

**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 DECEMBER 7, 2016**

**BOARD OF TRUSTEES' MEETING FOLLOWING**

Opened: 8:40 P.M. Closed: 8:41 P.M.

**COMMUNITY DEVELOPMENT AGENCY MEETING FOLLOWING**

Opened: 8:41 P.M. Closed: 8:42 P.M.

**7:00 P.M. – TOWN HALL**

Opened: 7:11 P.M. Closed 8:40 P.M.

(Resolutions #2016-541 to 2016-590)

**HEARINGS:**

**ACTION**

1. Consider adopting Local Law Introductory No. 48-2016, amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J. Re: Branwood Court, Branwood Drive, Suncrest Drive – Dix Hills – Parking Restrictions.

(Local Law Introductory No. 48-2016)

*Scheduled as per Resolution 2016-538 at 11-10-2016 Town Board Meeting*

**DECISION RESERVED**

2. Consider adopting Local Law Introductory No. 49-2016, amending the Code of the Town of Huntington, Chapter 124 (Housing Standards and Property Maintenance).

(Local Law Introductory No. 49-2016)

*Scheduled as per Resolution 2016-539 at 11-10-2016 Town Board Meeting*

**DECISION RESERVED**

3. Considering adopting Local Law Introductory No. 50-2016, amending the Code of the Town of Huntington, Chapter 191 (Unsafe and Damaged Buildings and Structures).

(Local Law Introductory No. 50-2016)

*Scheduled as per Resolution 2016-540 at 11-10-2016 Town Board Meeting*

**DECISION RESERVED**

**AGENDA FOR TOWN BOARD  
MEETING DATED: DECEMBER 7, 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>2016-541.</b> | <p><b>AUTHORIZE</b> the Supervisor to execute a contract for architectural and engineering services for the James D. Conte Community Center 100 E 5<sup>th</sup> St., Huntington Station, NY 11746 with DCAK-MSA Architecture &amp; Engineering, P.C. D/B/A Savik &amp; Murray.<br/>(Re: Contract period 4years commencing upon execution of the contract)</p>   | <b>FP</b>        |                  |                 |
|                  |  | <b><u>EC</u></b> | <b><u>SB</u></b> | <b><u>5</u></b> |
| <b>2016-542.</b> | <p><b>AUTHORIZE</b> the Supervisor to execute a contract with Phil Bauccio Consultants &amp; Associates to provide Risk Management Consulting Services. (Re: Period 1/1/201 - 12/31/2017)</p>  | <b>FP</b>        | <b>EC</b>        | <b>5</b>        |
|                  |  | <b><u>FP</u></b> | <b><u>EC</u></b> | <b><u>5</u></b> |
| <b>2016-543.</b> | <p><b>AUTHORIZE</b> the execution of a requirements contract for the electrical and supervisory control and data acquisition (SCADA) maintenance for the Dix Hills Water District with Wire to Water, Inc. (Re: Contract period commences upon execution of contract through December 31, 2019).</p>   | <b>SB</b>        | <b>EC</b>        | <b>5</b>        |
|                  |  | <b><u>SB</u></b> | <b><u>EC</u></b> | <b><u>5</u></b> |
| <b>2016-544.</b> | <p><b>AUTHORIZE</b> the Supervisor to execute a requirements contract for tree maintenance with Conservation Control Corp. also known as Conserv-A-Tree. (Re: Contract period one year from date of execution but not prior to 1/4/2017)</p>   | <b>EC</b>        | <b>SB</b>        | <b>5</b>        |
|                  |  | <b><u>EC</u></b> | <b><u>SB</u></b> | <b><u>5</u></b> |
| <b>2016-545.</b> | <p><b>AUTHORIZE</b> the Supervisor to execute an extension to the requirements contract for repair of gasoline and diesel pumps and leak detection systems with Henrich Equipment Co. Inc. (Re: Extension one year commencing 3/14/2017)</p>   | <b>EC</b>        | <b>FP</b>        | <b>5</b>        |
|                  |  | <b><u>EC</u></b> | <b><u>FP</u></b> | <b><u>5</u></b> |
| <b>2016-546.</b> | <p><b>AUTHORIZE</b> the Supervisor to enter into an agreement with Maxim Healthcare Services, Inc. D/B/A Maxim Staffing Solutions to provide a substitute Licensed Practical Nurse for summer camps.<br/>(Re: Contract period effective upon execution through 12/31/2018)</p>   | <b>MC</b>        | <b>SB</b>        | <b>EC</b>       |
|                  |  | <b><u>SB</u></b> | <b><u>EC</u></b> | <b><u>5</u></b> |
| <b>2016-547.</b> | <p><b>AUTHORIZE</b> the Supervisor to execute agreements on behalf of the division of Cultural Affairs for the Year 2017. (Re: Huntington Arts Council, Heckscher Museum of Art, Whaling Museum &amp; Education Center, Huntington Historical Society, Northport Historical Society, Greenlawn/Centerport Historical Association, Inc., Walt Whitman Birthplace Association, Inc., Huntington Lighthouse Preservation Society, and Cinema Arts Centre)</p> | <b>MC</b>        | <b>SB</b>        | <b>TE</b>       |
|                  |  | <b><u>SB</u></b> | <b><u>TE</u></b> | <b><u>5</u></b> |
| <b>2016-548.</b> | <p><b>AUTHORIZE</b> the Supervisor to execute agreements on behalf of the Department of Human Services for the Year 2017. (Re: Child Care Council of Suffolk, Inc., Family Service League, Inc., Federation of Organizaions, Inc., Huntington Breast Cancer Action Coalition, Inc. and Literacy Suffolk, Inc.)</p>   | <b>SB</b>        | <b>TE</b>        | <b>FP</b>       |
|                  |  | <b><u>TE</u></b> | <b><u>FP</u></b> | <b><u>5</u></b> |

**AGENDA FOR TOWN BOARD  
MEETING DATED: DECEMBER 7, 2016**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2016-549. REMOVED FROM THE AGENDA AT THE WORKSHOP.</b>			
<b>2016-550. AUTHORIZE</b> the Supervisor to execute an amended license agreement for use and occupancy of a house located at 49 Melville Road, Huntington Station, NY a/k/a The Ezra Carl Homestead, nunc pro tunc. (Re: Dominic Drwal, Jr., Jill Drwal and Grace Drwal; Term: Two years commencing 1/1/2016)	<u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<b>2016-551. AUTHORIZE</b> the Supervisor to execute an extension to the license agreement for the use of locker room space at Dix Hills Park Ice Rink with the Long Island Rebels. (Re: Period one year commencing 2/22/2017)	<u><b>SB</b></u>	<u><b>FP</b></u> <u><b>EC</b></u>	<u><b>5</b></u>
<b>2016-552. AUTHORIZE</b> the Supervisor to execute an extension to the franchise agreement to conduct a kayaking program for the Town of Huntington Department of Parks and Recreation with Long Island Kayak Experience, Inc. D/B/A JK Kayak.	<u><b>FP</b></u> <u><b>EC</b></u>	<u><b>SB</b></u>	<u><b>5</b></u>
<b>2016-553. AUTHORIZE</b> the Supervisor to execute an Intermunicipal Agreement with Western Suffolk Boces for the purchase and installation of solar powered permanent driver feedback speed signs nunc pro tunc. (Re: Carmen Road, Melville)	<u><b>SB</b></u> <u><b>TE</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<b>2016-554. AUTHORIZE</b> the Supervisor to execute an Intermunicipal Agreement with the Town of Brookhaven for the processing of single stream recyclables. (Re: Period one year, 1/1/2017-12/31/2017)	<u><b>FP</b></u>	<u><b>SB</b></u> <u><b>EC</b></u>	<u><b>FP-AYE</b></u> <u><b>SB-AYE</b></u> <u><b>EC-AYE</b></u> <u><b>TE-AYE</b></u> <u><b>MC-Recusal</b></u>
<b>2016-555. AUTHORIZE</b> the Supervisor to execute agreements for meeting places for Senior Citizens of the Town of Huntington. (Re: Harborfields Public Library, Northport Public Library, Paumanack Village I & II, Paumanack Village III & IV, Presbyterian Church of Sweet Hollow (3), and Union United Methodist Church)	<u><b>TE</b></u> <u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<b>2016-556. AUTHORIZE</b> the Supervisor to submit an application for an Entitlement Grant of Community Development Block Grant Funds under the Housing and Community Development Act of 1974 and authorizing all assurances connected with said application.	<u><b>MC</b></u>	<u><b>FP</b></u> <u><b>TE</b></u>	<u><b>5</b></u>
<b>2016-557. AUTHORIZE</b> the execution of a requirements contract for the well pump and mechanical maintenance 2017-2019 for the Dix Hills Water District with Atlantic Wells, Inc. (Re: Period upon execution until 12/31/2019)	<u><b>SB</b></u> <u><b>MC</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2016-558. AUTHORIZE</b> the execution of an agreement with H2M architects + engineers to provide annual engineering retainer services for 2017 for the Huntington and Centerport Sewer Districts.	<u><b>FP</b></u> <u><b>TE</b></u>	<u><b>SB</b></u>	<u><b>5</b></u>

**AGENDA FOR TOWN BOARD  
MEETING DATED: DECEMBER 7, 2016**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2016-559.</b> AUTHORIZE the printing and distribution of a brochure to Huntington residents advising and encouraging participation in the free home energy audit offer now available from the NYSERDA sponsored Long Island Green Homes Program.	<u><b>SB</b></u>	<u><b>TE</b></u>	<u><b>5</b></u>
<b>2016-560.</b> AUTHORIZE execution of contract of sale and appropriating funding necessary for acquisition of Kruse Property, Fort Salonga. (SCTM #'s: 0400-061.00-01.00-054.000, 0400-061.00-01.00-053.002 and part of 0400-061.00-01.00-052.000; property to remain in a natural condition as passive parkland with trails)	<u><b>MC</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2016-561.</b> AUTHORIZE the Comptroller to amend the 2016 Operating Budget for the Town of Huntington and its special districts – various departments.	<u><b>MC</b></u>	<u><b>TE</b></u>	<u><b>5</b></u>
<b>2016-562.</b> AUTHORIZE the Comptroller to amend the 2016 Operating and Capital Budget for the Town of Huntington and its special districts – Dix Hills Water District.	<u><b>SB</b></u>	<u><b>TE</b></u>	<u><b>5</b></u>
<b>2016-563.</b> AUTHORIZE the correction of Code Violations at various locations pursuant to the Code of the Town of Huntington. (Re: Federal National Mortgage Association, 444 Lenox Road, Huntington Station, SCTM# 0400-151.00-03.00-059.000, Chapter 133; John J Jr/Violet Michta [L/E]/Michta Family [Irr Trust], 14 W 10 <sup>th</sup> Street, Huntington Station, SCTM#0400-142.00-03.00-013.000, Chapters 133, 156, 191; Helen Schlueter [Irr Trust]/Mark/Robert Schlueter, 124 Vernon Valley Road, ENPT, SCTM# 0400-083.00-02.00-020.000, Chapter 133)	<u><b>SB</b></u> <u><b>MC</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2016-564.</b> ACCEPT donations from various merchants and businesses to the Town of Huntington for the Senior Reunion Luncheon, nunc pro tunc. (Re: Breslin Realty, Crest Hollow Country Club and Robert Fonti/Vincent James Management Company Inc.)	<u><b>TE</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<b>2016-565.</b> ACCEPT an easement for pedestrian and vehicular travel on the north side of Spagnoli Road located at 130 Spagnoli Road, Melville, New York. (SCTM# 0400-265-01-010.004)	<u><b>MC</b></u> <u><b>TE</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2016-566.</b> ADOPT the Marina Contract for spring, summer, and autumn wet storage at Town Marinas.	<u><b>TE</b></u>	<u><b>SB</b></u>	<u><b>5</b></u>
<b>2016-567.</b> AMEND an existing authorization to retain outside counsel (Napoli Shkolnik PLLC).	<u><b>FP</b></u>	<u><b>TE</b></u>	<u><b>FP-AYE</b></u> <u><b>TE-AYE</b></u> <u><b>SB-AYE</b></u> <u><b>EC-AYE</b></u> <u><b>MC-Recusal</b></u>
<b>2016-568.</b> APPOINT individuals to serve as volunteers in the Handicapped Parking Enforcement Program. (Re: Mary Weis, Marcelo Nay, Maryellen Amundson and Charles Galluzo)	<u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>

**AGENDA FOR TOWN BOARD  
MEETING DATED: DECEMBER 7, 2016**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2016-569.</b> <b>APPOINT</b> new volunteer Park Stewards. (Re: William Burton, Frederick Feraco and Linda Finkelstein)	<u><b>SB</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<b>2016-570.</b> <b>APPOINT</b> a member to the Town of Huntington Citizens Advisory Committee for Persons with Disabilities. (Re: Leonard Urban)	<u><b>FP</b></u>	<u><b>EC</b></u> <u><b>SB</b></u>	<u><b>5</b></u>
<b>2016-571.</b> <b>APPROVE</b> a 2017 Public Art Plan and authorizing the Public Art Advisory Committee to proceed with its implementation.	<u><b>FP</b></u>	<u><b>SB</b></u>	<u><b>5</b></u>
<b>2016-572.</b> <b>DECLARE</b> certain equipment and vehicles as surplus and/or obsolete and authorizes the sale at auction, trade in or disposal of the same. (Re: Ford L8000 Dump; Tennant Centurion)	<u><b>MC</b></u>	<u><b>EC</b></u>	<u><b>5</b></u>
<b>2016-573.</b> <b>ESTABLISH</b> a new daily fee to attend the Huntington Adult Day Care Program.	<u><b>MC</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2016-574.</b> <b>RETAIN</b> the firm of Hawkins Webb Jaeger (Town of Huntington v. Wenger Construction Co., Inc.). (Re: Crabmeadow Beach in Northport)	<u><b>TE</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2016-575.</b> <b>REMOVED FROM THE AGENDA AT THE WORKSHOP.</b>			
<b>2016-576.</b> <b>ENACTMENT: AUTHORIZE</b> the Supervisor to execute a license agreement with Meals on Wheels of Huntington to use office space at the John J. Flanagan Center, located at 423 Park Avenue, Huntington, New York 11743. (Period: 5 years)	<u><b>TE</b></u> <u><b>SB</b></u>	<u><b>FP</b></u> <u><b>MC</b></u>	<u><b>5</b></u>
<b>2016-577.</b> <b>ENACTMENT: AUTHORIZE</b> the Supervisor to execute a license agreement with various sports related organizations for the use of town facilities. (Re: Commack North Little League – Cedar Road Park; Huntinton 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 – Otsego Park; St. Hughs/St. Elizabeth Youth League – Terry Farrell & Peter Nelson Park; Huntington Youth Football League – Manor Park; HBC [Huntington Boys Club Soccer] – Half Hollow Park; Cold Spring Harbor Soccer – Breezy Park; Norhport Youth Football League – Veterans Park)	<u><b>SB</b></u>	<u><b>TE</b></u>	<u><b>5</b></u>
<b>2016-578.</b> <b>REMOVED FROM THE AGENDA AT THE WORKSHOP.</b>			
<b>2016-579.</b> <b>ENACTMENT: ADOPT</b> Local Law Introductory Number 47-2016, considering application #2016-ZM-429, Dairy Queen – East Northport, to rescind the declarations of covenants and restrictions for the property located on the north side of Jericho Turnpike, east of Verleye Avenue, East Northport, SCTM#0400-217-03-076 & 077.	<u><b>FP</b></u> <u><b>MC</b></u>	<u><b>SB</b></u>	<u><b>5</b></u>
<b>2016-580.</b> <b>AUTHORIZE</b> appropriate action(s) in accordance with Huntington Town Code Chapter 156 Property Maintenance; Nuisances, Article VII, Blighted Property.	<u><b>SB</b></u>	<u><b>MC</b></u>	<u><b>5</b></u>

