <b>AUTHORIZE</b> the Supervisor to execute a contract with the New York State Office for People with Developmental Disabilities for funding the Young Teen Program for the Developmentally Disabled, nunc pro tunc.<br>(Period: 1/1/2016-12/31/2016)   | <b><u>FP</u></b> |                  | <b><u>5</u></b> |
|                  |  | <b><u>SB</u></b> | <b><u>EC</u></b> |                 |
| <b>2016-101.</b> | <b>AUTHORIZE</b> the Supervisor to execute a contract with the New York State Office for People with Developmental Disabilities for funding the Summer Recreation Program for the Developmentally Disabled.<br>(Period: 1/1/2016-12/31/2016)   |                  |                  |                 |
|                  |  | <b><u>SB</u></b> | <b><u>EC</u></b> | <b><u>5</u></b> |
| <b>2016-102.</b> | <b>AUTHORIZE</b> the Supervisor to execute a contract to replace/upgrade dimming system at the Chapin Rainbow Stage, Heckscher Park, Huntington, New York with G. Scott Designs, Inc. (Period: One year)   | <b><u>MC</u></b> | <b><u>TE</u></b> |                 |
|                  |  | <b><u>SB</u></b> | <b><u>EC</u></b> | <b><u>5</u></b> |
| <b>2016-103.</b> | <b>AUTHORIZE</b> the Supervisor to execute a contract for the provision of professional ice skating instruction at the Dix Hills Park Ice Rink Facility.<br>(Re: Mary Lynn Gelderman, Jason Briggs, Samantha Cesario, Staci Krinsky and Inese Bucevica for the period 3/8/2016-12/31/2016)   |                  |                  |                 |
|                  |  | <b><u>SB</u></b> | <b><u>TE</u></b> | <b><u>5</u></b> |
| <b>2016-104.</b> | <b>AUTHORIZE</b> the Supervisor to execute a requirements contract for drainage and concrete construction with the Landtek Group, Inc.<br>(Period: One year commencing upon execution but not prior to 4/17/2016)  | <b><u>FP</u></b> | <b><u>EC</u></b> | <b><u>5</u></b> |
| <b>2016-105.</b> | <b>AUTHORIZE</b> the Supervisor to execute a requirements contract for the light truck and heavy duty manual transmission and rear differential, rebuild and repair with Long Island Truck Parts, Inc.<br>(Period: One year commencing upon execution but not prior to 4/17/2016)            |                  |                  |                 |
|                  |  | <b><u>TE</u></b> | <b><u>EC</u></b> | <b><u>5</u></b> |
| <b>2016-106.</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 F & M Equipment Ltd. D/B/A Edward Ehrbar, Inc. (Extension for one year) | <b><u>MC</u></b> | <b><u>EC</u></b> | <b><u>5</u></b> |
| <b>2016-107.</b> | <b>AUTHORIZE</b> the Supervisor to execute an extension to the requirements contract for the heating ventilation, air conditioning (HVAC) and refrigeration service, maintenance and installation with Absolute Control HVAC Corp. (Extension one year commencing 4/7/2016)                  |                  |                  |                 |
|                  |  | <b><u>EC</u></b> | <b><u>TE</u></b> | <b><u>5</u></b> |

**AGENDA FOR TOWN BOARD  
MEETING DATED: MARCH 8, 2016**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2016-108.</b> AUTHORIZE the Supervisor to execute an extension to the Townwide requirements contract for pavement markings on various town roads with Safety Marking, Inc. (Extension one year commencing 5/7/2016)	<u><b>FP</b></u>	<u><b>TE</b></u>	<u><b>5</b></u>
<b>2016-109.</b> AUTHORIZE the Supervisor to execute an extension to the requirements contract for overhead and rollup door repairs and service with Superior Overhead Door, Inc. (Extension one year commencing 4/8/2016)	<u><b>TE</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<b>2016-110.</b> AUTHORIZE the Supervisor to execute an extension to the requirements contract for the summer food service program for Project P.L.A.Y. and St. John's Camp with Lessing's, Inc. (Extension one year commencing 5/1/2016)	<u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<b>2016-111.</b> AUTHORIZE the Supervisor to execute a license agreement with the Huntington Township Chamber of Commerce for the use of Crab Meadow Beach for its Endless Summer Beach Bash and networking event on July 13, 2016. (Time: 6:00 pm – 9:00 pm)	<u><b>FP</b></u>	<u><b>MC</b></u> <u><b>EC</b></u>	<u><b>5</b></u>
<b>2016-112.</b> AUTHORIZE the Supervisor to execute a license agreement with the Art League of Long Island, Inc. for the use of Heckscher Park for its annual Art in the Park Fine Arts and Crafts Show on June 4, 2016 and June 5, 2016. (Time: 10:00 am on 6/4/2016 and ending at 5:00 pm on 6/5/2016)	<u><b>FP</b></u> <u><b>TE</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<b>2016-113.</b> AUTHORIZE the Supervisor to execute a license agreement with the Cow Harbor Warriors, Inc. for the use of Crab Meadow Beach for Cow Harbor Warrior events on September 10, 2016 and to execute a New York State Liquor Authority Special Event Permit Application.	<u><b>MC</b></u>	<u><b>TE</b></u>	<u><b>MC-AYE</b></u> <u><b>TE-AYE</b></u> <u><b>FP-AYE</b></u> <u><b>SB-NO</b></u> <u><b>EC-NO</b></u>
<b>2016-114.</b> AUTHORIZE the Supervisor to execute a license agreement for use and occupancy of a house located at 49 Melville Road, Huntington Station, NY A/K/A the Ezra Carll Homestead, nunc pro tunc. (Re: Dominic Drwal for a term of two years - 1/1/2016-12/31/2017)	<u><b>FP</b></u>	<u><b>MC</b></u>	<u><b>5</b></u>
<b>2016-115.</b> AUTHORIZE the Supervisor to execute an agreement with H2M architects + engineers to provide professional engineering services as authorized operator for underground storage tanks for the Dix Hills Water District.	<u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<b>2016-116.</b> AUTHORIZE the Supervisor to execute an agreement with H2M architects + engineers to provide professional engineering services for replacement of fuel dispensing facility for the Dix Hills Water District.	<u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<b>2016-117.</b> AUTHORIZE the Supervisor to amend the Melville Plan Advisory Committee (MPAC). (Appoint: Craig Levy, Melville Chamber of Commerce; Glenn Murrell, NYS Department of Transportation and Joanne Minieri, Suffolk County IDA [or their representatives] Resignation of Mark Hamer accepted)	<u><b>FP</b></u>	<u><b>MC</b></u> <u><b>EC</b></u>	<u><b>5</b></u>

**AGENDA FOR TOWN BOARD  
MEETING DATED: MARCH 8, 2016**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<p><b>2016-118. AUTHORIZE</b> the Supervisor to execute an agreement with R&amp;C Formation, Ltd. for groundwater and surface water monitoring in compliance with the record of decision for the East Northport landfill. (Period: Upon execution through 12/31/2016)</p>	<u><b>MC</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<p><b>2016-119. AUTHORIZE</b> the Supervisor to execute an agreement adopting 2016 Budget with Suffolk County Department of Health Services for the provision of drug treatment and prevention services and alternatives for Youth Services through the Town’s Youth Bureau nunc pro tunc. (Period: 1/1/2016-12/31/2017)</p>	<u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<p><b>2016-120. AUTHORIZE</b> the Supervisor to execute various agreements for the Movies on the Lawn Series. (Re: Swank Motion Pictures, Inc; June 27, 2016 [rain date 7/18/2016] Heckscher Park; July 7, 2016 [rain date 7/14/2016] Crab Meadow Beach; July 21, 2016 [rain date 7/28/2016] Crab Meadow Beach; 8/15/2016 [rain date 8/22/2016] Peter Nelson Park)(Movies: Star Wars: the Fore Awakens, Max, Finding Nemo and Inside Out)</p>	<u><b>MC</b></u>	<u><b>TE EC</b></u>	<u><b>5</b></u>
<p><b>2016-121. AUTHORIZE</b> the Huntington Community Development Agency to administer a grant received by the Town of Huntington from the New York State Office of Parks, Recreation and Historic Preservation to renovate the “Teich House” and surrounding property at Gateway Park in Huntington Station.</p>	<u><b>FP</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<p><b>2016-122. AUTHORIZE</b> the execution of an agreement with Pace Analytical Services, Inc. to provide annual laboratory services for 2016 for the Dix Hills Water District. (Period: 1/1/2016-12/31/2016)</p>	<u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<p><b>2016-123. AUTHORIZE</b> application to National Wildlife Federation’s Trees for Wildlife Program.</p>	<u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<p><b>2016-124. AUTHORIZE</b> the Town’s application for, issuance and use of credit cards by designated Departmental Officials for electronic purchases in accordance with the rules and guidelines set forth in Town of Huntington credit card policy attached hereto as Schedule A.</p>	<u><b>MC</b></u>	<u><b>TE</b></u>	<u><b>5</b></u>
<p><b>2016-125. AUTHORIZE</b> settlement of a claim. (Center Island Services, Inc.).</p>	<u><b>MC</b></u>	<u><b>FP</b></u>	<b>MC-AYE FP-AYE SB-AYE EC-AYE TE-RECUSAL</b>
<p><b>2016-126. REMOVED FROM THE AGENDA AT THE WORKSHOP.</b></p>			
<p><b>2016-127. AUTHORIZE</b> the correction of Code Violations at various locations pursuant to the Code of the Town of Huntington. (Re: Gary Robinson, 1 Gateway Place, Dix Hills, SCTM#0400-262.00-03.00-019.000, Chapter 191 Sections 3 and 5)</p>	<u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>

**AGENDA FOR TOWN BOARD  
MEETING DATED: MARCH 8, 2016**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<p><b>2016-128.</b> <b>AUTHORIZE</b> the construction of various drainage improvements, stating the estimated maximum cost thereof is \$900,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the Principal amount of \$900,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)</p>	<u><b>FP</b></u>	<u><b>TE</b></u>	<b>RC</b> <b>FP-AYE</b> <b>TE-AYE</b> <b>MC-AYE</b> <b>SB-AYE</b> <u><b>EC-NO</b></u>
<p><b>2016-129.</b> <b>AUTHORIZE</b> the construction of improvements to curbs, sidewalks and pedestrian ramps, stating the estimated maximum cost thereof is \$300,000 appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$300,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)</p>	<u><b>FP</b></u>	<u><b>MC</b></u>	<b>RC</b> <b>FP-AYE</b> <b>MC-AYE</b> <b>SB-AYE</b> <b>TE-AYE</b> <u><b>EC-NO</b></u>
<p><b>2016-130.</b> <b>AUTHORIZE</b> the construction of improvements to various roads, stating the estimated maximum cost thereof is \$2,500,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$2,500,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)</p>	<u><b>FP</b></u>	<u><b>TE</b></u>	<b>RC</b> <b>FP-AYE</b> <b>TE-AYE</b> <b>MC-AYE</b> <b>SB-AYE</b> <u><b>EC-NO</b></u>
<p><b>2016-131.</b> <b>AUTHORIZE</b> the resurfacing of athletic courts, stating the estimated maximum cost thereof is \$175,000 appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$175,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)</p>	<u><b>SB</b></u>	<u><b>MC</b></u>	<b>RC</b> <b>SB-AYE</b> <b>MC-AYE</b> <b>FP-AYE</b> <b>TE-AYE</b> <u><b>EC-NO</b></u>
<p><b>2016-132.</b> <b>AUTHORIZE</b> the construction of improvements to various town buildings and facilities, stating the estimated maximum cost thereof is \$300,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$300,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)</p>	<u><b>MC</b></u>	<u><b>TE</b></u>	<b>RC</b> <b>MC-AYE</b> <b>TE-AYE</b> <b>FP-AYE</b> <b>SB-AYE</b> <u><b>EC-NO</b></u>
<p><b>2016-133.</b> <b>AUTHORIZE</b> the resurfacing of various parking lots in the Town, stating the estimated maximum cost thereof is \$300,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$300,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)</p>	<u><b>MC</b></u>	<u><b>FP</b></u>	<b>RC</b> <b>MC-AYE</b> <b>FP-AYE</b> <b>SB-AYE</b> <b>TE-AYE</b> <u><b>EC-NO</b></u>

**AGENDA FOR TOWN BOARD  
MEETING DATED: MARCH 8, 2016**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2016-134.</b> <b>AUTHORIZE</b> the installation of fencing at various locations, stating the estimated maximum cost thereof is \$150,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$150,000 to finance said appropriation.	<u><b>TE</b></u>	<u><b>MC</b></u>	<b>RC</b> <b>TE-AYE</b> <b>MC-AYE</b> <b>FP-AYE</b> <b>SB-AYE</b> <u><b>EC-NO</b></u>
<b>2016-135.</b> <b>AUTHORIZE</b> the acquisition of vehicles and equipment, stating the estimated maximum cost thereof is \$300,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$300,000 to finance said appropriation.	<u><b>MC</b></u>	<u><b>TE</b></u>	<b>RC</b> <b>MC-AYE</b> <b>TE-AYE</b> <b>FP-AYE</b> <b>SB-AYE</b> <u><b>EC-NO</b></u>
<b>2016-136.</b> <b>AUTHORIZE</b> the acquisition of equipment for the document imaging network, stating the estimated maximum cost thereof is \$75,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$75,000 to finance said appropriation.	<u><b>TE</b></u>	<u><b>FP</b></u>	<b>RC</b> <b>TE-AYE</b> <b>FP-AYE</b> <b>MC-AYE</b> <b>SB-AYE</b> <u><b>EC-NO</b></u>
<b>2016-137.</b> <b>AUTHORIZE</b> the acquisition and installation of Townwide computer equipment, stating the estimated maximum cost thereof is \$175,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$175,000 to finance said appropriation.	<u><b>TE</b></u>	<u><b>FP</b></u>	<b>RC</b> <b>TE-AYE</b> <b>FP-AYE</b> <b>MC-AYE</b> <b>SB-AYE</b> <u><b>EC-NO</b></u>
<b>2016-138.</b> <b>AUTHORIZE</b> the acquisition of equipment for use by the Highway Department, stating the estimated maximum cost thereof is \$1,100,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,100,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)	<u><b>FP</b></u>	<u><b>TE</b></u> <u><b>MC</b></u>	<b>RC</b> <b>FP-AYE</b> <b>TE-AYE</b> <b>MC-AYE</b> <b>SB-AYE</b> <u><b>EC-NO</b></u>
<b>2016-139.</b> <b>AUTHORIZE</b> the construction of various drainage improvements as part of the Town's paving program, stating the estimated maximum cost thereof is \$250,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$250,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)	<u><b>FP</b></u>	<u><b>TE</b></u>	<b>RC</b> <b>FP-AYE</b> <b>TE-AYE</b> <b>MC-AYE</b> <b>SB-AYE</b> <u><b>EC-NO</b></u>

**AGENDA FOR TOWN BOARD  
MEETING DATED: MARCH 8, 2016**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<p><b>2016-140.</b> <b>AUTHORIZE</b> the acquisition of a portion of the property known as 24 West Carver Street, Huntington for use as a Town parking lot, stating the estimated maximum cost thereof is \$1,600,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,600,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)</p>	<u><b>MC</b></u>	<u><b>TE</b></u>	<b>RC</b> <b>MC-AYE</b> <b>TE-AYE</b> <b>FP-AYE</b> <b>SB-AYE</b> <u><b>EC-NO</b></u>
<p><b>2016-141.</b> <b>AUTHORIZE</b> the installation of new traffic signals and related traffic calming improvements, stating the estimated maximum cost thereof is \$200,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$200,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)</p>	<u><b>SB</b></u>	<u><b>EC</b></u>	<b>RC</b> <b>SB-AYE</b> <b>EC-AYE</b> <b>FP-AYE</b> <b>MC-AYE</b> <u><b>TE-AYE</b></u>
<p><b>2016-142.</b> <b>AUTHORIZE</b> the study and analysis of geometric and structural design relating to proposed improvements to roads and highways in the town, stating the estimated maximum cost thereof is \$300,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$300,000 to finance said appropriation.</p>	<u><b>FP</b></u>	<u><b>MC</b></u>	<b>RC</b> <b>FP-AYE</b> <b>MC-AYE</b> <b>SB-AYE</b> <b>TE-AYE</b> <u><b>EC-NO</b></u>
<p><b>2016-143.</b> <b>AUTHORIZE</b> the Comptroller to amend the 2016 Operating Budget for the Town of Huntington and its Special Districts – various departments.</p>	<u><b>MC</b></u>	<u><b>TE</b></u>	<u><b>5</b></u>
<p><b>2016-144.</b> <b>AUTHORIZE</b> the Comptroller to amend the 2016 Operating Budget for the Town of Huntington and its Special Districts-Department of Environmental Waste Management.</p>	<u><b>TE</b></u>	<u><b>MC</b></u>	<u><b>5</b></u>
<p><b>2016-145.</b> <b>ACCEPT</b> a donation to fund two large “No Wake” buoys from the Greater Huntington Council of Yacht and Boating Clubs for the Department of Maritime Services.</p>	<u><b>MC</b></u> <u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<p><b>2016-146.</b> <b>ACCEPT</b> a donation of a Rally Scooter, nunc pro tunc. (Re: George Tilschner, Esq.)</p>	<u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<p><b>2016-147.</b> <b>ACCEPT</b> a donation from Covanta Energy Corporation for the promotion, marketing and operating expenses associated with the “2016 Huntington Family Earth Day Expo” on April 23, 2016.</p>	<u><b>FP</b></u> <u><b>MC</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<p><b>2016-148.</b> <b>ACCEPT</b> donations from various merchants and businesses Re: 2016 Valentine’s Day Ceremonies performed by the Town Clerk, Jo-Ann Raia, who serves as the Town’s Marriage Officer, nunc pro tunc.</p>	<u><b>EC</b></u>	<u><b>SB</b></u> <u><b>FP</b></u>	<u><b>5</b></u>
<p><b>2016-149.</b> <b>APPROVE</b> the water supply agreement of Greenlawn Water District for the installation of water mains in the subdivision known as Crown Court Plat. (Re: DiCanio Management Corp.)</p>	<u><b>MC</b></u> <u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>

**AGENDA FOR TOWN BOARD  
MEETING DATED: MARCH 8, 2016**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2016-150.</b> GRANT permission to the Cold Spring Harbor Main Street Association to sponsor 2016 Sidewalk Sales and other special events. (Time for all events: noon until 5:00 pm) 5/28/16, 5/29/16, 5/30/16-Memorial Day Weekend, 6/19/16-Father's Day Sidewalk Sale & Vintage Car Show [rain date-6/26/16]; 7/16/16 & 7/17/16-Summer Sidewalk Sale; 9/3/16, 9/4/16, 9/5/16-Labor Day Weekend; 9/18/16-Jazz Weekend; 10/30/16-Corky's Canine Costume Parade)	<u><b>FP</b></u>	<u><b>TE</b></u>	<u><b>5</b></u>
<b>2016-151.</b> GRANT permission for the Incorporated Village of Northport to operate or to permit a third party authorized by the village to operate a Farmer's Market on property leased from the Town of Huntington. (Re: Cow Harbor Parking Lot-Saturdays – 8:00 am – 12:00 pm, commencing 6/4/2016 ending 11/19/2016; closed 9/17/16 due to Cow Harbor Race)	<u><b>FP</b></u>	<u><b>MC EC</b></u>	<u><b>5</b></u>
<b>2016-152.</b> EXEMPT New Cingular Wireless PCS, LLC (AT&T) from further Town Board review pursuant to §198-68.1 (P) of the Huntington Town Code for work to be performed at 100 Main Street, Huntington, New York, Suffolk County Tax Map No. 0400-072.00-06.00-051.000.	<u><b>MC</b></u>	<u><b>FP</b></u>	<u><b>MC-AYE FP-AYE SB-AYE EC-AYE TE-RECUSAL</b></u>
<b>2016-153.</b> WAIVE the two-hour charter fee for a special event at the Dix Hills Ice Rink on March 6, 2016 to benefit Whip Pediatric Cancer, nunc pro tunc. (Date/Time: 3/6/2016 from 8:30 am to 10:30 pm)	<u><b>MC</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2016-154.</b> ENACTMENT: ADOPT Local Law Introductory Number 1-2016 amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J Re: Bellerose Avenue – East Northport – Parking Restrictions.	<u><b>MC</b></u>	<u><b>TE</b></u>	<u><b>5</b></u>
<b>2016-155.</b> ENACTMENT: ADOPT Local Law Introductory Number 2-2016 amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J Re: Little Neck Road – Centerport – Parking Restrictions.	<u><b>TE</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<b>2016-156.</b> ENACTMENT: ADOPT Local Law Introductory Number 3-2016 amending the Code of the Town of Huntington by repealing Chapter 137 (Marine Conservation) in its entirety and replacing it with a new Chapter 137 (Marine Conservation and Regulation of Marine Structures).	<u><b>FP</b></u>	<u><b>TE</b></u>	<u><b>5</b></u>
<b>2016-157.</b> ENACTMENT: ADOPT Local Law Introductory Number 4-2016 amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article V (Industrial Districts), Section 198-34 (I-1 Light Industry District).	<u><b>FP</b></u>	<u><b>TE EC</b></u>	<u><b>5</b></u>

**AGENDA FOR TOWN BOARD  
MEETING DATED: MARCH 8, 2016**

**RESOLUTIONS:**

**OFF. SEC. VOTE**

- 2016-158. ENACTMENT: AUTHORIZE** the Supervisor to execute license agreements with various sports related organizations for the use of town facilities. (Period: 4/1/2016-3/31/2017; Organizations: Commack North Little League-Cedar Road Park; Huntington Tri-Village Little League-Greenlawn Park; Commack South Little League-Commack Park; Huntington Sports League-Mill Dam Park; Lakfield Little League-John Walsh Park; Half Hollow Hills Little League-Otsego Park; St. Hughs/St. Elizabeth Youth League-Terry Farrell & Peter Nelson Park; Huntington Youth Football League-Manor Park; HBC-Half Hollow Park; Cold Spring Harbor Soccer-Breezy Park; Northport Youth Football League-Veterans Park) EC FP 5
- 2016-159. AUTHORIZE** appropriate action(s) in accordance with Huntington Town Code Chapter 156 Property Maintenance; Nuisances, Article VII, Blighted Property, §156-67, action by Town Board for failure to comply or abate violations. (Schedule A & B: Kevin Enright, 26 Corlett Place, Huntington Station, SCTM#0400-099.00-05.00-081.000; Nora Brattoya, 116 Taylor Street, Centerport, SCTM#0400.-039.00-02.00-020.000; Schedule D: Jonathan/Jacqueline Scott, 1 Lemington Court, Northport, SCTM#0400-003.00-02.00-002.000; Andrew/Maryann Chernovsky, 7 West 14<sup>th</sup> St, Huntington Station, SCTM#0400-142.00-03.00-153.000; Nadim Ahmed, 11 Split Rock Court, Dix Hills, SCTM#0400-253.00-01.00-040.000; Cynthia Cubero, 33 Keeler St, Huntington Station, SCTM#0400-206.00-03.00-071.000, Bette Kalpakis c/o J. Kalpakis 34 Shady Lane, Huntington, SCTM#0400-157.00-02.00-054.000; Eun Hee/Soon Ja Choi, 35 Vanderbilt Pkwy, Dix Hills, SCTM#0400-245.00-03.00-052.000; Winfred/Mona Owens, 82 11<sup>th</sup> Ave, Huntington Station, SCTM#0400-136.00-04.00-082.000; Michael Williamson, 108 East 2<sup>nd</sup> St, Huntington Station, SCTM#0400-147.00-05.00-020.000) SB FP 5
- 2016-160. SCHEDULE A PUBLIC HEARING: APRIL 5, 2016 at 2:00 PM**  
To consider authorizing various actions be taken upon certain properties designated as Blighted in accordance with Chapter 156, Article VII, §156-60 (Blighted Property). (Schedule A: Chaitanya/Divya Krishna, 5 Arielle Court, Dix Hills, SCTM#0400-214.00-02.00-118.005; Joseph McGroarty, 29 Leonard Drive, E. Northport, SCTM#0400-083.00-01.00-075.000) SB FP 5
- 2016-161. SCHEDULE A PUBLIC HEARING: APRIL 5, 2016 at 2:00 PM**  
To consider adopting Local Law Introductory No. 11-2016, amending the Code of the Town of Huntington, Chapter 194 (Child Protection Act). FP EC 5
- 2016-162. SCHEDULE A PUBLIC HEARING: APRIL 5, 2016 at 2:00 PM**  
To consider adopting Local Law Introductory No. 12-2016 amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article XVIII (Administration and Enforcement), Article XIX (Zoning Map Amendments), and Article XX (Accessory Apartments). FP MC 5
- 2016-163. SCHEDULE A PUBLIC HEARING: APRIL 5, 2016 at 2:00 PM**  
To consider adopting Local Law Introductory No. 13-2016 amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article IV, §2-7, Schedule G Re: Sanford Street – Huntington Station – Stop Signs. MC TE 5
- 2016-164. SCHEDULE A PUBLIC HEARING: APRIL 5, 2016 at 2:00 PM**  
To consider adopting Local Law Introductory No. 14-2016 amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J Re: Printer Court, Bolan Drive – Huntington Station – Parking Restrictions. MC TE 5

**AGENDA FOR TOWN BOARD  
MEETING DATED: MARCH 8, 2016**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<p><b>2016-165. SCHEDULE A PUBLIC HEARING: APRIL 5, 2016 at 2:00 PM</b> In connection with the increase and improvement of facilities of the consolidated refuse district, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-B of the Town Law, consisting of the acquisition of garbage trucks at the estimated maximum cost of \$190,000.</p>	<b><u>FP</u></b>	<b><u>TE</u></b>	<b>RC</b> <b>FP-AYE</b> <b>TE-AYE</b> <b>MC-AYE</b> <b>SB-AYE</b> <b><u>EC-AYE</u></b>
<p><b>2016-166. SCHEDULE A PUBLIC HEARING: APRIL 5, 2016 at 2:00 PM</b> In connection with the increase and improvement of facilities of the Dix Hills Water District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to section 202-B of the Town Law, consisting of improvements to Plant #1 and Plant #6 at the estimated maximum cost of \$525,000.</p>	<b><u>SB</u></b>	<b><u>FP</u></b>	<b>RC</b> <b>SB-AYE</b> <b>FP-AYE</b> <b>MC-AYE</b> <b>TE-AYE</b> <b><u>EC-AYE</u></b>
<p><b>2016-167. SCHEDULE A PUBLIC HEARING: APRIL 5, 2016 at 2:00 PM</b> In connection with the increase and improvement of facilities of the Huntington Sewer District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-B of the Town Law, consisting of Headworks Improvements to the Huntington Sewer Treatment Plant at the estimated maximum cost of \$1,200,000.</p>	<b><u>MC</u></b>	<b><u>FP</u></b> <b><u>TE</u></b>	<b>RC</b> <b>MC-AYE</b> <b>FP-AYE</b> <b>TE-AYE</b> <b>SB-AYE</b> <b><u>EC-AYE</u></b>
<p><b>2016-168. SCHEDULE A PUBLIC HEARING: APRIL 5, 2016 at 2:00 PM</b> In connection with the increase and improvement of facilities of the Huntington Wastewater Disposal District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-B of the Town Law, consisting of improvements to the Scavenger Waste Pretreatment Facility at the estimated maximum cost of \$285,000.</p>	<b><u>TE</u></b>	<b><u>FP</u></b>	<b>RC</b> <b>TE-AYE</b> <b>FP-AYE</b> <b>MC-AYE</b> <b>SB-AYE</b> <b><u>EC-AYE</u></b>
<p><b>2016-169. SCHEDULE A PUBLIC HEARING: APRIL 5, 2016 at 2:00 PM</b> In connection with the increase and improvement of facilities of the Greenlawn Water District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-B of the Town Law, consisting of the construction of a Wellhead Treatment System at Well No. 3R at the estimated maximum cost of \$1,600,000.</p>	<b><u>MC</u></b>	<b><u>FP</u></b>	<b>RC</b> <b>MC-AYE</b> <b>FP-AYE</b> <b>SB-AYE</b> <b>TE-AYE</b> <b><u>EC-AYE</u></b>
<p><b>2016-170. URGE</b> the New York State Legislature to pass and the Governor to sign the Paid Family Leave Act to provide support and security for New York's Working Families.</p>	<b><u>SB</u></b>	<b><u>NO SECOND RESOLUTION FAILS</u></b>	

**AGENDA FOR TOWN BOARD  
MEETING DATED: MARCH 8, 2016**

**RESOLUTIONS:**

**OFF. SEC. VOTE**

**AGENDA FOR COMMUNITY DEVELOPMENT AGENCY  
MEETING DATED: MARCH 8, 2016**

**RESOLUTIONS:**

**OFF. SEC. VOTE**

**2016-CD1. AUTHORIZE** the Chairman to execute a contract with Ravco Construction for interior renovations of the “Teich House” at Gateway Park, in Huntington Station.

**FP      EC  
MC      5**

**INFORMATIONAL SHEET FOR:  
TOWN BOARD, BOARD OF TRUSTEES' AND COMMUNITY DEVELOPMENT  
MEETING DATED: MARCH 8, 2016**

**COMMUNICATION**

**DISTRIBUTION**

1. Letters received Certified Mail – Initial Application for Liquor Licenses:  
From: A) Patrick DeLuca for to be determined (46G Gerard Street, Huntington) amended application which adds outdoor dining; B)From: Albert Salese for Eatalia Family Restaurant (34 New Street, Huntington) amending the Trade name from Eatalia to Eatalia Family Restaurant [application previously submitted 10/2015];  
C) From: Brian Wolken for Cosmopolitan Caterers of Melville, Ltd. (2600 New York Avenue, Melville)[this is an amended application to include recorded music, live music and disc jockey];D) From: Pat DeLuca for Addy Hospitality LLC (345 Main Street, Huntington); E) From: Scott Crane for Smashburger (4907 Jericho Tpke, East Northport);  
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: A) Elizabeth Turney for Valencia Tavern (236 Wall Street, Huntington);  
From: B) Nelly Garcia for 1 Santa Rosa Restaurant Inc. (118 West Hills Road, Huntington Station); C) From: Kathleen McManus McPherson for Katies McIrish Pub (397 New York Avenue, Huntington);  
Supervisor  
Town Board  
Town Attorney  
Public Safety  
Fire Inspector  
Engineering Services  
Planning & Environment  
cc: Sewage Treatment Facility
3. Public Notice received from Gail Devol, Village Administrator, regarding a Zoning Board of Appeals hearing to be held on February 18, 2016 at 7:30 PM at Village Hall. The applicant is Head of the Bay Club located at 191 Bay Road, Huntington Bay (requires variances and site plan review).  
Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment
4. Email received from Susan Freiman Cwern regarding banning leaf blowers. The writer explained her experience in the Village of Great Neck Estates when she was a member of the Environmental Commission and they were spearheading a plan for banning leaf blowers. (cc'd Supervisor/Councilpersons)  
Town Attorney  
cc: Planning & Environment
5. Letter received from Jonathan Heidelberger, Chairman of the Maritime Services Harbor and Boating Advisory Council for the Town of Huntington, regarding support for the proposed changes to Chapter 137. (cc'd Ed Carr)  
Supervisor  
Town Board  
Town Attorney  
cc: Engineering Services
6. Letter addressed to Supervisor Petrone was forwarded to the Town Clerk's Office by the Supervisor's Office from Tom Catalanotto of the Huntington Anglers, Inc. The letter indicates that this club is opposed to the proposed dredging of waters off Eaton's Neck, Crabmeadow and Makamah Beach to obtain fill materials for the Asharoken Beach Replenishment Project. (Supervisors Office sent letter to Town Attorney and Maritime Services)  
Town Board  
cc: Planning & Environment
7. Letter from National Grid forwarded to the Town Clerk's Office from the Supervisor's Office. The letter indicates the names, addresses and phone numbers of contact person's to be contacted in the event of a major gas emergency. (Supervisors Office also sent letter to General Services, Fire Prevention, Public Safety)  
Town Board  
Town Attorney  
cc: Planning & Environment
8. Email received from Huntington CALM advising that the Town of Babylon unanimously approved a law ordering landscapers to sweep fertilizer off sidewalks, drains and curbs and forbidding them from sweeping of blowing fertilizer onto streets.  
(ccd Supervisor/Town Board)  
Town Attorney  
cc: Planning & Environment

9. Email received from Huntington CALM regarding effects of leaf blowers on the residents of Huntington. (ccd Supervisor/Town Board) Email received from Adrienne Kattke in favor of restricting leaf blowers. Supervisor  
Town Board  
Town Attorney  
cc: Planning & Environment
10. Email received from James Cameron, President of the Elwood Taxpayers Association, attached was a letter sent on behalf of the Association requesting that Robert Rockelein be appointed to any vacancies on the Planning or Zoning Board.(ccd Supevisor/Councilpersons) Town Attorney  
Engineering Services  
cc: Planning & Environment
11. Letter received from Jacqueline Held, Deputy Commissioner of the New York State Liquor Authority for a meeting to be held on 3/17/2016 at 11:00 am at 317 Lenox Avenue, NY, NY. The meeting is regarding the Eatalia Family Restaurant located at 34 New Street, Huntington. The hearing is being held because the proposed premises is located within a 500' radius of at least three other licensed and operating on-premises liquor establishments. Supervisor  
Town Board  
Town Attorney  
Public Safety  
Fire Inspector  
Engineering Services  
Sewage Treatment Facility  
cc: Planning & Environment
12. Letter received from Andrew Freleng, Chief Planner for the Suffolk County Department of Economic Development and Planning, regarding Town of Huntington Resolution #'s 2016-89, 2016-90, 2016-91, 2016-92 and 2016-95. The letter indicates that this is a matter for local determination; this determination should not be construed as an approval or as a disapproval. Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment
13. Email and letter received from Dr. Richard Koubek, President of the Huntington Township Housing Coalition, regarding their support for the proposed housing amendments. The goal for this organization is for the creation of more affordable, safe housing of which rental units are an important component. The Coalition is also cosponsoring an event on November 19<sup>th</sup>, " Keeping Our Young People in Huntington: The Need for Affordable Rental Housing and Downtown Revitalization". (cc'd Supervisor/Councilpesons) Town Attorney  
Community Development  
cc: Planning & Environment
14. Sixty letters from the Town of Huntington taxi drivers hand delivered, by Doug of Orange & White Taxi, regarding unlicensed Uber drivers interfering with their ability to make a living. The following taxi drivers submitted letters: Peter Byrnes, Louis Geda, Regis Venti, Bryan Zapata, Michael Gadinis, Wolfy Reyes, Carol Marchione, Dominic Banks, Christopher Blake, Joseph Zani, Steven Vega, Jason Glanzman, Gregory Woods, Philip Almer, Francisco Gonzalez, William Ireland, Christopher Kolendra, Gary DeGregoria, Robert Neumann, William Catron, Robert Williams, John Palumbo, Mark Hunking, Bruce Marten, Dennis Thompson, Manuel Rodriguez, John Capalbo, J. Taracido, John Niemczyk, Lonnie Eatman, William Washburn, Vickers Graham, Richard Harrison, John Lynch, Jesse McCall, Jr., William Petillo, Roosevelt Petit, Gerardo Bobnos, Brian Gerstner, James Rankin, Justo Pagan, Albert Hampton, Sean Moore, Douglas Van Tassell, David Barrett, Imran Qurashio, Wayne Grosso, Vivay Ratti, Leo Garvey, Robert Oelcher, Lewis Senft, Michael Ingrassia, Daniel Ripple, Harold Coleman, Michael Conti, Isabel Antonio Belanos, Glenn Andreiev, Raymond Torres, Michael Hall and Eric Nunziata. (ccd Supervisor/Councilpersons/Public Safety) cc: Town Attorney
15. Email received from James McGoldrick regarding Melissa Restaurant. The writer indicates a full investigation of this premise is necessary. (ccd Supervisor/Councilpersons/Public Safety) cc: Town Attorney
16. Email received from Dr. Richard Koubek, written on behalf of Long Island Jobs with Justice, requesting support for Resolution 2016-170 regarding Paid Family Leave Act.(ccd Supervisor/Councilpersons) cc: Town Attorney
17. Email received from Stephen Shea requesting that amendment to Chapter 160 be for non-owner occupied homes. (ccd Supervisor/Councilpersons) cc: Town Attorney

2016-100

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT WITH THE NEW YORK STATE OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES FOR FUNDING THE YOUNG TEEN PROGRAM FOR THE DEVELOPMENTALLY DISABLED, NUNC PRO TUNC.