**AGENDA FOR TOWN BOARD  
MEETING DATED: DECEMBER 7, 2016**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<p><b>2016-581. SCHEDULE A PUBLIC HEARING: January 10, 2017 at 7:00 PM</b>            To consider authorizing various actions be taken upon certain properties designated as blighted in accordance with Chapter 156, Article VII, §156-60 (Blighted Property). (Re: Richard Russillo, 15 Janice Court, Commack, SCTM# 0400-225.00-02.00-030.000, Chapter 156)</p>	<b><u>SB</u></b>	<b><u>FP</u></b>	<b><u>5</u></b>
<p><b>2016-582. SCHEDULE A PUBLIC HEARING: January 10, 2017 at 7:00 PM</b>            To consider granting a license agreement to operate and manage golf course operations and food concessions at the Crab Meadow Golf Course and Dix Hills Golf Course in the Town of Huntington, New York.            (Re: Gelucci Brands LLC and Dietz Golf Corporation)</p>	<b><u>MC</u></b>	<b><u>FP</u> <u>TE</u></b>	<b><u>5</u></b>
<p><b>2016-583. SCHEDULE A PUBLIC HEARING: January 10, 2017 at 7:00 PM</b>            To consider adopting Local Law Introductory No. 51-2016 amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J. Re: Ruland Road – Melville – Parking Restrictions.</p>	<b><u>TE</u></b>	<b><u>EC</u> <u>MC</u></b>	<b><u>5</u></b>
<p><b>2016-584. SCHEDULE A PUBLIC HEARING: January 10, 2017 at 7:00 PM</b>            To consider adopting Local Law Introductory No. 52-2016 amending the Code of the Town of Huntington, Chapter 117 (Solid Waste Management: Collection, Recycling and Disposal), §117-14 (Markings and Identification on Collection Vehicles, Roll-Off Containers and Dumpsters), and §117-34 (Penalties for Offenses).</p>	<b><u>SB</u></b>	<b><u>FP</u></b>	<b><u>5</u></b>
<p><b>2016-585. SCHEDULE A PUBLIC HEARING: January 10, 2017 at 7:00 PM</b>            To consider adopting Local Law Introductory No. 53-2016, amending the Code of the Town of Huntington, Chapter 160 (Registration and Permitting of Property), Article III (Residential Rental Permits).</p>	<b><u>MC</u> <u>TE</u></b>	<b><u>FP</u></b>	<b><u>5</u></b>
<p><b>2016-586. SCHEDULE A PUBLIC HEARING: January 10, 2017 at 7:00 PM</b>            To consider adopting Local Law Introductory No. 54-2016, amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article I (General Provisions), Article II (Zoning Districts; Map; General Regulations), Article XX (Accessory Apartments).</p>	<b><u>MC</u> <u>TE</u></b>	<b><u>FP</u></b>	<b><u>5</u></b>
<p><b>2016-587. REMOVED FROM THE AGENDA AT THE WORKSHOP.</b></p>			

**AGENDA FOR TOWN BOARD  
MEETING DATED: DECEMBER 7, 2016**

**RESOLUTIONS:**

**OFF. SEC. VOTE**

**2016-588. SCHEDULE A PUBLIC HEARING: January 10, 2017 at 7:00 PM**  
To consider adopting Local Law Introductory Number 55-2016, considering zone change application #2016-ZM-419, Whitman 881-I, LLC, to change the zoning from C-8 General Business A District and C-1 Office-Residence District to C-8 General Business A District, and to rescind the Declaration of Covenants and Restrictions previously recorded as part of the 21<sup>st</sup> Century Kids, LLC Zone Change, #2001-ZM-335, for the property located on the west side of Walt Whitman Road, south of Fletcher Place, West Hills, SCTM #0400-229-01-022.

**SB      FP      5**

**2016-589. SCHEDULE A PUBLIC HEARING: January 10, 2017 at 7:00 PM**  
To consider establishing potential terms of shared Town-County acquisitions of farmland development rights for South Huntington property (Fox Hollow Farm).  
(SCTM# 0400-203.00-02.00-051.001 p/o and 0400-203.00-02.00-051.003 p/o)

**MC  
SB      FP      5**

**MOTION** to add Resolution #2016-590 to the Agenda- **EXTEND** the time to make a determination regarding the adoption of Local Law Introductory Number 31-2016, considering Zone Change Application #2015-ZM-414, Brightview Senior Living, to change the zoning from R-40 Residence District to R-HS Residential Health Services District for property located on the east side of Deer Park Avenue, north of Talisman Drive, Dix Hills, SCTM# 0400-262-02-036.002, 037, 038)

**MOTION FAILS NO  
SUPPORTING VOTE**

**MC      EC**

**AGENDA FOR BOARD OF TRUSTEES'  
MEETING DATED: DECEMBER 7, 2016**

**RESOLUTIONS:**

**OFF. SEC. VOTE**

**2016-BT28. ENACTMENT: AUTHORIZE** the execution of a license agreement with the Cold Spring Harbor Seafarers, Inc. to operate a marina in Cold Spring Harbor. (SCTM# 0400-064-01-001)

**SB    EC    5**

**AGENDA FOR COMMUNITY DEVELOPMENT AGENCY  
MEETING DATED: DECEMBER 7, 2016**

**RESOLUTIONS:**

**OFF. SEC. VOTE**

**2016-CD7. AUTHORIZE** the Chairman to execute an extension to the contract with Cullen & Danowski, LLP, Certified Public Accountants, to conduct an independent audit for the fiscal year ending December 31, 2016. MC      TE      5

**INFORMATIONAL SHEET FOR:  
TOWN BOARD, BOARD OF TRUSTEES' AND COMMUNITY DEVELOPMENT  
MEETING DATED: DECEMBER 7, 2016**

**COMMUNICATION**

**DISTRIBUTION**

1. Letters received Certified Mail – Initial Application for Liquor Licenses:  
A) From: Theresa Russo for TGI Friday's(100 Walt Whitman Rd, Huntington)  
B) From: Rory Van Nostrand for Old Fields Barbecue (15 New Street, Huntington)  

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:  
A) From: Ming Zhen Hu for Aki Japanese Cuisine (2074 Jericho Tpke, ENPT)  
B) From: Robert Haddow for The Crossroads  

Supervisor  
Town Board  
Town Attorney  
Public Safety  
Fire Inspector  
Engineering Services  
Planning & Environment  
cc: Sewage Treatment Facility
3. Email received from Dorota Oliveau, Secretary to the Greenlawn Water District Board of Commissioners,with a copy of the Legal Notice for the election to be held on December 13, 2016 from 3:00 PM to 9:00 PM at 45 Railroad Street , Greenlawn, to elect one commissioner for a 3 year term.  

Supervisor  
Town Board  
cc: Town Attorney
4. Copy of Commack Union Free School District 2017 budget received via mail.  

Supervisor  
Town Board  
Town Attorney  
cc: Comptroller
5. Email received from Liz Beach, Secretary for the Cold Spring Harbor Fire District, with a copy of the Legal Notice for the annual election to be held on December 13, 2016 from 6:00 PM – 9:00 PM at 2 Main Street, Cold Spring Harbor to elect one commissioner for a 5 year term.  

Supervisor  
Town Board  
cc: Town Attorney
6. Email received from the South Huntington Water District, with a copy of a Legal Notice attached for the annual election to be held on December 13, 2016 from 3:00 PM to 9:00 PM to elect one commissioner for a 3 year term.  

Supervisor  
Town Board  
cc: Town Attorney
7. Letter received from Nancy McFadzen, Secretary for the Commack Fire District, with a copy of the Legal Notice for the annual election to be held on December 13, 2016 from 3:00 PM to 9:00 PM to elect one commissioner for a 5 year term.  

Supervisor  
Town Board  
cc: Town Attorney
8. Letter received from Sarah Lansdale, Director of Suffolk County Department of Economic Development and Planning, attached was a Legal Notice regarding a meeting to be held on December 8, 2016 at 2:00 PM at 100 Veterans Memorial Hwy, Hauppauge. The informational meeting is for Prospective Aquaculture Lease Program in Peconic Bay and Gardiners Bay, 2017 Lease Application Cycle. (cc'd Supervisor)  

Town Board  
Town Attorney  
Maritime Services  
cc: Planning & Environment

9. Public Notices received from the Village of Huntington Bay for: Zoning Board of Appeals, Supervisor  
meeting to be held on 11-17-16 at 7:30 PM regarding the following properties: 1 Harbor Hill Town Board  
Road, 22 Bay Crest, 341 Bay Avenue and 13 Heckscher Drive. Also, a Board of Trustees Town Attorney  
meeting on 11-14-2016 at 7:30 regarding the following properties: 13 Heckscher Drive, Engineering Services  
33 Shore Drive, 30 Bay Cres and 98 Crescent Beach Drive. cc: Planning & Environment
10. Emails/letters received in opposition to the proposed Brightview project in Dix Hills from: Supervisor  
A) Joyce Russo B) Marsha Wand C) Rita Hudes D) Ron/Diane Barone E) Catherine Giuffrè Town Board  
F) Rebecca/David Silva (ccd Supervisor/Councilpersons) G) Marie/Richard Schulken H) Ehsan/ Town Attorney  
Sherri Nikbaht (ccd Supervisor/Councilpersons) I) Laura DiGrande (ccd Supervisor/Councilpersons) Engineering Services  
J) Renee Novotny (ccd Supervisor/Councilpersons) K) Fay Henry L) Ellen/Joel Hershkin cc: Planning & Environment
11. Email received from Andrew Levitt, Attorney for William/Jennifer Coden, attached was a letter regarding the Sandbar Restaurant ( 55 Main Street, Cold Spring Harbor). Also attached was an sworn affidavit from Nicole Silver indicating she visited the restaurant and was shown a room available in the basement that was available for rental.  
(ccd Supervisor/Councilpersons/Town Attorney/Planning&Environment/Public Safety/Fire Marshall) cc: File
12. Letter received from Vincent Puleo, Town Clerk of Smithtown regarding a Public Hearing Supervisor  
to be held on December 13, 2016 at 3:00 PM regarding amendments to Chapter 322, Town Board  
which is the chapter on zoning. Town Attorney  
Engineering Services  
cc: Planning & Environment
13. Certified Letter received from Kevin Hogan, Executive Vice President of Thomas George Associates Ltd., a business located in East Northport. The writer indicates that there is a sign posted in a municipal parking lot that states no parking 6:00 am to 8:30 am; Supervisor  
however, he states this lot is full by the time his employees come to work. It is his opinion Town Board  
that commuters are parking there to avoid the fee for parking in the station lot. His Town Attorney  
employees are forced to purchase commuter parking stickers so they have a place to park. cc: Public Safety
14. Email from James McGoldrick thanking everyone for working together to improve Councilwoman Berland  
Huntington Station (ccd F. Petrone, M. Cuthbertson, T. Edwards, P. Gunther, J. Rose, M. Tyree) Councilman Cook  
cc: Town Attorney
15. Email received from Thomas D'Ambrosio regarding his concern over the delays in the progress of the construction of the Veterans Affordable Housing Project on Lowndes Avenue in Huntington Station. B) Additional email received from Mr. D'Ambrosio requesting support of the Affordable Housing in Melville Employment Plan. Supervisor  
Town Board  
Town Attorney  
Human Services  
Community Development  
cc: Planning & Environment (B only)
16. Certificate of Election Inspectors and Oath of Election Inspectors received from the Halesite Fire District. The Special Election was held on November 22, 2016. Supervisor  
(Re: Two new ambulances) Town Board  
cc: Town Attorney
17. Letter received from Andrew Feeleng, Chief Planner for the Suffolk County Department of Economic Development and Planning,, regarding the Town of Huntington Resolution #2016-501. The commission considers this to be a matter of local determination; which should not be construed as an approval or disapproval. (Re: Termination of certain covenants and restrictions affecting the Northridge property) Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment

18. Letter received from Andrew Freleng, Chief Planner for the Suffolk County Department of Economic Development and Planning, regarding the Town of Huntington Resolution #'s 2016-539 (re: amend Chapter 124) and 2016-540 (re: amend Chapter 191). The commission considers this to be a matter of local determination; which should not be construed as an approval or disapproval. Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment
19. Email received from Janet Hayes regarding the proposed down zoning of the Indian Hills Country Club. The writer is against this zone change and also questions the Fort Salonga Property Owners Association's support of this project. Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment
20. Letter received from Andrew Freleng, Chief Planner at the Suffolk County Department of Economic Development and Planning, regarding the Town of Huntington change of zone application #2015-ZM-414, Brightview Senior Living. The letter indicates that this matter will be reviewed by the Commission at its regular meeting, December 7, 2016 at 2:00 pm. Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment
21. Public Notice received from the Village of Huntington Bay Board of Trustees regarding a meeting to be held on December 12, 2016 at 7:30 PM at the Huntington Yacht Club. The following properties will be reviewed: Bay Avenue and 114 Crescent Beach Drive. Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment
22. Letter received from Mr. & Mrs. Robert Rockelein via email expressing their support of the proposed Assisted Living Facility in Dix Hills to be known as Brightview Senior Living. (ccd Supervisor/Councilpersons) Town Attorney  
Engineering Services  
cc: Planning & Environment
23. Email received from Dr. Richard Koubek, Vice President of the Huntington Township Housing Coalition, attached was a copy of the Huntington Township Housing Coalition Housing Report 2016.(ccd Supervisor/Councilpersons/Community Development) cc: Town Attorney

2016- 541

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE JAMES D. CONTE COMMUNITY CENTER 100 E 5th ST, HUNTINGTON STATION, NY 11746 WITH DCAK-MSA ARCHITECTURE & ENGINEERING, P.C. D/B/A SAVIK & MURRAY

Resolution for Town Board Meeting Dated: December 7, 2016

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

WHEREAS, the James D. Conte Community Center formerly operated as an Armory for the New York State National Guard from approximately 1960 to 2012. The Town of Huntington acquired the building from New York State in 2013 and desires to renovate the existing building so that specific community-based spaces are provided and certain community-based public programs, (including but not limited to recreational, educational, wellness, fitness, and veterans affairs related programming) can be administered. The building is currently vacant and has had the majority of the interior ceiling and flooring materials as well as all exterior window frames and glazing removed. A full environmental remediation of the existing facility was completed in November 2015 and the building has been deemed free of hazardous materials; and

WHEREAS, fourteen (14) proposals were received on August 5, 2016, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the Architectural and Engineering Services for the James D. Conte Community Center, RFP 2016-08-008 and the same were opened and read; and

WHEREAS, DCAK-MSA Architecture & Engineering, P.C. d/b/a Savik & Murray, 35-3 Carlough Road, Bohemia, New York 11716 is the successful responsive, responsible proposer; and

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WHEREAS, pursuant to Town Board Resolution, 2014-346, the professional services associate with the James D Conte Center is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(2) and (C)(21) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

2016-541

HEREBY AUTHORIZES the Supervisor to execute a contract and any documents in connection and related therewith, with DCAK-MSA Architecture & Engineering, P.C. d/b/a Savik & Murray for the Architectural and Engineering Services for the James D. Conte Community Center for an amount not to exceed the sum of six hundred and three thousand dollars (\$603,000). The contract period shall be effective for four (4) years commencing upon execution of the contract and authorizes the Director of Engineering Services to execute contract changes with an aggregate value up to 10% of the professional services contract, 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.