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by **SUPERVISOR PETRONE**  
**COUNCILWOMAN BERLAND**  
and seconded by **COUNCILMAN COOK**

WHEREAS, the Town of Huntington Department of Parks and Recreation offers a Young Teen Program for the Developmentally Disabled; and

WHEREAS, funding has been awarded for this program through the New York State Office for People with Developmental Disabilities (OPWDD) in the amount of FOURTEEN THOUSAND ONE HUNDRED AND FIFTY-EIGHT AND NO/100 (\$14,158.00) DOLLARS for 2016; and

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

NOW, THEREFORE,

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a contract, January 1, 2016 through December 31, 2016, with the New York State Office for People with Developmental Disabilities (OPWDD) for funding the Young Teen Program for the Developmentally Disabled in the amount of FOURTEEN THOUSAND ONE HUNDRED FIFTY-EIGHT AND NO/100 (\$14,158.00) DOLLARS for the period January 1, 2016 to December 31, 2016 nunc pro tunc, and to execute all necessary documents in connection therewith 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.

2016-101

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT WITH THE NEW YORK STATE OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES FOR FUNDING THE SUMMER RECREATION PROGRAM FOR THE DEVELOPMENTALLY DISABLED

Resolution for Town Board Meeting Dated: March 8, 2016

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town of Huntington Department of Parks and Recreation offers a Summer Recreation Program for the Developmentally Disabled; and

WHEREAS, direct funding is available for this program through the New York State Office for People with Developmental Disabilities (OPWDD) in the amount of THIRTY SIX THOUSAND TWO HUNDRED AND THIRTY-FOUR NO/100 (\$36,234.00) DOLLARS for 2016; and

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

NOW, THEREFORE,

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a five year contract, January 1, 2016 through December 31, 2016, with the New York State Office for People with Developmental Disabilities (OPWDD) for funding the Summer Recreation Program for the Developmentally Disabled in the amount of THIRTY SIX THOUSAND TWO HUNDRED AND THIRTY-FOUR NO/100 (\$36,234.00) DOLLARS for the period January 1, 2016 to December 31, 2016, and to execute all necessary documents in connection therewith 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.

2016-102

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT TO REPLACE/UPGRADE DIMMING SYSTEM AT THE CHAPIN RAINBOW STAGE, HECKSCHER PARK, HUNTINGTON, NEW YORK WITH G. SCOTT DESIGNS, INC.

Resolution for Town Board Meeting Dated: March 8, 2016

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

WHEREAS, the intent of the project is to replace/upgrade the dimming system at the Chapin Rainbow Stage, Heckscher Park. The dimming system is designed to work with the existing ETC Ion lighting control board; and

WHEREAS, sealed bids were received on January 28, 2016, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, to replace/upgrade dimming system at the Chapin Rainbow Stage, Heckscher Park, Huntington, New York, Bid No. TOH 16-01-006 and the same were opened publicly and read aloud; and

WHEREAS, G. Scott Designs, Inc., 2543 Bush Street, East Meadow, New York 11554 is the lowest responsive, responsible bidder; and

WHEREAS, replace/upgrade dimming system at the Chapin Rainbow Stage, Heckscher Park, Huntington, New York is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(1) and (c)(2) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a contract, and any documents in connection and related therewith, with G. Scott Designs, Inc. to replace/upgrade dimming system at the Chapin Rainbow Stage, Heckscher Park, Huntington, New York. The contract period shall be effective upon the execution of the contract for a one (1) year period, for an amount not to exceed the sum of TWENTY NINE THOUSAND FIVE HUNDRED AND NO/100 (\$29,500.00) DOLLARS, to be charged to GS7197-2102-RS129, 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.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT FOR THE PROVISION OF PROFESSIONAL ICE SKATING INSTRUCTION AT THE DIX HILLS PARK ICE RINK FACILITY

Resolution for Town Board Meeting Dated: March 8, 2016

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

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, the Town of Huntington Department of Parks & Recreation offers professional ice skating lessons and instructional programs at the Dix Hills Ice Rink facility; and

WHEREAS, services by professional ice skating instructors are utilized to provide such lessons and programs; and

WHEREAS, the execution of contracts with Ice Skating Professionals is not an action pursuant to 6 N.Y.C.R.R. §617.2(b) and therefore, no SEQRA review is required.

NOW THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a contract with the following Ice Skating Professional for the provision of ice skating lessons and instructional programs at the Dix Hills Park Ice Rink for the period March 8, 2016 through December 31, 2016:

- Mary Lynn Gelderman – 10 Alley Pond Court, Dix Hills, N.Y. 11746
- Jason Briggs – 151 Wayne Avenue, Suffern, N.Y. 10901
- Samantha Cesario – 2897 Court Street, Oceanside, N.Y. 11972
- Staci Krinsky – 44 Union Avenue, Upper Saddle River, N.J. 07458
- Inese Bucevica – 78 Stratford Green, Farmingdale, N.Y. 11735

FURTHER AUTHORIZES the Supervisor to execute all necessary documents in connection therewith 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.

2016-104

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A REQUIREMENTS CONTRACT FOR DRAINAGE AND CONCRETE CONSTRUCTION WITH THE LANDTEK GROUP, INC.

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by: Supervisor Petrone  
and seconded by: **COUNCILMAN COOK**

WHEREAS, under this contract, the Contractor shall provide all necessary labor, equipment and materials to perform drainage and roadway work in accordance with the Town of Huntington requirements and construction specifications; and

WHEREAS, sealed bids were received on February 11, 2016, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the townwide requirements contract for drainage and concrete construction, Contract No. HWY 2016-02/O-E and the same were opened publicly and read aloud; and

WHEREAS, The LandTek Group, Inc., 235 County Line Road, Amityville, New York 11701 is the lowest responsive, responsible bidder; and

WHEREAS, drainage and concrete construction is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(1), (c)(2), (c)(4) and (c)(5), 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 The LandTek Group, Inc., for the townwide requirements contract for drainage and concrete construction. The contract period shall be effective for a one (1) year term commencing upon execution of the contract but not prior to April 17, 2016 and upon mutual agreement of the vendor and the Town, the contract may be extended for two (2) additional one (1) year periods under the same prices, terms and conditions, to be charged to HW 8597 2781 12501, and other various funds as required to perform these services, 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.

2016-105

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A REQUIREMENTS CONTRACT FOR THE LIGHT TRUCK AND HEAVY DUTY MANUAL TRANSMISSION AND REAR DIFFERENTIAL, REBUILD AND REPAIR WITH LONG ISLAND TRUCK PARTS, INC.

Resolution for Town Board Meeting Dated: March 8, 2016

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, the maintenance of transmissions and engines on Town vehicles is required in order to facilitate efficiency of services and prolong the life expectancy of the vehicles; and

WHEREAS, sealed bids were received on February 25, 2016, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the light truck and heavy duty manual transmission and rear differential, rebuild and repair, Bid no. TOH 16-02R-011 and the same were opened publicly and read aloud; and

WHEREAS, Long Island Truck Parts, Inc., 3070 Route 112, Medford, New York 11763 is the lowest responsive, responsible bidder; and

WHEREAS, light truck and heavy duty manual transmission and rear differential, rebuild and repair is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c) (1), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a requirements contract, and any documents in connection and related therewith, with Long Island Truck Parts, Inc. for the light truck and heavy duty manual transmission and rear differential, rebuild and repair. The contract period shall be effective for a one (1) year term commencing upon execution of the contract but not before April 17, 2016 and upon mutual agreement of the vendor and the Town, the contract may be extended for an additional one (1) year period under the same prices, terms and conditions, to be charged to 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.

2016-106

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 F & M EQUIPMENT LTD D/B/A EDWARD EHRBAR, INC.

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by: **COUNCILMAN CUTHBERTSON**  
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 2015-107 authorized the execution of a contract with Syosset Truck Sales, Inc. for International truck repairs and tractor parts and F & M Equipment Ltd d/b/a Edward Ehrbar, Inc. for Komatsu heavy equipment parts and repair, Bid No. TOH 15-02R-011; 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 F & M Equipment Ltd d/b/a 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 tractor parts and F & M Equipment Ltd. d/b/a Edward Ehrbar, Inc., for Komatsu heavy equipment parts and repair. The extension period shall be effective for one (1) year commencing on April 7, 2016 with Syosset Truck Sales, Inc. and July 7, 2016 with F & M Equipment Ltd d/b/a 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	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.

2016-107

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION TO THE REQUIREMENTS CONTRACT FOR THE HEATING VENTILATION, AIR CONDITIONING (HVAC) AND REFRIGERATION SERVICE, MAINTENANCE AND INSTALLATION WITH ABSOLUTE CONTROL HVAC CORP.

Resolution for Town Board Meeting Dated: March 8, 2016

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

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, this requirements contract will enable a certified mechanic to service, maintain and install heating ventilation, air conditioning (HVAC) and refrigeration equipment as required in accordance with the manufacturer's recommended specifications throughout various facilities in the Town of Huntington; and

WHEREAS, the contractor must utilize high-energy efficiency HVAC equipment that meets or exceeds the energy efficiency specifications set forth in ENERGY STAR and meets or exceeds PSEG and/or National Grid efficiency and incentive levels to qualify for utility rebates if available; and

WHEREAS, Town Board Resolution 2015-57 authorized the execution of a contract with Absolute Control HVAC Corp., for the requirements contract for the HVAC and refrigeration equipment service, maintenance and installation, TOH 15-01R-009; and

WHEREAS, said requirements contract provides for three (3) additional one (1) year extensions with no increase in the bid price or change in the terms and conditions; and

WHEREAS, Absolute Control HVAC Corp., 962 Sunrise Highway, West Babylon, New York 11704 has requested the first one (1) year extension; and

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

NOW, THEREFORE

THE TOWN BOARD

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HEREBY AUTHORIZES the Supervisor to execute an extension to the requirements contract, and any documents in connection and related therewith, with Absolute Control HVAC Corp. for the requirements contract for the HVAC and refrigeration equipment service, maintenance and installation. The extension period shall be effective for one (1) year commencing on April 7, 2016 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.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION TO THE TOWNWIDE REQUIREMENTS CONTRACT FOR PAVEMENT MARKINGS ON VARIOUS TOWN ROADS WITH SAFETY MARKING, INC.

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, under this contract, the Contractor shall provide all necessary labor, equipment and materials to install pavement markings on Town roadways in accordance with Town of Huntington requirements and construction specifications; and

WHEREAS, Town Board Resolution 2015-148 authorized the execution of a contract with Safety Marking, Inc. for pavement markings on various town roads, Contract No. HWY 2015-02/O-E; and

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

WHEREAS, Safety Marking, Inc., 460 Bostwick Avenue, Bridgeport, CT 06605 has requested the first one (1) year extension; and

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

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an extension to the requirements contract, and any documents in connection and related therewith, with Safety Marking, Inc. for pavement markings on various town roads. The extension period shall be effective for one (1) year commencing on May 7, 2016, to be charged to DB 5110 4670, 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.

2016-109

**RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION TO THE REQUIREMENTS CONTRACT FOR OVERHEAD AND ROLLUP DOOR REPAIRS AND SERVICE WITH SUPERIOR OVERHEAD DOOR, INC.**

Resolution for Town Board Meeting Dated: March 8, 2016

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, it is the intent of this requirements contract to provide repair service and general maintenance to a wide variety of overhead and rollup doors, as required by various Town facilities to ensure that all doors are operating in good working order; and

WHEREAS, Town Board Resolution 2014-48 authorized the execution of a contract with Superior Overhead Door, Inc. for overhead and rollup door repairs and service, Bid No. TOH 14-01R-007 and Town Board Resolution 2015-23 authorized the first one (1) year extension; and

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

WHEREAS, Superior Overhead Door, Inc., 309 Magnolia Drive, Selden, New York 11784 has requested the final one (1) year extension; and

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

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an extension to the requirements contract, and any documents in connection and related therewith, with Superior Overhead Door, Inc. for overhead and rollup door repairs and service. The extension period shall be effective for one (1) year commencing on April 8, 2016 to be charged to various operating budgets in object code .4650, 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.

2016-110

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION TO THE REQUIREMENTS CONTRACT FOR THE SUMMER FOOD SERVICE PROGRAM FOR PROJECT P.L.A.Y. AND ST. JOHN'S CAMP WITH LESSING'S, INC.

Resolution for Town Board Meeting Dated: March 8, 2016

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town of Huntington, through the New York State Department of Education, will provide a summer food service program for children who meet the family income criteria as set by the United States Department of Agriculture (USDA); and

WHEREAS, Town Board Resolution 2013-145 authorized the execution of a contract with Lessing's, Inc. for a summer food service program for project P.L.A.Y. and St. John's Camp, Bid No. TOH 13-04R-017 and Town Board Resolution 2014-105 authorized the first one (1) year extension and Town Board Resolution 2015-108 authorized the second (1) one year extension; and

WHEREAS, said requirements contract provides for four (4) one (1) year extensions with no change in the terms and conditions; and

WHEREAS, Lessing's, Inc., 3500 Sunrise Highway, Bldg. 100, Suite 100, Great River, New York 11739 has requested the third 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 Lessing's, Inc., for a summer food service program for project P.L.A.Y. and St. John's Camp. The extension period shall be effective for one (1) year commencing on May 1, 2016 to be charged to Operating Budget Item A7140.4550, 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.

2016- 111

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT WITH THE HUNTINGTON TOWNSHIP CHAMBER OF COMMERCE FOR THE USE OF CRAB MEADOW BEACH FOR ITS ENDLESS SUMMER BEACH BASH AND NETWORKING EVENT ON JULY 13, 2016

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by: Supervisor Petrone

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

WHEREAS, the Huntington Township Chamber of Commerce serves as a progressive and dynamic business organization which nurtures and promotes the Huntington business community; and

WHEREAS, the Huntington Township Chamber will be hosting its "Endless Summer Beach Bash" networking event on Wednesday, July 13, 2016 for the purpose of supporting ongoing Chamber programs and providing its membership with a unique networking experience; and

WHEREAS, the Huntington Township Chamber of Commerce has requested permission to utilize the Town of Huntington Crab Meadow Beach on July 13, 2016 from 6:00 p.m. until 9:00 p.m. for such event; and

WHEREAS, such permission to utilize said Town property is contingent upon the execution of a license agreement, which includes provisions requiring the Huntington Township Chamber of Commerce to hold harmless and indemnify the Town of Huntington; the issuance of a valid Special Event Permit by the Town of Huntington Department of Parks and Recreation; the issuance of any and all requisite New York State Liquor Authority Permits; the issuance of any and all requisite Suffolk County Department of Health Services Permits; the submission and approval of appropriate insurance documents in a form satisfactory to the Town Attorney; and the issuance of all required approvals and/or permits from any other Town department and/or other agency having jurisdiction; and

WHEREAS, the execution of a license agreement for this purpose constitutes a Type II action pursuant to 6 N.Y.C.R.R. §617.5 (c) (15), (20), (27) and therefore no further SEQRA review is required.

NOW, THEREFORE,

THE TOWN BOARD,

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HEREBY AUTHORIZES the Supervisor to execute a license agreement with the Huntington Township Chamber of Commerce, 164 Main Street, Huntington, New York 11743, for the use of Crab Meadow Beach for its "Endless Summer Beach Bash" networking event on Wednesday, July 13, 2016 from 6:00 p.m. until 9:00 p.m. Such authorization is subject to: 1) the execution of a license agreement, by an authorized representative of the Huntington Township Chamber of Commerce, which includes provisions requiring the Huntington Township Chamber of Commerce to hold harmless and indemnify the Town of Huntington; 2) the issuance of a valid Special Event Permit by the Town of Huntington Department of Parks and Recreation; 3) the issuance of any and all requisite New York State Liquor Authority Permits; 4) the issuance of any and all requisite Suffolk County Department of Health Services Permits; 5) the submission and approval of appropriate insurance documents in a form satisfactory to the Town Attorney; and 6) the issuance of all required approvals and/or permits from any other Town department and/or other agency having jurisdiction; 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.

2016-112

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT WITH THE ART LEAGUE OF LONG ISLAND, INC. FOR THE USE OF HECKSCHER PARK FOR ITS ANNUAL ART IN THE PARK FINE ARTS AND CRAFTS SHOW ON JUNE 4, 2016 AND JUNE 5, 2016

Resolution for Town Board Meeting Dated: March 8, 2016

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Art League of Long Island, Inc. will be hosting its annual Art in the Park Fine Arts and Crafts Show on June 4 & 5, 2016 to help raise funds for its agency and to promote the work of its art school and artists; and

WHEREAS, the Art League of Long Island, Inc. has requested permission from the Town of Huntington to utilize the Town of Huntington Heckscher Park Ballfield area commencing at 10:00 a.m. on June 4, 2016 and ending at 5:00 p.m. on June 5, 2016; and

WHEREAS, such permission to utilize said Town property is contingent upon the execution of a license agreement, which includes provisions requiring the Art League of Long Island, Inc. to hold harmless and indemnify the Town of Huntington; the submission of required insurance documents in a form satisfactory to the Town Attorney; the issuance of a valid Special Event Permit by the Town of Huntington Department of Parks and Recreation; and the issuance of all required approvals and/or permits from any other Town department and/or other agency having jurisdiction; and

WHEREAS, the execution of a license agreement for this purpose constitutes a Type II action pursuant to 6 N.Y.C.R.R. §617.5 (c)(15), (20), (27) and therefore no further SEQRA review is required.

NOW, THEREFORE,

THE TOWN BOARD,

HEREBY AUTHORIZES the Supervisor to execute a license agreement with the Art League of Long Island, Inc., 107 Deer Park Road, Dix Hills, New York 11746, for the use of the Heckscher Park Ballfield area for its annual Art in the Park Fine Arts and Crafts Show, including additional time for set up and clean up, commencing at 10:00am on June 4, 2016 and ending at 5:00 p.m. on June 5, 2016. Such authorization is subject to: 1) the execution of a license agreement which includes provisions requiring the Art League of Long Island, Inc. to hold harmless and indemnify the Town of Huntington and the Town of Huntington Board of Trustees and signed by an authorized representative of the Art League of Long Island, Inc.; 2) the submission of required insurance documents in a form satisfactory to the Town Attorney; 3) the issuance of a valid Special Event Permit by the Town of Huntington Department of Parks and Recreation; and the issuance

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of all required approvals and/or permits from any other Town department and/or other agency having jurisdiction and on such other terms and conditions as may be acceptable to the Town Attorney; and

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 LICENSE AGREEMENT WITH THE COW HARBOR WARRIORS, INC. FOR THE USE OF CRAB MEADOW BEACH FOR COW HARBOR WARRIOR EVENTS ON SEPTEMBER 10, 2016 AND TO EXECUTE A NEW YORK STATE LIQUOR AUTHORITY SPECIAL EVENT PERMIT APPLICATION.

Resolution for Town Board Meeting Dated: March 8, 2016

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

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, Cow Harbor Warriors, Inc. is a non-profit organization committed to honoring and enabling Tri-State Wounded Warriors from Operation Iraqi Freedom and Operation Enduring Freedom; and

WHEREAS, Cow Harbor Warriors, Inc. will be hosting the Cow Harbor Warrior Run & Clam Bake on September 10, 2016 and will invite local and Tri-State veterans, their families and community members for a day of recreation, celebration and appreciation; and

WHEREAS, Cow Harbor Warriors, Inc. has requested permission to utilize Crab Meadow Beach for its four-mile Warrior Run and a Sunset Clam Bake on Saturday, September 10, 2016; and

WHEREAS, such permission to utilize said Town property is contingent upon the execution of a License Agreement, which includes provisions requiring the Cow Harbor Warriors, Inc. to hold harmless and indemnify the Town of Huntington; the issuance of a valid Special Event Permit by the Town of Huntington Department of Parks and Recreation; the issuance of any and all requisite New York State Liquor Authority Permits; and the issuance of all required approvals and/or permits from any other Town department and/or other agency having jurisdiction; and

WHEREAS, as Licensee and owner of the property to be utilized for said event, it is necessary for the Supervisor to sign the New York State Liquor Authority Special Event Permit Application (Temporary Beer and Wine Permit) for the applicant, Cow Harbor Warriors, Inc.; and

WHEREAS, the execution of a License Agreement for the use of Town property for this purpose and the execution of a New York State Liquor Authority Special Event Permit constitutes a Type II action pursuant to 6 N.Y.C.R.R. §617.5 (c)(15), (20), (27) and therefore no further SEQRA review is required.

NOW, THEREFORE,

THE TOWN BOARD,

HEREBY AUTHORIZES the Supervisor to execute a License Agreement with Cow Harbor Warriors, Inc., P.O. Box 204, Northport, New York 11768, for its Cow Harbor Warrior Weekend events at the Town of Huntington Crab Meadow Beach on September 10, 2016. Permission for such event is subject to: 1) the execution of a License Agreement which includes provisions requiring Cow Harbor Warriors, Inc. to hold harmless and indemnify the Town of Huntington and the Town of Huntington Board of Trustees and signed by an authorized representative of Cow Harbor Warriors, Inc.; 2) the submission of appropriate insurance documents in a form satisfactory to the Town Attorney; 3) the issuance of a valid Special Event Permit by the Town of Huntington Department of Parks and Recreation; 4) the issuance of any and all requisite New York State Liquor Authority Permits; and the issuance of all required approvals and/or permits from any other Town department and/or other agency having jurisdiction and on such other terms and conditions as may be acceptable to the Town Attorney; and

FURTHER AUTHORIZES the Supervisor to execute a New York State Liquor Authority Special Event Permit Application (Temporary Beer and Wine Permit) for the applicant, Cow Harbor Warriors, Inc.

VOTE:            AYES:    3            NOES:    2            ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>NO</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.

2016-114

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT FOR USE AND OCCUPANCY OF A HOUSE LOCATED AT 49 MELVILLE ROAD, HUNTINGTON STATION, NY A/K/A THE EZRA CARLL HOMESTEAD, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, the Town of Huntington is the owner of certain real property located in the Town of Huntington with the address 49 Melville Road, Huntington Station, New York; and

WHEREAS, on the property there is a single family residence known as the Ezra Carll Homestead located on approximately less than half an acre of property; and

WHEREAS, the Town of Huntington desires to enter into a license agreement for the use of the Ezra Carll Homestead to an individual or entity; and

WHEREAS, the Town of Huntington desires any licensee occupying the premises also be required to maintain the property and make it accessible to the public for education; and

WHEREAS, Dominic Drwal, the Licensee, has occupied the property under a license agreement and has repeatedly demonstrated that he has provided services to the benefit of the Town of Huntington and has maintained the property; and

WHEREAS, the new license agreement provides for the payment of utilities by the Licensee and in consideration for the services provided by the Licensee and the payment of utilities, the monthly licensee fee shall be SEVEN HUNDRED AND FIFTY DOLLARS AND 00/100 (\$750.00) for the term January 1, 2016 through December 31, 2016 and increased to SEVEN HUNDRED SEVENTY-TWO DOLLARS (\$772.00) for the term January 1, 2017 through December 31, 2017; and

WHEREAS, this type of designation is not an action as defined by 6 N.Y. C.R.R. 617.2(b) and, therefore, no further SEQRA review is required.

NOW, THEREFORE, THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a license agreement and any documents in connection thereto with Dominic Drwal pertaining to the licensing of the Ezra Carll Homestead for an initial monthly license fee of SEVEN HUNDRED FIFTY DOLLARS AND 00/100 (\$750.00) to be deposited into the Cultural Affairs Institute for a term of two (2) years commencing on January 1, 2016 and terminating on December 31,

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2016 for the first year and, thereafter, a monthly license fee of SEVEN HUNDRED SEVENTY-TWO DOLLARS (\$772.00) commencing on January 1, 2017 and terminating on December 31, 2017 for the second year, and on such terms and conditions as may be acceptable to the Town Attorney, nunc pro tunc.

VOTE:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2016-115

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH H2M ARCHITECTS + ENGINEERS TO PROVIDE PROFESSIONAL ENGINEERING SERVICES AS AUTHORIZED OPERATOR FOR UNDERGROUND STORAGE TANKS FOR THE DIX HILLS WATER DISTRICT

Resolution for Town Board Meeting Dated: March 8, 2016

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

and seconded by **COUNCILMAN COOK**

WHEREAS, Recently revised regulations by the New York State Department of Environmental Conservation (DEC) require that operators and tank system owners at Chemical Bulk Storage facilities must designate a Class A B, and C Operator for every UST system at their facilities; and

WHEREAS, H2M architects + engineers is currently authorized as a NYSDEC Class A/B Operator and can provide training to District personnel as Class C Operators per DEC regulations; and

WHEREAS, A proposal has been submitted by H2M architects + engineers for professional engineering services to serve as the designated Class A/B operator of the District's three (3) underground storage tanks and provide services listed in Proposal Letter No. LP16-0053; and

WHEREAS, Pursuant to SEQRA, 6NYCRR, §617.5(c)(20), engineering administration services is a Type II action and, therefore, no further review is required.

NOW, THEREFORE, upon the recommendation of the Director of Engineering Services,

**THE TOWN BOARD**

HEREBY AUTHORIZES the Supervisor to execute and agreement with H2M architects + engineers, 538 Broad Hollow Road, Melville, New York 11747 to provide engineering services as authorized operator for underground storage tanks for the Dix Hills Water District for an amount not to exceed the sum of SEVEN THOUSAND FIVE HUNDRED DOLLARS AND NO/100 (\$7,500.00) DOLLARS, to be charged to Operating Budget Item No. SW1-8321-4550, and authorizes the Director of Engineering to execute contract changes with an aggregate value up to 10% of the professional services contract, upon such 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.

2016- 116

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH H2M ARCHITECTS + ENGINEERS TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR REPLACEMENT OF FUEL DISPENSING FACILITY FOR THE DIX HILLS WATER DISTRICT

Resolution for Town Board Meeting Dated: March 8, 2016

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

and seconded by **COUNCILMAN COOK**

WHEREAS, The Dix Hills Water District's aging underground gasoline tank and diesel tank for fueling District vehicles and equipment are in need of replacement; and

WHEREAS, The replacement of these tanks will bring them into compliance with Suffolk County Department of Health Services Article XII and ensure efficient operations of the Dix Hills Water District; and

WHEREAS, A proposal has been submitted by H2M architects + engineers for professional engineering services that include plan design and bidding, health department approval, and construction administration/observation as listed in Proposal Letter No. LP16-0081; and

WHEREAS, Pursuant to SEQRA, 6NYCRR, §617.5(c)(1), c(2) and c(20), engineering administration services is a Type II action and, therefore, no further review is required.

NOW, THEREFORE, upon the recommendation of the Director of Engineering Services,

**THE TOWN BOARD**

HEREBY AUTHORIZES the Supervisor to execute an agreement with H2M architects + engineers, 538 Broad Hollow Road, Melville, New York 11747 to provide engineering services for replacement of fuel dispensing facility for the Dix Hills Water District for an amount not to exceed the sum of THIRTY FOUR THOUSAND DOLLARS AND NO/100 (\$34,000.00) DOLLARS, to be charged to Capital Budget Item No. EG8397-2103 and authorizes the Director of Engineering to execute contract changes with an aggregate value up to 10% of the professional services contract, upon such 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 AMEND THE MELVILLE PLAN ADVISORY COMMITTEE (MPAC)

Resolution for Town Board Meeting dated: March 8, 2016

The following resolution was offered by: Supervisor Petrone

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

WHEREAS, by resolution dated September 12, 2012, the Supervisor was authorized to create a Melville Plan Advisory Committee (MPAC), subject to Town Board approval, to oversee both the issuance of an RFP to select a project consultant and the actual preparation of the plan, and

WHEREAS, by resolution dated February 5, 2013 the Town Board appointed the following representatives from business, civic and government agencies to the Melville Plan Advisory Committee (MPAC): David Pennetta, Oxford & Simpson Realty, Mark Hamer, Harvest Real Estate Services, James T. Coschignano, Melville Fire District, Michael Deluise, Melville Chamber of Commerce, Alissa Taff, Sweet Hollow Civic Association, Mitchell Pally, MTA, Frank Pusinelli, RXR Realty, Geoffrey Rick, NYS Department of Transportation, Michael Pascucci, WLNY-TV, Paul Tonna, Energia Partnership, Seymour Liebman, Canon USA, Anthony Manetta, Suffolk County IDA, and

WHEREAS, representatives Michael Deluise of the Melville Chamber of Commerce, Geoffrey Rick of the NYS Department of Transportation and Anthony Manetta of the Suffolk County IDA no longer serve with their respective organizations; and

WHEREAS, Mark Hamer, Harvest Real Estate Services has submitted a letter of resignation from the MPAC, and

WHEREAS, changing the members on an advisory committee is not an action 6 NYCRR 617.2(b) and therefore no further SEQRA review is required;

NOW THEREFORE BE IT RESOLVED, that the following individuals or their representatives are hereby appointed to the MPAC: Craig Levy, Melville Chamber of Commerce, Glenn Murrell, NYS Department of Transportation and Joanne Minieri, Suffolk County IDA, and

BE IT FURTHER RESOLVED, that the Town Board accepts the resignation of Mark Hamer from the MPAC.