**AUTHORIZE THE SUPERVISOR TO EXECUTE A CONTRACT WITH PHIL BAUCCIO CONSULTANTS & ASSOCIATES TO PROVIDE RISK MANAGEMENT CONSULTING SERVICES**

Resolution for Town Board Meeting Dated: December 7, 2016

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILMAN COOK**

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

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

WHEREAS, the Town of Huntington wishes to enter into a one year requirements contract for risk management consulting services with Phil Bauccio Consultants & Associates, P.O. Box 421, East Islip, NY 11730 for the period January 1, to December 31, 2017; and

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

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a contract, and any documents in connection therewith, with Phil Bauccio Consultants & Associates to provide risk management consulting services for a one year term, January 1, 2017 to December 31, 2017, on an as-needed basis at an hourly rate of \$100 per hour not to exceed a total of TWELVE THOUSAND DOLLARS and NO/100 (\$12,000.00) to be charged as follows, Operating Budget lines- A9040-8030 - \$8,000 and A1420-4550 - \$4,000, upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE:	AYES: 5	NOES: 0	ABSTENTIONS: 0
Supervisor Frank P. Petrone		<b>AYE</b>	
Councilwoman Susan A. Berland		<b>AYE</b>	
Councilman Eugene Cook		<b>AYE</b>	
Councilman Mark A. Cuthbertson		<b>AYE</b>	
Councilwoman Tracey A. Edwards		<b>AYE</b>	

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE EXECUTION OF A REQUIREMENTS CONTRACT FOR THE ELECTRICAL AND SUPERVISORY CONTROL AND DATA ACQUISITION (SCADA) MAINTENANCE FOR THE DIX HILLS WATER DISTRICT WITH WIRE TO WATER, INC.

Resolution for Town Board Meeting Dated: December 7, 2016

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Dix Hills Water District (DHWD) requires a team of electricians, programmers, and engineers specializing in SCADA, instrumentation and controls to provide services to the districts water facilities. In general, the services shall include, but not be limited to electrical and control system services for planned maintenance and repair of electrical equipment and computer control systems, including SCADA system for the entire water district. In addition to design reporting for the expansion of the SCADA system which will include the review, concept, final design and estimated costs for the upgrades; and

WHEREAS, sealed proposals were received on November 18, 2016, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the Electrical and SCADA Maintenance Services for the Dix Hills Water District, Dix Hills, New York, RFP 2016-11-013 and the same were opened and read aloud; and

WHEREAS, Wire to Water, Inc., 136 Gazza Blvd., Farmingdale, NY 11735 is the successful proposer; and

WHEREAS, the Electrical and SCADA Maintenance Services for the Dix Hills Water District, Dix Hills, 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 execution a requirements contract, and any documents in connection and related therewith, with Wire to Water Inc. for the Electrical and SCADA Maintenance Services for the Dix Hills Water District, Dix Hills, New York. The contract period shall commence upon the execution of the contract through December 31, 2019, to be charged to SW1-8321-4510, 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.

2016-544

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A REQUIREMENTS CONTRACT FOR TREE MAINTENANCE WITH CONSERVATION CONTROL CORP. ALSO KNOWN AS CONSERV-A-TREE

Resolution for Town Board Meeting Dated: December 7, 2016

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

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, under this contract, the Contractor shall provide all necessary labor, equipment and materials to maintain trees located within the Town right-of-way that are identified by the Highway Office for maintenance including removal, pruning and stump grinding.

WHEREAS, sealed bids were received on November 17, 2016, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the townwide requirements contract for tree maintenance, Contract No. HWY 2016-03/O-E and the same were opened publicly and read aloud; and

WHEREAS, Conservation Control Corp. also known as Conserv-A-Tree, 282 Broadway, Huntington Station, New York 11746 is the lowest responsive, responsible bidder; and

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

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a requirements contract, and any documents in connection and related therewith, with Conservation Control Corp. also known as Conserv-A Tree, for tree maintenance. The contract period shall be one (1) year from the date of execution but not prior to January 4, 2017 of the contract and upon mutual agreement of the vendor and the Town, the contract may be extended for two (2) additional one (1) year periods at the same prices and under the same terms and conditions to be charged to Operating Budget Item No. DB-5140-2784, and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE:                    AYES:    5            NOES:    0            ABSTENTIONS: 0

Supervisor Frank P. Petrone            **AYE**

Councilwoman Susan A. Berland        **AYE**

Councilman Eugene Cook                **AYE**

Councilman Mark A. Cuthbertson       **AYE**

Councilwoman Tracey A. Edwards       **AYE**

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2016-545

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

Resolution for Town Board Meeting Dated: December 7, 2016

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

and seconded by: **SUPERVISOR PETRONE**

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

WHEREAS, Town Board Resolution 2015-13 authorized the execution of a contract with Henrich Equipment Co. Inc. for the repair of gasoline and diesel pumps and leak detection systems, Bid No. TOH 14-12R-080 and Town Board Resolution 2015-546 authorized the first one year extension; and

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

WHEREAS, Henrich Equipment Co. Inc., 42 Field Street, West Babylon, New York 11704 has requested the 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

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HEREBY AUTHORIZES the Supervisor to execute a final extension to the requirements contract, and any documents in connection and related therewith, with Henrich Equipment Co. Inc. for repair of gasoline and diesel pumps and leak detection systems. The extension period shall be effective for one (1) year commencing on March 14, 2017 to be charged to the various operating budgets of the Town, and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE:            AYES: 5            NOES: 0            ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2016-546

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH MAXIM HEALTHCARE SERVICES, INC. D/B/A MAXIM STAFFING SOLUTIONS TO PROVIDE A SUBSTITUTE LICENSED PRACTICAL NURSE FOR SUMMER CAMPS

Resolution for Town Board Meeting Dated: December 7, 2016

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, The Town is required to provide a Licensed Practical Nurse for Camp Bright Star as required by the New York State Sanitary Code Subpart 7-2 for Children's Camps; and

WHEREAS, Maxim Staffing Solutions can provide Licensed Practical Nurses on an emergency basis; and

WHEREAS, the Town of Huntington Parks and Recreation Department occasionally needs the services of a substitute Licensed Practical Nurse; and

WHEREAS, the Licensed Practical Nurses provided by Maxim Healthcare Services, INC. D/B/A Maxim Staffing Solutions can meet all the requirements of the New York State Sanitary Code subpart 7-2 for Children's Camps: and

WHEREAS, the Town agrees to pay Maxim Healthcare Services, INC. D/B/A Maxim Staffing Solutions FORTY SIX and NO/CENTS DOLLARS (\$46.00) per hour when a Licensed Practical Nurse is needed for summer camps; and

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

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NOW THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to enter into an agreement with Maxim Healthcare Services D/B/A Maxim Staffing Solutions, 700 Veterans Memorial Highway, Suite 212, Hauppauge, NY 11788 to provide Licensed Practical Nurses for summer camps. The contract period shall be effective upon execution of the contract through December 31, 2018 with two 1 (one) year options to renew at the discretion of the Town, and upon such other terms and conditions as may be acceptable to the Town Attorney.

2016 - 546

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.

2016-547

**RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AGREEMENTS  
ON BEHALF OF THE DIVISION OF CULTURAL AFFAIRS FOR THE YEAR 2017**

Resolution for the Town Board Meeting Dated: December 7, 2016

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

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

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

**WHEREAS**, the Town Board has approved certain appropriations in support of such programming for the year 2017; and

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

**NOW, THEREFORE**

**THE TOWN BOARD**

**HEREBY AUTHORIZES** the Supervisor to execute agreements, and any and all documents in connection therewith, on such terms and conditions as may be acceptable to the Town Attorney, for the provision of cultural services pursuant to the indicated appropriations, for the year 2017 with the following agencies:

<u>CONTRACTOR</u>	<u>APPROPRIATION</u>	<u>AMOUNT</u>
HUNTINGTON ARTS COUNCIL (Administration) (Summer Arts Festival – “Band Concerts”)* 213 Main Street Huntington, NY 11743	A 7010.4001 A 7270-4001	\$147,500.00 \$100,615.00
HECKSCHER MUSEUM OF ART 2 Prime Avenue Huntington, NY 11743-7702	A 7450.4001	\$485,134.00
WHALING MUSEUM & EDUCATION CENTER P.O. Box 25	A 7460.4003	\$23,500.00



2016-548

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AGREEMENTS ON BEHALF OF THE DEPARTMENT OF HUMAN SERVICES FOR THE YEAR 2017

Resolution for the Town Board Meeting Dated: December 7, 2016

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

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

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

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

NOW, THEREFORE

THE TOWN BOARD HEREBY AUTHORIZES the Supervisor, to execute agreements, and any other documents in connection therewith, for the provision of services, pursuant to the indicated appropriations, for the year 2017 with the following agencies, and upon such other terms and conditions as may be acceptable to the Town Attorney:

<u>CONTRACTOR</u>	<u>APPROPRIATION</u>	<u>AMOUNT</u>
CHILD CARE COUNCIL OF SUFFOLK, INC. 60 Calvert Avenue, Commack, NY 11725		
Parent Leadership Initiative	A 6770.4014	\$ 9,500
Childcare Enhancement	A 6770.4021	\$31,500
FAMILY SERVICE LEAGUE, INC. 790 Park Avenue, Huntington, NY 11743		
Emergency Housing Relocation	A 6770.4025	\$58,000
Work Plus	A 6770.4016	\$29,500
SeniorNet	A 6770.4055	\$ 9,750

2016-548

FEDERATION OF ORGANIZATIONS, INC.  
1 Farmingdale Road, W. Babylon, NY 11704  
Foster Grandparents

A 6770.4013

\$10,220

HUNTINGTON BREAST CANCER  
ACTION COALITION, INC.  
P.O. BOX 1446, Huntington, NY 11743  
Lend A Helping Hand  
Students and Scientists Program

A 6770.4053

\$10,000

A 6770.4056

\$ 4,800

LITERACY SUFFOLK, INC.  
627 N. Sunrise Service Road,  
Bellport, NY 11713 A 6312.4001

A 6312.4001

\$ 9,500

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.

2016-550

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AMENDED 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: December 7, 2016

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

and seconded by: **COUNCILMAN COOK**

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 any licensee occupying the premises also be required to maintain the property and make it accessible to the public for education; and

WHEREAS, the Town of Huntington entered into a license agreement for the use of the Ezra Carll Homestead pursuant to Town Board Resolution 2016-114 with Dominic Drwal, Sr.; and

WHEREAS, Dominic Drwal, Sr., the Licensee, occupied the property under a license agreement and repeatedly demonstrated that he, along with his adult children Dominic Drwal, Jr., Jill Drwal and Grace Drwal, provided services to the benefit of the Town of Huntington and maintained the property; and

WHEREAS, Dominic Drwal, Sr. passed away in July of 2016 and his children have advised the Town of their willingness to assume the responsibilities and obligations of the license agreement executed by Dominic Drwal, Sr., and

WHEREAS, the terms and conditions of the amended license agreement shall be the same as those of the original license agreement executed by Dominic Drwal, Sr.; and

WHEREAS, the amended license agreement provides for the payment of utilities by the Licensees and in consideration for the services provided by the Licensees and the payment of utilities, the monthly licensee fee shall be SEVEN HUNDRED 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 AND 00/100 (\$772.00) for the term January 1, 2017 through December 31, 2017; and



2016-551

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION TO THE LICENSE AGREEMENT FOR THE USE OF LOCKER ROOM SPACE AT DIX HILLS PARK ICE RINK WITH THE LONG ISLAND REBELS

Resolution for Town Board Meeting Dated: December 7, 2016

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

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

WHEREAS, Town Board Resolution 2012-417 granted a three (3) year license agreement to the Long Island Rebels, P.O. Box 1041, Huntington, New York 11743 for the use of private locker room space at Dix Hills twin ice rink, RFP No. 2012-07-007; and

WHEREAS, said contract provides for three (3) one (1) year extensions at the same terms and conditions; and

WHEREAS, Town Board Resolution 2015-495 authorized the first one (1) year extension; and

WHEREAS, the Long Island Rebels have requested the second one (1) year extension at the same prices, terms and conditions as the original Request for Proposal; and

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

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an extension to the license agreement, and any documents in connection and related therewith, with the Long Island Rebels for the use of private locker room space at Dix Hills twin ice rink. The Town will receive annual revenue of \$9,600.00, to be deposited into revenue account A2065 for a one year period commencing on February 22, 2017, 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.

2016-552

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION TO THE FRANCHISE AGREEMENT TO CONDUCT A KAYAKING PROGRAM FOR THE TOWN OF HUNTINGTON DEPARTMENT OF PARKS AND RECREATION WITH LONG ISLAND KAYAK EXPERIENCE, INC. D/B/A JK KAYAK

Resolution for Town Board Meeting Dated: December 7, 2016

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

WHEREAS, the Town of Huntington is desirous of offering a series of kayaking and stand up paddle programs to youths and adults in the community at various locations throughout the Town; and

WHEREAS, Town Board Resolution 2015-198 granted the execution of a franchise agreement to Long Island Kayak Experience, Inc. d/b/a JK Kayak to conduct a kayaking program for the Town of Huntington Department of Parks and Recreation, RFP 2015-01-001; and

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

WHEREAS, Long Island Kayak Experience, Inc. d/b/a JK Kayak, 960 Wheeler Road #5633, Hauppauge, New York 11788 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

HEREBY AUTHORIZES the Supervisor to execute an extension to the franchise agreement and any documents in connection and related therewith, with Long Island Kayak Experience, Inc. d/b/a JK Kayak to conduct a Kayaking Program for the Town of Huntington Department of Parks and Recreation. The program fees for a 2 and ½ hour day, four day a week Youth Lesson will be \$250.00 per session with a 20% discount for multiple sessions. A full day with both kayak and stand up paddle will be \$400.00 youth/week. Group Tours will be \$65.00 per person per two hour tour. The extension period shall be effective for a one (1) year term commencing on May 27, 2017. The Town will receive 20% of the total revenue generated and recorded into Operating Budget Item A2006, and upon such other terms and conditions as may be acceptable to the Town Attorney.

2016-552

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.

# 2016-553

## RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTERMUNICIPAL AGREEMENT WITH WESTERN SUFFOLK BOCES FOR THE PURCHASE AND INSTALLATION OF SOLAR POWERED PERMANENT DRIVER FEEDBACK SPEED SIGNS NUNC PRO TUNC

Resolution for Town Board Meeting Dated: December 7, 2016

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

WHEREAS, Western Suffolk BOCES requested two (2) permanent solar powered driver feedback speed signs installed on Carmen Road in the vicinity of the James E. Allen Jr./Sr. High School to improve traffic and pedestrian safety; and

WHEREAS, Western Suffolk BOCES will reimburse the Town of Huntington for the costs, up to Twenty-five Thousand Dollars (\$25,000.00), associated with the purchase and installation of the signs: and

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

WHEREAS, the subject of this resolution is a Type II action pursuant to 6 NYCRR 617.5 (c)(16) and (20) therefore no further SEQRA review is required.

NOW, THEREFORE BE IT RESOLVED

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an Intermunicipal Agreement with Western Suffolk BOCES to reimburse the Town of Huntington for costs, up to Twenty-five Thousand Dollars (\$25,000.00), incurred in the purchase and installation of two (2) solar powered permanent driver feedback speed signs on Carmen Road, Melville in accordance with such terms and conditions may be acceptable to the Town Attorney.

VOTE:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

Supervisor Frank P. Petrone	<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 AGREEMENTS FOR MEETING PLACES FOR SENIOR CITIZENS OF THE TOWN OF HUNTINGTON

Resolution for Town Board Meeting Dated: December 7, 2016

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

WHEREAS, the Senior Citizens of the Town of Huntington utilize certain facilities within the Town for meeting places and agreements have been prepared concerning the utilization of said places for 2017 as follows:

- |                             |   |
|-----------------------------|---|
| Paumanack Village I & II    | Northport Public Library                |
| Paumanack Village III & IV  | Union United Methodist Church           |
| Harborfields Public Library | Presbyterian Church of Sweet Hollow (3) |

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

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES, the Supervisor to execute agreements, and any documents in connection therewith, for meeting places for senior citizens for 2017 for various fees and specified periods as per each agreement to be charged to A-6772.4710 and upon such other terms and conditions as may be acceptable to the Town Attorney.

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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.

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

Resolution for the Town Board Meeting dated: December 7, 2016

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

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

WHEREAS, the Town of Huntington under the Federal Housing and Community Development Act of 1974, is eligible to receive an estimated EIGHT HUNDRED FIFTY THOUSAND AND 00/100 (\$850,000.00) DOLLARS in Entitlement Funds available for fiscal year 2017; and

WHEREAS, the Town Board of the Town of Huntington held a public hearing on the 10th day of November, 2016 concerning the planning of the said application (Third Year Annual Action Plan) to provide a forum for the citizens of the Town of Huntington to participate in the planning of said Application for the Entitlement Funds available for the fiscal year 2017; and

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

NOW, THEREFORE, THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to submit an Application, as outlined in the Third Year Annual Action Plan 2017, available through the Huntington Community Development Agency, on behalf of the Town of Huntington for an entitlement grant of Community Development Funds under the Housing and Community Development Act of 1974 and to execute any documents in connection therewith; and

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

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

2016-556

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- 557

RESOLUTION AUTHORIZING THE EXECUTION OF A REQUIREMENTS CONTRACT FOR THE WELL PUMP AND MECHANICAL MAINTENANCE 2017-2019 FOR THE DIX HILLS WATER DISTRICT WITH ATLANTIC WELLS, INC.

Resolution for Town Board Meeting Dated: December 7, 2016

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

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

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

WHEREAS, sealed bids were received on November 17, 2016, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the well pump and mechanical maintenance 2017-2019 for the Dix Hills Water District, Contract No. DHWD 2016-01/O-E and the same were opened publicly and read aloud; and

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

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

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the execution of a contract and any documents in connection and related therewith, with Atlantic Wells, Inc., for the well pump and mechanical maintenance for the Dix Hills Water District 2017-2019. The contract period shall be effective upon the execution of the contract until December 31, 2019, to be charged to operating fund SW1-8321-4510, and upon such other terms and conditions as may be acceptable to the Town Attorney.

*Well pump and mech maint DHWD 2017-2019*  
*PURCH/LF/*  
*11/21/2016, 10:44 AM*

2016-557

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.

2016-558

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH  
H2M ARCHITECTS + ENGINEERS TO PROVIDE ANNUAL ENGINEERING  
RETAINER SERVICES FOR 2017 FOR THE HUNTINGTON AND CENTERPORT  
SEWER DISTRICTS

Resolution for Town Board Meeting Dated: December 7, 2016

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

and seconded by: **COUNCILWOMAN BERLAND**

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

WHEREAS, H2M Architects + Engineers has submitted proposals for annual engineering retainer services for the Huntington and Centerport Sewer Districts for 2017 and the Department of Environmental Waste Management has evaluated the proposals and found them acceptable; and

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

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the execution of an agreement with H2M Architects + Engineers P.C., 538 Broad Hollow Road, Melville, New York 11747 for annual engineering retainer services for 2017 for the Huntington and Centerport Sewer Districts for an amount not to exceed the sum of FORTY EIGHT THOUSAND NINE HUNDRED AND NO/100 (\$48,900.00) DOLLARS to be charged to Operating Budget Items SS1-8131.4550 (\$46,200.00) and SS2-8132.4550 (\$2,700.00) and upon such other terms and conditions as approved by the Town Attorney.

VOTE:            AYES: 5            NOES: 0            ABSTENTIONS: 0

Supervisor Frank P. Petrone	<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.

2016-559

RESOLUTION AUTHORIZING THE PRINTING AND DISTRIBUTION OF A BROCHURE TO HUNTINGTON RESIDENTS ADVISING AND ENCOURAGING PARTICIPATION IN THE FREE HOME ENERGY AUDIT OFFER NOW AVAILABLE FROM THE NYSERDA SPONSORED LONG ISLAND GREEN HOMES PROGRAM

Resolution for Town Board Meeting Dated: December 7, 2016

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

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, the Town of Huntington is a participating partner in the Long Island Green Homes (LI Green Homes) program funded by a grant from the New York State Energy Research & Development Agency (NYSERDA); and

WHEREAS, it is policy of the Town of Huntington to encourage residents to make their homes as energy efficient as possible, saving money and reducing reliance on greenhouse gas contributing fossil fuels; and

WHEREAS, LI Green Homes is urging it municipal partners to use grant funding to establish a variety of outreach strategies that can alert homeowners to the availability of free home energy audits; and

WHEREAS, the Town wishes to utilize a portion of its LI Green Homes grant to print and mail a brochure to residents using USPS's Every Door Direct Mail®, its newest affordable targeted postal service; and

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

NOW, THEREFORE, THE TOWN BOARD

HEREBY AUTHORIZES the printing and distribution of a brochure to Huntington residents advising and encouraging participation in the free home energy audit offer now available from the NYSERDA sponsored Long Island Green Homes program, and upon such other terms and conditions as may be acceptable to the Town Attorney; and

HEREBY FURTHER AUTHORIZES the Town Comptroller to amend the 2016 Operating budget as follows:

Increase the following appropriation:

A8710-4700	Advertising	\$ 16,000
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Increase the following revenue:

A3989-3989	State Aid, Other Home & Community	\$ 16,000
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2016- 559

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.

2016-560

RESOLUTION AUTHORIZING EXECUTION OF CONTRACT OF SALE AND  
APPROPRIATING FUNDING NECESSARY FOR ACQUISITION OF KRUSE  
PROPERTY, FORT SALONGA

Resolution for Town Board Meeting Dated: December 7, 2016

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

and seconded by **SUPERVISOR PETRONE**

WHEREAS, the acquisition of an approximately 7.5-acre Kruse Property identified as SCTMs 0400-061.00-01.00-054.000, 0400-061.00-01.00-053.002 and part of 0400-061.00-01.00-052.000 located at the northern terminus of Timber Point Drive in Fort Salonga was recommended by the EOSPA Committee and has been successfully negotiated and contracts of sale will be prepared for signature by all involved parties; and

WHEREAS, prior Town Board resolution supported acquisition of the Kruse Property, and authorized the Supervisor, Town Attorney, Special EOSPA Counsel and Comptroller to take the necessary actions to secure the land in Town ownership; however, specific costs and contract requirements must be met, including, but not limited to: surveys, title insurance, environmental site assessment, removal of existing site improvements, recording of deeds, pro-rated taxes as necessary, and other closing costs reasonably related to the transaction; and

WHEREAS, a public hearing was held on March 8, 2016 pursuant to General Municipal Law §247 regarding acquisition of the subject property and the resolution that scheduled the hearing recognized that the site's fair market value would be reduced by the filing of a conservation easement pursuant to Planning Board sending area approval under the Town TDFR Program; and

WHEREAS, prior to completing the acquisition of the subject property, the Town Board has determined that its action to acquire the property is classified as Unlisted pursuant to SEQRA, and the Town Board is the only agency "involved" in authorizing expenditures against the EOSPA Program funds, and therefore has been established as lead agency, and

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

NOW THEREFORE, BE IT

RESOLVED, that the Town Board finds, on review of the short form EAF, there shall be no significant adverse impacts associated with acquisition of the property or a portion thereof for park purposes and hereby issues a Negative Declaration pursuant to SEQRA, and

BE IT FURTHER

RESOLVED, that the Town Board authorizes the Supervisor to execute a contract and related documents, on such terms and conditions acceptable to the Town Attorney, to purchase the Kruse Property as identified above for passive park purposes for the benefit of Huntington residents for an amount not to exceed the sum of ONE HUNDRED SIXTY THOUSAND AND NO 00/100 DOLLARS (\$160,000) subject to survey and legal access verification, plus closing costs, including but not limited to survey, appraisal, environmental audit, removal of existing site improvements, title insurance, tax adjustment, and taxes prior to exemption; and

BE IT FURTHER

RESOLVED, that the Town Board hereby authorizes the Comptroller to appropriate funds in an amount not to exceed the purchase price or ONE HUNDRED SIXTY THOUSAND AND NO 00/100 DOLLARS (\$160,000) subject to survey verification, excluding customary closing expenses, to cover costs related to the Town acquisition of the subject property on an as-needed basis to be transferred from A-0870 Open Space Land and Park Improvements Reserve Fund and charged to the appropriate capital budget account for the proposed acquisition; and

BE IT FURTHER

RESOLVED, that the Town Board hereby authorizes the Town Attorney's office to proceed to schedule a closing of title with the attorney for the owner of the Kruse Property and authorizes the Supervisor and/or his designee to execute all documents related to securing such land in public ownership, upon which it is to be identified as parkland on the Town Assessment Roll and mapped as protected open space in the records of the Department of Planning and Environment; and

BE IT FURTHER

RESOLVED, that the Kruse Property will have a conservation easement filed on it prior to the Town acquisition and will be acquired without density flow rights, so it must remain in a natural condition as passive parkland with trails.

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

Resolution for Town Board Meeting Dated: December 7, 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

Create the following position:

B-1620-1100 Building Plans Examiner \$4,492

Reinstate the following position:

DB-5110-1100 Sign Painter \$4,663

DB-5110-1100 Laborer 1,901

Adjust the following appropriations:

B-1990-1100 Contingency (\$4,492)

DB-1990-1100 Contingency (6,564)

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 COMPTROLLER TO AMEND THE 2016 OPERATING AND CAPITAL BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL DISTRICTS – DIX HILLS WATER DISTRICT

Resolution for Town Board Meeting Dated: December 7, 2016

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

and seconded by **COUNCILMAN CUTHBERTSON, COUNCILWOMAN EDWARDS**

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 expenditures for emergency water main leak repairs exceeded the yearly estimate and additional funding is required for emergency repairs at intersection of Westminster Avenue and Rye Street and at Spinning Wheel Lane; and

WHEREAS, the funding of repairs and amending the operating budget 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 Comptroller to amend the 2016 Operating and Capital Budget as follows:

Increase the following revenue:

SW10599-5999R            Appropriated Fund Balance            \$16,562

Increase the following appropriations:

SW18231-2778            Water Mains            \$16,562

VOTE:                            AYES: 5                            NOES: 0                            ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2016-563

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

Resolution for Town Board Meeting Dated: December 7, 2016

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

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

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

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

NOW, THEREFORE, THE TOWN BOARD

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

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

VOTE:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

Schedule A

Chapter 133, Section 2A of the Code of the Town of Huntington  
Authorizing the Removal of Litter and Debris

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
444 Lenox Road Huntington Station, NY 11746	0400-151.00-03.00-059.000	Federal National Mortgage Association	10/12/2016	1900 Market Street Philadelphia, PA 19103
14 W 10 <sup>th</sup> Street Huntington Station, NY 11746	0400-142.00-03.00-013.000	John J Jr & Violet Michta (L/E) Michta Family (IRR. TRUST)	11/21/2016	150 4 <sup>th</sup> Avenue Huntington Station, NY 11746
124 Vernon Valley Road East Northport, NY 11731	0400-083.00-02.00-020.000	Helen Schlueter (Irr. Trust) Mark & Robert Schlueter	11/22/2016	N/A

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

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
14 W 10 <sup>th</sup> Street Huntington Station, NY 11746	0400-142.00-03.00-013.000	John J Jr & Violet Michta (L/E) Michta Family (IRR. TRUST)	11/21/2016	150 4 <sup>th</sup> Avenue Huntington Station, NY 11746

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>
14 W 10 <sup>th</sup> Street Huntington Station, NY 11746	0400-142.00-03.00-013.000	John J Jr & Violet Michta (L/E) Michta Family (IRR. TRUST)	11/21/2016	150 4 <sup>th</sup> Avenue Huntington Station, NY 11746

RESOLUTION ACCEPTING DONATIONS FROM VARIOUS MERCHANTS AND BUSINESSES TO THE TOWN OF HUNTINGTON FOR THE SENIOR REUNION LUNCHEON, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: December 7, 2016

The following resolution was offered by: Councilwoman Edwards

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town of Huntington will be hosting a luncheon honoring Seniors that have lived in the Town of Huntington for 50 years and are 75 years and older at the Crest Hollow Country Club, on October 28, 2016; and

WHEREAS, *three* merchants/ businesses have donated various goods and services for the seniors; and

WHEREAS, the acceptance of a donation of 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, on behalf of the Town of Huntington various donations from the merchants and businesses listed on the attached Schedule "A" for the *Senior Reunion Luncheon* and thanks them for their generosity, nunc pro tunc.

VOTE:           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.