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

2016-118

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: March 8, 2016

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

and seconded by: **COUNCILMAN COOK**

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., 171 Deer Park Avenue Babylon, New York 11702 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, 2016 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.

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VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2016- 119

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT ADOPTING 2016 BUDGET WITH SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES FOR THE PROVISION OF DRUG TREATMENT AND PREVENTION SERVICES AND ALTERNATIVES FOR YOUTH SERVICES THROUGH THE TOWN'S YOUTH BUREAU NUNC PRO TUNC

Resolution for Town Board Meeting Dated: March 8, 2016

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

and Seconded by: **COUNCILMAN COOK**

WHEREAS, funding is available from the Suffolk County Department of Health for the provision of Drug Treatment and Prevention Services and Alternatives for Youth Services; and

WHEREAS, these services are already provided by the Town of Huntington Youth Bureau's Licensed Drug and Alcohol Program and Alternatives for Youth Program; and

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

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an agreement adopting the 2016 budget with the County of Suffolk Department of Health Services setting forth the terms and conditions for the provision of Drug Treatment and Prevention Service (\$655,671.00) and Alternatives for Youth Services (\$7,235.00) for the period commencing January 1, 2016 and terminating December 31, 2017, nunc pro tunc, in an amount not to exceed the sum of SIX HUNDRED SIXTY-TWO THOUSAND NINE HUNDRED SIX AND NO/100 (\$662,906.00) to be charged to Operating Budget Item A3831 for budget period 2016 and upon such 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 Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2016-120

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE VARIOUS AGREEMENTS FOR THE MOVIES ON THE LAWN SERIES

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by: Councilman Cuthbertson

And seconded by: COUNCILWOMAN EDWARDS, COUNCILMAN COOK

WHEREAS, the Town of Huntington is desirous of presenting a series of films at various outdoor locations for the enjoyment of Town residents during the summer of 2016; and

WHEREAS, the Movies on the Lawn Series will be free and open to the public; and

WHEREAS, the presentation of the Movies on the Lawn Series requires that the Town enter into Agreements with Swank Motion Pictures, Inc. for the rental of four (4) films for rental fees per film not to exceed the following amounts: *Star Wars: The Force Awakens*: FOUR HUNDRED TWENTY FIVE AND NO/100 DOLLARS (\$425.00); *Max*: not to exceed THREE HUNDRED TWENTY FIVE AND NO/100 DOLLARS (\$325.00); *Finding Nemo*: not to exceed THREE HUNDRED TWENTY FIVE AND NO/100 DOLLARS (\$325.00); and *Inside Out*: not to exceed THREE HUNDRED SEVENTY FIVE AND NO/100 DOLLARS (\$375.00) to be charged to Operating Budget Line A-7020-4550; and

WHEREAS, in addition, it will be necessary for the Town to retain the Long Island Association of the Motion Picture Arts, Inc. d/b/a Long Island Motion Picture Arts Center & Museum, to provide equipment and related technical services for the presentation of said Movies on the Lawn Series at a cost not to exceed ONE THOUSAND EIGHT HUNDRED AND NO/100 DOLLARS (\$1,800.00) for each of the four (4) scheduled events to be charged to Operating Budget Line A-7020-4550; and

WHEREAS, the execution of various agreements regarding the Movies on the Lawn Series is a Type II Action pursuant to 6 N.Y.C.R.R. §617.5(c)(15) and therefore no further SEQRA review is required.

NOW, THEREFORE,

THE TOWN BOARD,

HEREBY AUTHORIZES the Supervisor to execute various Agreements, and any and all documents in connection therewith, and upon such other terms and conditions as may be acceptable to the Town Attorney, with Swank Motion Pictures, Inc., 10795 Watson Road, St. Louis, MO 63127, for the rental of four (4) films for rental fees per film not to exceed the following amounts: *Star Wars: The Force Awakens*: FOUR HUNDRED TWENTY FIVE AND NO/100 DOLLARS (\$425.00); *Max*: not to exceed THREE HUNDRED TWENTY FIVE AND NO/100 DOLLARS (\$325.00); *Finding Nemo*: not to exceed THREE HUNDRED TWENTY FIVE AND NO/100 DOLLARS (\$325.00); and *Inside*

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*Out:* not to exceed THREE HUNDRED SEVENTY FIVE AND NO/100 DOLLARS (\$375.00) to be charged to Operating Budget Line A-7020-4550; and

FURTHER AUTHORIZES the Supervisor to execute an Agreement and any and all documents in connection therewith, and upon such other terms and conditions as may be acceptable to the Town Attorney, with the Long Island Association of the Motion Picture Arts, Inc. d/b/a Long Island Motion Picture Arts Center & Museum, P.O. Box 513, Oceanside, New York 11572, for the provision of equipment and related technical services for the four (4) Movies on the Lawn Series events, at the following locations and on the following dates, for a total amount not to exceed SEVEN THOUSAND TWO HUNDRED AND NO/100 DOLLARS (\$7,200.00), to be charged to Operating Budget Line A-7020-4550:

<u>Date</u>	<u>Location</u>	<u>Amount</u>
June 27, 2016 (Rain Date: July 18, 2016)	Heckscher Park	\$1,800.00
July 7, 2016 (Rain Date: July 14, 2016)	Crab Meadow Beach	\$1,800.00
July 21, 2016 (Rain Date: July 28, 2016)	Crab Meadow Beach	\$1,800.00
August 15, 2016 (Rain Date: August 22, 2016)	Peter Nelson Park	\$1,800.00

VOTE:            AYES: 5        NOES: 0        ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2016 - 121

RESOLUTION AUTHORIZING THE HUNTINGTON COMMUNITY DEVELOPMENT AGENCY TO ADMINISTER A GRANT RECEIVED BY THE TOWN OF HUNTINGTON FROM THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION TO RENOVATE THE "TEICH HOUSE" AND SURROUNDING PROPERTY AT GATEWAY PARK IN HUNTINGTON STATION

Resolution for Town Board Meeting dated: March 8, 2016

The following resolution was offered by: Supervisor Petrone

And seconded by: **COUNCILMAN COOK**

WHEREAS, the Town of Huntington is actively engaged in the revitalization of Huntington Station; and

WHEREAS, the Huntington Community Development Agency is a New York public benefit corporation formed pursuant to Section 654 of the New York State General Municipal Law, established for the accomplishment of any or all purposes specified in Articles fifteen and fifteen-A of Chapter 23 of the New York State General Municipal Law, and granted the powers and duties conferred by Article fifteen-A of Chapter 23 of the New York State General Municipal Law; and

WHEREAS, via Resolution 2012-352 the Town of Huntington applied for, and subsequently received, a grant in the amount of \$370,000 from the New York State Office of Parks, Recreation and Historic Preservation to renovate a circa 1900 farmhouse (the "Teich House") and surrounding property within Gateway Park; and

WHEREAS, the Town of Huntington wishes to engage the Huntington Community Development Agency to administer said grant, and the Huntington Community Development Agency is willing to be so engaged; and

WHEREAS, the Agency Board has determined that the administration of a grant is a Type II action pursuant to 6 N.Y.C.R.R. § 617.5 (c) (1), (c)(2), and (c)(20), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Huntington Community Development Agency to administer a grant it received from the New York State Office of Parks, Recreation and Historic Preservation in the amount of \$370,000 per the terms of the grant award.

2/26/2016

*Cergol/CDA/farmhouse admin*

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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

2016-122

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH  
PACE ANALYTICAL SERVICES, INC. TO PROVIDE ANNUAL LABORATORY  
SERVICES FOR 2016 FOR THE DIX HILLS WATER DISTRICT

Resolution for Town Board Meeting dated: March 8, 2016

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

And seconded by: **COUNCILMAN COOK**

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

WHEREAS, Pace Analytical Services, Inc. is certified by the New York State Department of Health to provide all of the testing required by law for the Dix Hills Water District; and

WHEREAS, the Department of Engineering Services has evaluated Pace Analytical's proposal and found them to be highly qualified to provide laboratory services to the Dix Hills Water District; and

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

NOW, THEREFORE,

THE TOWN BOARD

HEREBY AUTHORIZES the execution of an agreement with Pace Analytical Services, Inc., 575 Broad Hollow Road, Melville, New York 11747, to provide annual laboratory services for 2016 for the Dix Hills Water District for an annual estimated fee not to exceed the sum of FIFTY-FIVE THOUSAND AND NO/100 (\$55,000.00) DOLLARS to be charged to Operating Budget Item SW1-8321-4550, for a term from January 1, 2016 and to December 31, 2016, for services to include routine well and distribution testing and additional special testing as authorized by the Director of Engineering Services, and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE:                    AYES: 5      NOES: 0      ABSENTIONS: 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 APPLICATION TO NATIONAL WILDLIFE FEDERATION'S TREES FOR WILDLIFE PROGRAM

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by COUNCILWOMAN BERLAND

and seconded by COUNCILMAN COOK

WHEREAS, a grant opportunity would allow for the Department of Planning and Environment to apply for free trees from the National Wildlife Federation's (NWF) Trees for Wildlife Program to support the Town's Earth Day and Arbor Day events in spring 2016, and

WHEREAS, the program provides trees to distribute free of cost at community events dedicated to educating youth about trees and their importance to our environment, as well as inspiring communities to plant and care for trees, and the Town Board authorized such an application in 2014 and 2015 and 250 trees were distributed to residents each year, and

WHEREAS, a request for trees for local planting/giveaway is recognized as compatible with the Town's environmental goals and may be classified Type II pursuant to SEQRA, 6 NYCRR 617.5(c)(20);

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board authorizes the Department of Planning and Environment to apply to the National Wildlife Federation's Trees for Wildlife Program, and authorizes the Supervisor to execute any documents in connection therewith upon such terms and conditions as may be acceptable to the Town Attorney, and

BE IT FURTHER

RESOLVED, the Town Board agrees that if the award is granted, the NWF and the Trees for Wildlife Program will be acknowledged by press release with the web banner or badge on the Town website, by signage or narrative at any ceremony or event involving the trees, and by posting photos of Town events involving the trees at NWF's Trees for Wildlife Flickr site.

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 TOWN'S APPLICATION FOR, ISSUANCE OF AND USE OF CREDIT CARDS BY DESIGNATED DEPARTMENTAL OFFICIALS FOR ELECTRONIC PURCHASES IN ACCORDANCE WITH THE RULES AND GUIDELINES SET FORTH IN THE TOWN OF HUNTINGTON CREDIT CARD POLICY ATTACHED HERETO AS SCHEDULE A

Resolution for the Town Board Meeting dated: March 8, 2016

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

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, recent changes imposed by the County of Suffolk and the New York State Unified Court System now require the Town Attorney to file certain documents, and remit related filing fees electronically; and

WHEREAS, Information Technology products and services, particularly in the field of digital communications, are already or increasingly only available through electronic purchase and/or the use of non-electronic purchasing instruments increases the cost of and incurs damaging and unnecessary delays in procurements vital to the efficient maintenance, repair and upkeep of the Town's digital network; and

WHEREAS, the Town Board believe it is appropriate and necessary to provide for a credit card mechanism to make electronic payments under the strict protocols hereby set forth; and

WHEREAS, the authorization hereby 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 Town's application for, issuance and use credit cards by designated department officials for electronic purchases in accordance with the rules and guidelines set forth in the town of Huntington Credit Card Policy attached hereto as Schedule A.

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.

## Schedule A

A municipal credit card ("Town Credit Card") shall be issued to each of the Town Attorney and the Director of the Department of Information Technology of the Town of Huntington (the "Town"), as authorized by the Huntington Town Board. The Comptroller of the Town of Huntington (the "Town Comptroller") shall be responsible for the processing and assignment of the Town Credit Cards permitted hereunder.

Absent prior written approval received from the Town Comptroller, Town Credit Cards may be used to pay Town business-related expenses only, provided the cost to purchase of goods and/or services shall be less than Two Thousand Five Hundred & XX/100 (\$2,500.00) Dollars.

A Town Credit Card may not at any time or for any reason be used with an intent to circumvent the Town's purchasing policy (if any), or in violation of any other Town policy. A written record of every purchase made using a Town Credit Card (and, where required, a price quote (or quotes) for the cost(s) of goods and/or services acquired) shall be kept and certified in writing by the authorized user of the Town Credit Card. At the end of each month during the time a Town Credit Card is issued, the invoice or statement received from the issuer reflecting use of the Town Credit Card ("Credit Card Statement") shall be reconciled with the aforementioned certified record of usage, and shall be submitted for processing and payment through the Town's electronic accounting system (Munis), with (as applicable) any price quote (or quotes) recorded in the Town's document management system (Laserfiche).

The Comptroller shall review all Credit Card Statements to ensure that all amounts properly due to the issuer of the Town Credit Card(s) are paid timely and in full so as to avoid late payment, interest or penalties.

The loss, theft, and/or unauthorized use of a Town Credit Card shall be immediately reported to the Town Comptroller. Except if resulting due to the loss or theft of the Town Credit Card, the cardholder shall be responsible for the payment of any and all charges incurred by the cardholder that are deemed by the Comptroller to be unauthorized or otherwise not related to the payment of Town business-related expenses as described above. The Town Credit Card holder shall have the right to appeal any such decision by the Comptroller, to the Town Board for a final determination.

Town Credit Cards must be promptly returned to the Town Comptroller whenever any of the following occurs: (i) the cardholder no longer serves the Town in the capacity indicated above (that is, as Town Attorney or the Director of Information Technology); (ii) the cardholder will be on extended leave from the Town (that is, for more than forty five (45) consecutive calendar days); and/or (iii) the Town Supervisor and/or Town Board so directs.



2016-127

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: March 8, 2016

The following resolution was offered by: **COUNCILWOMAN BERLAND**  
And seconded by: **COUNCILMAN COOK**

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

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

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

NOW, THEREFORE, THE TOWN BOARD

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

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

VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

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Schedule A

Chapter 119, Section 5 of the Code of the Town of Huntington  
Authorizing the Removal of Graffiti

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
1 Gateway Place Dix Hills, NY 11746	0400-262.00-03.00-019.000	Gary Robinson	02/01/2016	N/A

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

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
1 Gateway Place Dix Hills, NY 11746	0400-262.00-03.00-019.000	Gary Robinson	02/01/2016	N/A

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Huntington, in the

County of Suffolk, New York

March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: COUNCILWOMAN SUSAN A. BERLAND  
COUNCILMAN EUGENE COOK  
COUNCILMAN MARK A. CUTHBERTSON  
COUNCILWOMAN TRACEY A. EDWARDS

There were absent:

Also present: Hon. Jo-Ann Raia, Town Clerk

\* \* \*

SUPERVISOR PETRONE offered the following resolution and moved its adoption:  
SECONDED BY: COUNCILWOMAN EDWARDS

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,  
NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING  
THE CONSTRUCTION OF VARIOUS DRAINAGE  
IMPROVEMENTS, STATING THE ESTIMATED MAXIMUM  
COST THEREOF IS \$900,000, APPROPRIATING SAID  
AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE  
ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF  
\$900,000 TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY  
OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein  
called the "Town"), is hereby authorized to construct various drainage improvements. The  
estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the  
financing thereof, is \$900,000 and said amount is hereby appropriated for such purpose. The  
plan of financing includes the issuance of bonds in the principal amount of \$900,000 to finance  
said appropriation, and the levy and collection of taxes on all the taxable real property in the  
Town to pay the principal of said bonds and the interest thereon as the same shall become due  
and payable.

Section 2. Bonds of the Town in the principal amount of \$900,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter  
33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to  
finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five years.

(d) The Town Board has determined that the project described herein is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law and 6 N.Y.C.R.R., Regulations Part 617.5(c)(1) and (2), and therefore no further environmental review is required.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the

amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

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resolution, to publish or cause to be published, in full, in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, and to post on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

2016.128

TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on March 8, 2016, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted March 8, 2016, authorizing the construction of various drainage improvements, stating the estimated maximum cost thereof is \$900,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$900,000 to finance said appropriation,”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct various drainage improvements; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$900,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of \$900,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$900,000 bonds of the Town pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; the proposed maturity of said bonds will exceed five (5) years; and the project is a Type II action under the State Environmental Quality Review Act (SEQRA) and no further environmental review is required;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals thereof, and other related powers; and

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SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 8, 2016  
Huntington, New York

Hon. Jo-Ann Raia  
Town Clerk

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Section 8. The Town Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspapers referred to in Section 7 hereof, and hereby designated the official newspapers for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

\* \* \*

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

Supervisor Frank P. Petrone	voting <u>  AYE  </u>
Councilperson Susan A. Berland	voting <u>  AYE  </u>
Councilperson Eugene Cook	voting <u>  NO  </u>
Councilperson Mark A. Cuthbertson	voting <u>  AYE  </u>
Councilperson Tracey Edwards	voting <u>  AYE  </u>

The resolution was declared adopted.

\*\*\*\*\*

EXTRACT OF MINUTES

Meeting of the Town Board of the  
Town of Huntington, in the  
County of Suffolk, New York

March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: **COUNCILWOMAN SUSAN A. BERLAND  
COUNCILMAN EUGENE COOK  
COUNCILMAN MARK A. CUTHBERTSON  
COUNCILWOMAN TRACEY A. EDWARDS**

There were absent:

Also present: Hon. Jo-Ann Raia, Town Clerk

\* \* \*

SUPERVISOR PETRONE offered the following resolution and moved its

adoption:  
**SECONDED BY: COUNCILMAN CUTHBERTSON**

2016-129

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,  
NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING  
THE CONSTRUCTION OF IMPROVEMENTS TO CURBS,  
SIDEWALKS AND PEDESTRIAN RAMPS, STATING THE  
ESTIMATED MAXIMUM COST THEREOF IS \$300,000,  
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,  
AND AUTHORIZING THE ISSUANCE OF BONDS IN THE  
PRINCIPAL AMOUNT OF \$300,000 TO FINANCE SAID  
APPROPRIATION

THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY  
OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein  
called the "Town"), is hereby authorized to construct improvements to curbs, sidewalks and  
pedestrian ramps. The estimated maximum cost thereof, including preliminary costs and costs  
incidental thereto and the financing thereof, is \$300,000 and said amount is hereby appropriated  
for such purpose. The plan of financing includes the issuance of bonds in the principal amount  
of \$300,000 to finance said appropriation, and the levy and collection of taxes on all the taxable  
real property in the Town to pay the principal of said bonds and the interest thereon as the same  
shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$300,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter

33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 24 of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five years.

(d) The Town Board has given due consideration to the impact the project described herein may have on the environment and, on the basis of such consideration, has determined that such project constitutes a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617, Section 617.5 (c)(1) and (2) and therefore no further environmental review is required.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal

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and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, and to post on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

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TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on March 8, 2016, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted March 8, 2016, authorizing the construction of improvements curbs, sidewalks and pedestrian ramps, stating the estimated maximum cost thereof is \$300,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$300,000 to finance said appropriation,”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct improvements to curbs, sidewalks and pedestrian ramps; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$300,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of \$300,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$300,000 bonds of the Town pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is ten (10) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; the proposed maturity of said bonds will exceed five (5) years; and the project is a Type II action under the State Environmental Quality Review Act (SEQRA) and no further environmental review is required;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals thereof, and other related powers; and

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SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 8, 2016  
Huntington, New York

Hon. Jo-Ann Raia  
Town Clerk

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Section 8. The Town Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspapers referred to in Section 7 hereof, and hereby designated the official newspapers for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

\* \* \*

2016-129

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

Supervisor Frank P. Petrone voting AYE

Councilperson Susan A. Berland voting AYE

Councilperson Eugene Cook voting NO

Councilperson Mark A. Cuthbertson voting AYE

Councilperson Tracey Edwards voting AYE

The resolution was declared adopted.

\*\*\*\*\*

EXTRACT OF MINUTES  
Meeting of the Town Board of the  
Town of Huntington, in the  
County of Suffolk, New York

March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: COUNCILWOMAN SUSAN A. BERLAND  
COUNCILMAN EUGENE COOK  
COUNCILMAN MARK A. CUTHBERTSON  
COUNCILWOMAN TRACEY A. EDWARDS

There were absent:

Also present: Hon. Jo-Ann Raia, Town Clerk

\* \* \*

SUPERVISOR PETRONE offered the following resolution and moved its

adoption:

SECONDED BY: COUNCILWOMAN EDWARDS

BOND RESOLUTION OF THE TOWN OF HUNTINGTON, NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO VARIOUS ROADS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$2,500,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$2,500,000 TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein called the "Town"), is hereby authorized to construct improvements to various roads. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,500,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of \$2,500,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$2,500,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 20(c) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five years.

(d) The Town Board has determined that the project described herein is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law and 6 N.Y.C.R.R., Regulations Part 617.5(c)(4) and therefore no further environmental review is required.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the

amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

resolution, to publish or cause to be published, in full, in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, and to post on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on March 8, 2016, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted March 8, 2016, authorizing the construction of improvements to various roads, stating the estimated maximum cost thereof is \$2,500,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$2,500,000 to finance said appropriation,”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct improvements to various roads; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,500,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of \$2,500,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$2,500,000 bonds of the Town pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; the proposed maturity of said bonds will exceed five (5) years; and the project is a Type II action under the State Environmental Quality Review Act (SEQRA) and no further environmental review is required;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals thereof, and other related powers; and

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SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 8, 2016  
Huntington, New York

Hon. Jo-Ann Raia  
Town Clerk

2016-130

Section 8. The Town Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspapers referred to in Section 7 hereof, and hereby designated the official newspapers for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

\* \* \*

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

Supervisor Frank P. Petrone	voting <u>AYE</u>
Councilperson Susan A. Berland	voting <u>AYE</u>
Councilperson Eugene Cook	voting <u>NO</u>
Councilperson Mark A. Cuthbertson	voting <u>AYE</u>
Councilperson Tracey Edwards	voting <u>AYE</u>

The resolution was declared adopted.

\*\*\*\*\*

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Huntington, in the

County of Suffolk, New York

March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: COUNCILWOMAN SUSAN A. BERLAND  
COUNCILMAN EUGENE COOK  
COUNCILMAN MARK A. CUTHBERTSON  
COUNCILWOMAN TRACEY A. EDWARDS

There were absent:

Also present: Hon. Jo-Ann Raia, Town Clerk

\* \* \*

COUNCILWOMAN BERLAND offered the following resolution and moved its

adoption:

SECONDED BY: COUNCILMAN CUTHBERTSON

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,  
NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING  
THE RESURFACING OF ATHLETIC COURTS, STATING THE  
ESTIMATED MAXIMUM COST THEREOF IS \$175,000,  
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,  
AND AUTHORIZING THE ISSUANCE OF BONDS IN THE  
PRINCIPAL AMOUNT OF \$175,000 TO FINANCE SAID  
APPROPRIATION

THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY  
OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein  
called the "Town"), is hereby authorized to resurface athletic courts. The estimated maximum  
cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is  
\$175,000 and said amount is hereby appropriated for such purpose. The plan of financing  
includes the issuance of bonds in the principal amount of \$175,000 to finance said appropriation,  
and the levy and collection of taxes on all the taxable real property in the Town to pay the  
principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$175,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter  
33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to  
finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 19(c) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five years.

(d) The Town Board has determined that the project described herein is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law and 6 N.Y.C.R.R., Regulations Part 617.5(c)(1) and (2), and therefore no further environmental review is required.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the

amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

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resolution, to publish or cause to be published, in full, in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, and to post on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on March 8, 2016, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted March 8, 2016, authorizing the resurfacing of athletic courts, stating the estimated maximum cost thereof is \$175,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$175,000 to finance said appropriation,”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to resurface athletic courts; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$175,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of \$175,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$175,000 bonds of the Town pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; the proposed maturity of said bonds will exceed five (5) years; and the project is a Type II action under the State Environmental Quality Review Act (SEQRA) and no further environmental review is required;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals thereof, and other related powers; and

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SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 8, 2016  
Huntington, New York

Hon. Jo-Ann Raia  
Town Clerk

Section 8. The Town Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspapers referred to in Section 7 hereof, and hereby designated the official newspapers for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

\* \* \*

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

Supervisor Frank P. Petrone	voting <u>  AYE  </u>
Councilperson Susan A. Berland	voting <u>  AYE  </u>
Councilperson Eugene Cook	voting <u>  NO  </u>
Councilperson Mark A. Cuthbertson	voting <u>  AYE  </u>
Councilperson Tracey Edwards	voting <u>  AYE  </u>

The resolution was declared adopted.

\*\*\*\*\*

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Huntington, in the

County of Suffolk, New York

March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: COUNCILWOMAN SUSAN A. BERLAND  
COUNCILMAN EUGENE COOK  
COUNCILMAN MARK A. CUTHBERTSON  
COUNCILWOMAN TRACEY A. EDWARDS

There were absent:

Also present: Hon. Jo-Ann Raia, Town Clerk

\* \* \*

COUNCILMAN CUTHBERTSON offered the following resolution and moved its

adoption:

SECONDED BY: COUNCILWOMAN EDWARDS

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BOND RESOLUTION OF THE TOWN OF HUNTINGTON,  
NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING  
THE CONSTRUCTION OF IMPROVEMENTS TO VARIOUS  
TOWN BUILDINGS AND FACILITIES, STATING THE  
ESTIMATED MAXIMUM COST THEREOF IS \$300,000,  
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,  
AND AUTHORIZING THE ISSUANCE OF BONDS IN THE  
PRINCIPAL AMOUNT OF \$300,000 TO FINANCE SAID  
APPROPRIATION

THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY  
OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein  
called the "Town"), is hereby authorized to construct improvements to various Town buildings  
and facilities. The estimated maximum cost thereof, including preliminary costs and costs  
incidental thereto and the financing thereof, is \$300,000 and said amount is hereby appropriated  
for such purpose. The plan of financing includes the issuance of bonds in the principal amount  
of \$300,000 to finance said appropriation, and the levy and collection of taxes on all the taxable  
real property in the Town to pay the principal of said bonds and the interest thereon as the same  
shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$300,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter

33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 12 (a)(2) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five years.

(d) The Town Board has determined that the project described herein is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law and 6 N.Y.C.R.R., Regulations Part 617.5(c)(1) and (2), and therefore no further environmental review is required.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of

and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

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Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, and to post on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on March 8, 2016, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted March 8, 2016, authorizing the construction of improvements to various Town buildings and facilities, stating the estimated maximum cost thereof is \$300,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$300,000 to finance said appropriation,”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct improvements to various Town buildings and facilities; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$300,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of \$300,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$300,000 bonds of the Town pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; the proposed maturity of said bonds will exceed five (5) years; and the project is a Type II action under the State Environmental Quality Review Act (SEQRA) and no further environmental review is required;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals thereof, and other related powers; and

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SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 8, 2016  
Huntington, New York

Hon. Jo-Ann Raia  
Town Clerk

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Section 8. The Town Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspapers referred to in Section 7 hereof, and hereby designated the official newspapers for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

\* \* \*

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

Supervisor Frank P. Petrone	voting <u>AYE</u>
Councilperson Susan A. Berland	voting <u>AYE</u>
Councilperson Eugene Cook	voting <u>NO</u>
Councilperson Mark A. Cuthbertson	voting <u>AYE</u>
Councilperson Tracey Edwards	voting <u>AYE</u>

The resolution was declared adopted.

\*\*\*\*\*

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Huntington, in the

County of Suffolk, New York

March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: COUNCILWOMAN SUSAN A. BERLAND  
COUNCILMAN EUGENE COOK  
COUNCILMAN MARK A. CUTHBERTSON  
COUNCILWOMAN TRACEY A. EDWARDS

There were absent:

Also present: Hon. Jo-Ann Raia, Town Clerk

\* \* \*

COUNCILMAN CUTHBERTSON offered the following resolution and moved its adoption:  
SECONDED BY: SUPERVISOR PETRONE

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,  
NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING  
THE RESURFACING OF VARIOUS PARKING LOTS IN THE  
TOWN, STATING THE ESTIMATED MAXIMUM COST  
THEREOF IS \$300,000, APPROPRIATING SAID AMOUNT  
FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE  
OF BONDS IN THE PRINCIPAL AMOUNT OF \$300,000 TO  
FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY  
OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein  
called the "Town"), is hereby authorized to resurface various parking lots in the Town. The  
estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the  
financing thereof, is \$300,000 and said amount is hereby appropriated for such purpose. The  
plan of financing includes the issuance of bonds in the principal amount of \$300,000 to finance  
said appropriation, and the levy and collection of taxes on all the taxable real property in the  
Town to pay the principal of said bonds and the interest thereon as the same shall become due  
and payable.

Section 2. Bonds of the Town in the principal amount of \$300,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter  
33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to  
finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 20 (f) of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five years.

(d) The Town Board has determined that the project described herein is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617, Section 617.5 (c)(1), (2) and (4), and therefore no further environmental review is required.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the

amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

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resolution, to publish or cause to be published, in full, in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, and to post on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on March 8, 2016, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted March 8, 2016, authorizing the resurfacing of various parking lots in the Town, stating the estimated maximum cost thereof is \$300,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$300,000 to finance said appropriation.”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to resurface various parking lots in the Town; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$300,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of \$300,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$300,000 bonds of the Town pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is ten (10) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; the proposed maturity of said bonds will exceed five (5) years; and the project is a Type II action under the State Environmental Quality Review Act (SEQRA) and no further environmental review is required;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals thereof, and other related powers; and

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SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 8, 2016  
Huntington, New York

Hon. Jo-Ann Raia  
Town Clerk

2016-133

Section 8. The Town Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspapers referred to in Section 7 hereof, and hereby designated the official newspapers for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

\* \* \*

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

Supervisor Frank P. Petrone	voting <u>AYE</u>
Councilperson Susan A. Berland	voting <u>AYE</u>
Councilperson Eugene Cook	voting <u>NO</u>
Councilperson Mark A. Cuthbertson	voting <u>AYE</u>
Councilperson Tracey Edwards	voting <u>AYE</u>

The resolution was declared adopted.

\*\*\*\*\*

EXTRACT OF MINUTES  
Meeting of the Town Board of the  
Town of Huntington, in the  
County of Suffolk, New York

March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: COUNCILWOMAN SUSAN A. BERLAND  
COUNCILMAN EUGENE COOK  
COUNCILMAN MARK A. CUTHBERTSON  
COUNCILWOMAN TRACEY A. EDWARDS

There were absent:

Also present: Jo-Ann Raia, Town Clerk

\* \* \*

COUNCILWOMAN EDWARDS offered the following resolution and moved its

adoption:

SECONDED BY: COUNCILMAN CUTHBERTSON

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,  
NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING  
THE INSTALLATION OF FENCING AT VARIOUS  
LOCATIONS, STATING THE ESTIMATED MAXIMUM COST  
THEREOF IS \$150,000, APPROPRIATING SAID AMOUNT  
FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE  
OF BONDS IN THE PRINCIPAL AMOUNT OF \$150,000 TO  
FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY  
OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein  
called the "Town"), is hereby authorized to install fencing at various locations. The estimated  
maximum cost thereof, including preliminary costs and costs incidental thereto and the financing  
thereof, is \$150,000 and said amount is hereby appropriated for such purpose. The plan of  
financing includes the issuance of \$150,000 bonds of the Town to finance said appropriation, and  
the levy and collection of taxes on all the taxable real property in the Town to pay the principal  
of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$150,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter  
33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to  
finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 32 of the Law, is five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five years.

(d) The Town Board has determined that the project described herein is a Type II project pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law and 6 N.Y.C.R.R., Regulations Part 617.5(c) (1) and (2), and therefore no further environmental review is required.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and

provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

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Section 7. This bond resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication.

\* \* \*

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

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

The resolution was declared adopted.

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EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Huntington, in the

County of Suffolk, New York

March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: COUNCILWOMAN SUSAN A. BERLAND  
COUNCILMAN EUGENE COOK  
COUNCILMAN MARK A. CUTHBERTSON  
COUNCILWOMAN TRACEY A. EDWARDS

There were absent:

Also present: Jo-Ann Raia, Town Clerk

\* \* \*

COUNCILMAN CUTHBERTSON offered the following resolution and moved its

adoption:

SECONDED BY: COUNCILWOMAN EDWARDS

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,  
NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING  
THE ACQUISITION OF VEHICLES AND EQUIPMENT,  
STATING THE ESTIMATED MAXIMUM COST THEREOF IS  
\$300,000, APPROPRIATING SAID AMOUNT FOR SUCH  
PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS  
IN THE PRINCIPAL AMOUNT OF \$300,000 TO FINANCE  
SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY  
OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein called the "Town"), is hereby authorized to acquire vehicles and equipment. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$300,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of \$300,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$300,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a.77 of the Law, is three (3) years after the date of original issuance of said bonds or notes.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five years.

(d) The Town Board has determined that the project described herein is a Type II project pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617, Section 617.5 (c)(25), and therefore no further environmental review is required.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and

provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

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Section 7. This bond resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication.

\* \* \*

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

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

The resolution was declared adopted.

\*\*\*\*\*

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Huntington, in the

County of Suffolk, New York

March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: COUNCILWOMAN SUSAN A. BERLAND  
COUNCILMAN EUGENE COOK  
COUNCILMAN MARK A. CUTHBERTSON  
COUNCILWOMAN TRACEY A. EDWARDS

There were absent:

Also present: Jo-Ann Raia, Town Clerk

\* \* \*

COUNCILWOMAN EDWARDS offered the following resolution and moved its

adoption:

SECONDED BY: SUPERVISOR PETRONE

2016-136

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,  
NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING  
THE ACQUISITION OF EQUIPMENT FOR THE DOCUMENT  
IMAGING NETWORK, STATING THE ESTIMATED  
MAXIMUM COST THEREOF IS \$75,000, APPROPRIATING  
SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING  
THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT  
OF \$75,000 TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY  
OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein  
called the "Town"), is hereby authorized to acquire equipment for the document imaging  
network, including related costs. The estimated maximum cost thereof, including preliminary  
costs and costs incidental thereto and the financing thereof, is \$75,000 and said amount is hereby  
appropriated for such purpose. The plan of financing includes the issuance of \$75,000 bonds of  
the Town to finance said appropriation, and the levy and collection of taxes on all the taxable  
real property in the Town to pay the principal of said bonds and the interest thereon as the same  
shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$75,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter  
33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to  
finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 32 of the Law, is five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

~~(c) The proposed maturity of the bonds authorized by this resolution will not exceed five years.~~

(d) The Town Board has determined that the project described herein is a Type II project pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617, Section 617.5(c)(25), and therefore no further environmental review is required.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and

provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication.

\* \* \*

2016-136

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

Supervisor Frank P. Petrone	voting <u>AYE</u>
Councilperson Susan A. Berland	voting <u>AYE</u>
Councilperson Eugene Cook	voting <u>NO</u>
Councilperson Mark A. Cuthbertson	voting <u>AYE</u>
Councilperson Tracey Edwards	voting <u>AYE</u>

The resolution was declared adopted.

\*\*\*\*\*

EXTRACT OF MINUTES  
Meeting of the Town Board of the  
Town of Huntington, in the  
County of Suffolk, New York  
March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: COUNCILWOMAN SUSAN A. BERLAND  
COUNCILMAN EUGENE COOK  
COUNCILMAN MARK A. CUTHBERTSON  
COUNCILWOMAN TRACEY A. EDWARDS

There were absent:

Also present: Jo-Ann Raia, Town Clerk

\* \* \*

COUNCILWOMAN EDWARDS offered the following resolution and moved its adoption:  
SECONDED BY: SUPERVISOR PETRONE

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,  
NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING  
THE ACQUISITION AND INSTALLATION OF TOWNWIDE  
COMPUTER EQUIPMENT, STATING THE ESTIMATED  
MAXIMUM COST THEREOF IS \$175,000, APPROPRIATING  
SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING  
THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT  
OF \$175,000 TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY  
OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein  
called the "Town"), is hereby authorized to acquire and install Townwide computer equipment.  
The estimated maximum cost thereof, including preliminary costs and costs incidental thereto  
and the financing thereof, is \$175,000 and said amount is hereby appropriated for such purpose.  
The plan of financing includes the issuance of bonds in the principal amount of \$175,000 to  
finance said appropriation, and the levy and collection of taxes on all the taxable real property in  
the Town to pay the principal of said bonds and the interest thereon as the same shall become  
due and payable.

Section 2. Bonds of the Town in the principal amount of \$175,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter  
33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to  
finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 32 of the Law, is five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five years.

(d) The Town Board has determined that the project described herein is a Type II project pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617, Section 617.5(c)(25), and therefore no further environmental review is required.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and

provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

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Section 7. This bond resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication.

\* \* \*

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

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

The resolution was declared adopted.

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EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Huntington, in the

County of Suffolk, New York

March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: COUNCILWOMAN SUSAN A. BERLAND  
COUNCILMAN EUGENE COOK  
COUNCILMAN MARK A. CUTHBERTSON  
COUNCILWOMAN TRACEY A. EDWARDS

There were absent:

Also present: Hon. Jo-Ann Raia, Town Clerk

\* \* \*

SUPERVISOR PETRONE offered the following resolution and moved its

adoption:

SECONDED BY: COUNCILWOMAN EDWARDS, COUNCILMAN CUTHBERTSON

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,  
NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING  
THE ACQUISITION OF EQUIPMENT FOR USE BY THE  
HIGHWAY DEPARTMENT, STATING THE ESTIMATED  
MAXIMUM COST THEREOF IS \$1,100,000,  
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,  
AND AUTHORIZING THE ISSUANCE OF BONDS IN THE  
PRINCIPAL AMOUNT OF \$1,100,000 TO FINANCE SAID  
APPROPRIATION

THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY  
OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein  
called the "Town"), is hereby authorized to acquire equipment for use by the Highway  
Department. The estimated maximum cost thereof, including preliminary costs and costs  
incidental thereto and the financing thereof, is \$1,100,000 and said amount is hereby  
appropriated for such purpose. The plan of financing includes the issuance of bonds in the  
principal amount of \$1,100,000 to finance said appropriation, and the levy and collection of  
taxes on all the taxable real property in the Town to pay the principal of said bonds and the  
interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$1,100,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter

33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 28 of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. ~~The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.~~

(c) The proposed maturity of the bonds authorized by this resolution will exceed five years.

(d) The Town Board has determined that the project described herein is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law and 6 N.Y.C.R.R., Regulations Part 617.5 (c) (25) and therefore no further environmental review is required.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of

and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, and to post on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

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TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on March 8, 2016, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted March 8, 2016, authorizing the acquisition of equipment for use by the Highway Department, stating the estimated maximum cost thereof is \$1,100,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,100,000 to finance said appropriation,”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to acquire equipment for use by the Highway Department; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,100,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of \$1,100,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$1,100,000 bonds of the Town pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; the proposed maturity of said bonds will exceed five (5) years; and the project is a Type II action under the State Environmental Quality Review Act (SEQRA) and no further environmental review is required;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals thereof, and other related powers; and

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SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 8, 2016  
Huntington, New York

Hon. Jo-Ann Raia  
Town Clerk

2016-138

Section 8. The Town Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspapers referred to in Section 7 hereof, and hereby designated the official newspapers for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

\* \* \*

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

Supervisor Frank P. Petrone	voting <u>AYE</u>
Councilperson Susan A. Berland	voting <u>AYE</u>
Councilperson Eugene Cook	voting <u>NO</u>
Councilperson Mark A. Cuthbertson	voting <u>AYE</u>
Councilperson Tracey Edwards	voting <u>AYE</u>

The resolution was declared adopted.

\*\*\*\*\*

EXTRACT OF MINUTES  
Meeting of the Town Board of the  
Town of Huntington, in the  
County of Suffolk, New York

March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: COUNCILWOMAN SUSAN A. BERLAND  
COUNCILMAN EUGENE COOK  
COUNCILMAN MARK A. CUTHBERTSON  
COUNCILWOMAN TRACEY A. EDWARDS

There were absent:

Also present: Hon. Jo-Ann Raia, Town Clerk

\* \* \*

SUPERVISOR PETRONE offered the following resolution and moved its adoption:  
SECONDED BY: COUNCILWOMAN EDWARDS

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,  
NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING  
THE CONSTRUCTION OF VARIOUS DRAINAGE  
IMPROVEMENTS AS PART OF THE TOWN'S PAVING  
PROGRAM, STATING THE ESTIMATED MAXIMUM COST  
THEREOF IS \$250,000, APPROPRIATING SAID AMOUNT  
FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE  
OF BONDS IN THE PRINCIPAL AMOUNT OF \$250,000 TO  
FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY  
OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein  
called the "Town"), is hereby authorized to construct various drainage improvements as part of  
the Town's Paving Program. The estimated maximum cost thereof, including preliminary costs  
and costs incidental thereto and the financing thereof, is \$250,000 and said amount is hereby  
appropriated for such purpose. The plan of financing includes the issuance of bonds in the  
principal amount of \$250,000 to finance said appropriation, and the levy and collection of taxes  
on all the taxable real property in the Town to pay the principal of said bonds and the interest  
thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$250,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter

33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. ~~The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.~~

(c) The proposed maturity of the bonds authorized by this resolution will exceed five years.

(d) The Town Board has determined that the project described herein is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law and 6 N.Y.C.R.R., Regulations Part 617.5(c)(1) and (2), and therefore no further environmental review is required.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of

and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

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Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, and to post on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on March 8, 2016, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted March 8, 2016, authorizing the construction of various drainage improvements as part of the Town’s Paving Program, stating the estimated maximum cost thereof is \$250,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$250,000 to finance said appropriation,”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct various drainage improvements as part of the Town’s Paving Program; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$250,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of \$250,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$250,000 bonds of the Town pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; the proposed maturity of said bonds will exceed five (5) years; and the project is a Type II action under the State Environmental Quality Review Act (SEQRA) and no further environmental review is required;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals thereof, and other related powers; and

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SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 8, 2016  
Huntington, New York

Hon. Jo-Ann Raia  
Town Clerk

2016-139

Section 8. The Town Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspapers referred to in Section 7 hereof, and hereby designated the official newspapers for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

\* \* \*

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

Supervisor Frank P. Petrone	voting <u>  AYE  </u>
Councilperson Susan A. Berland	voting <u>  AYE  </u>
Councilperson Eugene Cook	voting <u>  NO  </u>
Councilperson Mark A. Cuthbertson	voting <u>  AYE  </u>
Councilperson Tracey Edwards	voting <u>  AYE  </u>

The resolution was declared adopted.

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Town of Huntington

EXTRACT OF MINUTES

Meeting of the Town Board of the  
Town of Huntington, in the  
County of Suffolk, New York

March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: COUNCILWOMAN SUSAN A. BERLAND  
COUNCILMAN EUGENE COOK  
COUNCILMAN MARK A. CUTHBERTSON  
COUNCILWOMAN TRACEY A. EDWARDS

There were absent:

Also present: Hon. Jo-Ann Raia, Town Clerk

\* \* \*

COUNCILMAN CUTHBERTSON offered the following resolution and moved its adoption:

SECONDED BY: COUNCILWOMAN EDWARDS

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,  
NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING  
THE ACQUISITION OF A PORTION OF THE PROPERTY  
KNOWN AS 24 WEST CARVER STREET, HUNTINGTON  
FOR USE AS A TOWN PARKING LOT, STATING THE  
ESTIMATED MAXIMUM COST THEREOF IS \$1,600,000,  
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,  
AND AUTHORIZING THE ISSUANCE OF BONDS IN THE  
PRINCIPAL AMOUNT OF \$1,600,000 TO FINANCE SAID  
APPROPRIATION

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THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY  
OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

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Section 1. The Town of Huntington, in the County of Suffolk, New York (herein  
called the "Town"), is hereby authorized to acquire a portion of the property known as 24 West  
Carver Street, Huntington (SCTM 0400-069.00-05.00-023.000 and 035.000) for use as a Town  
parking lot. The estimated maximum cost thereof, including preliminary costs and costs  
incidental thereto and the financing thereof, is \$1,600,000 and said amount is hereby  
appropriated for such purpose. The plan of financing includes the issuance of bonds in the  
principal amount of \$1,600,000 to finance said appropriation, and the levy and collection of  
taxes on all the taxable real property in the Town to pay the principal of said bonds and the  
interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$1,600,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 21(a) of the Law, is thirty (30) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five years.

(d) The Town Board has determined that the project described herein is an Unlisted action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law and 6 N.Y.C.R.R.; the Town Board has reviewed a Short Environmental Assessment Form and has determined that the Project will not result in any significant adverse environmental impacts.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in

anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, and to post on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

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TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on March 8, 2016, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted March 8, 2016, authorizing the acquisition of a portion of the property known as 24 West Carver Street, Huntington for use as a Town parking lot, stating the estimated maximum cost thereof is \$1,600,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,600,000 to finance said appropriation,”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to acquire a portion of the property known as 24 West Carver Street, Huntington (SCTM 0400-069.00-05.00-023.000 and 035.000) for use as a Town parking lot; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,600,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of \$1,600,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$1,600,000 bonds of the Town pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is thirty (30) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; the proposed maturity of said bonds will exceed five (5) years; and the project is an Unlisted action under the State Environmental Quality Review Act (SEQRA) and the Town Board has reviewed a Short Environmental Assessment Form and has determined that the Project will not result in any significant adverse environmental impacts;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

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FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals thereof, and other related powers; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 8, 2016  
Huntington, New York

Hon. Jo-Ann Raia  
Town Clerk

Section 8. The Town Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspapers referred to in Section 7 hereof, and hereby designated the official newspapers for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

\* \* \*

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

Supervisor Frank P. Petrone	voting <u>  AYE  </u>
Councilperson Susan A. Berland	voting <u>  AYE  </u>
Councilperson Eugene Cook	voting <u>  NO   </u>
Councilperson Mark A. Cuthbertson	voting <u>  AYE  </u>
Councilperson Tracey Edwards	voting <u>  AYE  </u>

The resolution was declared adopted.

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EXTRACT OF MINUTES

Meeting of the Town Board of the  
Town of Huntington, in the  
County of Suffolk, New York

March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: **COUNCILWOMAN SUSAN BERLAND**  
**COUNCILMAN EUGENE COOK**  
**COUNCILMAN MARK A. CUTHBERTSON**  
**COUNCILWOMAN TRACEY EDWARDS**

There were absent:

Also present: Hon. Jo-Ann Raia, Town Clerk

\* \* \*

COUNCILWOMAN BERLAND offered the following resolution and moved its

adoption:

**SECONDED BY: COUNCILMAN COOK**

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,  
NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING  
THE INSTALLATION OF NEW TRAFFIC SIGNALS AND  
RELATED TRAFFIC CALMING IMPROVEMENTS, STATING  
THE ESTIMATED MAXIMUM COST THEREOF IS \$200,000,  
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,  
AND AUTHORIZING THE ISSUANCE OF BONDS IN THE  
PRINCIPAL AMOUNT OF \$200,000 TO FINANCE SAID  
APPROPRIATION

THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY  
OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein  
called the "Town"), is hereby authorized to install new traffic signals and related traffic calming  
improvements on Depot Road at East 17<sup>th</sup> Street. The estimated maximum cost thereof,  
including preliminary costs and costs incidental thereto and the financing thereof, is \$200,000  
and said amount is hereby appropriated for such purpose. The plan of financing includes the  
issuance of bonds in the principal amount of \$200,000 to finance said appropriation, and the levy  
and collection of taxes on all the taxable real property in the Town to pay the principal of said  
bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$200,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter

33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 72(b) of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five years.

(d) The Town Board has determined that the project described herein is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law and 6 N.Y.C.R.R., Regulations Part 617.5(c)(16) and therefore no further environmental review is required.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of

and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, and to post on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on March 8, 2016, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted March 8, 2016, authorizing the installation of new traffic signals and related traffic calming improvements, stating the estimated maximum cost thereof is \$200,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$200,000 to finance said appropriation,”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to install new traffic signals and related traffic calming improvements on Depot Road at East 17<sup>th</sup> Street; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$200,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of \$200,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$200,000 bonds of the Town pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is ten (10) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; the proposed maturity of said bonds will exceed five (5) years; and the project is a Type II action under the State Environmental Quality Review Act (SEQRA) and no further environmental review is required;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals thereof, and other related powers; and

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SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 8, 2016  
Huntington, New York

Hon. Jo-Ann Raia  
Town Clerk

2016-141

Section 8. The Town Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspapers referred to in Section 7 hereof, and hereby designated the official newspapers for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

\* \* \*

2016-141

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

Supervisor Frank P. Petrone	voting <u>AYE</u>
Councilperson Susan A. Berland	voting <u>AYE</u>
Councilperson Eugene Cook	voting <u>AYE</u>
Councilperson Mark A. Cuthbertson	voting <u>AYE</u>
Councilperson Tracey Edwards	voting <u>AYE</u>

The resolution was declared adopted.

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EXTRACT OF MINUTES

Meeting of the Town Board of the  
Town of Huntington, in the  
County of Suffolk, New York

March 8, 2016

\* \* \*

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on March 8, 2016.

There were present: Hon. Frank P. Petrone, Supervisor; and

Board Members: COUNCILWOMAN SUSAN A. BERLAND  
COUNCILMAN EUGENE COOK  
COUNCILMAN MARK A. CUTHBERTSON  
COUNCILWOMAN TRACEY EDWARDS

There were absent:

Also present: Jo-Ann Raia, Town Clerk

\* \* \*

SUPERVISOR PETRONE offered the following resolution and moved its adoption:

**SECONDED BY: COUNCILMAN CUTHBERTSON**

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,  
NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING  
THE STUDY AND ANALYSIS OF GEOMETRIC AND  
STRUCTURAL DESIGN RELATING TO PROPOSED  
IMPROVEMENTS TO ROADS AND HIGHWAYS IN THE  
TOWN, STATING THE ESTIMATED MAXIMUM COST  
THEREOF IS \$300,000, APPROPRIATING SAID AMOUNT  
FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE  
OF BONDS IN THE PRINCIPAL AMOUNT OF \$300,000 TO  
FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF HUNTINGTON, IN THE COUNTY  
OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein  
called the "Town"), is hereby authorized to study and analyze geometric and structural design  
relating to proposed improvements to roads and highways in the Town. The estimated maximum  
cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is  
\$300,000 and said amount is hereby appropriated for such purpose. The plan of financing  
includes the issuance of bonds in the principal amount of \$300,000 to finance said appropriation,  
and the levy and collection of taxes on all the taxable real property in the Town to pay the  
principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$300,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter

33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 62 of the Law, is five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized.

The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five years.

(d) The Town Board has determined that the project described herein is a Type II project pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617, Section 617.5(c)(21), and therefore no further environmental review is required.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and

credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "*The Observer*," and "*The Long Islander*," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication.

\* \* \*

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

Supervisor Frank P. Petrone	voting <u>AYE</u>
Councilperson Susan A. Berland	voting <u>AYE</u>
Councilperson Eugene Cook	voting <u>NO</u>
Councilperson Mark A. Cuthbertson	voting <u>AYE</u>
Councilperson Tracey Edwards	voting <u>AYE</u>

The resolution was declared adopted.

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RESOLUTION AUTHORIZING THE COMPTROLLER TO AMEND THE 2016 OPERATING BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL DISTRICTS – VARIOUS DEPARTMENTS

Resolution for Town Board Meeting Dated: March 8, 2016

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

and seconded by: **COUNCILWOMAN EDWARDS**

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 2016 Operating Budget

Reinstate the following positions:

A-1621-1100	Town Park Maintenance Supervisor	\$79,850
A-1625-1100	Auto Mechanic III	65,277
DB-5110-1100	Heavy Equipment Operator I	58,293
DB-5110-1100	Labor Crew Leader I	65,951

Create the following position:

A-1315-1100	Senior Account Clerk Typist	\$42,159
A-1680-1100	Web & Digital Communication Administrator	78,750
A-7020-1100	Account Clerk Typist	34,492
B-1620-1100	Building Inspector	53,291

Abolish the following position:

A-1315-1100	Account Clerk Typist	(\$38,052)
A-1680-1100	Graphic Materials Designer	(74,814)
A-7020-1100	Assistant Recreation Leader	(69,408)
A-7020-1100	Clerk Typist	(32,096)
B-1620-1100	Plumbing Inspector	(53,291)

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Adjust the following appropriations:

A-1990-1100	Contingency	(\$86,158)
DB-1990-1100	Contingency	(124,244)

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.

2016-144

RESOLUTION AUTHORIZING THE COMPTROLLER TO AMEND THE 2016  
OPERATING BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL  
DISTRICTS-DEPARTMENT OF ENVIRONMENTAL WASTE MANAGEMENT

Resolution for Town Board Meeting Dated: March 8, 2016

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

and seconded by **COUNCILMAN CUTHBERTSON**

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, funds would be appropriated from Fund Balance without incurring any additional debt service payments for principal and interest and therefore be cost beneficial to the Town of Huntington taxpayers; and~~

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

WHEREAS, the expenditures for the H2M annual retainer services for the Huntington and Centerport Sewer Districts for 2016 requires additional funding; and

WHEREAS, the Centerport Sewer Districts utilizes flow meters and chart recorders at its pump station to record the amount of wastewater generated from the sixty-seven parcels that make up the district; and

WHEREAS, these flow meters and chart recorders require replacement in order to accurately record the amount of flow; and

WHEREAS, the cost to furnish and install these devices at the pump stations is estimated to be \$46,000.00; and

WHEREAS, the proposed action has been classified as a Type II action pursuant to 6NYCRR §617.5(c) (20) and therefore, no further SEQRA review is required; and

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NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Comptroller to make the following budgetary amendments to the 2016 Operating Budget as follows:

Increase the following revenue:

SS10599-0599R	Appropriated Fund Balance	\$30,000
SS20599-0599R	Appropriated Fund Balance	13,895
SS32130-2130	Refuse & Garbage Charges	19,105

Increase the following appropriations:

SS18131-4550	Outside Professional	\$30,000
SS28132-2600	Equipment and Machinery	46,000

Decrease the following:

SS28132-1300	Overtime Salaries	\$ 7,000
SS28132-4550	Outside Professionals	3,500
SS28132-4650	Building Repair & Maintenance	2,500
SS29901-9010	Interfund Transfers	19,105

Decrease the following revenue:

SS35031-5031	Interfund Transfers	\$19,105
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VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2016-145

**RESOLUTION ACCEPTING A DONATION TO FUND TWO LARGE "NO WAKE"  
BUOYS FROM THE GREATER HUNTINGTON COUNCIL OF YACHT AND  
BOATING CLUBS FOR THE DEPARTMENT OF MARITIME SERVICES**

Resolution for Town Board Meeting Dated: March 8, 2016

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

WHEREAS, The Greater Huntington Council of Yacht and Boating Clubs (GH CYBC) has raised funds to be used for safety on the waterfront; and

WHEREAS, The GH CYBC is desirous to make a monetary donation to the Town to fund the purchase of two large "No Wake" buoys for placement in Huntington waters to remind vessels operators to control their speed in the vicinity of harbor channels; and

WHEREAS, the acceptance of this donation 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.

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NOW, THEREFORE,

THE TOWN BOARD

HEREBY ACCEPTS a monetary donation in the amount of \$2,500 from the GH CYBC to fund the purchase of two large "No Wake" buoys, and directs that the funds be placed into account A3120-4510, and further directs the Department of Maritime Services to procure and place the buoys in the harbor complex.

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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.

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RESOLUTION ACCEPTING A DONATION OF A RALLY SCOOTER, NUNC PRO TUNC

Resolution for Town Board Meeting dated: March 8, 2016

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town of Huntington recognizes the challenges that a person with a physical disability may experience in traversing through Town Hall; and

WHEREAS, the Town of Huntington offers the use of mobility assistive devices to those individuals who feel that they would benefit from the assistance in traveling through Town Hall; and

WHEREAS, George Tilschner, Esq., office located at 7 High Street, Huntington desires to give a used Rally Sundancer 3-Wheel Scooter manufactured by Pride, with an estimated value of FOUR HUNDRED NINETY FIVE AND NO/100 (\$495.00) DOLLARS to the Town of Huntington; and

WHEREAS, the acceptance of a donation is not an action pursuant to 6 N.Y.C.R.R. Section 617.2 (b) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY ACCEPTS a donation of a Rally Sundancer 3-Wheel Scooter manufactured by Pride from George Tilschner, Esq. and thanks him for his generosity, NUNC PRO TUNC.

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 DECLARD DULY ADOPTED

2016-147

RESOLUTION ACCEPTING A DONATION FROM COVANTA ENERGY CORPORATION FOR THE PROMOTION, MARKETING AND OPERATING EXPENSES ASSOCIATED WITH THE "2016 HUNTINGTON FAMILY EARTH DAY EXPO" ON APRIL 23, 2016

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by: Supervisor Petrone  
Councilman Cuthbertson

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town would like to continue to expand on the success of its environmental programs and provide a forum for residents to learn about ways of conserving our natural resources through reduction, reuse and recycling measures by promoting a special event in conjunction with Earth Day 2016; and

WHEREAS, Covanta Energy Corporation, 99 Townline Road, East Northport, New York 11731 has offered to donate \$2,500 towards the costs of promoting, marketing and operating this event; and

WHEREAS, accepting a donation 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 ACCEPTS the donations from Covanta Energy Corporation in the amount of TWO THOUSAND FIVE HUNDRED AND 00/100 (\$2,500.00) DOLLARS for the promotion, marketing and operating expenses associated with the "2016 Huntington Family Earth Day Expo" and thanks them for their generosity; and

HEREBY AUTHORIZES the Comptroller to amend the 2016 operating budget as follows:

Increase the following revenue:

A-2705-2705	Gifts and Donations	\$ 2,500.00
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Increase the following appropriation:

A-8565-4700	Advertising	\$ 2,500.00
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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.

# 2016-148

RESOLUTION ACCEPTING DONATIONS FROM VARIOUS MERCHANTS AND BUSINESSES RE: 2016 VALENTINE'S DAY CEREMONIES PERFORMED BY TOWN CLERK, JO-ANN RAI, WHO SERVES AS THE TOWN'S MARRIAGE OFFICER, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: March 8, 2016

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

and seconded by: **COUNCILWOMAN BERLAND**  
**SUPERVISOR PETRONE**

WHEREAS, Town Clerk Jo-Ann Raia, as the Marriage Officer for the Town of Huntington has traditionally presided over multiple wedding ceremonies at Town Hall on Valentine's Day since 1995; and

WHEREAS, various merchants and businesses have donated various goods and services to the individuals being married which were used in conjunction with the 2016 Valentine's Day Ceremonies; and

WHEREAS, accepting donations from various merchants is not an action as defined by 6 NYCRR §617.2 (b) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY ACCEPTS various donations from the merchants and businesses listed on the attached Schedule "A" and thanks them for their generosity, nunc pro tunc.

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.

SCHEDULE "A"  
VALENTINE'S DAY WEDDING CEREMONIES 2014  
CONTRIBUTION ACKNOWLEDGEMENT LIST

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**BAKERIES**

**A RISE ABOVE BAKE SHOP**  
333 Main Street  
Huntington, NY 11743  
(since 1995)

Mary Murray-McDonald- Owner  
2 large trays of assorted cookies

**COPENHAGEN BAKERY**  
75 Woodbine Avenue  
Northport, NY 11768  
(since 2002)

Stace' and Fleming Hansen- Owners  
3- 8in. heart-shaped decorated cakes,  
2- 2 lb trays of assorted cookies  
15 individually wrapped bags with heart  
cookies for the couples

**EVERBEST BAKERY**  
396 Larkfield Road  
East Northport, NY 11731  
(since 2011)

John Calabrese, Owner  
½ sheet cake decorated

**HUMMEL HUMMEL BAKE SHOP**  
572 Larkfield Road  
East Northport, NY 11731  
(since 2000)

Susan Freundt, Owner  
10"sq. cake & large tray of  
assorted cookies

**REINWALD'S BAKERY**  
495 New York Avenue  
Huntington, NY 11743  
(since 1995)

Richard & Carole Reinwald, Owners  
1 large tray assorted cookies, 15  
individually wrapped trays of cookies  
with heart-shaped mini cakes for the couples

**WILD FLOURS BAKE SHOP**  
11 New Street  
Huntington, NY 11743  
(since 2011)

Carolyn Arcario/Mary Mucci, Owners  
15 individual packages of oversized  
chocolate cookies for the couples

**FLORISTS**

**BECKMAN'S FLORIST**  
 364 Larkfield Road  
 East Northport, NY 11731  
 (since 2003)

Lisa Ketcham, Owner  
 1 floral arrangement

**BUNNY'S FLORAL**  
 31 Schwab Road  
 Melville, NY 11747  
 (since 2006)

Judy Johnson, Owner  
 1 floral arrangement

**FASHIONS IN FLOWERS**  
 809 Fort Salonga Road  
 Northport, NY 11748  
 (since 2014)

Debi Triola, Owner  
 15 large nosegays for the Brides

**FLORAS AVENUE**  
 233 Main Street  
 Huntington, NY 11743  
 (since 2016)

Akvile Zilinskis, Owner  
 1 large floral arrangement and  
 and 15 individually wrapped long  
 stem red roses decorated with greenery for  
 the Brides

**THE FLOWER PETALER**  
 550 New York Avenue  
 Huntington, NY 1174  
 (since 2004)

Meredith Russo, Owner  
 Iron Arch with silk flowers on top, 4  
 pedestals of silk flowers (on loan)

**FLOWERDALE BY PATTY**  
 1320 New York Avenue  
 Huntington Station, NY 11746  
 (since 2014)

Ana Patricia Flores, Owner  
 1 floral arrangement

**THE FUNKY FLOWER**  
 388 New York Avenue  
 Huntington, NY 11743  
 (since 2014)

Ricky & Michelle Von Hoffman, Owners  
 15 individually wrapped carnations  
 for the witnesses

**HENGSTENBERG'S FLORIST**  
 39 Main Street  
 Northport, NY 11768  
 (since 2002)

Terry Folcarelli, Owner  
 15 individually wrapped long stem red  
 red roses in tube with baby's breath for the  
 Brides

LAURA'S FLORAL ELEGANCE  
 2027 Jericho Turnpike  
 East Northport, NY 11731  
 (since 1995)

John & Laura Merlein, Owners  
 1 floral arrangement

MAIN STREET NURSERY  
 & FLORIST  
 475 West Main Street  
 Huntington, NY 11743  
 (since 2002)

Bob McKean, Owner  
 Amy Lomele, Manager  
 3 floral table centerpieces

### CELEBRATORY TREATS

BON BONS CHOCOLATIER  
 319 Main Street  
 Huntington, NY 11743  
 (since 2011)

Susannah & Mary Alice Meinersman  
 15 individually wrapped boxes of hand-  
 made chocolates for the couples

HERRELL'S ICE CREAM  
 46L Gerard Street  
 Huntington, NY 11743  
 (since 2011)

Cathy & Richard Meuser, Owners  
 15 - \$10.00 gift certificates for the  
 couples

SWEETIE PIE'S ON MAIN  
 181 Main Street  
 Cold Spring Harbor, NY 11724  
 (since 2014)

Judy Hogan, Owner  
 15 \$20 gift certificates for the couples

### MISCELLANEOUS

CACTUS SPA & SALON  
 445 New York Avenue  
 Huntington, NY 11743  
 (Since 2015)

Joseph Secreti, Owner  
 10 \$125 gift certificates for the couples

A TISKET A TASKET ANYTHING  
 IN A BASKET  
 sales@anythinginabasket.com  
 (since 2011)

Lisa Mettrock, Owner  
 15 mini pocketbooks filled with  
 truffles and individually wrapped  
 for the Brides

**SUPERMARKETS/FOOD STORES**

**GOOD 2 GO DELI**  
 147 Woodbury Road  
 Huntington, NY  
 (since 2011)

Michael Abatemarco, Owner  
 platter of sliced muffins, pound cake,  
 Danish

**THE MARKETPLACE at SOUTHDOWN**  
 205 Wall Street  
 Huntington, NY 11743  
 (since 1996)

Gus Zoatas, Owner  
 \$75.00 gift card for ingredients for fruit  
 punch (fresh strawberries, juices, soda  
 and cookies)

**WILD BY NATURE**  
 369 Main Street  
 Huntington, NY 11743  
 (since 2011)

James Speedling, Manager  
 ½ heart shaped strawberry shortcake  
 sheet cake

**STELLA BLUE BISTRO**  
 188 New York Avenue  
 Huntington, NY 11743  
 (since 2015)

Jeannie Vivona/Robert Koopman  
 2 trays of brownies, blondies and heart  
 shaped linzer tarts

**STOP & SHOP**  
 60 Wall Street  
 Huntington, NY 11743  
 (since 2009)

Fred Meyers, Manager  
 full sheet cake decorated

**KING KULLEN**  
 50 New York Avenue  
 Huntington, NY 11743  
 (since 2001)

Walter Bitz, Manager  
 \$25.00 gift certificate to purchase  
 soda for the punch

**PHARMACIES**

**RITE AID PHARMACY**  
 391 W. Main Street  
 Huntington, NY 11743  
 (since 2007)

Liliann Hallenbeck, Manager  
 15 heart shaped boxes with assorted  
 chocolates for the couples

VALUE DRUGS INC.  
349 New York Avenue  
Huntington, NY 11743  
(since 2005)

Peter Pastorelli, President  
15 individual gift bags containing various  
articles including a \$5.00 gift card for the  
couples

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**PHOTOGRAPHER**

PHOTOS BY THOMAS  
PO Box 1503  
Melville, NY 11747  
(since 1998)

Tom Pesce, Photographer  
Photographic services for the couples

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RESOLUTION APPROVING WATER SUPPLY AGREEMENT OF GREENLAWN WATER DISTRICT FOR THE INSTALLATION OF WATER MAINS IN THE SUBDIVISION KNOWN AS CROWN COURT PLAT

Resolution for Town Board Meeting Dated: March 8, 2016

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

And seconded by: **COUNCILMAN COOK**

WHEREAS, DiCanio Management Corp. is the owner in fee of parcels of real property constituting the property described on the subdivision map known as filed map number 12007, "Map of Crown Court Plat"; and

WHEREAS, the parcels referenced herein are located wholly within the Greenlawn Water District and DiCanio Management Corp. is seeking to enter into a water supply agreement with the Greenlawn Water District for the installation of water mains and appurtenances in and under property within the property described in "Map of Crown Court Plat"; and

WHEREAS, the "Map of Crown Court Plat" was filed with the Office of the Suffolk County Clerk on September 4, 2015; and

WHEREAS, the Commissioners of the Greenlawn Water District have previously approved said agreement; and

WHEREAS, approval of the Town Board is necessary under provisions of New York State Law; and

WHEREAS, the extension of water supply infrastructure to render service in an approved subdivision is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(11) and therefore, no further SEQRA review is required.