2016-564

SCHEDULE "A"  
SENIOR REUNION LUNCHEON OCTOBER 30, 2015  
CONTRIBUTION ACKNOWLEDGEMENT LIST

Breslin Realty  
500 Old Country Road  
Garden City, New York 11530

Sponsored event

Crest Hollow County Club  
8325 Jericho Turnpike,  
Woodbury, NY 11797

Catering

Robert Fonti  
Vincent James Management Company Inc.  
40 Spring Hill Road  
Cold Spring Harbor, NY 11724

Decorations for event

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See Detail

See Retaining Wall Plan

Provide Storage  
To El. 120.00

Provide (2) 102 Leaching Pools  
@ 12' E.O. w/ Catch Basin

Existing Lot Line To  
Be Abandoned. Lots  
To Be Merged

Proposed Offer of Dedication  
to Town of Huntington

Existing Curb Road at Driveways  
To Be Removed. Install 30" Curb  
Road at All Driveways

Provide 102  
Leaching Pool @  
12' E.O. w/ Curb Inlet

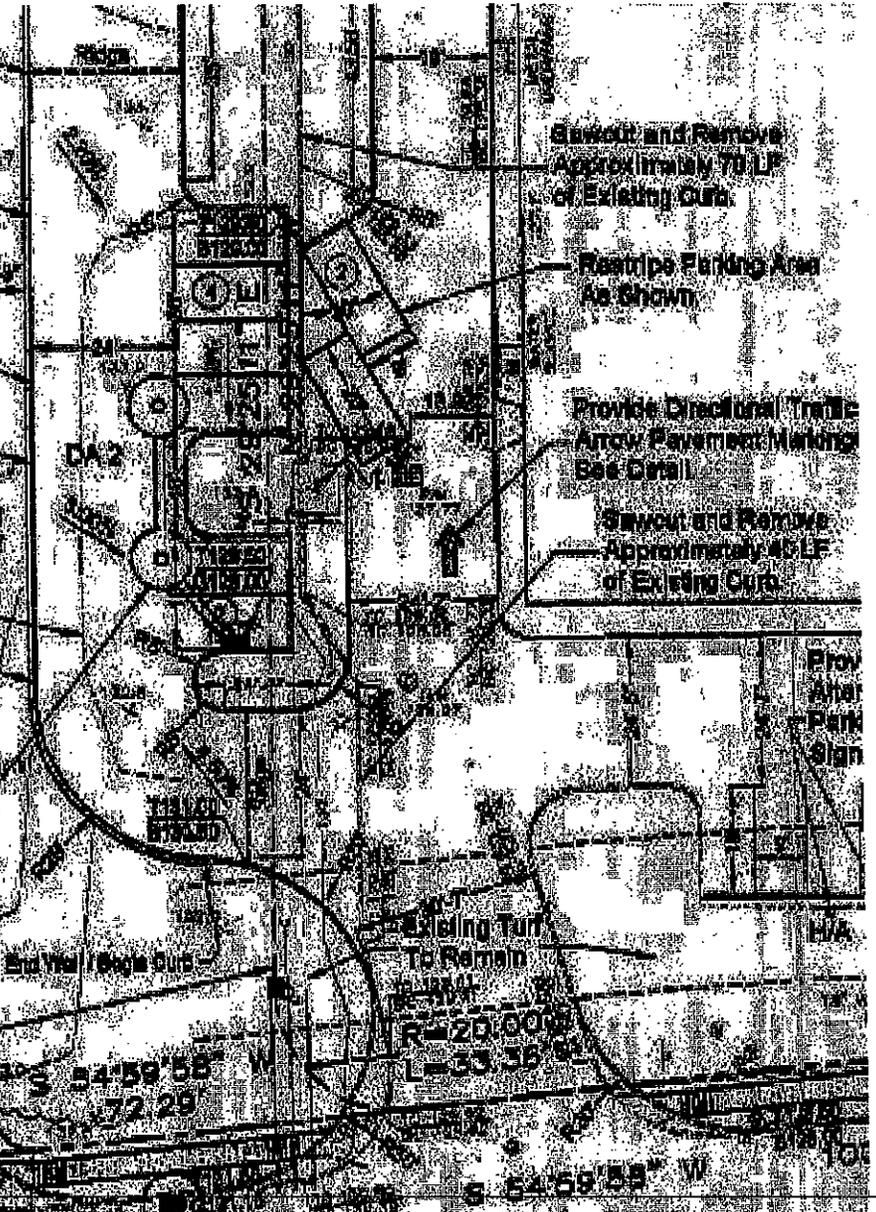
Remove and Remove  
Approximately 70 LF  
of Existing Curb

Recreate Parking Area  
As Shown

Provide Directional Traffic  
Arrow Pavement Markings  
See Detail

Remove and Remove  
Approximately 40 LF  
of Existing Curb

Provide  
Another  
Park  
Sign



2016-565

**SCHEDULE "B"**

**Town of Huntington**

**Re: "B" Part of SCTM #0400-265.00-01.00-010.004**

**SCHEDULE - Description of Proposed Easement of Land to Town of Huntington for Highway purposes**

**ALL that certain plot, piece or parcel of land situate, lying and being in the Town of Huntington, County of Suffolk and State of New York, bounded and described as follows:**

**BEGINNING at a point along a bearing of S64d59'58"W, a distance of 63.84 feet from the southwesterly corner of SCTM #0400-265.00-01.00-010.010 located in the Town of Huntington, County of Suffolk and State of New York, along the following lines:**

- 1) Westerly, S64d59'58"W, a distance of 8.46 feet, running thence;**
- 2) Northerly, N29d28'11"W, a distance of 9.21 feet, running thence;**
- 3) Along a curve having a radius of 25.00 feet and a length of 12.00 feet**

**to the POINT OR PLACE OF BEGINNING.**

2016-566

RESOLUTION ADOPTING THE MARINA CONTRACT FOR SPRING, SUMMER,  
AND AUTUMN WET STORAGE AT TOWN MARINAS

Resolution for Town Board Meeting Dated: December 7, 2016

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

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the marina contract for 2017 Spring, Summer, and Autumn Wet Storage requires approval; and

WHEREAS, a majority of the Harbors and Boating Advisory Council in attendance at their November 2016 meeting recommended that Spring, Summer, and Autumn wet storage fees be increased to \$90 per foot for vessels 20 feet and under, and increased to \$100 per foot for vessels over 20 feet; and

WHEREAS, adoption of the Marina Contract for Spring, Summer, and Autumn Wet Storage at Town Marinas is a Type II action pursuant to 6 NYCRR §617.5(c)(20) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD, upon the recommendation of the Department of Maritime Services and the Harbors and Boating Advisory Council,

HEREBY ADOPTS, the Marina Contract for Spring, Summer, and Autumn Wet Storage at Town Marinas for the 2017 season, as amended, attached hereto and made part of this resolution.

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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 Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2016-566

**TOWN OF HUNTINGTON  
DEPARTMENT OF MARITIME SERVICES  
2017 MARINA CONTRACT  
PLEASURE BOATS ONLY**

**SCHEDULE A**

**TERMS AND CONDITIONS**

1. The granting of berthing hereunder is from Sunday, April 2, 2017 to Sunday, October 29, 2016. User warrants that he owns the boat and has Marine Insurance Coverage. It is agreed between the Town and the User that no responsibility is assumed by the Town for injuries to any persons on Marina property, nor for the safety of any boat in the Marina area, or fire, theft, or damage to boat or equipment howsoever arising. The User shall save the Town and the Board of Trustees harmless from any such loss or damage and the Town of Huntington and the Board of Trustees shall be under no obligation to insure the User's boat, equipment or other property against any such loss or damage. The Town reserves the right to assume control of any vessel for protection of life and property as deemed necessary by the Department of Maritime Services of the Town of Huntington. The Town of Huntington hereby expressly reserves the exclusive right to assign or reassign a berth other than the berth specified herein. User hereby agrees to abide by same.
2. All boats occupying berths shall comply with the Federal, State, Town and Board of Underwriters regulations. Filling of gas tanks shall not be permitted at any Town Marina. The Department of Maritime Services shall have the exclusive right to determine if a vessel is seaworthy and suitable for placement in the Marina.
3. Berthing spaces are assigned to the User for a specified boat and are non-transferable. No other boat other than the one under contract may use the assigned berth. User shall be prohibited from subleasing or otherwise renting of berth. No boat occupying a Town Marina berth shall be used for chartering or for commercial purposes. Adequate lines for berthing shall be provided by boat owner and shall be replaced if, in the opinion of the Department of Maritime Services, such lines are inadequate or unsafe. Spring lines shall be a minimum of 3/8-inch nylon or equivalent. The bow and stern lines shall be of sufficient size as to safely berth boat.
4. The Owner of any vessel using the Marina shall be responsible for conduct of guests or persons visiting the boat. Swimming or fishing within Marina areas is strictly forbidden. No signs shall be placed on piers, parking areas or on any floats without prior permission. Service area floats shall not be utilized for more than fifteen (15) minutes, and no boats shall be stored or left on any float, bulkhead, parking field or in any of the Marina waters except as assigned. Boats including dinghies on davits must be tied in such a manner so that the float is clear at all times. Waterhose equipped with self-closing nozzles of the handgrip type shall be supplied by boat owner. Waste of water shall not be permitted.
5. The Town may cancel this agreement at any time and for any reason upon five (5) days written notice to the User at the address listed herein above.
6. (a) No garbage, oil, sludge, sewage or refuse matter of any kind shall be thrown, deposited, or permitted to fall from any boat using the Marina.  
(b) Dumping of refuse overboard is prohibited. This includes, but is not limited to garbage, cans, bottles, paper products, dead fish, fish heads, or carcasses, and other substance or matter. Suitable containers are provided dockside, and shall be utilized for the above purpose.  
(c) Swimming or fishing or cleaning of fish on floats, docks or within the Marina area is prohibited.
7. (a) Any boat in the area, that shall become a menace to navigation or unseaworthy or sinks, grounds, or otherwise becomes disabled or incapable of navigation, the determination of which shall be made exclusively by the Town of Huntington, shall be removed or restored to navigable condition by the User herein upon notice by the Town or its designated agent, which notice shall be made by regular mail and/or certified mail addressed to the User's last known address as given by him in this contract. (§120.17)\*  
(b) If such boat is not removed or restored to navigable condition by the said User within one (1) week of said notice, this contract shall terminate without any refund of fee and the Town, or its designated agent, may direct the removal of the boat, and the cost of said removal, including any and all charges as a result thereof, shall attach to, and become a lien upon, said boat, and said boat may be sold upon direction of the Town Board at public auction to defray said expenses, with any surplus being returned to the user of record. The Town and Board of Trustees shall not be liable for any damage done to said boat during its removal, storage and sale. Nothing contained in this section shall be construed to restrict or prohibit earlier action by the Department of Maritime Services, with or without notice to the owner, if, in the judgment of the Department, such boat severely impedes or severely restricts navigation, or is in such condition so as to cause immediate an/or serious danger to either the health, safety and/or welfare of the public or to property.  
(c) Owners of boats which are not removed from the Town's marinas by Sunday, October 29th, except those boats having a contract with the Town of Huntington for the same (identical) berth in the same marina for the immediately following winter storage season: 1) may be subject to a \$25.00 daily fee after October 29th; 2) user shall have their boat removed from the marina by the Town, and its designated agent may direct removal of the boat and the cost of said removal, including any and all charges as a result thereof, shall attach to, and shall become a lien upon said boat, and said boat may be sold upon direction of the Town Board at public auction to defray said expenses with any surplus therefrom being returned to the User of record. The Town or

- Board of Trustees shall not be liable for any damage done to said boat during its removal, storage and sale; 3) the User shall be prohibited from future participation in any Town of Huntington boat berthing or storage program.
8. The failure of the Town or Board of Trustees to insist upon a strict performance of the terms and conditions herein, shall not be deemed a waiver of any rights or remedies that the Town or Board of Trustees may have and shall not be deemed a waiver of any subsequent breach or default of the terms and conditions herein. This instrument may not be changed, modified, or altered orally.
  9. Provided the applicant has complied with the conditions set forth in this contract, Chapter 120 of the Town Code and the Marina Policy, the applicant shall have the option of renewal for the following season by depositing the non-refundable sum of \$250.00 with the Department of Maritime Services before the deadline date.
  10. Fees shall be payable on or before Saturday, March 11<sup>th</sup>, or for late applicants, before the boat enters the Marina. No refunds will be made after March 15<sup>th</sup>.
  11. No boat shall be operated at a greater speed than five (5) miles per hour in the Marina, a channel or millpond. The term speed shall mean the speed of a boat measured in slack water in statute miles.
  12. Any violation of this contract, Chapter 120 of the Town Code or the Marina Policy may result in the revocation of berthing privileges and the forfeiture of any fees paid.
  13. Fees: seasonal fees are based upon length over all of boat at rate set forth by the Town Board. Boats with larger than normal beams will be charged at next higher category, i.e. 19' and under with beam in excess of 8' (eight feet) will be charged as 20' (twenty feet) boat.
  14. No change of berth may be made by User.
  15. No one shall, at any time during the term hereof, live aboard while the boat is in the Marina.
  16. Open flame fires, or grills or gasoline stoves are prohibited on boats, floats, or docks.
  17. All pets must be kept aboard boats. All pets being escorted to and from the boats must be on a suitable leash, at all times.
  18. Noise curfew is 11:00 PM to 7:00 AM. Halyards must be tied off. (§120-13)\*
  19. Dinghies, canoes or portable sailing craft may not be used as play craft within the Marina or stored on floats. No part of boat or appurtenances shall overhang the floats.
  20. The Marina floats shall be open to Town of Huntington Users and their guests. In the absence of the User, no one shall be permitted to board a boat without prior written permission.
  21. All problems shall be immediately reported to the Department of Maritime Services.
  22. User shall be responsible for damage to other boats in the Marina or structures or facilities thereof, caused by User, or User's guest.
  23. Users shall have their PRINCIPAL RESIDENCE (domicile) in the Town of Huntington, before a contract may be issued by the Department of Maritime Services, and such proof as is deemed necessary shall be produced upon request prior to the issuance of such contract.
  24. The User shall be the owner of a boat that is registered in New York State, said boat shall be the boat described in this contract. If the boat is owned jointly, or by a partnership, all owners or members or partners shall have their principal residence (domicile) in the Town of Huntington.
  25. Boat owners warrant that his/her boat meets all Federal, State, and town laws with regard to marine toilet and sanitary facilities, and complies with all requirements of the NO DISCHARGE ZONE where applicable.
  26. Any boat or watercraft that shall occupy a berth in the Town of Huntington Marina shall be maintained in a safe and seaworthy condition.
  27. Berths must be occupied continuously. If a berth will be vacant for the season, the User must notify the Department of Maritime Services and provide, in writing, the reason why it will be vacant. Any berth that is vacated for one (1) full season must be occupied the following season by June 1<sup>st</sup> or else it will be deemed abandoned, thereby forfeiting any rights or privileges of the user of that berth. The berth will then revert back to the Town of Huntington for future disposition.
  28. No major repairs are to be made in the Marina either by the User or his agent, as to cause unreasonable inconveniences or bother other Users of the Marina.
  29. The identification decal must remain on your boat until the conclusion of the berthing season on October 29<sup>th</sup>.
  30. The Town and Board of Trustees have no duty or obligation to keep User's boat under surveillance at any time and the failure to maintain a guard or watchman shall not be deemed to constitute negligence on their part. User acknowledges that the Town of Huntington or Board of Trustees shall not provide any guard or watchman service during the term hereof. Nor shall the employment of such guard or watchman be deemed to create any obligation on the part of the Town and Board of Trustees for the care or safety of User's boat or the equipment thereon.
  31. Summer tenants may extend their season through the months of November and December at a rate set yearly by the Town Board. All rules, regulations, and policies for the summer season will be in full force and effect during this period. All summer tenants must have their request for winter and the fall extension prior to September 1<sup>st</sup>, if they want to remain in their summer berths.
  32. No person under ten (10) years of age shall be admitted to, or permitted in, a Town Marina unless accompanied by an adult who show full responsibility for the child's safety and conduct.
  33. A prorated refund will only be granted if the tenant has not used their berth for the season. There will be absolutely no refunds granted after June 30<sup>th</sup>.