NOW, THEREFORE, BE IT RESOLVED

THE TOWN BOARD HEREBY APPROVES a Water Supply Agreement between the Greenlawn Water District and DiCanio Management Corp. for the installation of water mains and appurtenances in and under property located in Greenlawn, Town of Huntington, County of Suffolk, State of New York, known as filed map number 12007 "Map of Crown Court Plat" filed on September 4, 2015, and authorizes the Supervisor of the Town of Huntington to execute the agreement.

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 GRANTING PERMISSION TO THE COLD SPRING HARBOR MAIN STREET ASSOCIATION TO SPONSOR 2016 SIDEWALK SALES AND OTHER SPECIAL EVENTS

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, the Cold Spring Harbor Main Street Association is organizing its 2016 sidewalk sales and other special events in downtown Cold Spring Harbor to promote enjoyment of its historic downtown shopping and district, and

WHEREAS, the event dates are: Saturday, May 28, Sunday, May 29 and Monday, May 30 (Memorial Day Weekend); Sunday, June 19 (Father's Day Sidewalk Sale & Vintage Car Show with rain date of Sunday, June 26); Saturday, July 16 and Sunday, July 17 (Summer Sidewalk Sale); Saturday, September 3, Sunday, September 4 and Monday, September 5 (Labor Day Weekend); Sunday, September 18 (Jazz Weekend), and Sunday, October 30<sup>th</sup> (Corky's Canine Costume Parade), with each event from noon until 5:00 p.m.; and

WHEREAS, for all of the above events, permission is requested for outdoor display of merchandise and amplified music, and;

WHEREAS, for its Father's Day Sidewalk Sale and Corky's Canine Costume Parade permission is requested for the use of Municipal Parking Lot # 11 on Main Street for a vintage car show at each event; and

WHEREAS, for Corky's Canine Costume Parade organizers shall secure a permit from New York State Department of Transportation for a brief road closure (from 12:00 noon until 12:15 p.m.) of NYS Route 25A/Main Street between Spring Street and Cold Spring Harbor Park and further request permission from the Town for dogs on leash in Cold Spring Harbor Park, and;

WHEREAS, granting permission for special events is a Type II action pursuant to 6 NYCRR §617.5 (c)(15), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY GRANTS permission to the Cold Spring Harbor Main Street Association for its special events on Saturday, May 28, Sunday, May 29 and Monday, May 30 (Memorial Day Weekend); Sunday, June 19 (Father's Day Sidewalk Sale & Vintage Car Show with rain date of Sunday, June 26); Saturday, July 16 and Sunday, July 17 (Summer Sidewalk Sale); Saturday, September 3, Sunday, September 4 and Monday, September 5 (Labor Day

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Weekend); Sunday, September 18 (Jazz Weekend), and Sunday, October 30<sup>th</sup> (Corky's Canine Costume Parade), with each event from noon until 5:00 p.m. and with such permission being subject to: 1) the execution of a Hold Harmless and Indemnification Agreement which includes provisions requiring the Cold Spring Harbor Main Street Association to hold harmless and indemnify the Town of Huntington and signed by an authorized representative of the Cold Spring Harbor Main Street Association; 2) the submission of appropriate insurance documents in a form satisfactory to the Town Attorney; 3) the issuance of all required approvals and/or permits from any other Town department and/or other agency having jurisdiction 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

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2016-151

RESOLUTION GRANTING PERMISSION FOR THE INCORPORATED VILLAGE OF NORTHPORT TO OPERATE OR TO PERMIT A THIRD PARTY AUTHORIZED BY THE VILLAGE TO OPERATE A FARMER'S MARKET ON PROPERTY LEASED FROM THE TOWN OF HUNTINGTON

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by: Supervisor Petrone

And seconded by: **COUNCILMAN CUTHBERTSON**  
**COUNCILMAN COOK**

WHEREAS, the Incorporated Village of Northport has entered into a lease agreement with the Town of Huntington, dated February 20, 1987, to lease five (5) parcels of property owned by the Town for a term of forty (40) years; and

WHEREAS, such lease agreement provides that Parcels III and IV are not permitted to be used for any commercial, business or industrial purpose; and

WHEREAS, the Incorporated Village of Northport has requested permission to operate, or to permit an authorized third party to operate, a Farmer's Market in the Cow Harbor Park Parking Lot, bounded on the North by Main Street and on the East by Woodbine Avenue, also known as a portion of Parcel III, and further described in the lease dated February 20, 1987, and

WHEREAS, a farmers market will benefit the residents of Northport and other Huntington residents by emphasizing fresh, locally grown produce and related products, as well as furthering a sense of community by bringing residents together in a public place for a common purpose; and

WHEREAS, the granting of permission to use leased Town property for a weekly farmer's market is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(15), and therefore no further SEQRA review is required.

NOW, THEREFORE BE IT RESOLVED

THE TOWN BOARD, hereby grants permission to the Incorporated Village of Northport, 224 Main Street, Northport, New York 11768, to operate, or to allow an authorized third party to operate, a Farmer's Market in the Cow Harbor Parking Lot, also known as a portion of Parcel III, and further described in the lease dated February 20, 1987, on Saturdays, from 8:00 a.m. to 12:00 p.m., commencing on June 4, 2016 and ending November 19, 2016. The market will be closed September 17, 2016 due to the Cow Harbor Race; and that any further permission for such activities shall require Town Board approval, and on such other terms and conditions as may be acceptable to the Town Attorney.

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VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

2016-152

RESOLUTION EXEMPTING NEW CINGULAR WIRELESS PCS, LLC (AT&T) FROM FURTHER TOWN BOARD REVIEW PURSUANT TO §198-68.1 (P) OF THE HUNTINGTON TOWN CODE FOR WORK TO BE PERFORMED AT 100 MAIN STREET, HUNTINGTON, NEW YORK, SUFFOLK COUNTY TAX MAP NO. 0400-072.00-06.00-051.000

Resolution for Town Board Meeting dated: March 8, 2016

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

and seconded by: **SUPERVISOR PETRONE**

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

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

WHEREAS, the Town Board has received a request for exemption pursuant to §198-68.1 (P) from New Cingular Wireless PCS, LLC (AT&T) in connection with its proposal to upgrade/modify its existing public utility wireless telecommunications facilities located on Town-owned property located at 100 Main Street, Huntington, NY, and further described by Suffolk County Tax Map No. 0400-072.00-06.00-051.000; and

WHEREAS, the proposed upgrade/modification consists of replacing three (3) antennas with three (3) new antennas and related equipment on the existing rooftop behind the existing stealthing on the rooftop; and

WHEREAS, in accordance with §198-68.1 (P) of the Huntington Town Code, the Director of Engineering Services has reviewed the proposed documents and drawings submitted by New Cingular Wireless PCS (AT&T) with its application, and has and recommended that the Town Board exempt it from further Town Board review pursuant to §198-68.1; and

WHEREAS, the subject proposal has been classified a Type II action pursuant to 6 NYCRR Part 617.5(c) (1, 2 and 15) of the State Environmental Quality Review Act (SEQRA), and therefore no further review is required pursuant to SEQRA; and

NOW THEREFORE BE IT

RESOLVED, that the application of New Cingular Wireless PCS, LLC (AT&T) to upgrade/modify as described in this resolution its existing public utility wireless

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telecommunications facilities located on Town-owned property at 100 Main Street, Huntington, New York, bearing SCTM No.: 0400-072.00-06.00-051.000, pursuant to §198-68.1 of the Huntington Town Code, is hereby exempted from further Town Board review so long as no other modifications or upgrades are made and the work is in compliance with specifications filed as part of the application or as may otherwise be approved by the Director of Engineering; and

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

VOTE:	AYES: 4	NOES: 0	ABSTENTIONS: 0
			RECUSALS: 1
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>RECUSED</b>	

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THE RESOLUTION WAS THEREUPON DULY ADOPTED.

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2016-153

WAIVE THE TWO-HOUR CHARTER FEE FOR A SPECIAL EVENT AT THE DIX HILLS ICE RINK ON MARCH 6, 2016 TO BENEFIT WHIP PEDIATRIC CANCER, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by: Councilman Cuthbertson

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, Whip Pediatric Cancer is a not-for-profit organization committed to raising funds to support pediatric cancer research at Memorial Sloan Kettering Cancer Center; and

WHEREAS, Whip Pediatric Cancer has requested use of the Dix Hills Ice Rink to host a skating event on March 6, 2016 to raise funds to support its mission of finding a cure for pediatric cancer; and

WHEREAS, Whip Pediatric Cancer has requested a two-hour charter fee waiver to further benefit its cause and special event; and

WHEREAS, the waiver of charter fees is not 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 waiving of a two-hour charter fee at the Dix Hills Ice Rink on Sunday, March 6, 2016 from 8:30 a.m. to 10:30 a.m. to support the mission of Whip Pediatric Cancer.

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.

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ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 1-2016  
AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON,  
CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.  
RE: BELLEROSE AVENUE – EAST NORTHPORT – PARKING RESTRICTIONS

Resolution for Town Board Meeting dated: March 8, 2016

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

and seconded by: **COUNCILWOMAN EDWARDS**

THE TOWN BOARD having held a public hearing on the 10<sup>th</sup> day of February, 2016 at 7:00 p.m. to consider adopting Local Law Introductory No. 1-2016 amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, ARTICLE II, §3-3, SCHEDULE J., and due deliberation having been had,

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HEREBY ADOPTS

Local Law Introductory No. 1-2016 amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, ARTICLE II, §3-3, SCHEDULE J.; as follows:

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

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LOCAL LAW NO. **8** - 2016  
AMENDING THE TRAFFIC CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.

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

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

	<u>NAME OF STREET/SIDE LOCATION</u>	<u>REGULATION</u>	<u>HOURS/DAYS</u>
ADD:	Bellerose Avenue/South From Dunton Ct. to 105 ft. east of Monmouth Dr. (ENP)	No Parking	
DELETE:	Bellerose Avenue/South From 120 west of Kimber Ct. to 105 ft. east of Monmouth Dr. (ENP)	No Parking	

Section 2. Severability.

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

Section 3. Effective Date.

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

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.

2016 - 155

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 2-2016  
AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON,  
CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.  
RE: LITTLE NECK ROAD - CENTERPORT - PARKING RESTRICTIONS

Resolution for Town Board Meeting dated: March 8, 2016

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

and seconded by: **COUNCILMAN COOK**

THE TOWN BOARD having held a public hearing on the 10<sup>th</sup> day of February, 2016 at 7:00 p.m. to consider adopting Local Law Introductory No. 2-2016 amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, ARTICLE II, §3-3, SCHEDULE J., and due deliberation having been had,

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HEREBY ADOPTS

Local Law Introductory No. 2-2016 amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, ARTICLE II, §3-3, SCHEDULE J.; as follows:

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

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LOCAL LAW NO. 9 - 2016  
AMENDING THE TRAFFIC CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.

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

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

	<u>NAME OF STREET/SIDE LOCATION</u>	<u>REGULATION</u>	<u>HOURS/DAYS</u>
ADD:	Little Neck Road/West From Main St. (25A) to Harbor Heights Dr. (CPT)	No Parking	
DELETE:	Little Neck Road/West From Park Cr. to Main St. (25A) (CPT)	No Parking	

Section 2. Severability.

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

Section 3. Effective Date.

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

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.

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NO. 3-2016, AMENDING THE CODE OF THE TOWN OF HUNTINGTON BY REPEALING CHAPTER 137 (MARINE CONSERVATION) IN ITS ENTIRETY AND REPLACING IT WITH A NEW CHAPTER 137 (MARINE CONSERVATION AND REGULATION OF MARINE STRUCTURES)

Resolution for Town Board Meeting dated: March 8, 2016

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILWOMAN EDWARDS**

THE TOWN BOARD, having held a public hearing on the 10<sup>th</sup> day of February, 2016, at 7:00 p.m. at Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. 3-2016, amending the Code of the Town of Huntington by repealing Chapter 137 (Marine Conservation) in its entirety and replacing it with a new Chapter 137 (Marine Conservation and Regulation of Marine Structures), and due deliberation being had,

HEREBY ADOPTS

Local Law Introductory No. 3-2016, amending the Code of the Town of Huntington by repealing chapter 137 (Marine Conservation) in its entirety and replacing it with a new Chapter 137 (Marine Conservation and Regulation of Marine Structures), as follows:

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

LOCAL LAW **10** -2016  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON BY REPEALING  
CHAPTER 137 (MARINE CONSERVATION) IN ITS ENTIRETY AND BY  
REPLACING IT WITH A NEW CHAPTER 137 (MARINE CONSERVATION AND  
REGULATION OF MARINE STRUCTURES)

Section 1. Amendment to Chapter 137 (Marine Conservation) of the Code of the town of Huntington to repeal Chapter 137 in its entirety and add a new Chapter 137 (Marine Conservation and Regulation of Marine Structures) to read as follows:

Chapter 137  
MARINE CONSERVATION AND REGULATION OF MARINE STRUCTURES

ARTICLE I  
GENERAL PROVISIONS

§ 137-1. Title.

This chapter shall be known as the "Marine Conservation and Regulation of Marine Structures Law."

§ 137-2. Intent.

It is the intent of the Town Board to protect the citizens of the Town of Huntington by providing for the protection, preservation, proper maintenance and use of its watercourses, coastal wetlands and tidal marshes in order to minimize their disturbance, prevent damage from erosion, turbidity or siltation, salt water intrusion, loss of fish, shellfish or other beneficial marine organisms, aquatic wildlife and vegetation and the destruction of the natural habitat thereof, the danger of flood and storm tide damage and pollution and to otherwise protect the quality of watercourses, coastal wetlands, tidal waters, marshes, shorelines and watersheds from mismanagement. Therefore, the Town Board declares that regulation of the watercourses, coastal wetlands and tidal marshes of the Town of Huntington is essential to the health, safety, economic and general welfare of the people of the Town of Huntington and in their interest.

§ 137-3. Definitions; word usage.

- A. Definitions. For the purpose of this chapter, the following terms, phrases, words and their derivations shall have the meanings given herein:

APPARENT HIGH WATER (AHW) - The observed location of high water recorded at a particular point or station on a particular date.

APPARENT LOW WATER (ALW) - The observed location of low water recorded at a particular point or station on a particular date.

ARMAMENT-STONE - ~~The placement/installation of larger stones, including boulders, at the toe of a bulkhead/seawall to dissipate wave action.~~

BEACH - A geological formation consisting of sand, gravel, pebbles or even shell along a shoreline or body of water.

BERTH - the water area a vessel occupies when made fast to a shoreline or structural installation.

BULKHEAD - A structure that is positioned parallel to the shore to retain upland soil.

CERTIFICATE OF COMPLETION - A certificate issued by the Department of Engineering Services stating that a permitted project under this Chapter has been completed in compliance with approved plans, the Code of the Town of Huntington and other applicable provisions of law.

COASTAL WETLANDS - Includes all wetlands and submerged lands bordering on or within the town boundaries which are covered by tidal waters permanently or intermittently from normal or peak-lunar tides and which are below the ten foot contour measured from mean sea level datum as established by the United States Coast and Geodetic Survey.

COMMERCIAL MARINE STRUCTURE(S) - A marine structure designed to dock, berth or service vessels that function and/or serve as a component part of a marina, fuel dock, yacht club, barge, tanker terminal, commercial fishing loading/off-loading facility or as a structure designed to secure or make fast a vessel(s) engaged in commerce or to accommodate greater than four noncommercial vessels at a time.

CONSERVATION BOARD - The Town of Huntington Conservation Board.

CONSTRUCTION - The act or action of combining materials and parts to form a new permanent or temporary structure.

DEPARTMENT OF ENGINEERING SERVICES - The Town of Huntington Department of Engineering Services.

DEPARTMENT OF MARITIME SERVICES - The Town of Huntington Department of Maritime Services.

DEPOSIT - Includes, but is not limited to, dump, bulldoze, shovel, pipe hydraulically or any other method of placing material on a site.

DOCK ASSEMBLY - A marine structure, components and assemblage that extends seaward to consist of a fixed pier, movable access ramp and float(s), intended to berth and secure a vessel(s).

EMERGENCY MAINTENANCE PERMIT - A permit issued by the Department of Engineering Services as set forth in Article VII of this chapter to repair, reinforce or stabilize an existing marine structure under emergency conditions so as to prevent further damage to the structure or adjacent structures, as well as wetlands or adjacent wetlands. It shall include, but not be limited to, storm damage, ice damage, washouts and sudden deterioration requiring replacement of pilings, reinforcement of bulkheads, preventive maintenance to avoid further or complete failure and corrective maintenance to restore the normal function of the structure. Removal and depositing of material are expressly excluded from this definition.

EROSION - To wear away or diminish land by action of water or wind.

FILL - all fill, including but not limited to backfill material, consisting of only clean sand, gravel or soil (not asphalt, slag, fly ash, broken concrete or demolition debris).

FIXED PIER - A marine structure, usually of open construction, that is a component of a dock assembly, built for use as a means of accessing the shoreline.

**FIXED PLATFORM ACCESS STRUCTURE** - A marine structure, usually of open construction, that provides access to the shoreline over or around an erosion control structure, including but not limited to a bulkhead, seawall or rip-rap.

**FLOATING DOCK** - A buoyant marine structure usually of open construction, which extends seaward and is affixed and secured in place with the use of piles or anchors.

**FLOATING PLATFORM** - A buoyant marine structure having an area of 120 square feet or less. A "floating platform" may stand alone or be in tandem, where such structure shall be anchored in place and not affixed to the shore. Such structure shall be designed for the specific use or purpose to contain/support commercial fishing equipment including gear, nets, traps, cured bait and/or as a structure to make fast to a vessel.

**GABION WALL SYSTEM** - A system of cage or box like structures filled with larger stones or concrete and placed in line and sometimes stacked on a shoreline area to act as erosion control.

**HIGH WATER (HW)** - Maximum height reached by a rising tide. The height may be solely due to the periodic tidal forces or it may have superimposed effects of prevailing meteorological conditions, also commonly known as high tide.

**INTERTIDAL ZONE** - Includes those tidal marshes and coastal wetlands regularly exposed and covered by normal tidal water action; the area between mean low water and mean high water, including where the low marsh cordgrass grows (*Spartina alterniflora*).

**LETTER-IN-LIEU** - For the purposes of this chapter this definition shall refer to a letter issued by the Town of Huntington Department of Engineering Services in lieu of a certificate of completion for marine structures completed prior to June 3, 1970. A letter-in-lieu is not intended to legalize zoning violations pertaining to any past or present use of a structure.

**LITTORAL BOUNDARY** - A boundary line extending seaward from adjoining upland parcels from a point at right angles to tangent to the mean high water (MHW) line, drawn at that point to where the property line intersects the MHW line. In situations where irregular shoreline features may cause the "littoral boundary" to inequitably divide the littoral areas of adjacent shoreline property owners, the "littoral boundary" will be located in such a manner as to equitably divide the adjacent littoral areas based upon shoreline frontage.

**LOCAL WATERFRONT REVITALIZATION PROGRAM (LWRP)** - The program of the Town of Huntington regarding local waterfront revitalization as adopted by the Town Board of the Town of Huntington and approved by the New York Secretary of State.

MARINA - A waterfront facility designed to berth, store, launch, repair, fuel or provision a vessel exclusive of a docking facility that services as a residential and/or recreational structure.

MAINTENANCE DREDGING - Dredging reasonably necessary to maintain the width and nominal depth of any harbor or inland harbor.

MARINE RESOURCE FLOATING PLATFORM - Any special purpose floating platform operated and regulated by the Town of Huntington alone designed for and limited to propagation and grow-out of natural resources.

MARINE STRUCTURE - A structure either in the water or adjacent to the shoreline, that provides access to the water, the shoreline or protects property bordering the shoreline from erosion, including but not limited to a bulkhead, seawall, dock assembly, fixed pier, fixed platform access structure, floating dock, floating platform, armament-stone, rip-rap, or gabion wall system.

MEAN LOW WATER or MEAN HIGH WATER - Respectively, the approximate average low water level or high water level for a given body of water at a given location, that distinguishes between predominantly aquatic and predominantly terrestrial habitat as determined, in order of use, by the following:

- (1) available hydrologic data, calculations, and other relevant information concerning water levels (e.g. discharge, storage, tidal, and other recurrent water elevation data;
- (2) vegetative characteristics (e.g., location, presence, absence or destruction of terrestrial or aquatic vegetation);
- (3) physical characteristics (e.g., clear natural line impressed on a bank, scouring, shelving, or the presence of sediments, litter or debris); and
- (4) other appropriate means that consider the characteristics of the surrounding area.

MATERIAL - Includes, but is not limited to, soil, sand, gravel, clay, bog, mud, shells or other aggregates, solid and liquid wastes and chemicals.

MINOR RECONSTRUCTION - Includes, but not limited to the replacement-in-kind, or reconstruction of less than fifty (50%) percent of a marine structure or subsystem of a marine structure in a twelve (12) month period.

OPERATION - The removal or depositing of material or a combination of both or the erection or reconstruction of any dam, impounding structure or other structure, including, but not limited to, any artificial obstruction, temporary or permanent, dock, pier, wharf or other structure, temporary or permanent, used as a landing place on water or pile, spile or dolphin.

PEAK LUNAR TIDES - Those excessively high tides or spring tides caused by lunar gravitational phenomena.

PERSON - Any person, firm, partnership, association, corporation, company organization or legal entity of any kind. The term "person" shall not include a municipality, special improvement district or other entity for which real estate taxes are not collected, provided that the construction or use is for a governmental, municipal or district purpose and is not proprietary in nature.

PIER - A marine structure usually of open construction projecting into a body of water for use as a landing stage or breakwater.

PILE - A long vertical substantial pole of wood, concrete or metal, driven into the earth or sea-bed to serve as support or protection.

REMOVE - Includes but is not limited to dig, dredge, suck and bulldoze or any other method.

REPAIR - To restore to sound condition after damage or wear by means of replacement of any part or portion of an existing marine structure or sub-system with like or similar type materials.

RESIDENTIAL AND/OR RECREATIONAL MARINE STRUCTURES - A pier, ramp and float(s) structure operated for recreational purposes to permit the docking of no greater than three vessels per single residence.

RIP-RAP - The placement or stacking of larger stones, including boulders, on a shoreline area to act as control erosion

ROUTINE MAINTENANCE - The customary minor repairs required to preserve and sustain a marine structure in satisfactory operating condition, provided that the minor repair is not submerged in tidal water. Routine maintenance shall not include the enlargement of or increase in capacity in a portion of a permitted marine structure. Any form or dredging or depositing of material shall not be considered routine maintenance and shall require a permit under this chapter.

SEAWALL - A wall or embankment to protect the shore from erosion or to act as a breakwater.

SHORELINE - The land at the edge of a body of water, such as an ocean, sound, bay, sea, lake, cove, bight, canal or harbor.

SUBSTANTIAL RECONSTRUCTION - Refers to any repair, replacement or reconstruction of fifty percent (50%) percent, by area, or more of a marine structure or subsystem of a marine structure in a twelve (12) month period.

SWIM FLOAT - A floating structure positioned and anchored in town waters that is designed specifically to serve as a diving platform and to assist or support swimmers during recreational water contact activities.

TIDAL MARSH - Includes those coastal wetlands inundated by tidal waters from normal tidal action and/or peak lunar tides and/or exhibiting salt-marsh peat at their undisturbed surface and upon which grows some or all the following indigenous vegetation: salt meadow grass (*Spartina patens*), spike grass (*Distichlis spicata*), black grass (*Juncus gerardi*), cordgrass (*Spartina alterniflora*), saltworts (*Salicornia*), sea lavender (*Linonium carolinanus*), sand spurrey (*Spergularia marina*), tall cordgrass (*Spartina pectinata*), high tide bush (*Iva frutescens*), *Phragmites communis* and groundsel tree (*Baccharus halimifolia*).

TIDAL WATERS - Includes all waters bordering on or within the town boundaries subject to fluctuations in depth from storm, peak lunar or normal tidal action and shall include but not be limited to all brackish and salt waters of streams, ponds, creeks, estuaries, bays, sounds and inlets and may include certain fresh waters.

TOWN - The Town Board of the Town of Huntington or the Town of Huntington Board of Trustees or their successors as provided by law, or both, as the case may be.

UPLAND - All that land or area not containing wetlands as defined herein and which is above the ten foot contour measured from mean sea level datum as established by the United States Coast and Geodetic Survey.

WATERCOURSES - Any waterway or other body of fresh, brackish or salt water having reasonably well defined banks, including but not limited to sounds, bays, rivers, creeks, rivulets, lakes, ponds and streams.

WETLANDS - Lands generally covered or intermittently covered with fresh, brackish or salt water, including but not limited to tidal marsh, thatch meadows, out-marshes, salt meadows, swamps and bogs.

- B. Word usage. When not inconsistent with the context, words used in the present tense include the future; words used in the plural number include the singular number; and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

## ARTICLE II ENGINEERING STANDARDS

§ 137-4. Design and engineering documentation required; application.

For the purposes of this chapter, any applicant for a permit under this chapter shall submit design drawings and supporting engineering documents prepared by a professional engineer licensed by the State of New York to the Department of Engineering Services

that include, but are not limited to the following information, as applicable, regarding the structures set forth below that are proposed to be constructed and/or reconstructed:

A. Bulkheads, Groins, Jetties and Breakwaters.

- (1) The type of hardware proposed to be used, including, dimensions, sizing, material and coatings;
- (2) The dimensional lumber (e.g., wales, caps, sheathing) proposed to be used, including sizing, wood type and classification, treatment, spacing, joining details (e.g., wale scarf joint);
- (3) The type of sheathing proposed to be used, including but not limited to, the dimensions, material, manufacturers specifications, if appropriate (e.g., steel, vinyl, fiberglass);
- (4) The in-situ soils, including but not limited to the elevation of hardpan, bearing capacity;
- (5) The piles proposed to be used, including the type of material, length, class, tip, butt, treatment, if timber, and manufacturers specifications, if appropriate (e.g., steel, fiberglass);
- (6) Splice details. Depiction of how proposed structure is to meet with existing adjacent structure;
- (7) Deadman system, including anchor details (e.g., timber, poured concrete, engineered);
- (8) Fill; backfill material. The classification of backfill material, whether the backfill material is well graded and/or well draining, and proof of origin of the backfill material;
- (9) Geotextile filter fabric. The manufacturers specifications for the geotextile filter fabric; and
- (10) Structural calculations that support the choice of materials and design (e.g., free earth support method for bulkheads).

B. Seawalls (Stone, Concrete, Masonry).

- (1) In-situ soils, including but not limited to the elevation of hardpan and the bearing capacity;
- (2) Splice Details. A depiction of how proposed structure is to meet with existing adjacent structure;

- (3) Deadman System. The anchor details, including timber, poured concrete, engineered;
- (4) Fill; backfill material. The classification of backfill material, whether the backfill material is well graded and/or well draining, and proof of origin of the backfill material;
- (5) Geotextile filter fabric. Submission of the manufacturers specifications;
- (6) Concrete/masonry design:
  - (a) protection from sea water;
  - (b) reinforcement; and
  - (c) joints.
- (7) Structural calculations that support the choice of materials and design:
  - (a) Factor of safety against overturning;
  - (b) Factor of safety against sliding; and
  - (c) Maximum soil pressure under the base.

C. Piers and Docks.

- (1) The type of hardware proposed to be used, including the dimensions, sizing, material, coatings;
- (2) The dimensional lumber proposed to be used (e.g., posts, girders, stringers, decking), including the sizing, wood type and classification, treatment, spacing, and joining details (e.g., fasteners, strapping, frequency, spacing);
- (3) In-situ soils, including but not limited to the elevation of hardpan and bearing capacity;
- (4) The piles proposed to be used, including the type of material, length, class, tip, butt, treatment, if timber, and manufacturers specifications, if appropriate (e.g., steel, fiberglass); and
- (5) Splice Details. A depiction of how the proposed structure is to meet with existing adjacent structure.

D. Floating docks.

- (1) The type of hardware proposed to be used, including the dimensions, sizing, material, coatings;
  - (2) The dimensional lumber proposed to be used (e.g., posts, girders, stringers, decking), including the sizing, wood type and classification, treatment, spacing, and joining details;
  - (3) Piles. The piles proposed to be used, including the type of material, length, class, tip, butt, treatment, if timber, and manufacturers specifications, if appropriate (e.g., steel, fiberglass);
  - (4) Floatation material. The type of foam or floatation material.
  - (5) Gangways including connection details to bulkhead or pier, handrails and Americans with Disability Act ramps;
  - (6) Anchorage system;
  - (7) Utility hangar and access system; and
- 
- (8) Decking material, cleat system and connection.

E. Boat Ramps.

- (1) Cofferdam and dewatering preliminary design sketches;
  - (2) Scour protection;
- 
- (3) Concrete slab design;
  - (4) Load transfer;
  - (5) Base course for the concrete slab;
  - (6) Fill; backfill material. The classification of backfill material, whether the backfill material is well graded and/or well draining, and proof of origin of the backfill material;
  - (7) Geotextile filter fabric. Submission of manufacturers specifications;
  - (8) Proposed slope. The recommended slope for the boat ramp is 14% recommended; and
  - (9) Traction grooves in the concrete.

§ 137-5. (Reserved)

§ 137-6. (Reserved)

§ 137-7. (Reserved)

§ 137-8. (Reserved)

ARTICLE III  
ENVIRONMENTAL PROTECTION STANDARDS FOR  
RESIDENTIAL/RECREATIONAL AND COMMERCIAL MARINE STRUCTURES

§ 137-9. Residential/recreational marine structures.

A. Fixed pier, ramp and floating dock(s). The following standards and regulations shall apply to the design, construction and operation of a residential and/or recreational fixed pier, ramp and float(s) as permitted under this chapter:

- (1) The maximum overall length of a fixed pier, ramp and float dock structure shall be limited to a distance not to exceed 100 feet extending from the mean high water (MHW) mark to littoral property subject to the rights of the public to provide access for the use of underwater lands to obtain natural resources, including finfish and shellfish, and use of waterways for navigation, recreation and swimming. Measurements shall be taken from the mean high water (MHW) line to extend seaward.
- (2) The underside of joists supporting a fixed pier that extends seaward shall be elevated no less than four feet above mean high water.
- (3) The deck of a fixed pier shall have a maximum surface width of 48 inches. All proposed decking shall permit the passage of light and water to the area below, unless otherwise authorized by the New York State Department of Environmental Conservation (NYSDEC).
- (4) The areas of the fixed platform shall not exceed 100 square feet
- (5) The seaward terminus of a fixed pier, ramp and float(s) structure shall not extend within a distance of 50 feet of any federally or locally designated channel, vessel accessway, fairway or anchorage.
- (6) No fixed pier, ramp or float(s) structure shall hinder or impede public use of the water, vessel navigation or adjacent littoral areas nor prevent lateral access along the shoreline below the MHW mark.
- (7) Float(s) may be oriented either in-line with the ramp or in an "L" or "T" configuration. No more than a total length of 40 feet of six-foot-wide floats shall be used at the terminus of the fixed pier or dock assembly.

B. Access structures. The following standards and regulations shall apply to the design and operation of a bulkhead wall and fixed platform access structure:

- (1) A fixed platform shall be constructed of planking that shall run perpendicular or diagonal to the frame. Planking shall be spaced with one-half-inch gaps. No solid decks shall be permitted.
- (2) A fixed platform, if greater than six feet in width, shall not cover or shade any supratidal, intertidal or tidal vegetation.

§ 137-10. Commercial marine structures.

A. Marinas.

- (1) Marinas shall be classified into two categories:
  - (a) Private/club, directed to the social and boating activities of its members and guests.
  - (b) Commercial, providing berthing space and/or interests in sales, boat repair and storage facilities.
- (2) ~~The following standards shall apply to the design and operation of a marina:~~
  - (a) Any new commercial marine structure shall be located on a parcel with shorefront footage having specific zoning/land use regulations to permit construction of said structure.
  - (b) ~~No marina shall extend seaward more than 200 feet in length from the MHW line.~~
  - (c) The deck of a fixed pier shall have a maximum surface width of 72 inches . All proposed decking shall permit the passage of light and water to the area below, unless otherwise authorized by the New York State Department of Environmental Conservation.
  - (d) The underside of joists supporting a fixed pier that extends seaward shall be elevated no less than four feet above mean high water.
  - (e) No marina shall extend within a distance of 50 feet of any federally or locally designated channel, vessel accessway, fairway or anchorage.
  - (f) No marina shall extend within ten (10) feet of the littoral boundary.
  - (g) Any proposed new commercial marina or any existing commercial marina proposing to expand or increase docking facilities or services shall be required to:

- [1] Install a marine sanitation pumpout device, so designed as to accommodate all vessels in the marina.
- [2] Install a potable water supply with proper backflow prevention.
- [3] Provide for the collection and proper disposal of domestic sewage, solid waste (garbage, trash, etc.), grease, oil and gasoline.
- [4] Provide for proper stormwater management of upland stormwater within the marina complex.

- (h) Any commercial marina permitted to dispense gasoline, diesel fuel, mixed oils and similar supplies shall maintain sufficient material for the collection and absorption of spilled petroleum products.
- (i) No float(s) shall rest on any underwater lands during ebb or mean low water (MLW) or on any intertidal, tidal or subtidal vegetation, unless otherwise authorized by the New York State Department of Environmental Conservation.

B. Floating platform. A floating platform(s) is a structure intended for commercial application and use pursuant to Town of Huntington Code § 120-4, Freestanding Floats. The following standards and regulations shall apply to the design and operation of a floating platform:

- (1) No floating platform(s) shall rest on any underwater lands during ebb or mean low water (MLW) or on any intertidal, tidal or subtidal vegetation, unless otherwise authorized by the New York State Department of Environmental Conservation.
- (2) No floating platform(s) shall hinder public or private owner use of the water, navigation or littoral areas.
- (3) No floating platform(s) shall be placed within 50 feet of any federally or locally designated navigational channel, vessel accessway, fairway or channel.

§ 137-11. Maintenance of structures.

It shall be the responsibility of the permit holder(s) and/or the property owner(s) of marine structures governed by this Article and Article VI of this chapter to provide maintenance, repair and service of said structure(s). Failure to comply with this requirement shall subject the permit holder(s) and/or property owners to fines, penalties and/or other enforcement action authorized by Article VIII of this chapter.

§ 137-12. (Reserved)

§ 137-13. (Reserved)

§ 137-14. (Reserved)

§ 137-15. (Reserved)

ARTICLE IV  
APPLICATION FEES

§ 137-16. General Requirements for Applications for Permits for Marine Conservation and Regulation of Marine Structures. No marine conservation and regulation of marine structures permit shall be issued or released until the non-refundable application fees established in this section have been paid to the Department of Engineering Services.

§ 137-17. Computation of Application fee.

A. An application for a Marine Conservation and Regulation of Marine Structures permit shall include payment of an initial minimum non-refundable fee in addition to a sum based upon the estimated costs of construction, dredging, and/or deposition of material, as follows:

- (1) For residential uses the minimum fee shall be one hundred (\$100) dollars.
- (2) For nonresidential uses the minimum fee shall be five hundred (\$500) dollars.
- (3) In addition to the minimum fee, a fee of seven (\$7) dollars shall be charged for each one thousand (\$1,000) dollars of estimated costs of construction costs, dredging and/or costs of deposition of material, or fraction thereof.

B. For the purposes of this section, the estimated costs of construction, dredging and/or deposition of material shall be prepared by a professional engineer licensed by the State of New York and be submitted to the Department of Engineering Services in writing as part of the application for a Marine Conservation and Regulation of Marine Structures permit set forth in Article V and Article VI of this chapter.

§ 137-18. Fee for Appeals under Article VI of this chapter.

The non-refundable application fee for filing an appeal pursuant to 137-34(C)(3) of this chapter shall be two hundred (\$200) dollars. No appeal from a denial of a permit for the construction and reconstruction of marine structures authorized by §137-34(C)(3) shall be processed until the non-refundable application fee has been paid to the Department of Engineering Services.

§ 137-19. (Reserved)

§ 137-20. (Reserved)

ARTICLE V  
DREDGING AND/OR DEPOSITION OF MATERIAL

§ 137- 21. Permit Required; applicability.

Notwithstanding the prior granting of permission, no person shall remove from or deposit in the bed of any watercourse, wetland or shoreline or remove from any watercourse, wetland or shoreline to deposit on any upland privately owned or owned by the town or any other municipal or governmental authority, any material without obtaining from the Department of Engineering Services a written permit therefor, issued upon the order of the town, as hereinafter provided.

§ 137-22. Application procedure.

A person proposing to remove or causing the removal or proposing to deposit or causing the depositing of material shall submit a written verified application to the town on a form provided by the Department of Engineering Services. An original application and one (1) electronic copy of such application shall be submitted to the Department of Engineering Services.

A. Such application shall, at a minimum, contain the following information:

- (1) The name, address, telephone number, and email of the applicant and the source of the applicant's right to remove and/or deposit (e.g., whether applicant is owner, lessee, licensee, etc.). Disclosure of any and all real parties in interest in the application is to be made. In all cases where the applicant is not the owner, the owner's name, address, telephone number and email and the written consent of the owner, duly acknowledged, must be attached.
- (2) The purpose of the proposed removal and/or deposition of material and the location of site where the removed material will be deposited. The application should specifically state whether the applicant is seeking permission for maintenance dredging and last time the area was the subject of maintenance dredging.
- (3) The amount and nature of material proposed to be removed and/or deposited or type of use.
- (4) A description of the area from which removal or in which deposition is proposed. Coordinates shall be given that define the removal and/or deposit area. The horizontal plane coordinates shall be based on the Long Island Zone of the New York State Plane Coordinate System (NAD-83). The vertical plane coordinates shall be based on North American Vertical Datum 88 (NAVD-88).

- (5) The depth below mean low water to which such removal and/or deposition of material is proposed throughout the area and the proposed angle of repose of all slopes.
- (6) The manner in which the material will be removed and/or deposited.
- (7) A written estimate of the costs of such dredging and/or deposition of material prepared by a professional engineer licensed by the State of New York.
- (8) Evidence that this activity will be consistent with the purposes of this statute.
- (9) The names and addresses of all owners of lands within a radius of 500 feet from the perimeter of the property or adjacent properties owned by the applicant in which removal or deposit is proposed as shown on the current Town of Huntington assessment roll.
- (10) ~~The method of access to the site. If the applicant is planning to access the site through property(ies) that he/she does not own, then the applicant shall : (i) present the Town with an original signed and notarized letter from any and all affected property owners authorizing the applicant's utilization of the affected property(ies) for access to the applicant's project; and (ii) an original signed and notarized hold harmless agreement between the applicant and the affected property owner(s).~~
- (11) A completed Environmental Assessment Form, Part I, as defined by 6 N.Y.C.R.R. Part 617.2(m); and
- (12) A Local Waterfront Revitalization Program (LWRP) Consistency form from the Department of Maritime Services, if the project lies within a Local Waterfront Revitalization Area.
- (13) Such application shall be accompanied by a survey and topographical map with contours at one-foot intervals showing the area from which removal and/or deposition is proposed, certified by a registered land surveyor or registered professional engineer licensed by the State of New York. Such survey and topographical map shall show the soundings of the area from which removal or in which deposition is proposed. The vertical control of said survey shall be based on NAVD-88.
- (14) In the case of deposition of material, the application shall be accompanied by proof of origin of the fill material.
- (15) Any other relevant information the Director of Engineering Services may require.

- B. The Department of Engineering Services may require the applicant to submit such further and additional information as in its discretion is warranted by the circumstances of any case.

§ 137-23. Other required permits.

The submission of any approved permits which may be required by any federal, state governmental agency or entity or incorporated village shall not be a prerequisite to the filing of a permit application to the Town. This chapter does not obviate the necessity for the applicant to obtain the assent of or a permit required by any other agency before proceeding with operations under an approved Town permit. It shall be the sole responsibility of the applicant to obtain permits which may be required by the Town, any federal, state or local governmental agency or entity, including but not limited to the New York State Department of Environmental Conservation, New York State Department of State, Department of the Army Corps of Engineers, or an incorporated village or others. No operations shall be initiated by the applicant until such other permits as may be required are issued and submitted to town.

§ 137-24. Hearing.

Upon receipt of the application, the Department of Engineering shall forward such application to the Department of Maritime Services and the Town of Huntington Conservation Board. Said Department and Board shall review said application and submit their recommendation to the Town Board within forty-five (45) days of receipt. If a recommendation is not submitted to the Town Board within forty-five (45) days of receipt of the application from the Department of Engineering Services, the town shall proceed to schedule a public hearing on the application. The town shall hold a public hearing on such application upon not less than 10 days' notice, to be published in the official newspaper of the town. In addition, all owners inland within a radius of 500 feet from the perimeter of the property or adjacent properties owned by the applicant in which removal and/or deposition of materials is proposed shall be notified of the hearing by the applicant serving a copy of said notice by mail, mailed to said owners at the addresses shown on the current Town of Huntington assessment roll, not less than 10 days before the hearing. Proof of service shall be submitted to the Town Clerk not less than four days prior to the date of hearing.

§ 137-25. Resolution directing issuance of permit.

The Town may adopt a resolution directing the issuance of a permit hereunder for dredging and/or deposition of material if it finds that the removal and/or deposition of material will not violate the provisions of this chapter and that the public interest will not otherwise be adversely affected thereby.

§ 137-26. Conditions upon approval of permit.

The Town shall, upon the recommendation of the Department of Engineering Services and the Department of Maritime Services and the Conservation Board, and upon adoption of a resolution directing the issuance of a permit:

- A. Impose conditions on the manner and extent of the proposed removal and/or deposition of material.
- B. Fix the time by which removal and/or deposition operations must be commenced and within which they must be completed.
- C. If required by the Director of Engineering, the applicant shall file with the town a bond in an amount and with sureties and in a form to be approved by the Town, conditioned upon compliance with the provisions of this chapter and with the conditions, if any, imposed in the resolution directing the issuance of the permit.
- D. If a third-party inspection of the dredging and/or deposition of material is required by the Director of Engineering Services, the applicant, at his/her sole cost and expense, shall be responsible for the payment of such inspection fee in an amount to be fixed by the Town.

§ 137-27. Bond; liability Insurance; indemnification agreement.

- A. ~~Prior to the issuance of any permit under this Article, the Director may require the applicant to furnish a bond or cash security, in an amount to be determined by the Director of Engineering Services, for the removal of dredge material from Town land in order to ensure that the removal, deposition and/or storage of such material is completed to the satisfaction of the Department of Engineering and in compliance with the approved plan and the conditions and specifications of the permit. The bond or security shall also ensure that any damage to Town land or other public property resulting from the work shall be repaired and/or replaced by the applicant to the satisfaction of the Town. Such bond shall be issued by a surety company authorized to do business in the State of New York, with an AM Best rating of A- or better, or cash, certified check on behalf of the applicant.~~
- B. Prior to the issuance of any permit under this Article, the applicant shall submit to the Director of Engineering Services and the Town Attorney a certificate of insurance from the applicant and/or the applicant's contractor(s) governing the deposition and/or removal of material to be authorized by the permit. The certificate of insurance shall be in the following; (a) comprehensive liability and property damage, \$2,000,000.00, per occurrence; (b) automobile liability and property damage, bodily injury and property damage, \$2,000,000.00, per occurrence; and (d) Worker's Compensation and Disability Benefits – Statutory Requirements. The Town of Huntington, the Town of Huntington Board of Trustees and the Huntington Town Board shall be named as Certificate Holders and additional insureds on these policies by endorsement (except the Worker's Compensation, Disability and Professional Liability coverage). The applicant and/or the applicant's contractor(s) shall also submit to the Director of Engineering Services an indemnification agreement in which the applicant and/or his contractor(s) shall agree to assume the defense of and indemnify and save harmless the town and its officers and employees from any and all claims arising out of or connected with the operations under such permit and from all acts,

omissions or negligence on the part of the applicant and/or his contractor(s), his agents or employees.

§ 137-28. Issuance of a permit; contents; term.

- A. Upon the adoption of a resolution directing issuance of a permit and upon compliance with all provisions of this chapter or the resolution directing issuance of the permit, the Department of Engineering Services shall issue said permit. Such permit shall contain the following statement: "The validity of this permit is or may be subject to the approval of other governmental or municipal authorities. The town accepts no responsibility in applying for or obtaining such approval. In the event that such approval is necessary, the holder of this permit may not commence operations hereunder until such approval has been obtained. The failure to obtain such approval, when required, prior to commencement of operations hereunder shall subject this permit to revocation in a manner set forth by this chapter.
- B. The term of the permit shall run concurrently with the permit issued by the New York State Department of Environmental Conservation, provided, however, that in the case of maintenance dredging the term of the permit shall be five (5) years.

§ 137-29. Display of permit; non-transferability; alteration; assignment; plans.

The permit applicant or his agent proceeding with operations approved shall carry on his person or have readily available the approved permit and show same to any agency or agent of the Town of Huntington, whenever requested.

- A. The permit shall be properly posted in a conspicuous place at the premises for which it is so issued as to be easily inspected. The permit shall be posted at all times during the performance of work and shall not be removed until the project is completed to the satisfaction of the Town. A property owner, permit holder and/or person-in-charge who fails to post a permit as required by this article shall be in violation of this article.
- B. No person shall permit or allow a permit to be posted at a premises other than the premises for which the permit is issued. In addition to any other penalty provided for herein, a stop-work order may be issued by the Town, and the permit may be revoked by the Director in a manner set forth by this chapter.
- C. It shall be unlawful to alter, obscure, deface, change or otherwise tamper with any portion of a permit issued under this article. In addition to any other penalty provided for herein, a stop-work order may be issued by the Town, and the permit may be revoked by the Director in a manner set forth by this chapter.
- D. A property owner and/or permit holder may assign a permit issued pursuant to this article to a new property owner if the property for which the permit was issued is sold or transferred before the work under the permit is completed. A copy of the new deed and the full name, address and telephone number of the new

owner(s) of the property shall be providing in writing to the Department of Engineering Services.

- E. A certified copy of the approved plans and specifications shall be kept at the premises at all times from the commencement of work to completion thereof. A complete copy of the plans and specifications shall be promptly provided to Town officers and/or inspectors upon request. Any person who fails, neglects or refuses to produce a certified copy of the plans and specifications upon demand as required by this section shall be in violation of this article. In addition to any other penalty provided for herein, a stop-work order may be issued by the Town, and the permit may be revoked by the Director of Engineering Services.

§ 137-30. Inspections.

The Town or its agents, and the Department of Maritime Services, may, at any time inspect the area from which material is being removed or the area in which it is being deposited.

§ 137-31. Standards for operations allowed under the permit.

All operations under a permit issued pursuant to this chapter shall be done in such manner that the removal or depositing of material and the redepositing and storage thereof shall not undermine, weaken nor deprive of support other lands in the vicinity, otherwise adversely affect the watercourses and wetlands of the town and the lands abutting, adversely affect the beauty or natural appearance of the general area, impede navigation, or unless the permit issued pursuant hereto shall expressly provide otherwise, substantially change the course of any channel or the natural movement or flow of any waters or cause or accelerate the drift of upland or underwater soil, shale, bog or mud, or adversely affect fish, shellfish, wildlife or other natural resources.

§ 137-32. Certification of Dredge material removed; compliance with this Article.

At the completion of the dredging of the material, the applicant shall submit to the Department of Engineering a certificate by a registered land surveyor or registered professional engineer, duly licensed by the State of New York, of the amount of the material removed and that the removal operations have been in compliance with the provisions of this chapter and the conditions imposed by the resolution directing the issuance of the permit. In computing the amount of material removed, the Town may, in its discretion, accept a certification of the amount of material deposited or stored as a result of such removal operations as the equivalent of the amount removed.

§ 137-33. Procedure upon completion.

Upon completion of the operations authorized hereunder, the person to whom the permit has been issued shall submit to the town a certificate from a registered land surveyor or registered professional engineer, duly licensed by the State of New York, that the work has been completed in accordance with this chapter and with the resolution of the Town Board directing the issuance of the permit. A survey and topographical map shall include

soundings of such area. The survey and topographical map shall show the depth of the area from which material has been removed and/or in which it has been deposited and the slopes of the area from which the material has been removed and/or on which it has been deposited. The horizontal control of said survey shall be based on the Long Island Zone of the New York State Plane Coordinate System (NAD-83). The vertical control for elevations and soundings shall be based on United States Coast and Geodetic Survey datum North American Vertical Datum 88 (NAVD-88).

ARTICLE VI  
CONSTRUCTION AND RECONSTRUCTION OF MARINE STRUCTURES

§ 137-34. Permit Required.

- A. No dam, impounding structure or other marine structure, including but not limited to an artificial obstruction, temporary or permanent, nor any dock, pier, bulkhead, seawall, jetty or other structure, temporary or permanent, floating or fast, used as a landing place on waters or pile, or dolphin, shall be erected or reconstructed by any person in or across lands underwater owned by the town or on private lands, nor shall any person place a privately maintained navigational aid in any watercourse without a permit issued pursuant to Subsection B hereof, provided, however that a permit shall not be required in the case of routine maintenance as defined by this chapter.
- B. Permit. A person desiring to construct or reconstruct such a dam or impounding structure or such dock, pier, wharf, bulkhead, seawall or jetty or to place privately maintained navigational aids in any watercourse shall submit a written verified application to the town for a Marine Conservation and Regulation of Marine Structures permit, on a form provided by the Department of Engineering Services. An original application for the permit and one electronic copy of such application shall be submitted to the Department of Engineering Services.
- (1) Such application shall contain, at a minimum, the following information:
- (a) The name, address and phone number of the applicant and the owner and a disclosure of name(s) and address(es) of any and all real parties in interest.
  - (b) The purpose of the proposed structure or the reason for the construction, minor reconstruction or substantial reconstruction.
  - (c) A specific description of the proposed minor reconstruction or substantial reconstruction.
- (2) Such application shall be accompanied by a complete set of plans and specifications prepared by a registered professional engineer licensed by the State of New York. Submitted plans shall be 8 ½" x 11" or 11" x 17." The location of the proposed structure shall be clearly indicated on the plans by reference to horizontal plane coordinates, which shall be based on

the Long Island Zone of the New York State Plane Coordinate System (NAD-83) and to vertical plane coordinates, which shall be based on North American Vertical Datum 88 (NAVD-88). Drawings shall contain sufficient detail for use as construction documents in the field, and shall include, but not be limited to: a plan view, cross section and elevation views of the proposed structure, as well as necessary details needed for construction.

- (3) Such application shall be accompanied by a survey and topographical map with contours at one-foot intervals showing the area from which removal and/or deposition is proposed, certified by a registered land surveyor or registered professional engineer licensed by the State of New York. Such survey and topographical map shall show the soundings of the area from which removal or in which deposition is proposed. The vertical control of said survey shall be based on NAVD-88.
- (4) A written estimate of the costs of such construction, minor reconstruction or substantial reconstruction prepared by a professional engineer licensed by the State of New York.

- (5) Such application shall be accompanied by an affidavit by the applicant or real party in interest that there is no prior unpermitted construction on the proposed site and explain whether there are applications pending with other municipal entities which maintain concurrent jurisdiction over the proposed construction. Any such unpermitted construction or prior applications must be fully disclosed in the affidavit. Failure to file the affidavit specified in this subsection shall result in the denial of the application for permit without the benefit of a Town Board hearing or environmental review.

- (6) A completed Environmental Assessment Form, Part I, as defined by 6 N.Y.C.R.R. Part 617.2(m); and
- (7) A Local Waterfront Revitalization Program (LWRP) Consistency form from the Department of Maritime Services, if the project lies within a Local Waterfront Revitalization Area.
- (8) Any other relevant information the Director of Engineering may require.

C. Proceedings for Category I; permit approvals; appeals.

- (1) Category I applications; public hearing required; construction and substantial reconstruction of a structure. Upon receipt of an application for the construction or substantial reconstruction of a marine structure for which a marine structure permit has not been previously issued by the Department of Engineering (formerly Building and Housing), the Department of Engineering Services shall forward such application to the Department of Maritime Services and the Town of Huntington

Conservation Board. The Department of Maritime Services and the Conservation Board shall review said application and submit their recommendation to the Town within forty-five (45) days of receipt of such application. If a recommendation is not submitted to the Town Board within forty-five (45) days of receipt of the application from the Department of Engineering Services, the town shall proceed to schedule a public hearing on the application. The town shall hold a public hearing on such application upon not less than 10 days' notice, to be published in the official newspaper of the Town. In addition, all owners within a radius of 500 feet from the perimeter of the property upon which the structure proposed for construction or substantial reconstruction is affixed shall be notified of the hearing by the applicant serving a copy of said notice by mail, mailed to said owners at the addresses shown on the current Town of Huntington assessment roll. The applicant shall submit proof of service to the Town Clerk not less than four days prior to the date of hearing. Failure of the applicant to timely submit such proof shall be deemed a withdrawal of the application.

(2) Category II applications; no public hearing required.

(a) Upon receipt of an application for minor reconstruction of a marine structure, including minor reconstruction that is landward of the mean high water line requiring access solely through the applicant's property, or the substantial reconstruction of a marine structure that has been previously issued a marine structure permit by the Department of Engineering Services (formerly Building and Housing), the Department of Engineering Services shall forward such application to the Department of Maritime Services. The Department of Engineering Services and Maritime Services shall review the application to ensure compliance with federal, state and local law requirements.

(b) The Director of Engineering shall notify that applicant in writing when the application is deemed complete. If the Director of Engineering determines that the application is complete and in accordance with the standards set forth in this chapter, as well as other applicable law, then the Director shall commence engineering review of the permit application. A public hearing shall not be required for the minor reconstruction of a marine structure.

(3) Appeals.

(a) An applicant denied a Category I or Category II permit under this section may appeal the denial to the Town. Such Town shall hear and decide appeals from and review any order, requirement, decision or determination made by a town department or agency charged with the enforcement of this chapter. The concurring vote

of a majority of the members of the Town Board or the Board of Trustees, whichever is applicable, shall be necessary to reverse any order, requirement, decision or determination of any such town department or agency; or to decide in favor of the applicant any matter upon which the Town is requested to pass under this chapter; or to effect any variation in such order, requirement, decision or determination after a public hearing upon such application, taking into consideration the following criteria:

- (i) The application, if granted, will not impede navigation nor conflict with §137-9(A)(6), as confirmed, in writing, by the Harbormaster's Office.
  - (ii) The application, if granted, will be in conformity with all codes, rules and regulations of the Building Code of the Town of Huntington, as confirmed, in writing, by the Director of Engineering Services.
- (b) Public hearing for appeals. The Town shall schedule such public hearing to be conducted by it within 60 days after receipt of an appeal submitted, in writing, by the applicant. The town shall hold a public hearing on such appeal upon not less than 10 days' notice, to be published in the official newspaper of the Town. In addition, all owners within a radius of 500 feet from the perimeter of the property upon which the structure proposed for construction or substantial reconstruction is affixed shall be notified of the hearing by the applicant serving a copy of said notice by mail, mailed to said owners at the addresses shown on the current Town of Huntington assessment roll. The applicant shall submit proof of service to the Town Clerk not less than four days prior to the date of hearing. Failure to timely submit such proof shall be deemed to be a withdrawal of the appeal by the applicant. The Town shall have the power in passing upon appeals to vary or modify the application of any of the regulations or provisions of this chapter relating to the construction or alteration of docks or other structures. The Town shall take into consideration the criteria listed in § 137-34(C)(3), so that the spirit of the local law shall be observed, public safety and welfare secured and substantial justice done.

D. Issuance of permit; permit term.

- (1) Upon compliance with all provisions of this chapter, and, in the case of a Category I permit, the adoption of a resolution by the Town directing such issuance, a Marine Conservation and Regulation of Marine Structures permit for the construction, minor reconstruction or substantial reconstruction of a structure governed by this chapter, and access relating thereto, may be issued by the Department of Engineering Services. The

permit shall contain a statement similar to that provided by §137-28 of this chapter.

- (2) Any person owning or maintaining a seasonal dock that desires to change the size, dimension or location of such dock after the issuance of the original permit shall reapply for a marine conservation permit.
- (3) The term of the permit shall run concurrently with the permit issued by the New York State Department of Environmental Conservation.

§ 137-35. Other required permits.

The submission of any approved permits which may be required by any federal, state governmental agency or entity or incorporated village shall not be a prerequisite to the filing of a permit application to the Town. This chapter does not obviate the necessity for the applicant to obtain the assent of or a permit required by any other agency before proceeding with operations under an approved Town permit. Approval of permits which may be required by the Town, any federal, state or local governmental agency or entity, including but not limited to the New York State Department of Environmental Conservation, New York State Department of State, Department of the Army Corps of Engineers, or an incorporated village or others, is solely the responsibility of the applicant. No operations shall be initiated by the applicant until such other permits as may be required are issued and submitted to town.

§137-36. Display of permit; non-transferability; alteration; assignment; plans.

- A. The permit shall be properly posted in a conspicuous place at the premises for which it is so issued as to be easily inspected. The permit shall be posted at all times during the performance of work and shall not be removed until the project is completed to the satisfaction of the Town. A property owner, permit holder and/or person-in-charge who fails to post a permit as required by this article shall be in violation of this article.
- B. No person shall be permit or allow a permit to be posted at a premises other than the premises for which the permit is issued. In addition to any other penalty provided for herein, a stop-work order may be issued by the Town, and the permit may be revoked by the Director in a manner in accordance with this chapter.
- C. It shall be unlawful to alter, obscure, deface, change or otherwise tamper with any portion of a permit issued under this article. In addition to any other penalty provided for herein, a stop-work order may be issued by the Town, and the permit may be revoked by the Director in the manner provided by this chapter.
- D. A property owner and/or permit holder may assign a permit issued pursuant to this article to a new property owner if the property for which the permit was issued is sold or transferred before the work under the permit is completed. A copy of the new deed and the full name, address and telephone number of the new

owner(s) of the property shall be providing in writing to the Department of Engineering Services.

- E. A certified copy of the approved plans and specifications shall be kept at the premises at all times from the commencement of work to completion thereof. A complete copy of the plans and specifications shall be promptly provided to Town officers and/or inspectors upon request. Any person who fails, neglects or refuses to produce a certified copy of the plans and specifications upon demand as required by this section shall be in violation of this article. In addition to any other penalty provided for herein, a stop-work order may be issued by the Town, and the permit may be revoked by the Director.

ARTICLE VII  
EMERGENCY MAINTENANCE; STORM DAMAGE

§ 137-37. Procedure for Performance.

- A. Emergency maintenance work, as defined herein, to be performed by the owner of an existing structure, shall be authorized by the Department of Engineering Services, by a Department of Engineering Services emergency maintenance permit, in lieu of a permit issued pursuant to Article VI of this chapter.
- B. The owner/applicant must submit an application to the Department of Engineering Services on a form provided by such Department. The application shall describe the work to be performed and the urgency of performing it without the reviews and safeguards provided by Article VI of the Marine Conservation and Regulation of Marine Structures Law.
- C. In the case of a storm damage event designated by the Supervisor, a property owner may be permitted to apply for an emergency maintenance permit under this Article.
- D. Repairs that include enlarging or extending an existing structure shall require a marine conservation and regulation of marine structures permit.

ARTICLE VIII  
ADMINISTRATION AND ENFORCEMENT

§ 137-38. Enforcement.

This chapter shall be enforced by the Department of Maritime Services, the Department of Engineering Services and any other Town Department the Town Board may designate.

§ 137-39. Stop-work orders.

- A. The Director of Engineering Services, in consultation with the Director of Maritime Services, or their designees may, in their sole discretion, order the work being performed on any property, including Town of Huntington Board of Trustee

underwater land, building or structure suspended forthwith if he or she has reasonable grounds to believe that the work is being performed in an unsafe and/or dangerous manner; or the work is not in conformity with the marine conservation and regulation of marine structures permit application, plans and/or specifications approved by the Department or with the permit issued by the Town; or the work is in violation of the Code of the Town of Huntington, the Building Code of the State of New York and/or other applicable law, ordinance, rule or regulation; or jeopardizes the health, welfare or safety of the public or surrounding community; or is injurious to Town property or the property of others.

- B. The stop-work order shall be in writing and shall state the conditions under which the work may be resumed. The permit holder shall be provided with a copy of the stop-work order by delivering same to him or her in person, or to their agent or person in charge of the property or work; or by posting the stop-work order in a conspicuous place on the property. In all instances a copy of the stop-work order shall be mailed by the Department of Engineering Services to the permit holder or to the property owner by certified mail to the address shown on the application for a building permit.
- 
- C. It shall be unlawful for any person to remove, alter, obscure, deface, change or otherwise tamper with any portion of a stop-work order that has been posted by the Town. In addition to any other penalty provided for herein, the permit may be revoked by the Director of Engineering Services.
- D. Upon the issuance of a stop-work order, all activities shall be immediately suspended until the stop-work order is rescinded. Notwithstanding the issuance of a stop-work order, the Director of Engineering Services, in consultation with the Director of Maritime Services, or their designees, may, in their sole discretion, permit any part of the work to continue if, in his or her judgment, same is necessary to protect the health and safety of persons; or to preserve and safeguard the premises or any portion of the buildings or structures located therein; or to protect the surrounding community or Town property or the property of others. Such officials may also require the property owner and/or permit holder to take such temporary action as is deemed necessary by the Town to protect the site or the welfare and safety of persons or property pending resolution of the stop-work order. It shall be unlawful and a violation of this section for any person to perform any work or other activity in violation of a stop-work order issued by the Town; or to deviate in any way from the work or activity permitted by the Town pending resolution of the stop-work order; or to disobey a lawful order of the Town. In addition to any other penalty provided for herein, the permit may be revoked by the Director of Engineering Services in the manner provided by this chapter.

§ 137-40. Revocation of Marine Conservation and Regulation of Marine Structures Permit.

The Director of Engineering Services or his designee may revoke a Marine Conservation and Regulation of Marine Structures permit in the following instances:

- A. Where he finds that there has been any false statement or misrepresentation as to a material fact in the application, plans or specifications and any other information upon which the Marine Conservation and Regulation of Marine Structures permit was based.
- B. Where he finds that the Marine Conservation and Regulation of Marine Structures permit was issued in error and should not have been issued in accordance with the applicable law.
- C. Where he finds that the work performed under the Marine Conservation and Regulation of Marine Structures permit has not been conducted in accordance with the permit or permit application; plans or specifications; New York State Building Codes; zoning code or other regulation of the Town of Huntington.
- D. Where he finds that the work performed under the Marine Conservation and Regulation of Marine Structures permit has not been performed in accordance with any condition, restriction, grant or determination of the Huntington Town Board, the Town of Huntington Board of Trustees, the Zoning Board of Appeals, Planning Board or Director of Planning.
- E. Where the person to whom a Marine Conservation and Regulation of Marine Structures permit has been issued fails or refuses to comply with a stop work order.
- F. Where the owner or other person or entity against whom a notice of violation has been issued has been given an opportunity to comply with a lawful order of the Director of Engineering Services, the Director of Maritime Services, or their designee, and has failed or refused to comply with such order.

§ 137-41. Procedure for Revocation of a Marine Conservation Law and Regulation of Marine Structures Permit.

A Marine Conservation and Regulation of Marine Structures Permit may be revoked in the same manner as a Certificate of Completion or Letter in Lieu, except if the basis for the revocation is §137-40(B), in which case such revocation shall be effective upon a mailing advising the property owner, his agent, or person in charge of the property that the permit is revoked and the reason(s) thereof. Such mailing shall be accomplished by regular and certified mail, return receipt requested, and addressed to the last known address of the proposed recipient.

§ 137-42. Revocation of a Certificate of Completion or Letter-in-Lieu.

The Director of Engineering Services or his designee may revoke a certificate of completion or letter-in-lieu in the following instances:

- A. Where he finds that there has been any false statement or misrepresentation as to a material fact in the application, plans or specifications and any other information

upon which the Marine Conservation and Regulation of Marine Structures Permit, certificate of Completion or letter-in-lieu was based.

- B. Where he finds that the Marine Conservation and Regulation of Marine Structures permit, certificate of Completion or letter-in-lieu was issued in error and should not have been issued in accordance with the applicable law.
- C. Where he finds that the work performed under certificate of Completion or letter-in-lieu has not been conducted in accordance with the permit or permit application; plans or specifications; New York State Building Codes; zoning code or other regulation of the Town of Huntington.
- D. Where he finds that the work has not been performed in accordance with any condition, restriction, grant or determination of the Huntington Town Board, the Town of Huntington Board of Trustees, the Zoning Board of Appeals, Planning Board or Director of Planning.