RESOLUTION TO AMEND AN EXISTING AUTHORIZATION TO RETAIN  
OUTSIDE COUNSEL (NAPOLI SHKOLNIK PLLC)

Resolution for Town Board Meeting dated: December 7, 2016

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

And seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, the Town of Huntington is aware of the potential cost of remediation in the event environmental contaminants are measured at levels in excess of those permitted under a certain Record of Decision (ROD) approved by the NYS Department of Environmental Conservation and issued to Deutsch Relays, Inc.; and

WHEREAS, the Town of Huntington (along with the Greenlawn Water District) endeavors to cause the aforementioned cost of remediation to be borne by the responsible party, and not the taxpayers of the Town of Huntington; and

WHEREAS, pursuant to Town Board Resolution 2014-303, the Town therefore retained the firm NAPOLI BERN RIPKA SHKOLNIK LLP on behalf of the Town of Huntington and the Dix Hills Water District (the "2014 Engagement"), and likewise the Greenlawn Water District retained the firm at that same time; and

WHEREAS, on October 28, 2014, NAPOLI BERN RIPKA SHKOLNIK LLP commenced a civil action against AL Relays, LLC, AL Relays, Inc., and DRI Relays, Inc. in the New York State courts entitled Dix Hills Water District, et al. v. AL Relays LLC, et al., Case No. 069243/2014 (the "New York State Action"); and

WHEREAS, since that time, the firm NAPOLI BERN RIPKA SHKOLNIK LLP has separated into two (2) law firms, with the successor firm NAPOLI SHKOLNIK PLLC formed and continuing work in connection with the described litigation; and

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WHEREAS, on or about June 3, 2015, AL Relays, LLC filed a voluntary chapter 7 petition in the United States Bankruptcy Court for the Central District of California, Case No. 2:15-bk-18869-RN, and upon consent of the parties, the New York State Action has effectively been removed to said bankruptcy court (the "Bankruptcy Court"); and

WHEREAS, the trustee in the aforementioned Bankruptcy Court action, Brad D. Krasnoff, Chapter 7 trustee, has retained NAPOLI SHKOLNIK PLLC as his special litigation counsel pursuant to 11 U.S.C. § 327(c), to prosecute on behalf of the debtor's estate all causes of action, rights, and remedies which may belong to the debtor's estate, including for fraudulent transfers against any appropriate parties, including those entities that are co-defendants in the New York State Action; and

WHEREAS, given the foregoing, it is appropriate to amend Town Board Resolution 2014-303, to update the 2014 Engagement to reflect changed circumstances and to reflect retention of the successor firm, NAPOLI SHKOLNIK PLLC; and



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

Resolution for Town Board Meeting Dated: December 7, 2016

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

And seconded by: **COUNCILMAN COOK**

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

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

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

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

THE TOWN BOARD

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

Mary Weis 7 Daywood Ct. East Northport, NY 11731	Marcelo Nay 26 West 11 <sup>th</sup> St. Huntington Station, NY 11746	Maryellen Amundson 2 Carrington Dr. East Northport, NY 11731	Charles Galluzzo 23 Woodedge Dr. Dix Hills, NY 11746
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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- 569

RESOLUTION APPOINTING NEW VOLUNTEER PARK STEWARDS

Resolution for Town Board Meeting Dated: December 7, 2016

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

and seconded by **COUNCILMAN COOK**

WHEREAS, the Park Stewardship Program, initiated in 1990 and coordinated through the Huntington Conservation Board and the Departments of Parks and Recreation and Planning and Environment, serves a vital purpose of providing surveillance and maintenance support on Town-owned park properties, and

WHEREAS, Town Board-appointed Volunteer Park Stewards file periodic monitoring reports, notify the Town of actual or potential hazards or abuse to the ecological integrity of the park(s), and serve for four years pursuant to Town Code §159-66, and

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

NOW, THEREFORE, THE TOWN BOARD

HEREBY APPOINTS new Volunteer Park Stewards for specific parks as follows:

William Burton	4 Talbot Pl., Huntington Sta., NY 11746	Paumanok Wetlands Preserve
Frederick Feraco	Walt Whitman HS, 301 West Hills Rd., Huntington Sta., NY 11746	Paumanok Wetlands Preserve
Linda Finkelstein	13 Obsen Ave., Dix Hills NY 11746	Strathmore Park

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 APPOINTING A MEMBER TO THE TOWN OF HUNTINGTON CITIZENS  
ADVISORY COMMITTEE FOR PERSONS WITH DISABILITIES

Resolution for Town Board Meeting Dated: December 7, 2016

The following resolution was offered by: Supervisor Petrone

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

WHEREAS, the appointment of individuals to an advisory board is not an action as defined by 6 NYCRR section 617.2(b) and therefore no SEQRA review is required; and

WHEREAS, the Town Board, upon the recommendation of the Citizens Advisory Committee for Persons with Disabilities,

NOW, HEREBY APPOINTS the following individual to a vacancy on the Town of Huntington Citizens Advisory Committee for Persons with Disabilities for a term to expire as indicated:

Leonard J. Urban  
39 Bay Avenue  
Halesite, New York 11743

Term Expires: December 13, 2020

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 Cuthbertson		<b>AYE</b>	
Councilwoman Tracey A. Edwards		<b>AYE</b>	

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THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION APPROVING A 2017 PUBLIC ART PLAN AND AUTHORIZING THE PUBLIC ART ADVISORY COMMITTEE TO PROCEED WITH ITS IMPLEMENTATION

Resolution for Town Board Meeting Dated: December 7, 2016

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILWOMAN BERLAND**

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

WHEREAS, the duly appointed Public Art Advisory Committee has submitted a recommended 2017 Public Art Plan in accordance with these guidelines; and,

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

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

WHEREAS, a Public Art Plan is a Type II action pursuant to 6 N.Y.C.R.R. 617.5(c)(20) and (c)(27) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD, upon the recommendation of the Public Art Advisory Committee,

HEREBY APPROVES the 2017 Public Art Plan attached hereto and authorizes the Public Art Advisory Committee to take appropriate steps toward its implementation, including solicitation of related non-Town support, issuance of Requests for Qualifications (RFQ) and/or Requests for Proposals (RFP) as needed, formation of Artist Selection Panels as indicated, and preparation of any resulting artist contracts for final review and approval by the Town Board.

VOTE:            AYES: 5            NOES: 0            ABSTENTIONS: 0

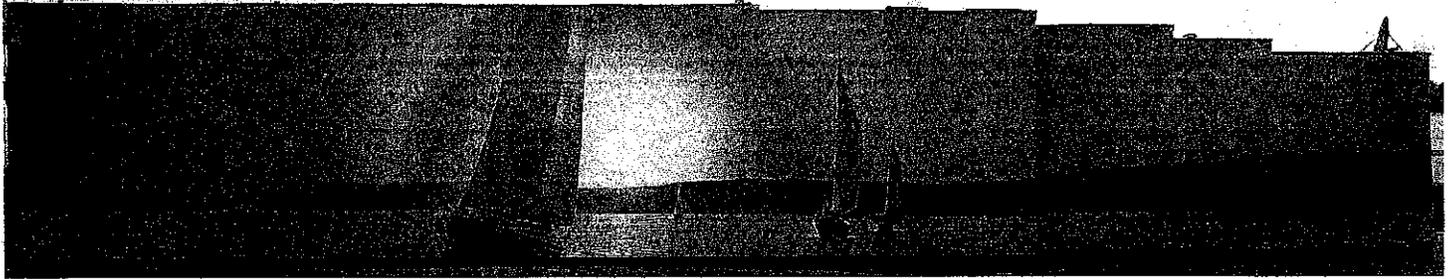
Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Eugene Cook	<b>AYE</b>
Councilman Mark Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2016-571

# TOWN OF HUNTINGTON - PUBLIC ART INITIATIVE

## 2017 Public Art Plan



**HUNTINGTON**  
**STATION:**  
**MOVING**  
**FORWARD**  
**TOGETHER**

Sponsor  
Name Here




### TOWN OF HUNTINGTON

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

Draft Plan as recommended by the Public Art Advisory Committee on 11/2/16

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

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

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

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Front Cover (clockwise from the Town Seal):

- Sandy Farkas (Huntington Bay, NY); *Ferrous Equinous*, 2007; Welded steel & chain; Gift of the artist accepted by the Town in 2010.
- Madeline Wiener (Denver, CO); *Generations*, 2013; Adair Limestone; TOH Public Art Initiative Commission for Gateway Plaza; Huntington Station.
- *Sailing in Huntington Bay*, 2009; Huntington Community Mural Project in Huntington Village; designed and created by Garin Baker (New Windsor, NY) in cooperation with Project Excel Arts Coordinator Chris Ricco and Project Excel teen apprentices Alex Bodner, Sarah Bregman, Morgan Brown, Jimmy Collins, Gina Fagnoli, Danielle Giangrasso, Jordan Gibbs, Jennifer Hainy, Jesse Hammel, Lindsay Larkin, Alyson Malico, Gabby Morales, Brenna Murdock, Greg Oh, Danni Reinbachs, Joselin Rodriguez, Matt Rueger, Paulina Stewart, Kim Stodinski, Brandon Wall, and Brit Wurtz.
- Teens whose poems were selected for display in the interior advertising spaces of HART buses as part of the 2016 *Poetry for the HART* teen poetry project are recognized by Councilwoman Susan Berland at an Award Ceremony and Poetry Reading at the Walt Whitman Birthplace.
- Jack Pierce (Huntington, NY); *Be the Night*, 2015; graphic design digitally printed on vinyl wrap installed on TOH Traffic Signal Box at NW corner of Wall Street and Gerard Street; a cooperative project with the Huntington Village BID.
- Ellen Fleury (Huntington Station, NY); *Huntington Station: Moving Forward Together*, 2010; design for digitally printed 3 x 5' light pole banners; a cooperative project with the Huntington Station BID, Huntington Station.

TOWN OF HUNTINGTON – PUBLIC ART INITIATIVE  
2017 Public Art Plan

## GOALS

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

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

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

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

The following Plan has been developed for the calendar year 2017 and incorporates projects previously approved by the Town Board with adoption of the 2016 Public Art Plan but not completed, as well as projects newly recommended by the Committee. As with prior Public Art Plans, it is anticipated that not all of the proposed projects may be fully realized within this time period. However, their inclusion within the Public Art Plan permits advance planning with other Town Departments and community agencies toward their eventual realization.

## PAST ACCOMPLISHMENTS & CURRENT CHALLENGES

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



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

- Online inventory of existing public art in Huntington,
- 34 temporary sculpture installations,
- 178 different Poetry for the HART teen poetry placards (2016 winners on cover),
- 5 Huntington Station banner designs (50 banners installed in collaboration with the Huntington Station BID – design for the reverse of banners depicted on cover),
- 3 different “Haiku Huntington” sign designs (36 signs installed in 18 different locations in Heckscher Park, Huntington Village, and Huntington Station.
- 5 different Traffic Signal Box designs installed on TOH Signal boxes on Wall Street and Gerard Street in Huntington Village (1 pictured on cover)
- 1 permanent mural commission (see cover), and
- 4 permanent sculpture installations (2 pictured on cover).

Despite the success of these past accomplishments, the completion of all projects planned for implementation in the coming year is currently in doubt. While each year the Town Board has consistently re-allocated unexpended public art funds from prior years' allocations, no new public art funds have been allocated in the operating budget since 2011. Consequently, without the commitment of additional support either from the Town or from outside sources, the remaining balance of the Town's unexpended public art funds will be exhausted in 2017 prior to completion of all public art projects planned for the year. Although the Public Art Advisory Committee and Director of Cultural Affairs are actively soliciting outside support for planned projects, at best these efforts are likely to only delay this eventual outcome.

Consequently, this year's Plan focuses primarily on small scale, low-budget, public art projects that can more feasibly be supported either substantially or completely by outside sources, including private sponsorship contributions from individuals, businesses or organizations. In addition, the Plan prioritizes those projects which offer inherent opportunities for public recognition of such project sponsors. However, opportunities for implementation of more

ambitious public art projects in association with the development of new park or facility development projects being planned by the Town have still be retained with the hope that resources to support their continued planning and implementation can be identified and secured.

## **PUBLIC ART PROJECT ZONES**

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

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

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

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

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

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

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

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

### **3. Gateways**

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

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

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

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

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

## **PRIORITIZATION OF PROJECTS**

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

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

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

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

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

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

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

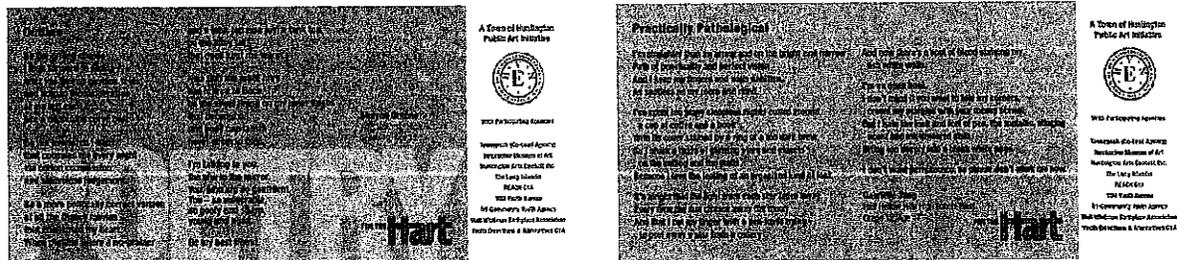
**STATUS SUMMARY OF 2016 PLAN PROJECTS**

Before listing project recommendations for the 2017 Public Art Plan it is helpful to review the status of those projects approved in the 2016 Plan as uncompleted projects are typically carried forward into the following year's plan:

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

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

**Status:** The Call for Entries issued for the 2016 program yielded 147 entries, from which 18 winning poems were selected, printed, and installed in HART buses, and a corresponding award ceremony/poetry reading was held. *Total expenditures: \$2,462*



“Outline” by Shayna Greene (Walt Whitman High School, Grade 12, Age 18) and “Practically Pathological” by Gabrielle Jung (Half Hollow Hills High School West, Grade 12, Age 17), two of the eighteen winning poems selected for display in the 2016 Poetry for the HART teen poetry project. Poetry placards designed by AB Graphics. (See cover for photo of 2016 winners at Award Reception at the Walt Whitman Birthplace).

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

**Status:** The “Chalk Flood,” a community drawing area for Festival participants, was once again presented at this annual event held on September 10 this year. *Total expenditures: \$0*

- **Sweet Hollow Park Public Art Project:** (Zone 2) – *Estimated Cost: \$50,000 - \$100,000 depending upon the direction chosen for development and implementation. EOSPA funding may be sought for this project as part of the park development costs for Sweet Hollow Park.*

**Status:** Subsequent to issuance of an RFQ, Panel review of artist submissions, and Town Board authorization of execution of a contract with the recommended artist in November 2015, Town Board members requested that the project budget be reduced to \$20,000 and the RFQ be re-issued with an emphasis on local artists. After issuance of a revised RFQ in July 2016 resulted in only one artist submission, this RFQ was re-issued in August 2016 yielding submissions by eight artists. Panel review of these submissions is scheduled for early November. *Expenditures to date: None*

- **Traffic-Signal Box Projects (second round):** (Zone 4) – *Estimated Cost: \$8,000 (5 boxes @ \$1,600).*

**Status:** An inquiry was made to NYSDOT about implementing these projects using NYSDOT signal boxes on either Main St. (NYS Rt. 25A) or New York Ave. (NYS Rt. 110). After some delay for consideration of this request, NYSDOT issued a revised Transportation

Safety & Mobility Instruction regarding “Decorative Treatment of Traffic Signal Cabinets” (TSMI-16-04), which newly included provision for such public art installations along with related guidelines. Subsequently a RFP was issued in late September 2016 for ten (10) possible installations: five (5) on TOH Signal Boxes in Huntington & Huntington Station and five (5) more on NYSDOT Signal Boxes on Main St. (NYS Rt.25A), with the latter group being conditional upon formal NYSDOT approval of individual permit applications for each Signal Cabinet. Review of artist submissions will occur following the December 2<sup>nd</sup> submission deadline. Outside support for both sets of projects has been solicited from the Huntington Station and Huntington Village BIDs, respectively. *Expenditures to date: None.*

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

- “HuntingtonARTstop” Bus Shelter Photography Project: (Zone 4) – Estimated Cost: @ \$190 printing + \$200 artist fees per image times 10 images annually for a total of \$3,900

**Status:** Discussions with Sunrise Outdoor Advertising yielded an updated estimated cost of \$5,000 for this project, secured confirmation of the in-kind donation of unleased advertising space, and defined project dimensions and parameters. A draft RFP and mock-up of a project poster was created and jointly approved, which were then used in solicitation of contributions from prospective project sponsors. These solicitations are ongoing, but have not yet been successful. *Expenditures to date: None.*

- Art Benches Project (Burr’s Lane/Erb Farm Park): (Zone 2) – Estimated Cost: \$4,000-\$5,000 per bench with the total number of benches to be determined. Funds from the community may be sought to sponsor individual artist-designed benches selected for this project.

**Status:** After further discussion this concept has been expanded to encompass more prospective Art Bench locations in other Town Parks and potentially other public spaces in the Town. A generic RFP has been drafted that would be used to solicit artist proposals to be reviewed for selection of a “pool” of approved designs, which could then be marketed to potential community sponsors whose donated support would enable their installation in pre-selected locations within the Town. Consultation with other Town Departments to identify appropriate potential installation sites is currently underway prior to issuance of a revised RFP. *Expenditures to date: None.*

- Gateway Park Nature-Based Play Area Project: (Zone 2) – Estimated Cost: To be determined

**Status:** The Director of Cultural Affairs has represented the Committee on a task force exploring the possibility of creating a nature-based play area in Gateway Park, which could include a public art element(s). Whether this facility would include any public art, and, if so, what that might be, have yet to be determined. *Expenditures to date: None.*

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

- Huntington Village – Potential Parking Structure Project: (Zones 1 & 4) Estimated Cost: \$75,000-\$100,000.

**Status:** Tabled pending further developments regarding the future of a Village parking structure. *Expenditures to date: None*

- Heckscher Park Artist-Designed Fence Project: (Zone 2) Estimated Cost: To be determined.

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

- Huntington Station Armory Recreation Center Project: (Zones 2) Estimated Cost: To be determined.

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

- Huntington Station Hotel Project: (Zones 1 & 3) Estimated Cost: To be determined.

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

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

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

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

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

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

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

## 2017 PUBLIC ART PROJECT LIST

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Uncompleted projects from the 2016 Public Art Plan, with some revisions, form the foundation of the 2017 Plan, along with projects that have typically been implemented on an annual basis. To these have been added selected new projects, resulting in the following recommended project list, grouped by zone:

### Multi-Zone Projects:

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

### Zone 1 Projects: Pedestrian Retail Districts

**Tier 3 Huntington Village – Potential Parking Structure Project\*:** At some point in the future, should the Town of Huntington elect to construct a parking structure in Huntington Village, a major public artwork could help make this structure more visually appealing and user-friendly. Among the design approaches to be considered would be large mural panels, a luminal work turning the structure into changing patterns of color at night, and artist-designed security screens on open areas of the building façade. *Estimated Cost: \$75,000-\$100,000. (Also Zone 4)*



Parking structure associated with Denver's Lowenstien Theater.



**The Melody** (Beatrice Coron, 2011): Cut metal security barrier screens on a Bronx parking garage.

**Tier 3 Huntington Station Hotel Project\*:** The LIRR Station in Huntington Station is one of the Town's major gateways. Renaissance Downtown's plan for the development of a hotel on Town property immediately across New York Avenue from this important gateway, creates a unique opportunity for the siting of a visually prominent "gateway" public art installation. A wide variety of public art project types could be considered, including diverse kinds of public art elements that could be incorporated into the building façade and/or sculptural elements accenting adjacent sidewalks or other open areas. *Estimated Cost: To be determined. (Also Zone 3)*

**Tier 3 Lamppost Banner Project\*:** Designs for light pole banners to be installed in a business district or other suitable location in the Town (site to be determined) will be selected from submissions in response to an RFP. Banner sponsors would be solicited to support project costs and would be credited at the bottom of each banner. *Estimated Cost: \$15,000 (50 banners & mounting hardware @ \$200 + 5 artists @ \$1,000 honorarium) with banner sponsorships tentatively targeted at \$200 per banner. (Also Zone 4)*

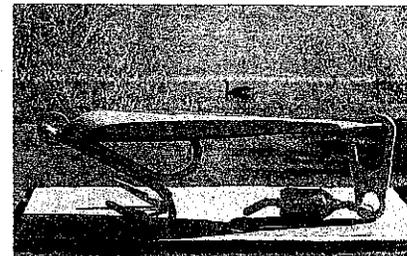
**Tier 3 Huntington Village – Alleyway Projects – (Alley TBD)\*:** Public/private partnership to design and create an appropriate public art enhancement of an alley within this district to

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

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

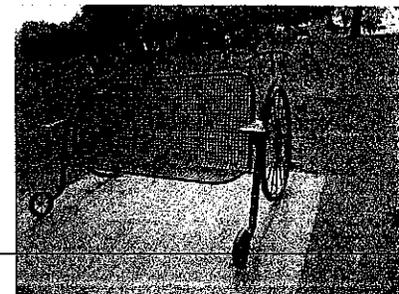
**Tier 1 Sweet Hollow Park Public Art Project\*:** Eight proposals from artists have been received in response to a revised RFP with a smaller project budget focused more on local/regional artists. Review of these submissions is scheduled to occur in early November with recommendations being forwarded to the Town Board in either November or December. *Estimated Cost: \$20,000 provided through Town-Board approved EOSPA allocation.*

**Tier 1 Art Bench Projects (Various Town parks & other public locations)\*:** Proposals for unique artist-designed park benches would be sought through issuance of a RFP. *Estimated Cost: \$5,000 per bench with total number of benches yet to be determined. Community donors would be sought to “sponsor” individual artist-designed benches approved for this project.*



**Jason Brown; *At-lure*, 2010; Idaho Falls, ID.**

**Tier 2 Gateway Park Nature-Based Play Area Project(s)\*:** Options for incorporation of public art in plans for this Nature-Based Play Area are currently under consideration. One of these options is the identification of Art Bench locations within Gateway Park, and possibly within the Nature-Based Play Area. *Estimated Cost: To be determined.*



**www.snakeriverrustic.com; *Oh, the Places You'll Go*, 2011; Idaho Falls, ID.**

**Tier 3 Heckscher Park Artist-Designed Fence Project\*:** An artist will be selected from respondents to an RFQ to design unique cut metal fence panels and/or arched gateway elements to be installed at key openings in the Heckscher Park perimeter fence. These artistic components will feature imagery celebrating the many diverse recreational and artistic activities that take place in the Town's most heavily used Park. This project might be coordinated with upgrade of the Park's perimeter fence and related parking, curb, and landscape improvements. Potential sources of outside support might include Heckscher Museum of Art's Capital Building Fund and Suffolk County Downtown Revitalization Grant program. *Estimated Cost: To be determined.*



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

**Tier 3 Huntington Station Armory Recreation Center Project\*:** As what is poised to become Huntington's newest Recreation Center serving an area of the community in great need of such facilities, this development project offers many opportunities for public art celebrating the rich diversity of our Town and the importance of recreation to our quality of life. Further planning and community outreach will help determine the most beneficial approach to incorporating public art into the renovation of this facility. *Estimated Cost: To be determined.*

### **Zone 3 Projects: Gateways**

**Tier 3 Huntington Station Hotel Project\*:** The LIRR Station in Huntington Station is one of the Town's major gateways. Renaissance Downtown's plan for the development of a hotel on Town property immediately across New York Avenue from this important gateway, creates a unique opportunity for the siting of a visually prominent "gateway" public art installation. A wide variety of public art project types could be considered, including diverse kinds of public art elements that could be incorporated into the building façade and/or sculptural elements accenting adjacent sidewalks or other open areas. *Estimated Cost: To be determined. (Also Zone 1)*

### **Zone 4 Projects: The Transportation Network**

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

**Tier 1 Traffic-Signal Box Projects (second round in new locations)\*:** An RFP has been issued to select artist designs for transforming the exterior of designated traffic-signal boxes: 5 TOH boxes in Huntington & Huntington Station; and 5 NYSDOT boxes on Main St. in Huntington Village (the latter conditional upon NYSDOT approval). *Estimated Cost: \$16,000-\$17,000 (10 boxes @ \$1,600-\$1,700). Support from the Huntington Village and Huntington Station BIDs is currently being sought to help fund these projects.*



**Tier 1 "HuntingtonARTstop" Bus Shelter Project\*:** Digital photographic images (either original photographs or photographic reproductions of original artworks executed in other two-dimensional media) selected from submissions in response to an RFP will be enlarged and printed as posters for display in unleased advertising space in the Town's Bus shelters in cooperation with Sunrise Advertising. *Estimated Cost: \$5,000 annually. A business sponsor to underwrite this project is currently being sought.*

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

No projects are recommended at the present time.

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

## **EXECUTIVE SUMMARY OF RECOMMENDED 2017 PUBLIC ART PROJECTS**

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

- Sweet Hollow Park Public Art Project\*: (Zone 2) – *Estimated Cost: \$20,000 provided through Town-Board approved EOSPA allocation.*
- Traffic-Signal Box Projects (second round in new locations)\*: (Zone 4) – *Estimated Cost: \$16,000-\$17,000 (10 boxes @ \$1,600-\$1,700). Support from the Huntington Village and Huntington Station BIDs is currently being sought to help fund these projects.*
- HART Bus System – Poetry for the HART\*: (Zone 4) – *Estimated Cost: \$2,500*
- “HuntingtonARTstop” Bus Shelter Project\*: (Zone 4) – *Estimated Cost: \$5,000 annually. A business sponsor to underwrite this project is currently being sought.*
- Art Bench Projects (Various locations): (Zone 2) – *Estimated Cost: \$5,000 per bench with total number of benches yet to be determined. Community donors would be sought to “sponsor” individual artist-designed benches approved for this project.*

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

- Gateway Park Nature-Based Play Area Project(s)\*: (Zone 2) – *Est. Cost: To be determined.*

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

- Huntington Village – Potential Parking Structure Project\*: (Zones 1 & 4) – *Estimated Cost: \$75,000-\$100,000.*
- Heckscher Park Artist-Designed Fence Project\*: (Zone 2) – *Estimated Cost: To be determined. Outside support may be sought from the Heckscher Museum of Art’s Capital Building Fun and Suffolk County’s Downtown Revitalization grant program.*
- Huntington Station Armory Recreation Center Project\*: (Zone 2) – *Estimated Cost: To be determined.*
- Huntington Station Hotel Project\*: (Zones 1 & 3) – *Estimated Cost: To be determined.*
- Lamppost Banner Project\*: (Zone 1) – *Estimated Cost: \$15,000 (50 banners & mounting hardware @ \$200 + 5 artists @ \$1,000 honorarium).*
- Huntington Village – Alleyway Projects – (Alleyway TBD)\*: (Zone 1) – *Estimated Cost: \$5,000-\$15,000 (shared with adjacent property owners & Village BID).*
- Public Art in the Private Sector Award\*: (Multi- Zone) – *Estimated Cost: None*

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

**PUBLIC ART ADVISORY COMMITTEE**

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Janine Seifert, *Chairperson*

Robert Carter

Linda Furey

Mark McAteer

Ed McEvoy

James Metcalfe

Caitlin Sempowich

Michele Peppers

Michael W. Schantz, Ph.D.

*Staff:*

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

2016-572

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

Resolution for Town Board Meeting Dated: December 7, 2016

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

and seconded by: **COUNCILMAN COOK**

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

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

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

NOW, THEREFORE

THE TOWN BOARD

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

VOTE:            AYES: 5        NOES: 0        ABSTENTIONS: 0

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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.

TOWN OF HUNTINGTON  
PURCHASING DIVISION  
SURPLUS INVENTORY ITEMS  
SCHEDULE A  
12/07/16

2016-572

TOH #	YEAR	MAKE	MODEL	VIN	ASSET #
<b>General Services</b> N/A	2002	Super Trac	Wheelchair Lift	N/A	3800
<b>Highway</b> 205	1988	Ford	L8000 Dump	1FDYY80U7JVA46678	4037
311	2002	Tennant	Centurion	1GDM7C1C52J512174	3879

RESOLUTION ESTABLISHING A NEW DAILY FEE TO ATTEND THE HUNTINGTON ADULT DAY CARE PROGRAM

Resolution for Town Board Meeting dated: December 7, 2016

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

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, for approximately thirty-two years the Town of Huntington has successfully operated an Adult Day Care which serves frail senior citizens; and

WHEREAS, the Town of Huntington Adult Day Care offers social interaction, activities, and nutrition in a caring environment for frail seniors; and

WHEREAS, the costs of administering this program have increased over the years requiring a corresponding increase in application and processing fees; and

WHEREAS, the establishment of fees is a Type II 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 ESTABLISHES fees for the Senior Division effective January 1, 2017 as follows:

Adult Day Care	\$50.00
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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 Cuthbertson	<b>AYE</b>
Councilwoman Tracey A. Edwards	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2016-574

RESOLUTION RETAINING THE FIRM OF HAWKINS WEBB JAEGER (TOWN OF HUNTINGTON v. WENGER CONSTRUCTION CO., INC.)

Resolution for Town Board Meeting Dated: December 7, 2016

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

And seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Town of Huntington has commenced litigation against Wenger Construction Co., Inc. in connection with the reconstruction of the beach pavilion at Crab Meadow Beach in Northport; and

WHEREAS, it would be in the best interest of the Town to retain the firm of Hawkins Webb Jaeger as consultants to inspect the beach pavilion and associated buildings, submit its report and findings, and testify on behalf of the Town in the pending legal action, at the cost set forth in Schedule "A" annexed to this Resolution; and

WHEREAS, the retention of a consultant 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 retains the firm of Hawkins Webb Jaeger, 560 Walt Whitman Road, Melville, New York 11747 as a consultant in the matter of the Town of Huntington v. Wenger Construction, and any other related matter, in a sum not to exceed the fees set forth in Schedule "A" to be charged to Operating Budget Line Item No. A1420-4550 (Outside Professional), and on such other terms and conditions as may seem acceptable to the Town Attorney.