§ 137-43. Suspension of a Certificate of Completion or Letter-in-Lieu.

Every project issued a certificate of completion for a dredging and/or removal of material pursuant to Article V of this chapter and every marine structure issued a certificate of completion or a letter-in-lieu structure pursuant to Article VI of this chapter shall be maintained and/or utilized in such manner as to not jeopardize the health, safety and/or welfare of persons or property. The Director of Engineering Services may suspend a certificate of Completion or letter-in-lieu where, in his judgment or upon the written recommendation of the Director of Maritime Services, the land, underwater land, or structure is being maintained, or the use thereof is being carried out, in such an unsafe and hazardous manner as to jeopardize the health, safety and welfare of persons or property. Such suspension shall remain in place until the hazardous, unsafe or dangerous condition is remedied by the owner or an appeal has been taken and the issue decided.

§ 137-44. Notice of Revocation or Suspension of Certificate of Completion or Letter-in-Lieu.

- A. Prior to the revocation or suspension of a Marine Conservation and Regulation of Marine Structures certificate of completion or letter-in-lieu, the Director of Engineering or his designee shall prepare a report outlining the reason(s) for the proposed revocation or suspension of the certificate of completion or letter-in-lieu. A copy of the report shall be mailed to the property owner at the address shown on the most current assessment roll maintained by the Town Assessor, or to his agent, or person-in-charge of the property, together with a Notice of Hearing which shall contain the following:
  - (1) A description of the property.
  - (2) In the case of a proposed suspension, a description of the unsafe, unsanitary or dangerous condition, and the portion(s) of the land, underwater land, or structure that must be secured or repaired, or

demolished and removed. A statement that the remediation or abatement must commence immediately upon the service of the notice and completed within a specified date. Such period may be extended for good cause shown, as long as it can be demonstrated that remedial measures have been started and the delay is not under the control of or due to the actions of the person to whom the notice was issued. A statement that in the event of the failure or refusal of the person to whom the Notice is issued to bring the property into compliance by the date on the Notice or approved date of extension, an administrative hearing will be held on the issue of suspension of the certificate.

- (3) The date, time and place of the scheduled administrative hearing before either the Town Board or an Administrative Hearing Officer to determine whether the certificate should be revoked or suspended.
- (4) Amendment, modification or withdrawal. The Director or his designee may amend, modify or withdraw any Notice issued if, in his judgment, the circumstances warrant such action provided the amended or modified Notice is served as provided in 137-44(A)(4) herein within five (5) days of service of the original Notice, and a hearing has not occurred.
- (5) Service of the Notice. The Notice of Hearing and Report shall be served either personally in accordance with the CPLR; or by registered or certified mail, return receipt requested, and by regular mail; addressed to the property owner at the last address shown on the most current assessment roll of the Town Assessor, or to the owner's agent at the last known address, or person-in-charge of the property.

§ 137-45. Administrative hearing.

- A. An administrative hearing may be held before a duly appointed Administrative Hearing Officer. Hearings may be adjourned only upon good cause shown.
- B. The Hearing Officer may consider the evidence and shall submit his or her findings and recommendations to the Director of Engineering for ultimate determination. A copy of the Hearing Officer's report shall be filed with the Town Clerk and served in the same manner as the Notice of Hearing. Such mailing shall include a statement that the recipient has five (5) days from receipt of the report to submit to the Director of Engineering his written objections to the Hearing Officer's findings and recommendations. The Director shall consider the written objections and the Hearing Officer's report, and may adopt or reject, in whole or in part any portion thereof as he or she deems advisable or necessary under the circumstances. The Director's determination shall be final, and shall be filed in the Office of the Huntington Town Clerk and mailed to the person(s) to whom the original Notice was served by regular mail and by registered or certified mail, return receipt requested.

- C. Conduct of hearings. At the administrative hearing the person to whom a Notice has been issued shall be entitled to be represented by legal counsel and provided with an opportunity to be heard. He may present the testimony of witnesses, experts and other evidence in his own behalf as he deems necessary and relevant to the subject matter of the hearing. All hearings shall be recorded.

§ 137-46. Action upon non-appearance or non-compliance.

Upon the failure, neglect or refusal of the owner, his agent, or person-in-charge of the property to appear at the administrative hearing; or to abate the hazardous condition; or if the mailing is returned by the Post Office because of the inability to make delivery for any reason, as long as the Notice was properly addressed, at the election of the Director of Engineering the certificate may be revoked or suspended for the reasons set forth in the Director's original report. The Director's determination shall be final, and shall be filed in the Office of the Huntington Town Clerk and mailed to the person(s) to whom the original Notice was served by regular mail and by registered or certified mail, return receipt requested.

§ 137-47. 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.

- (A) (1) Any person, owner, business entity, general agent, person-in-charge of the premises, architect, engineer and/or contractor who commits or permits any act in violation of this chapter shall be deemed to have committed an offense and shall upon conviction thereof be subject to a fine or penalty of not less than two hundred fifty (\$250) dollars nor more than five thousand (\$5,000) dollars, or by imprisonment not exceeding fifteen (15) days, or by both such fine and imprisonment for a conviction of a first offense.
- (2) Any person, owner, business entity, general agent, person-in-charge of the premises, architect, engineer and/or contractor who, commits or permits any act in violation of this chapter after having been convicted of a violation within the preceding five (5) years shall upon conviction thereof be subject to a fine or penalty of not less than two thousand (\$2,000) dollars nor more than ten thousand (\$10,000) dollars, or by imprisonment not exceeding fifteen (15) days, or by both such fine and imprisonment;
- (3) For the purposes of §137-47(A)(1) through (2), each day or part thereof such violation continues, following notification by the Town or service of a summons, shall constitute a separate offense, punishable in like manner.

- (B) Violation of 137-39 (C). Notwithstanding the provisions of §137-39(A), any person or business entity who is the owner or is in charge of the property where a violation of §137-39(C) has committed or exists, or who has commits an offense against § 137-39(C), or has control of the property and permits such offense to exist shall be guilty of a misdemeanor, punishable by a fine or penalty of not less than one thousand (\$1,000) dollars nor more than five thousand (\$5,000) dollars, or by imprisonment not exceeding three (3) months, or both such fine and imprisonment upon a conviction for a first offense; upon a conviction of a second offense, within the period of five (5) years of a first conviction, a fine of not less than two thousand (\$2,000) dollars nor more than ten thousand (\$10,000) dollars, or by imprisonment not exceeding six months, or by such fine and imprisonment; and upon conviction of a third or subsequent offense, within five (5) years of the first and second conviction, a fine of not less than four thousand (\$4,000) dollars nor more than fifteen thousand (\$15,000) dollars or by imprisonment not exceeding nine (9) months, or by both such fine and imprisonment.
- (C) 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 any part thereof; an action to compel compliance with or to restrain by injunction the violation of this chapter; 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 or from a duly appointed hearing officer whenever permitted by law. 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.
- (D) In any civil or equitable action or proceeding commenced in the name of the Town of Huntington for violations of this chapter, if the Town is successful in its action or proceeding, it can expect attorney fees to be paid in addition to other fines and penalties.
- (E) No oversight or dereliction of duty on the part of the Town shall serve to legalize the maintenance, erection, construction, minor reconstruction, substantial reconstruction alteration of a structure governed by Article VI or the use of such structure which does not conform to the provisions of this chapter or other applicable local, state and/or federal law, rule, ordinance or regulation.

Section 2. Severability.

If any section, provision or part thereof in this chapter shall be adjudged invalid or unconstitutional by a court of competent jurisdiction, then such adjudication shall not affect the validity of the chapter as a whole or any section, provision or part thereof not so adjudged invalid or unconstitutional.

Section 3. Effective Date.

# 2016-156

This Local Law shall take effect thirty (30) days after filing with the Secretary of State.

ADDITIONS ARE INDICATED BY UNDERLINE.

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

DELETIONS ARE INDICATED BY BRACKETS.

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.

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 4 - 2016 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 198 (ZONING), ARTICLE V (INDUSTRIAL DISTRICTS), SECTION 198-34 (I-1 LIGHT INDUSTRY DISTRICT).

Resolution for Town Board Meeting dated: March 8, 2016

The following resolution was offered by: Supervisor Petrone

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

WHEREAS, the Zoning Code enables a Zoning Board of Appeals special use permit process to permit restaurants and other service uses in office and industrial buildings in industrial zoning districts, but it also prohibits any parking variances on those properties; and

WHEREAS, these uses were rare in office and industrial buildings in the 1960s and 1970s but are now considered desirable amenities that add value to industrial and office buildings; and

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WHEREAS, removing the prohibition on parking variances would still require that these uses obtain Zoning Board of Appeals approval, but would also allow the Zoning Board of Appeals to consider any parking variance applications on their own merits; and

WHEREAS, the Town Board, 100 Main Street, Huntington, NY 11743 is the Lead Agency as it is the only agency authorized to amend the Huntington Town Code; and

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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

NOW THEREFORE BE IT

RESOLVED, that the Town Board hereby adopts the Environmental Assessment Form prepared by the Department of Planning and Environment and issues a Negative Declaration in accordance with Article 8 of the Environmental Conservation Law on the proposed Zoning Code amendment, and additional information concerning the SEQRA process can be obtained from the Department of Planning and Environment, 100 Main St., Room 212, Huntington, NY 11743, phone: (631) 351-3196, e-mail: [planning@huntingtonny.gov](mailto:planning@huntingtonny.gov); and

BE IT FURTHER RESOLVED

THE TOWN BOARD, having held a public hearing on the 10th day of February, 2016 at 7:00 PM to consider adopting Local Law Introductory No. 4 - 2016 amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article V (Industrial Districts), Section 198-34 (I-1 Light Industry District), and due deliberation having been had;

2016-157

HEREBY ADOPTS Local Law Introductory No. 4 – 2016 as follows:

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

LOCAL LAW NO. 11 -2016  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 198 (ZONING) ARTICLE V (INDUSTRIAL DISTRICTS)  
SECTION 198-34 (I-1 LIGHT INDUSTRY DISTRICT)

Section 1. Amendment to Chapter 198 (Zoning), Article V (Industrial Districts), Section 198-34 (I-1 Light Industry District) of the Code of the Town of Huntington, as follows:

CHAPTER 198 (ZONING)  
ARTICLE V (INDUSTRIAL DISTRICTS)

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

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- \* \* \*
- F. Supplementary use regulations and conditionally permitted uses. See Article XI. In addition, the following may be allowed subject to the issuance of a special use permit by the Board so authorized pursuant to §198-66 of this chapter.
- \* \* \*
- (3) Restaurants and food shops (but not to include drive-thru windows); personal service shops limited to hair cutting, nail salons, shoe repair, tailoring or dry-cleaning pickup stations; the retail sales of newspapers and magazines; card stores; candy (confectionery) stores; and health and racquet clubs, provided that:
- \* \* \*
- (e) No additional parking shall be required for such permitted accessory restaurant, personal service, retail or health club use, and all parking shall be provided at the rate required for the office use of the building. [Any variance of required parking and/or required parking buffers and/or setbacks to allow the uses in this subsection, shall foreclose any and all such uses.]
- (4) Restaurants, but not to include drive-thru windows in industrial buildings, provided the following:
- \* \* \*
- (d) No additional parking shall be required for the accessory restaurant use of a portion of the building, and all parking shall be provided at the rate required for the industrial use of the building. [Any variance of required

parking and/or required parking buffers and/or setbacks to allow the uses in this subsection, shall foreclose any and all such uses.]

\* \* \*

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.

2016-158

ENACTMENT: AUTHORIZE THE SUPERVISOR TO EXECUTE LICENSE AGREEMENTS WITH VARIOUS SPORTS RELATED ORGANIZATIONS FOR THE USE OF TOWN FACILITIES

Resolution for Town Board Meeting Dated: March 8, 2016

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

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Town Board has considered License Agreements with various sports related organizations in the Town of Huntington for the use of Town of Huntington facilities; and

WHEREAS, the execution of a license agreement for this purpose is not an action as defines by 6 N.Y.C.R.R. §617.2 and, therefore no further SEQRA review is required.

NOW, THEREFORE,

THE TOWN BOARD, having held a public hearing on the 8<sup>th</sup> day of March, 2016 to consider license agreements with various sports related organizations for the use of Town facilities and due deliberation having been had,

HEREBY AUTHORIZES the Supervisor to execute License Agreements with various sports related organizations for the use of Town facilities enumerated in the attached Schedule "A", for a period of one (1) year commencing on April 1, 2016 and terminating on March 31, 2017, each with a license fee of FIFTY AND NO/100 DOLLARS (\$50.00) to be deposited in Parks and Recreation Fees Account A2001, 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.

2016-158

Schedule "A"

	<u>Location</u>
Commack North Little League 275 Townline Road East Northport, New York 11731	Cedar Road Park
Huntington Tri-Village Little League 103 Dawson Drive Greenlawn, New York 11740	Greenlawn Park
Commack South Little League 8 Cedar Crest Drive Dix Hills, New York 11746	Commack Park
Huntington Sports League 53 Conklin Lane Huntington, New York 11743	Mill Dam Park
Larkfield Little League 304 10 <sup>th</sup> Avenue East Northport, New York 11731	John Walsh Park
Half Hollow Hills Little League 27 Jagger Court Melville, New York 11747	Otsego Park
St. Hughs/St. Elizabeth Youth League 35 Woodoak Lane Huntington, New York 11743	Terry Farrell & Peter Nelson Park
Huntington Youth Football League 278 Red Maple Dr. South Levittown, New York 11756	Manor Park
HBC (Huntington Boys Club Soccer) 7 Norman Court Dix Hills, New York 11746	Half Hollow Park
Cold Spring Harbor Soccer PO Box 89 Cold Spring Harbor, New York 11724	Breezy Park
Northport Youth Football League PO Box 408 East Northport, New York 11731	Veterans Park

2016- 159

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: March 8, 2016

The following resolution was offered by: Councilwoman Berland

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, on February 10, 2016 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 are being evaluated and considered for further action(s) to be taken; and

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

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

NOW THEREFORE,

THE TOWN BOARD

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

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

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



**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
62	26 Corlett Place Huntington Station	0400-099.00-05.00-081.000	Kevin M. Enright 26 Corlett Place Huntington Station, NY 11746-1012	12/16/2015	\$ 2,500.00
212	116 Taylor Street Centerport	0400-039.00-02.00-020.000	Nora Brattoya 116 Taylor Street Centerport, NY 11721-1335	1/7/2016	\$ 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**

2016-159

PREVIOUS EXHIBITS- SCHEDULE A	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	NOTIFICATION DATE	BLIGHT DESIGNATION DATE
62	26 Corlett Place Huntington Station	0400-099.00-05.00-081.000	Kevin M. Enright Corlett Place Huntington Station, NY 11746- 1012	12/16/2015	2/10/2016
212	116 Taylor Street Centerport	0400-039.00-02.00-020.000	Nora Brattoya Taylor Street Centerport, NY 11721-1335	1/7/2016	2/10/2016

-SCHEDULE B-

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

2016-159

PREVIOUS EXHIBITS-SCHEDULE A	PROPERTY ADDRESS	TAX ID #	PROPERTY OWNER / MAILING ADDRESS	BLIGHT DESIGNATION DATE	ANNUAL REGISTRATION FEE
113	1 Lemington Court Northport	0400-003.00-02.00-002.000	Jonathan Scott Jacqueline Scott 1 Lemington Court Northport, NY 11768	3/7/2014	\$ 2,500.00
114	7 W. 14th Street Huntington Station	0400-142.00-03.00-153.000	Andrew Chernovsky Chernovsky Lefferts Avenue East Northport, NY 11731	3/19/2014	\$ 2,500.00
42	11 Split Rock Court Dix Hills	0400-253.00-01.00-040.000	Nadim Ahmed 11 Split Rock Court Dix Hills, NY 11746	4/12/2012	\$ 2,500.00
66	33 Keeler Street Huntington Station	0400-206.00-03.00-071.000	Cynthia Cubero 33 Keeler Street Huntington Station, NY 11746-5328	8/30/2012	\$ 2,500.00
41	34 Shady Lane Huntington	0400-157.00-02.00-054.000	Bette Kalpakis c/o J. Kalpakis 229 Post Avenue Westbury, NY 11590-3021	4/17/2012	\$ 2,500.00
24	35 Vanderbilt Parkway Dix Hills	0400-245.00-03.00-052.000	Eun Hee-Choi Soon Ja Choi 35 Vanderbilt Parkway Dix Hills, NY 11746	1/25/2012	\$ 2,500.00

-SCHEDULE D-  
 PERSISTENT BLIGHT

2016-159

**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**

156	82 11th Avenue Huntington Station	0400-136.00-04.00-082.000	Winfred L. Owens Mona P. Owens 82 11th Avenue Huntington Station, NY 11746-2226	1/12/2015	\$2,500.00
30	108 E. 2nd Street Huntington Station	0400-147.00-05.00-020.000	Michael Williamson 30 E. 11th Street Huntington Station, NY 11746-1701	2/16/2012	\$ 2,500.00

-SCHEDULE D-  
 PERSISTENT BLIGHT

2016-160

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

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by: Councilwoman Berland

and seconded by: **SUPERVISOR PETRONE**

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

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

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

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

NOW, THEREFORE, THE TOWN BOARD

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

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

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

HEREBY SCHEDULES a public hearing to be held on the **5<sup>th</sup>** day of **APRIL**, 2016 at **2:00** p.m. at Huntington Town Hall, 100 Main Street, Huntington, New York, to consider authorizing various actions be taken with regard to blighted properties to bring about compliance with Article VII, Chapter 156 of the Code of the Town of Huntington.

2016-160

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.

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

EX. #	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	NOTIFICATION DATE	ANNUAL REGISTRATION FEE
214	5 Arielle Court, Dix Hills	0400-214.00-02.00-118.005	Chaitanya Krishna Divya Krishna 5 Arielle Court Dix Hills, NY 11746-4889	2/8/2016	\$ 2,500.00
213	29 Leonard Drive, E. Northport	0400-083.00-01.00-075.000	Joseph McGroarty 29 Leonard Drive E. Northport, NY 11731-1421	2/3/2016	\$ 2,500.00

2016-160

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 11 -2016, AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 194 (CHILD PROTECTION ACT)

Resolution for Town Board Meeting dated: March 8, 2016

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town Board understands that the State of New York has enacted legislation safeguarding children against the acts of sex offenders, and such legislation pre-empts and supersedes the Board's local authority to enact such legislation in all respects; and

WHEREAS, the Town Board has no choice but to update the Code so as to remove previously-enacted legislation protecting the rights of minors; 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 THE TOWN BOARD

HEREBY SCHEDULES a public hearing to be held on the ~~5th~~ day of **APRIL**, 2016 at **2:00** p.m. at Huntington Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. 11 -2016 amending the Code of the Town of Huntington, Chapter 194 (Child Protection Act); as follows:

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

LOCAL LAW INTRODUCTORY NO. 11-2016  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 194 (CHILD PROTECTION ACT)

Section 1. Amendment to the Code of the Town of Huntington, Chapter 194 (Child Protection Act); as follows:

CHAPTER 194  
[CHILD PROTECTION ACT]  
RESERVED FOR FUTURE USE

[ARTICLE I]

[SEX OFFENDER RESIDENCY RESTRICTION]

[§194-1.] [Legislative intent.]

[A.] [The Town Board finds that sex offenders pose a significant threat to the health and safety of the community and especially to children, whose age and inexperience makes them particularly vulnerable to the heinous and reprehensible acts of these offenders; and]

[B.] [The Board finds that the rate of recidivism is high and programs designed to treat and rehabilitate these types of offenders have been largely ineffective. Limiting the frequency of contact between registered sex offenders and areas where children are likely to congregate reduces the opportunity and temptation, and can minimize the risk of repeated acts against minors; and]

[C.] [It is the intention of the Town Board to exercise its authority pursuant to Article IX, § 2(c)(i) and (ii)(10) of the New York State Constitution, § 10(1)(ii)(a)(12)&(d)(3) of the Municipal Home Rule Law, § 64(22) and § 130(11) and (15) of the Town Law, and any other applicable or successor law, presently in existence or hereinafter enacted, to protect and safeguard the lives and well-being of the community, and especially children from registered sexual predators while children are in close proximity to schools, daycare centers, day camps, parks and playgrounds; and]

[D.] [After careful consideration, the Town Board finds that this legislation is the most narrowly tailored means of limiting, to the fullest extent possible, the opportunity for registered sex offenders to approach or otherwise come in contact with children in places where children would naturally congregate, and that the protection of our residents is a compelling governmental interest.]

[E.] [By the enactment of this or any other legislation, the Town Board understands that it cannot remove the threat posed to or guarantee the safety of minors, or assure the public that registered sex offenders will comply with the mandates of this statute. This legislation is intended to create a civil, non-punitive regulatory scheme in order to protect minors to the extent possible under the circumstances and not as a punitive measure of any kind.]

[§194-2.] [Definitions.]

[As used in this Chapter, the following terms shall have the meanings indicated:]

[CHILD OR CHILDREN Persons under eighteen (18) years of age.]

[CHILD DAYCARE CENTERS Any licensed establishment where a child or children are cared for on a regular basis and such service is provided away from the child's residence for less than twenty-four hours per day by someone other than the parent, step-

parent, guardian, or a relative of the child, whether public, private or parochial, and whether or not such service is provided for compensation of any kind. Daycare centers shall include licensed after-school programs and daycare programs. For the purpose of this Article, the term "child daycare center" shall not apply to services provided in a private dwelling, unless such dwelling is duly licensed by the appropriate agency to provide such service.]

[MINOR Persons under eighteen (18) years of age.]

[PARK Includes active and passive public land designated for recreational or athletic use by the Town of Huntington, County of Suffolk, State of New York, the United States of America or other governmental subdivision, and located within the Town of Huntington. For the purposes of this Chapter, the term "park" shall include beaches.]

[PLAYGROUND Public land designated for recreational or athletic purposes by any school district, library district, Town of Huntington, County of Suffolk, State of New York, the United States of America or other governmental subdivision, and located within the Town of Huntington.]

[SCHOOL Includes any portion of private or public land, buildings or structures utilized primarily for public or private education, as defined by the New York State Department of Education and/or the New York State Education Law, and includes but is not limited to, pre-schools, kindergartens and nursery schools, elementary, primary, intermediate, junior high, middle and secondary schools, high schools, vocational, and special education schools. For the purposes of this Chapter, the term "school" shall include "child daycare centers," and exclude vocational and special education schools that provide services to those over eighteen years of age.]

[SEX OFFENDER OR SEXUAL PREDATOR Any person who is a resident of the Town of Huntington and has been convicted of an offense provided in § 168-A(1), (2), (3), (7) and (8) of the New York State Correction Law or any successor or applicable law, where the victim was a minor, except Level One offenders as set forth in § 168-l(6)(a) of the Correction Law or successor law. The use of one term shall be deemed to include the other.]

[REGISTERED SEX OFFENDER A sex offender who is required to register with the New York State Division of Criminal Justice Services, or other agency having jurisdiction, pursuant to the provisions of Article 6-C of the Correction Law of the State of New York, or other applicable or successor law, whether or not the sex offender has actually registered in compliance with the law or order of the court of competent jurisdiction. For the purpose of this Chapter, a registered sex offender shall not include Level One offenders as set forth in § 168-l(6)(a) of the Correction Law or successor law.]

[RESIDENCE A place where a person sleeps, which may include more than one location, and may be mobile or transitory.]

[§194-3.] [Residency restrictions.]

[A.] [It shall be unlawful for a registered sex offender to establish a residence or domicile within the limits set forth below:]

[(1)] [One-quarter mile (1,320 feet) of the property line of any land utilized, in whole or in part, as a school, child daycare center or day camp; and]

[(2)] [One quarter mile (1,320 feet) of the property line of any land utilized, in whole or in part, as a park, beach or playground.]

[B.] [It shall be unlawful for a property owner or person in charge of property to knowingly or recklessly lease or sublease his property to a registered sex offender, or to otherwise permit or allow such offender to establish a residence or be domiciled at his premises, if the property is located within an area prohibited by this Chapter.]

[§194-4. through § 194-5. (Reserved)]

[§194-6.] [Exemptions.]

[The provisions of this Article shall not apply to a registered sex offender or registered sexual predator under the following circumstances:]

[A.] [If the registered sex offender or registered sexual predator has established a residence or domicile before October 31, 2005; or]

[B.] [If the registered sex offender has established a residence or domicile before February 6, 2007 on property whose closest lot line is within one thousand one (1,001) feet and one-quarter mile (1,320 feet) of property used as a school, child daycare center or day camp.]

[C.] [If the registered sex offender has established a residence or domicile before February 6, 2007 on property whose closest lot line is within five hundred one (501) feet and one-quarter mile (1,320 feet) of property used as a park, beach or playground.]

[D.] [A school, child daycare center, day camp, park, playground or beach is newly located and the registered sex offender has already established a residence or domicile which would, by virtue of the location of the new facility, be prohibited by this legislation.]

[E.] [If the registered sex offender is required to reside or be domiciled at a location fixed by order of a Court of competent jurisdiction, or by any federal, state or county agency having jurisdiction thereof.]

[§194-7.] [Affirmative defense.]

[In any prosecution for a violation of the provisions of this Chapter, it is an affirmative defense that the sexual offender has established a residence or a domicile at a prohibited location prior to the applicable period set forth in this Chapter. A defendant who raises this affirmative defense has the burden of proof by clear and convincing evidence.]

[§194-8.] [Filing of a map.]

[The Director of Planning and Environment shall file a map showing the areas prohibited by this Article where sex offenders cannot establish a residence or be domiciled, and such map shall be updated and filed with the Huntington Town Clerk every thirty (30) days.]

[§194-9.] [Enforcement and Penalties for Offenses.]

[A.] [A registered sex offender who resides or is domiciled within an area prohibited by this Article shall, upon written notice from the Director of Public Safety, permanently ~~discontinue said residence or domicile within forty-five (45) days of receipt of such~~ notice. The notice may be in the form acceptable to the Director of Public Safety, and shall be mailed by the Department of Public Safety by certified or registered mail, return receipt requested and by regular mail. Proof that the registered sex offender has permanently relocated shall be provided by the offender to the Director of Public Safety within thirty (30) days of such relocation.]

[B.] [~~In the event the registered sex offender fails, refuses and/or neglects to relocate or otherwise does not cease using the location as his/her place of residence or domicile, then he/she shall be deemed to have committed an offense against the provisions of this chapter, and shall be liable for such violation and the penalty therefor, and shall upon conviction thereof, be subject to a fine of Two Thousand Five Hundred (\$2,500) Dollars per offense. Each week, or part thereof, such violation continues following notification by the Town, or service of a notice of violation or summons shall constitute a separate offense, punishable in like manner.]~~

[C.] [A property owner or person in charge of property who violates the provisions of § 194-3(B) shall be deemed to have committed an offense against this Chapter, and shall upon conviction thereof be subject to a fine or penalty of Two Thousand Five Hundred (\$2,500) Dollars for a conviction of a first offense; upon the occurrence of a second or subsequent offense, the property owner or person in charge of property shall be deemed to have committed a misdemeanor and upon conviction thereof shall be subject to a fine or penalty of Two Thousand Five Hundred (\$2,500) Dollars or imprisonment not exceeding six (6) months, or by both such fine and imprisonment. Each week, or part thereof, such violation continues following notification by the Town, or service of a notice of violation or summons shall constitute a separate offense punishable in like manner.]



2016-162

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 12 – 2016 AMENDING THE CODE OF TOWN OF HUNTINGTON, CHAPTER 198 (ZONING), ARTICLE XVIII (ADMINISTRATION AND ENFORCEMENT), ARTICLE XIX (ZONING MAP AMENDMENTS), AND ARTICLE XX (ACCESSORY APARTMENTS)

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by: Supervisor Petrone

and seconded by: COUNCILMAN CUTHBERTSON

WHEREAS, the Town Board intends to update the Town Code to comply with amendments to applicable state statutes, and to provide for a uniform administration of the Code; and

WHEREAS, pursuant to §617.5(c)(20) and (7) 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 5<sup>th</sup> day of APRIL, 2016 at 2:00 p.m., at Town Hall, 100 Main Street, Huntington, New York to consider adopting Local Law Introductory No.: -2016, amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article XVIII (Administration and Enforcement), Article XIX (Zoning Map Amendments), and Article XX (Accessory Apartments); as follows:

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

LOCAL LAW INTRODUCTORY NO. 12- 2016

AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 198 (ZONING), ARTICLE XVIII (ADMINISTRATION AND  
ENFORCEMENT), ARTICLE XIX (ZONING MAP AMENDMENTS), AND  
ARTICLE XX (ACCESSORY APARTMENTS)

Section 1. Chapter 198 (Zoning), Article XVIII (Administration and Enforcement), Article XIX (Zoning Map Amendments), and Article XX (Accessory Apartments), are hereby amended, as follows:

2016-162

CHAPTER 198  
ZONING

\* \* \*

ARTICLE XVIII  
ADMINISTRATION AND ENFORCEMENT

\* \* \*

§198-125. 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.

A. Except as set forth in Article XX (Accessory Apartments), for each violation of the provisions of this chapter, including but not limited to violations of conditions imposed by the Town Board, Planning Board and/or Zoning Board of Appeals, the owner, general agent, person in charge of the premises, architect, engineer and/or contractor of the building, structure or premises where such violation has been committed or exists shall be held liable, on conviction thereof, to a fine or penalty of not less than one thousand (\$1,000) dollars ~~nor more than five thousand (\$5,000) dollars, or by imprisonment not exceeding fifteen (15) days, or by both such fine and imprisonment~~ for a conviction of a first offense; upon a conviction of a second violation where the offense is committed within a period of five (5) years of the first conviction, a fine of not less than two thousand (\$2,000) dollars nor more than ten thousand (\$10,000) dollars, or by imprisonment not exceeding fifteen (15) days, or by both such fine and imprisonment; and upon conviction of a third or subsequent violation where the offense is committed within a period of five (5) years of the first and second convictions shall constitute a misdemeanor punishable by a fine of not less than four thousand (\$4,000) dollars nor more than fifteen thousand (\$15,000) dollars or imprisonment not to exceed six (6) months, or both such fine and imprisonment. Each day, or part thereof, such violation continues following notification by the Town or service of a summons shall constitute a separate offense punishable in like manner.

\* \* \*

ARTICLE XIX  
ZONING MAP AMENDMENTS

\* \* \*

§198-131. Public hearing; notice requirements; decision of the Board.

- A. Public Hearing. The Town Board shall fix the time and date of any public hearing for a change of zone or for a recession or modification of the covenants and restrictions established by the Board. The Huntington Town Clerk shall publish notice of the public hearing in the official newspaper(s) of the Town and post such notice on the official signboard maintained by the Town Clerk at least 10 days prior to the scheduled hearing date. Notice of the public hearing shall state the location of the building or premises, the name of the property owner, and the general nature of the application.

\* \* \*

- F. Conditional approvals. In the event the Town Board approves a change of zone, or other relief pursuant to this article, upon special conditions or upon the fulfillment of specified requirements, such conditions or requirements shall be fully complied with by the applicant. Failure to comply with the conditions or requirements established by the Board as a condition of approval shall be a violation of §198-122 of the Town Code. [Said covenants and restrictions shall be prepared by the applicant and submitted to the Town Attorney for approval as to form and content. Upon approval by the Town Attorney, the applicant shall record the covenants and restrictions in the Office of the Suffolk County Clerk, at his or her own expense and provide the Town Attorney and the Department of Planning and Environment with a copy of the recorded instrument before the proposed local law will be filed with the Secretary of State or other agency having jurisdiction. A copy of the recorded instrument shall be submitted to the Planning Board and/or Zoning Board of Appeals as part of any application before such Boards following the change of zone.]

- G. Declaration of Covenants and Restrictions.

(1) If the Board approves an application for a change of zone subject to certain conditions or the fulfillment of certain requirements, or approves an application to rescind or modify existing covenants, a declaration of covenants and restrictions containing the newly established or modified covenants and restrictions shall be filed by the applicant at his or her own cost and expense in the Office of the Suffolk County Clerk within two (2) years of the adoption of the Town Board resolution. The Town Clerk shall not file the local law with the Secretary of State until such declaration of covenants and restrictions has been properly filed by the applicant. If the applicant wholly fails to file the declaration, or fails to file the declaration within the requisite period of time, then the resolution of the Board granting an approval shall have no force and effect and the property shall retain its original zoning classification; or, in the case of an application to rescind or modify existing covenants or restrictions, no recession or modification will have taken place.