VOTE:                      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

2016-574

EXHIBIT "A"

FEES

A. Visual Observations	Time Rates	Budget	\$2,700
B. Records Research	Time Rates	Budget	\$7,500
C. Draft Report	Time Rates	Budget	\$4,200
D. Final Report	Time Rates	Budget	\$1,200
E. Testimony	Time Rates	Budget	\$5,000

REIMBURSABLES

A. Printing-Blackline (24" x 36")	\$3.60 / Sheet
B. 8-1/2" x 11" Photocopying	\$ .50 / Page
C. Overnight Courier Services (letter)	\$35.00 / Package
D. Overnight Courier Service (tube)	\$50.00 / Package
E. Photograph (per twelve 5" x 10")	\$15.00

HOURLY RATE SCHEDULE

A. Managing Partner – Civil Engineer/Survey	\$175.00
B. Sr. Associate / Architect / Planner	\$183.00
C. Sr. Engineer – Civil Engineer	\$153.80
D. Sr. Architect	\$147.12
E. Project Manager – Civil Engineering	\$153.80
F. Project Manager I Architecture	\$144.24
G. Project Manager II Architecture	\$118.31
H. Job Captain – Architecture	\$ 93.72
I. Surveyor	\$126.26
J. Survey Party Chief	\$ 86.63
K. Draftsperson	\$ 93.72
L. Survey Rodperson	\$ 40.95
M. Project Administrator	\$ 60.08

2016-576

ENACTMENT: AUTHORIZE THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT WITH MEALS ON WHEELS OF HUNTINGTON TO USE OFFICE SPACE AT THE JOHN J. FLANAGAN CENTER, LOCATED AT 423 PARK AVENUE, HUNTINGTON, NEW YORK 11743

Resolution for the Board of Trustees Meeting dated: December 7, 2016

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

And seconded by: **SUPERVISOR PETRONE**  
**COUNCILMAN CUTHBERTSON**

WHEREAS, THE TOWN BOARD, having held a public hearing on the 10th day of November, 2016, at 2:00 p.m. at Town Hall, 100 Main Street, Huntington, New York, to consider authorizing the Supervisor to execute a license agreement with Meals on Wheels of Huntington to use office space at the Town of Huntington's John J. Flanagan Center, located at 423 Park Avenue, Huntington, New York, 11743, for administrative offices; and

WHEREAS, the Town of Huntington is desirous of continuing to make such space available to Meals on Wheels of Huntington to enable the continued provision of important services to the Town of Huntington.

NOW, THEREFORE,

THE TOWN BOARD, having held a public hearing on the 10<sup>th</sup> day of November, 2016 at 2:00 p.m. to consider said license agreement and due deliberation being had,

HEREBY AUTHORIZES the Supervisor to execute a license agreement with Meals on Wheels of Huntington to use office space at the John J. Flanagan Center, located at 423 Park Avenue, Huntington, New York 11743, for a term of five (5) years, at a rate of TWO HUNDRED FIFTY AND 00/100 (\$250.00) DOLLARS per month, commencing upon the date of execution, and on 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

ENACTMENT: AUTHORIZE THE SUPERVISOR TO EXECUTE LICENSE AGREEMENT WITH VARIOUS SPORTS RELATED ORGANIZATIONS FOR THE USE OF TOWN FACILITIES

Resolution for Town Board Meeting Dated: December 7, 2016

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

and seconded by: **COUNCILWOMAN EDWARDS**

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 10th day of November, 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, 2017 and terminating on March 31, 2018, 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.

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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.

2016-5/17

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

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 47 - 2016, CONSIDERING ZONE CHANGE APPLICATION #2016-ZM-429, DAIRY QUEEN – EAST NORTHPORT, TO RESCIND THE DECLARATIONS OF COVENANTS AND RESTRICTIONS FOR THE PROPERTY LOCATED ON THE NORTH SIDE OF JERICHO TURNPIKE, EAST OF VERLEYE AVENUE, EAST NORTHPORT, SCTM# 0400-217-03-076 & 077.

Resolution for Town Board Meeting Dated: December 7, 2016

The following resolution was offered by: Supervisor Petrone  
Councilman Cuthbertson

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, 4005 JERICHO TURNPIKE CORPORATION, 57 Ridgewood Avenue, Central Islip, NY, 11722, property owner, submitted application #2016-ZM-429, known as Dairy Queen - East Northport, to rescind in its entirety the Declarations of Covenants and Restrictions that were established through two prior applications by the Town Board on April 2, 1991 by Resolution #1991-26, recorded at Liber 12205, Page 776, and on June 15, 2010 by Resolution #2010-316, recorded at Liber 12671 and Page 107; and

WHEREAS, these Declarations of Covenants and Restrictions were placed on the property as a result of zone change applications #1985-ZM-209, Delco Development Company, which considered changing the zoning from I-4 Light Industry to C-6 General Business District but was never completed, and #2009-ZM-379, East Northport Venture, LLC, which changed the zoning from I-4 Light Industry to C-6 General Business District on the property located on the north side of Jericho Turnpike, east of Verleye Avenue, East Northport, and designated as 0400-217-03-076 & -077 on the Suffolk County Tax Map; and

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

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

WHEREAS, the Department of Planning and Environment has coordinated the action which has established the Town Board, 100 Main St., Huntington, NY 11743, as Lead Agency, and has prepared an EAF Parts II and III which analyzes the planning and zoning issues relative to the subject application as well as for consistency with the Horizons 2020 Comprehensive Plan, evaluates potential project impacts in accordance with the SEQRA regulations, and

WHEREAS, the SEQRA documents 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

NOW THEREFORE BE IT

RESOLVED, upon due deliberation of the completed Environmental Assessment Form on file in the offices of the Town Clerk and the Department of Planning and Environment, the Town Board finds that the action will not have a significant effect upon the environment because it incorporates measures and conditions of approval to effectively mitigate impacts; and further finds that the proposed action is consistent with the Town of Huntington Comprehensive Plan and with long term planning policies and goals and is unlikely to pose significant adverse environmental impacts; and additionally finds that any subdivision or site plan resulting therefrom may require its own determination of significance, following SEQRA assessment of the specific project's environmental consequences based upon new information or revisions to the concept plans, the Town Board hereby:

- (1) Issues a Negative Declaration based on the reasons outlined in the EAF, Parts II and III; and
- (2) Finds that the requirements for a SEQRA review have been met; and

BE IT FURTHER RESOLVED, that the Town Board, having held a public hearing on the 10th day of November, 2016, at 2:00 PM to consider adopting Local Law Introductory No. 47-2016 amending the "Amended Zoning Map of the Town of Huntington", as referenced in Chapter 198 (Zoning), Article II (Zoning Districts; Map; General Regulations), §198-7 of the Huntington Town Code, to rescind in their entirety the Declarations of Covenants and Restrictions for zone changes 1985-ZM-209 and 2009-ZM-379, on the property designated on the Suffolk County Tax Map as 0400-217-03-076 & 077, and due deliberation having been had;

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

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

HEREBY ADOPTS

Local Law Introductory No. 47 - 2016, amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article II (Zoning Districts, Map, General Regulations), as follows on the terms and conditions as set forth herein.

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

LOCAL LAW NO. \_\_\_\_\_ - 2016  
AMENDING TOWN BOARD RESOLUTION 1991-26 AND 2010-316 AND  
LOCAL LAW NO. 6-2012

Section 1. Amendment to Town Board Resolution 1991-26, rescinding in their entirety the Declarations of Covenants and Restrictions established by the Town Board for zone change 1985-ZM-209 on the property designated on the Suffolk County Tax Map as 0400-217-03-076 & 077, as follows:

[1.][A 75 foot wide buffer shall be provided along the northern boundary of the property, to remain in its natural state. Said buffer will insure that the residents living to the north of the subject property will be protected from any visual and noise impacts that may result from the proposed project.]

[2.][Although the change of zone results in the property being zoned C-6, General Business, site plan review by the Planning Board shall ensure that design and area requirements of the C-5, Planned Shopping Center shall be met. The uses which shall be permitted on the subject property shall be those specifically enumerated in section 198-26 of the town code, C-5 planned shopping center (with the exception of the animal hospital and the relocated auto facility).]

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Section 2. Amendment to Town Board Resolution 2010-316 and Local Law No. 6-2012 rescinding in their entirety the Declarations of Covenants and Restrictions established by the Town Board for zone change 2009-ZM-379 on the property designated on the Suffolk County Tax Map as 0400-217-03-076 & 077, as follows:

[1.] [Buildings and parking will be prohibited within the rear 125 feet of the property, which may be landscaped (including berms, sound walls, and fences) or left natural to provide a buffer for residential neighbors, and]

[2.][The front 30 feet of the property will be maintained as a landscaped area to enhance the site's visual appearance from the street, with the exception of the entrance/exit driveway, any necessary road and drainage improvements, and signs, and]

[3.][The owner will provide cross access easements to neighboring properties upon request by the Town of Huntington in order to promote better traffic flow, and]

[4.][The property will be restricted to the uses and setbacks permitted in the C-5 Planned Shopping Center zoning district, and no outdoor garden center will be located at the rear of the building, and]

[5.][All HVAC and other noise-generating equipment outside the building will have noise shields to reduce noise transmission toward neighboring residences, and]

[6.][The developer will have to contribute funds to the improvement of the Jericho Turnpike (NYS 25) and Larkfield Road intersection if requested by the New York State Department of Transportation.]

\* \* \*

Such approval shall be specifically conditioned upon the filing by the applicant of the following Covenants and Restrictions, to run with the land, in a form acceptable to the Town Attorney. Such Covenants and Restrictions shall be filed at the applicant's own cost and expense in the Office of the Suffolk County Clerk. Proof of such filing shall be provided by the applicant to the Town Attorney, Director of Planning, and Huntington Town Clerk. All such Covenants and Restrictions shall be in addition to such terms and conditions as deemed necessary by the Town Attorney to assure compliance with the Covenants.

1. Buildings and parking will be prohibited within the rear 125 feet of the property, which may be landscaped (including berms, sound walls, and fences) or left natural to provide a buffer for residential neighbors, and
2. The front 30 feet of the property will be maintained as a landscaped area to enhance the site's visual appearance from the street, with the exception of the entrance/exit driveway, any necessary road and drainage improvements, and signs, and
3. The owner will provide cross access easements to neighboring properties upon request by the Town of Huntington in order to promote better traffic flow.
4. All HVAC and other noise-generating equipment outside the buildings will have noise shields to reduce noise transmission toward neighboring residences, and
5. The developer will have to contribute funds to the improvement of the Jericho Turnpike (NYS 25) and Larkfield Road intersection if requested by the New York State Department of Transportation.

\* \* \*

Section 3. 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	<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.

2016-580

RESOLUTION AUTHORIZING APPROPRIATE ACTION(S) IN ACCORDANCE WITH HUNTINGTON TOWN CODE CHAPTER 156 PROPERTY MAINTENANCE; NUISANCES, ARTICLE VII, BLIGHTED PROPERTY

Resolution for Town Board Meeting dated: December 7, 2016

The following resolution was offered by: Councilwoman Berland

and seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, 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 entered into a Restoration Agreement with the Town or have taken steps to remedy the conditions of blight upon their properties and as such are currently in compliance; 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; and

WHEREAS, the authorization of this action 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 “C” as having corrected previously blighted conditions or entered into a Restoration Agreement and as such are currently in compliance; and

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

VOTE:           AYES: 5   NOES: 0   ABSTENTIONS: 0

Supervisor Frank P. Petrone	<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), (C) and (D) of the Code of the Town of Huntington  
 Authorizing Action(s) by Town Board for Failure to Comply or Abate Violations

2016-580

PREVIOUS EXHIBITS	PROPERTY ADDRESS	TAX ID #	PROPERTY OWNER / MAILING ADDRESS	BLIGHT DESIGNATION DATE
109	6 Sexton Court Huntington	0400-166.00-01.00-157.000	Goldsmith Holdings, LLC 183 Broadway Greenlawn, NY 11740	12/10/2013
140	16 Hilltop Avenue Huntington	0400-098.00-02.00-049.000	Meir Dornbey Chaya Burstein 16 Hilltop Avenue Huntington, NY 11743-3719	10/21/2014
163	40 W. 22nd Street Huntington Station	0400-194.00-04.00-024.000	Nicholas Petkoff 40 W. 22nd Street Huntington Station, NY 11746-3103	4/21/2015
193	391 W. Jericho Tpke. Huntington	0400-190.00-02.00-132.001	Joseph Rafael, LLC 391 W. Jericho Tpke. Huntington, NY 11743	8/11/2015
217	637 Park Avenue Huntington	0400-097.00-02.00-090.000	Joseph Ciccarelli Tiffany Ciccarelli 637 Park Avenue Huntington, NY 11743	6/7/2016
175	918 E. Jericho Tpke. Huntington Station	0400-207.00-01.00-008.000	918 E. Jericho LLC 403 Main Street, Ste. 4 Port Washington, NY 11050	6/9/2015

- SCHEDULE C -  
 IN COMPLIANCE

2016-581

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

Resolution for Town Board Meeting Dated: December 7, 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 **10th** day of **JANUARY**, 2017 at **7:00** p.m. at Huntington Town Hall, 100 Main Street, Huntington, New York, to consider authorizing various actions be taken with regard to blighted properties to bring about compliance with Article VII, Chapter 156 of the Code of the Town of Huntington.

2016-581

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
235	15 Janice Court Commack	0400-225.00-02.00-030.000	Richard Russillo 15 Janice Court Commack, NY 11725-3906	10/26/2016	\$ 2,500.00

2016-581

**SCHEDULE A**  
**Schedule Public Hearing**

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER GRANTING A LICENSE AGREEMENT TO OPERATE AND MANAGE GOLF COURSE OPERATIONS AND FOOD CONCESSIONS AT THE CRAB MEADOW GOLF COURSE AND DIX HILLS GOLF COURSE IN THE TOWN OF HUNTINGTON, NEW YORK

Resolution for Town Board Meeting Dated: December 7, 2016

The following resolution was offered by: **COUNCILMAN CUTHBERTSON**  
**SUPERVISOR PETRONE**  
and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, The Town is seeking an operator(s) with extensive experience and knowledge operating golf facilities, offering financial stability and a strong commitment to customer service and employee performance; and

WHEREAS, requests for proposals were received on December 2, 2016, by the Town of Huntington, Director of Purchasing, 100 Main Street, Huntington, New York to Operate and Manage Golf Course and Food Concessions at the Crab Meadow Golf Course and the Dix Hills Golf Course in the Town of Huntington under a license agreement, RFP No. 2016-12-016 and the same were opened and read aloud; and

WHEREAS, Gelucci Brands LLC, 12 Gerard Street, Huntington, New York 11743 and Dietz Golf Corporation, 26 Baiting Hollow Road, Calverton, New York 11933 are the successful responsive and responsible proposers; and

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

NOW, THEREFORE THE TOWN BOARD

HEREBY SCHEDULES a public hearing for the 10th day of January, 2017 at 7:00P.M. at Huntington Town Hall, 100 Main Street, Huntington, New York to consider awarding license agreements to operate a restaurant and snack bar at Crab Meadow Golf Course, 220 Waterside Ave, Northport, New York to Gelucci Brands LLC, and to Dietz Golf Corporation to operate and manage Golf Course Operations at Crab Meadow Golf Course and Dix Hills Course in the Town of Huntington, New York. The Town will receive revenue pursuant to Schedule A, which will be deposited into fund A2410-2410. The contract period shall be effective for a five (5) year period commencing upon the execution of the contract and ending December 31, 2021 and will have the potential to renew the agreement for two (2) additional and successive five (5) year terms at the town's discretion under the negotiated prices, terms and conditions, and upon such other terms and conditions as may be acceptable to the Town Attorney.

# 2016-582

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

**Town of Huntington**  
**Request for Proposals**  
**To Lease and Operate a Restaurant and Snack Bar**  
**at Crab Meadow Golf Course**  
**220 Waterside Ave. Northport, New York**  
**RFP No. 2016-12-016**

Year	Gelucci Brands LLC Proposed Annual License Payment
2017	\$40,000.00
2018	