(2) Prior to filing, the proposed declaration shall be prepared by the applicant and submitted to the Town Attorney for approval as to form and content before the document is recorded with the Suffolk County Clerk. Once the document has been approved and filed, the applicant shall provide the Town Attorney and the Department of Planning with a copy of the recorded instrument before the local law changing the zone or rescinding or modifying covenants will be filed with the Secretary of State or other agency having jurisdiction. Thereafter, on all subsequent land use applications, the applicant shall provide a copy of the recorded instrument to the Board processing the application.

\* \* \*

ARTICLE XX  
ACCESSORY APARTMENTS

\* \* \*

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

\* \* \*

B. Prohibitions.

\* \* \*

~~[(2)]~~ [It shall be unlawful for a property owner or person in charge of property to knowingly or recklessly lease or sublease an accessory apartment to a registered sex offender, or to otherwise permit or allow such offender to use or occupy said accessory apartment as his residence or domicile. For the purpose of this article the term “registered sex offender” shall be defined as in §194-2 of the Huntington Town Code.]

[(3)] [It shall be unlawful for a property owner or person in charge of property to establish or maintain an accessory apartment if a registered sex offender occupies, is domiciled or resides in the main dwelling of the single family home. For the purpose of this article the term “registered sex offender” shall be defined as in § 194-2 of the Huntington Town Code.]

[(4)] (2) 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)] (3) 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.

\* \* \*

(6) All structures on the property, including the proposed accessory apartment, comply with the requirements of this Article, the Code of the Town of Huntington, the [Fire Code and Property Maintenance Code of the State of New York, the Residential Code of the State of New York,] New York State Uniform Fire Prevention and Building Code (Residential Code of New York State), and the rules and regulations of any other agency having jurisdiction. No portion of a single family dwelling or accessory apartment shall utilize a cellar or attic, or any portion thereof, as habitable space unless [a waiver is issued by the New York State Building Code Board of Review, its successor in interest, or other agency having jurisdiction.] it meets the requirements of the New York State Uniform Fire Prevention and Building Code (Residential Code of New York State).

\* \* \*

D. The issuance of an accessory apartment permit shall be specifically conditioned upon the following:

[(5)] [The submission of a sworn and notarized affidavit signed by the applicant representing to the Town that a registered sex offender is not nor will be residing in the main dwelling of the property; that the accessory apartment is not nor will be leased or subleased to a registered sex offender; nor will a registered sex offender be permitted to reside in or be domiciled in such apartment. The affidavit shall also state that the applicant is making such representations with full knowledge that the Town of Huntington is relying on these statements as a basis to issue a permit.]

\* \* \*

§198-148. 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.

\* \* \*

[B.] [For each violation of the provisions of § 198-133(B)(2) or (B)(3), the property owner or person in charge of property shall be issued a Notice of Violation and shall take all necessary actions within forty-five (45) days of the date of the notice to remove the sex offender from the premises, and if, at the end of such period the sex offender has not been removed and/or a summary proceeding in a court of competent jurisdiction to remove such offender has not been commenced by the property owner, then such owner shall be deemed to have committed an offense against this Chapter, and shall upon conviction thereof be subject to a fine or penalty of Two Thousand Five Hundred (\$2,500) Dollars for a conviction of a first offense; upon the occurrence of a second or subsequent offense, the property owner or person in charge of property shall be deemed to have committed a misdemeanor and upon conviction thereof shall be subject to a fine or penalty of Two Thousand Five Hundred (\$2,500) Dollars or imprisonment not exceeding six (6) months, or by both such fine and imprisonment. Each week, or part thereof, such violation continues following the expiration of such forty-five (45) days shall constitute a separate offense punishable in like manner.]

[C.] B. For each violation of the provisions of § 198-134(D)(1) of this Article, any person or business entity who is the owner or person in charge of the property where such violation has been committed or exists, or who commits such offense or permits the offense to persist shall be held liable, on conviction thereof, to a fine or penalty not less than two hundred fifty (\$250) dollars and not more than five hundred (\$500) dollars for each week the inspection is not conducted or cannot be completed.

[D.] C. For each violation of the provisions of § 198-134(D)(3) of this Article, any person or business entity who is the owner or person in charge of the property where such violation has been committed or exists, or who commits such offense or permits the offense to persist shall be held liable, on conviction thereof, to a fine or penalty of one hundred and fifty (\$150) dollars.

[E.] D. 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.]

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[F.] E. 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.

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

VOTES:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

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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.

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RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 13 -2016 AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 2, ARTICLE IV, §2-7, SCHEDULE G.

RE: SANFORD STREET – HUNTINGTON STATION – STOP SIGNS

Resolution for Town Board Meeting dated: March 8, 2016

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

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, the Town Board wishes to amend the Uniform Traffic Code in order to comply with the applicable traffic regulations published by the Federal Highway Administration in order to establish intersection control and right-of-way compliance;

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

NOW, THEREFORE THE TOWN BOARD

HEREBY SCHEDULES a public hearing to be held on the 5th day of April, 2016 at 2:00 p.m., Huntington Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. 13 -2016 amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, ARTICLE IV, §2-7, SCHEDULE G.; as follows:

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

LOCAL LAW INTRODUCTORY NO. 13 -2016  
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:

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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>
ADD:	Sanford Street (HUN)	STOP	EAST/WEST	Cooper Avenue

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.

2016-164

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 14 -2016 AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.

RE: PRINTER COURT, BOLAN DRIVE - HUNTINGTON STATION - PARKING RESTRICTIONS

Resolution for Town Board Meeting dated: March 8, 2016

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

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, the Town Board wishes to amend the Uniform Traffic Code in order to change parking regulations to further avoid potential obstruction on a residential roadway; and

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

NOW, THEREFORE THE TOWN BOARD

HEREBY SCHEDULES a public hearing to be held on the 5<sup>th</sup> day of April, 2016 at 2:00 p.m., Huntington Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. 14 -2016 amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, ARTICLE II, §3-3, SCHEDULE J.; as follows:

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

LOCAL LAW INTRODUCTORY NO. 14 -2016  
AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.

2016-164

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

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

	<u>NAME OF STREET/SIDE LOCATION</u>	<u>REGULATION</u>	<u>HOURS/DAYS</u>
DELETE:	Printer Court/West From northern terminus to 175 ft. north of Bolan Dr. (HUS)	No Stopping	7:00 a.m. to 4:00 p.m., school days
	Printer Court/East From 175 ft. north of Bolan Dr. to northern terminus (HUS)	No Stopping	7:00 a.m. to 4:00 p.m., school days
ADD:	Printer Court/West From its terminus to Bolan Dr. (HUS)	No Parking	7:00 a.m. to 4:00 p.m., school days
	Printer Court/East From Bolan Dr. to its terminus (HUS)	No Parking	7:00 a.m. to 4:00 p.m., school days
	Bolan Drive/North From Printer Ct. to 80 ft. west of Printer Ct. (HUS)	No Parking	7:00 a.m. to 4:00 p.m., school days

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.

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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.

At a regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, held at the Town Hall, 100 Main Street, Huntington, New York, on the 8th day of March, 2016.

PRESENT:

- Hon. Frank P. Petrone, Supervisor
- Susan A. Berland, Councilperson
- Eugene Cook, Councilperson
- Mark A. Cuthbertson, Councilperson
- Tracey Edwards, Councilperson

In the Matter

of the

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Increase and Improvement of Facilities of the Consolidated Refuse District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-b of the Town Law

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Offered by: SUPERVISOR PETRONE  
 Seconded by: COUNCILWOMAN EDWARDS

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ORDER CALLING FOR A PUBLIC HEARING TO BE HELD ON APRIL 5, 2016 IN CONNECTION WITH THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE CONSOLIDATED REFUSE DISTRICT, IN THE TOWN OF HUNTINGTON, IN THE COUNTY OF SUFFOLK, NEW YORK, PURSUANT TO SECTION 202-B OF THE TOWN LAW, CONSISTING OF THE ACQUISITION OF GARBAGE TRUCKS AT THE ESTIMATED MAXIMUM COST OF \$190,000

WHEREAS, the Town Board of the Town of Huntington (herein called the "Town"), in the County of Suffolk, New York, on behalf of the Consolidated Refuse District, in the Town (herein called the "District"), has determined that it is in the best interests of the Town and the District to increase and improve the facilities of the District, such increase and

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improvement of facilities to consist of the acquisition of garbage trucks, at the estimated maximum cost of \$190,000, pursuant to Section 202-b of the Town Law;

Now, therefore, be it

DETERMINED and STATED that the Town Board, as lead agency, has given due consideration to the impact that the project described herein may have on the environment and has determined that such project constitutes a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617.5(c)(25), and no further environmental review is required; and be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, 100 Main Street, Huntington, New York, in the Town, on the April 5, 2016 at 2:00 o'clock P.M. (Prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it,

FURTHER ORDERED, that the Town Clerk publish at least once in "*The Observer*," and "*The Long Islander*," hereby designated as the official newspapers of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice of such public hearing certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

DATED: March 8, 2016

TOWN BOARD OF THE TOWN OF HUNTINGTON

(SEAL)

2016-165

Exhibit A

**NOTICE OF PUBLIC HEARING**

**NOTICE IS HEREBY GIVEN** that the Town Board of the Town of Huntington, in the County of Suffolk, State of New York, will meet at the Town Hall, 100 Main Street, Huntington, New York, on April 5, 2016, at 2:00 o'clock P.M. (Prevailing Time), for the purpose of conducting a public hearing in relation to the increase and improvement of facilities of the Consolidated Refuse District, such increase and improvement of facilities to consist of the acquisition of garbage trucks, at the estimated maximum cost of \$190,000, pursuant to Section 202-b of the Town Law.

At said public hearing, the Town Board will hear all persons interested in said subject matter thereof.

Dated: March 8, 2016  
Huntington, New York

BY ORDER OF THE TOWN BOARD OF THE  
TOWN OF HUNTINGTON, COUNTY OF  
SUFFOLK, STATE OF NEW YORK

By \_\_\_\_\_  
Hon. Jo-Ann Raia, Town Clerk  
Town of Huntington

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

Supervisor Frank P. Petrone	voting <u>  <b>AYE</b>  </u>
Councilperson Susan A. Berland	voting <u>  <b>AYE</b>  </u>
Councilperson Eugene Cook	voting <u>  <b>AYE</b>  </u>
Councilperson Mark A. Cuthbertson	voting <u>  <b>AYE</b>  </u>
Councilperson Tracey Edwards	voting <u>  <b>AYE</b>  </u>

The Order was declared adopted.

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At a regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, held at the Town Hall, 100 Main Street, Huntington, New York, on the 8th day of March, 2016.

PRESENT:

Hon. Frank P. Petrone, Supervisor  
Susan A. Berland, Councilperson  
Eugene Cook, Councilperson  
Mark A. Cuthbertson, Councilperson  
Tracey Edwards, Councilperson

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In the Matter

of the

Increase and Improvement of Facilities of the  
Dix Hills Water District, in the Town of Huntington,  
in the County of Suffolk, New York, pursuant to  
Section 202-b of the Town Law

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Offered by: COUNCILWOMAN BERLAND

Seconded by: SUPERVISOR PETRONE

ORDER CALLING FOR A PUBLIC HEARING TO BE HELD ON  
APRIL 5, 2016 IN CONNECTION WITH THE INCREASE AND  
IMPROVEMENT OF FACILITIES OF THE DIX HILLS WATER  
DISTRICT, IN THE TOWN OF HUNTINGTON, IN THE COUNTY OF  
SUFFOLK, NEW YORK, PURSUANT TO SECTION 202-B OF THE  
TOWN LAW, CONSISTING OF IMPROVEMENTS TO PLANT #1  
AND PLANT #6 AT THE ESTIMATED MAXIMUM COST OF  
\$525,000

WHEREAS, the Town Board of the Town of Huntington (herein called the  
"Town"), in the County of Suffolk, New York, on behalf of the Dix Hills Water District, in the  
Town (herein called the "District"), has reviewed plans and an estimate of cost and has

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determined that it is in the best interests of the Town and the District to increase and improve the facilities of the District, such increase and improvement of facilities to consist of the replacement of underground fuel tanks and related work at Plant #1 at the estimated maximum cost of \$325,000 and improvements to the SCADA system at Plant #6 at the estimated maximum cost of \$200,000, pursuant to Section 202-b of the Town Law;

Now, therefore, be it

DETERMINED and STATED that the Town Board, as lead agency, has given due consideration to the impact that the project may have on the environment and has determined that such project constitutes a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617.5(c)(1) and (2), and therefore no further environmental review is required; and be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, 100 Main Street, Huntington, New York, in the Town, on the April 5, 2016 at 2:00 o'clock P.M. (Prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it,

FURTHER ORDERED, that the Town Clerk publish at least once in "*The Observer*," and "*The Long Islander*," hereby designated as the official newspapers of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice of such public hearing certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing; and that the Town Clerk shall mail, or cause to

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be mailed, by first class mail to each owner of taxable real property in the District, a notice of such public hearing in substantially the form attached hereto in Exhibit A.

DATED: March 8, 2016

TOWN BOARD OF THE TOWN OF HUNTINGTON

(SEAL)

2016-166

Exhibit A

**NOTICE OF PUBLIC HEARING**

**NOTICE IS HEREBY GIVEN** that the Town Board of the Town of Huntington, in the County of Suffolk, State of New York, will meet at the Town Hall, 100 Main Street, Huntington, New York, on April 5, 2016, at 2:00 o'clock P.M. (Prevailing Time), for the purpose of conducting a public hearing in relation to the increase and improvement of facilities of the Dix Hills Water District, such increase and improvement of facilities to consist of the replacement of underground fuel tanks and related work at Plant #1 at the estimated maximum cost of \$325,000 and improvements to the SCADA system at Plant #6 at the estimated maximum cost of \$200,000, pursuant to Section 202-b of the Town Law.

At said public hearing, the Town Board will hear all persons interested in said subject matter thereof.

Dated: March 8, 2016  
Huntington, New York

BY ORDER OF THE TOWN BOARD OF THE  
TOWN OF HUNTINGTON, COUNTY OF  
SUFFOLK, STATE OF NEW YORK

By \_\_\_\_\_  
Hon. Jo-Ann Raia, Town Clerk  
Town of Huntington

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

Supervisor Frank P. Petrone	voting <u>AYE</u>
Councilperson Susan A. Berland	voting <u>AYE</u>
Councilperson Eugene Cook	voting <u>AYE</u>
Councilperson Mark A. Cuthbertson	voting <u>AYE</u>
Councilperson Tracey Edwards	voting <u>AYE</u>

The Order was declared adopted.

\* \* \* \* \*

At a regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, held at the Town Hall, 100 Main Street, Huntington, New York, on the 8th day of March, 2016.

PRESENT:

- Hon. Frank P. Petrone, Supervisor
- Susan A. Berland, Councilperson
- Eugene Cook, Councilperson
- Mark A. Cuthbertson, Councilperson
- Tracey Edwards, Councilperson

In the Matter  
of the

Increase and Improvement of Facilities of the Huntington Sewer District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-b of the Town Law

Offered by: COUNCILMAN GUTHBERTSON

Seconded by: SUPERVISOR PETRONE  
COUNCILWOMAN EDWARDS

ORDER CALLING FOR A PUBLIC HEARING TO BE HELD ON APRIL 5, 2016 IN CONNECTION WITH THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE HUNTINGTON SEWER DISTRICT, IN THE TOWN OF HUNTINGTON, IN THE COUNTY OF SUFFOLK, NEW YORK, PURSUANT TO SECTION 202-B OF THE TOWN LAW, CONSISTING OF HEADWORKS IMPROVEMENTS TO THE HUNTINGTON SEWAGE TREATMENT PLANT AT THE ESTIMATED MAXIMUM COST OF \$1,200,000

WHEREAS, the Town Board of the Town of Huntington (herein called the "Town"), in the County of Suffolk, New York, on behalf of the Huntington Sewer District, in the

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Town (herein called the "District"), has reviewed plans and an estimate of cost and has determined that it is in the best interests of the Town and the District to increase and improve the facilities of the District, such increase and improvement of facilities to consist of headworks improvements to the Huntington Sewage Treatment Plant including any ancillary or related work required in connection therewith, at the maximum cost of \$1,200,000;

Now, therefore, be it

DETERMINED AND STATED that the Town Board, as lead agency, has given due consideration to the impact that the project described herein may have on the environment and has determined that such project constitutes a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617.5(c)(1), (2) and (7), and therefore no further environmental review is required; and be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, 100 Main Street, Huntington, New York, on April 5, 2016 at 2:00 o'clock P.M. (Prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it,

FURTHER ORDERED, that the Town Clerk publish at least once in "*The Observer*," and "*The Long Islander*," hereby designated as the official newspapers of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice of such public hearing certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty

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(20) days before the date of such public hearing; and that the Town Clerk shall mail, or cause to be mailed, by first class mail to each owner of taxable real property in the District, a notice of such public hearing in substantially the form attached hereto in Exhibit A.

DATED: March 8, 2016

TOWN BOARD OF THE TOWN OF HUNTINGTON

(SEAL)

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Exhibit A

**NOTICE OF PUBLIC HEARING**

**NOTICE IS HEREBY GIVEN** that the Town Board of the Town of Huntington, in the County of Suffolk, State of New York, will meet at the Town Hall, 100 Main Street, Huntington, New York, on April 5, 2016, at 2:00 o'clock P.M. (Prevailing Time), for the purpose of conducting a public hearing in relation to the increase and improvement of facilities of the Huntington Sewer District, consisting of headworks improvements to the Huntington Sewage Treatment Plant, including any ancillary or related work required in connection therewith, at the maximum cost of \$1,200,000.

At said public hearing, the Town Board will hear all persons interested in said subject matter thereof.

Dated: March 8, 2016  
Huntington, New York

BY ORDER OF THE TOWN BOARD OF THE  
TOWN OF HUNTINGTON, COUNTY OF  
SUFFOLK, STATE OF NEW YORK

By \_\_\_\_\_  
Jo-Ann Raia, Town Clerk  
Town of Huntington

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

Supervisor Frank P. Petrone	voting <u>AYE</u>
Councilperson Susan A. Berland	voting <u>AYE</u>
Councilperson Eugene Cook	voting <u>AYE</u>
Councilperson Mark A. Cuthbertson	voting <u>AYE</u>
Councilperson Tracey Edwards	voting <u>AYE</u>

The Order was declared adopted.

\* \* \* \* \*

At a regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, held at the Town Hall, 100 Main Street, Huntington, New York, on the 8th day of March, 2016.

PRESENT:

Hon. Frank P. Petrone, Supervisor  
Susan A. Berland, Councilperson  
Eugene Cook, Councilperson  
Mark A. Cuthbertson, Councilperson  
Tracey Edwards, Councilperson

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In the Matter  
of the

Increase and Improvement of Facilities of the Huntington Wastewater Disposal District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-b of the Town Law

Offered by: COUNCILWOMAN EDWARDS

Seconded by: SUPERVISOR PETRONE

ORDER CALLING FOR A PUBLIC HEARING TO BE HELD ON APRIL 5, 2016 IN CONNECTION WITH THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE HUNTINGTON WASTEWATER DISPOSAL DISTRICT, IN THE TOWN OF HUNTINGTON, IN THE COUNTY OF SUFFOLK, NEW YORK, PURSUANT TO SECTION 202-B OF THE TOWN LAW, CONSISTING OF IMPROVEMENTS TO THE SCAVENGER WASTE PRETREATMENT FACILITY AT THE ESTIMATED MAXIMUM COST OF \$285,000

WHEREAS, the Town Board of the Town of Huntington (herein called the "Town"), in the County of Suffolk, New York, has reviewed plans and an estimate of cost for the increase and improvement of facilities of the Huntington Wastewater Disposal District (herein called the "District"), in the Town, consisting of improvements to the scavenger waste pretreatment

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facility, including replacement of rotating biological contactor #2 at the estimated maximum cost of \$225,000 and replacement of the scavenger grit screw at the estimated maximum cost of \$60,000, including any ancillary or related work required in connection therewith, at the aggregate estimated maximum cost of \$285,000;

Now, therefore, be it

DETERMINED AND STATED that the Town Board, as lead agency, has given due consideration to the impact that the project described herein may have on the environment and has determined that such project constitutes a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617.5(c)(1) and (2), and therefore no further environmental review is required; and be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, 100 Main Street, Huntington, New York, on April 5, 2016 at 2:00 o'clock P.M. (Prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it,

FURTHER ORDERED, that the Town Clerk publish at least once in "*The Observer*," and "*The Long Islander*," hereby designated as the official newspapers of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice of such public hearing certified by said Town Clerk, in substantially the form attached hereto in Exhibit A, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

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Exhibit A

**NOTICE OF PUBLIC HEARING**

**NOTICE IS HEREBY GIVEN** that the Town Board of the Town of Huntington, in the County of Suffolk, State of New York, will meet at the Town Hall, 100 Main Street, Huntington, New York, on April 5, 2016, at 2:00 o'clock P.M. (Prevailing Time), for the purpose of conducting a public hearing in relation to the increase and improvement of facilities of the Huntington Wastewater Disposal District, consisting of improvements to the scavenger waste pretreatment facility, including replacement of rotating biological contactor #2 at the estimated maximum cost of \$225,000 and replacement of the scavenger grit screw at the estimated maximum cost of \$60,000, at the aggregate estimated maximum cost of \$285,000.

At said public hearing, the Town Board will hear all persons interested in said subject matter thereof.

Dated: March 8, 2016  
Huntington, New York

BY ORDER OF THE TOWN BOARD OF THE  
TOWN OF HUNTINGTON, COUNTY OF  
SUFFOLK, STATE OF NEW YORK

By \_\_\_\_\_  
Jo-Ann Raia, Town Clerk  
Town of Huntington

DATED: March 8, 2016

TOWN BOARD OF THE TOWN OF HUNTINGTON

(SEAL)

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

Supervisor Frank P. Petrone	voting <u>AYE</u>
Councilperson Susan A. Berland	voting <u>AYE</u>
Councilperson Eugene Cook	voting <u>AYE</u>
Councilperson Mark A. Cuthbertson	voting <u>AYE</u>
Councilperson Tracey Edwards	voting <u>AYE</u>

The Order was declared adopted.

\* \* \* \* \*

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At a regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, held at the Town Hall, 100 Main Street, Huntington, New York, on the 8th day of March, 2016.

PRESENT:

Hon. Frank P. Petrone, Supervisor  
Susan A. Berland, Councilperson  
Eugene Cook, Councilperson  
Mark A. Cuthbertson, Councilperson  
Tracey Edwards, Councilperson

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In the Matter

of the

Increase and Improvement of Facilities of the Greenlawn Water District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-b of the Town Law

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Offered by: COUNCILMAN CUTHBERTSON

Seconded by: SUPERVISOR PETRONE

ORDER CALLING FOR A PUBLIC HEARING TO BE HELD ON APRIL 5, 2016 IN CONNECTION WITH THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE GREENLAWN WATER DISTRICT, IN THE TOWN OF HUNTINGTON, IN THE COUNTY OF SUFFOLK, NEW YORK, PURSUANT TO SECTION 202-B OF THE TOWN LAW, CONSISTING OF THE CONSTRUCTION OF A WELLHEAD TREATMENT SYSTEM AT WELL NO. 3R AT THE ESTIMATED MAXIMUM COST OF \$1,600,000

WHEREAS, the Town Board of the Town of Huntington (herein called the "Town"), in the County of Suffolk, New York, on behalf of the Greenlawn Water District, in the Town (herein called the "District"), has reviewed plans and an estimate of cost and has

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determined that it is in the best interests of the Town and the District to increase and improve the facilities of the District, such increase and improvement of facilities to consist of the construction of a wellhead treatment system at Well No. 3R, including any ancillary or related work required in connection therewith at the estimated maximum cost of \$1,600,000, pursuant to Section 202-b of the Town Law;

Now, therefore, be it

DETERMINED AND STATED that the Town Board, as lead agency, has given due consideration to the impact such project may have on the environment and has determined that such project constitutes an Unlisted action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617; and that a Full Environmental Assessment Form has been prepared and reviewed and a Negative Declaration shall be adopted; and be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, 100 Main Street, Huntington, New York, on the 5th day of April, 2016 at 2:00 o'clock P.M. (Prevailing Time) to consider such increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in "*The Observer*," and "*The Long Islander*," hereby designated as the official newspapers of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice of such public hearing certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing; and that the Town Clerk shall mail, or cause to

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be mailed, by first class mail to each owner of taxable real property in the District, a notice of such public hearing in substantially the form attached hereto in Exhibit A.

DATED: March 8, 2016

TOWN BOARD OF THE TOWN OF HUNTINGTON

(SEAL)

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**Exhibit A**

**NOTICE OF PUBLIC HEARING**

**NOTICE IS HEREBY GIVEN** that the Town Board of the Town of Huntington, in the County of Suffolk, State of New York, will meet at the Town Hall, 100 Main Street, Huntington, New York, on April 5, 2016, at 2:00 o'clock P.M. (Prevailing Time), for the purpose of conducting a public hearing in relation to the proposed increase and improvement of facilities of the Greenlawn Water District, consisting of the construction of a wellhead treatment system at Well No. 3R, including any ancillary or related work required in connection therewith at the maximum cost of \$1,600,000.

At said public hearing, the Town Board will hear all persons interested in said subject matter thereof.

Dated: March 8, 2016  
Huntington, New York

BY ORDER OF THE TOWN BOARD OF THE  
TOWN OF HUNTINGTON, COUNTY OF  
SUFFOLK, STATE OF NEW YORK

By \_\_\_\_\_  
Jo-Ann Raia, Town Clerk  
Town of Huntington

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

Supervisor Frank P. Petrone	voting <u>AYE</u>
Councilperson Susan A. Berland	voting <u>AYE</u>
Councilperson Eugene Cook	voting <u>AYE</u>
Councilperson Mark A. Cuthbertson	voting <u>AYE</u>
Councilperson Tracey Edwards	voting <u>AYE</u>

The Order was declared adopted.

\* \* \* \* \*

RESOLUTION URGING THE NEW YORK STATE LEGISLATURE TO PASS AND THE GOVERNOR TO SIGN THE PAID FAMILY LEAVE ACT TO PROVIDE SUPPORT AND SECURITY FOR NEW YORK'S WORKING FAMILIES

Resolution for Town Board Meeting Dated: March 8, 2016

The following resolution was offered by: Councilwoman Berland

And seconded by:

WHEREAS, most workers in New York State will need to take time off from their job to care for a new child or a seriously ill family member at some point in their working lives; and

WHEREAS, New York's workplaces and families have changed dramatically in recent decades – there are more women in the paid workforce than ever before; in most families, both parents have outside jobs; many households are headed by single parents; and family members are living longer and require more care in the latter part of their lives; women continue to disproportionately bear the burden of both child care and elder care; and lack of paid leave often results in reduction of work hours or job loss causing devastating and long-lasting financial consequences for women and their families; and

WHEREAS, paid leave is essential for health, helping to ensure that expecting and new parents have adequate time and support to address pregnancy related health conditions, recover from childbirth, and bond with a newborn baby or newly adopted child as well as promoting longer periods of breastfeeding and allowing parents to care for children with special needs and chronic illnesses; and

WHEREAS, research has shown that paid leave to care for family members is good for business, leading to savings, by increasing retention, lowering turnover cost, improving productivity, and enhancing worker morale and loyalty; and

WHEREAS, paid family leave will help small businesses remain competitive and retain talented employees by providing a benefit that is currently offered only to employees of large companies; and recent polls found that 8 in 10 small businesses in New York support expanding the state's disability insurance program to provide paid family leave; and

WHEREAS, the federal Family and Medical Leave Act ("FMLA") completely excludes more than 40% of all workers in the United States, and only provides unpaid leave to care for a new child or a seriously ill relative, which many eligible workers cannot afford; and

WHEREAS, currently FMLA provides up to 12 weeks of unpaid leave and according to United States Department of Labor reported in 2013 nationwide only approximately 59 % of employees are eligible for FMLA leave, leaving almost half of employees uncovered; and

WHEREAS, access to paid leave to care for family members is an economic justice issue since the highest 10% of wage earners are six times as likely to have paid leave to care for family members as the lowest 10% of wage earners; and

WHEREAS, for those that take the FMLA leave, the financial consequences of losing one's income for weeks or months in order to care for a family member can be devastating; and

WHEREAS, the United States stands alone in its failure to guarantee workers paid leave for family needs; 178 countries have national laws that guarantee paid leave to new mothers with the United States along with Swaziland and Papua New Guinea being the only nations that fail to provide such leave; and

WHEREAS, New York State's Temporary Disability Insurance (TDI) program, a longstanding insurance system familiar to New York businesses, provides the current administrative infrastructure to reduce administrative burden on the state; and

WHEREAS, New York has not raised the TDI benefit level since 1989 and no family can hope even the minimum cost of housing and food with the current TDI cap of \$170 a week, an unsustainably low level; and

WHEREAS, to address the lack of paid leave and the untenably low TDI benefits, S. 3004, sponsored by State Senator Joseph Addabbo, Jr. and A. 3870, sponsored by Assembly Member Catherine Nolan, which are commonly called the Paid Family Leave Act, are currently pending before the State Legislature; and

WHEREAS, the proposed Paid Family Leave program will be financed by a small increase in employee payroll deductions, and thus will not be a cost to either the State of New York or to employers in New York; and

WHEREAS, California, New Jersey and Rhode Island have successfully integrated paid family leave into their TDI programs; and studies show that an overwhelming number of employers in these states found a positive to neutral impact on business, productivity, and employee morale; and

WHEREAS, millions of working New Yorkers should not have to lose their income and put their families in financial jeopardy in order to care for their family members; and

WHEREAS, this urge resolution 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 URGES the New York State Legislature to pass and Governor to sign the Paid Family Leave Act which will build upon New York's TDI system, raise the current TDI



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RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE A CONTRACT WITH RAVCO CONSTRUCTION FOR INTERIOR RENOVATIONS OF THE "TEICH HOUSE" AT GATEWAY PARK IN HUNTINGTON STATION

Resolution for the Community Development Agency Board Meeting dated: March 8, 2016

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

And seconded by: **MEMBER COOK**  
**MEMBER CUTHBERTSON**

WHEREAS, Huntington Community Development Agency has been engaged by the Town to administer its grant awarded by the New York State Office of Parks, Recreation and Historic Preservation to renovate a farmhouse known as the "Teich House" and property located at 12 Academy Place within Gateway Park in Huntington Station; and

WHEREAS, the 1.06-acre Teich property was acquired by the Town in 2012 under its Open Space program to expand the footprint of Gateway Park and to utilize the farmhouse for educational programming about Huntington's Station's agricultural history, for meeting and exhibit space, and to provide a handicapped-accessible restroom for Gateway Park gardeners and general park-goers; and

WHEREAS, the history of this property is rich in significance with the deed dating back to 1899 when the area was known as Huntington Fairgrounds; and

WHEREAS, in the early 1920's the property was purchased by Max and Rosie Teich from Allison E. Lowndes, and the Teich's thereafter operated a successful working dairy known as Hillside Dairy; and

WHEREAS, Max and Rosie Teich raised their son (Samuel) and daughter (Fannie) at 12 Academy Place, with Samuel later becoming a respected physician and beloved community figure (Dr. Samuel Teich, 1907-1995) who was a member of the Huntington Hospital staff for more than 50 years and maintained a home office in Huntington Station; and

WHEREAS, in furtherance of the interior renovation of the farmhouse at 12 Academy Place, Huntington Station, New York, sealed bids were received on February 11, 2016, by the Huntington Community Development Agency, 100 Main Street, Huntington, New York, Huntington Community Development Agency contract No. 2016-001, and the same were opened publicly and read aloud; and

WHEREAS Ravco Construction, 3680 Route 112, Suite #C, Coram, New York 11727, was the low bidder; and

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WHEREAS, the Agency Board has determined that the execution of a contract for rehabilitation and reconstruction of the Teich House located at 12 Academy Place, Huntington Station New York is a Type II action pursuant to 6 N.Y.C.R.R. § 617.5 (c) (1), (c)(2), and (c)(20), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE AGENCY BOARD

HEREBY AUTHORIZES the Chairman of the Huntington Community Development Agency to execute a contract with Ravco Construction, 3680 Route 112, Suite #C, Coram, NY 11727, for interior renovations to the farmhouse at 12 Academy Place, Huntington Station, New York for the sum of ONE HUNDRED TWENTY THOUSAND AND NO/100 (\$120,000.00) DOLLARS; and

THE AGENCY BOARD FURTHER

HEREBY AUTHORIZES the Director of the Huntington Community Development Agency to execute change orders with an aggregate value up to ten (10%) percent of the total construction cost upon such terms and conditions as may be acceptable to the Agency Attorney.

VOTE:            AYES:    5    NOES:    0    ABSTENTIONS:    0

Chairman Frank P. Petrone	<b>AYE</b>
Member Susan A. Berland	<b>AYE</b>
Member Eugene Cook	<b>AYE</b>
Member Mark A. Cuthbertson	<b>AYE</b>
Member Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED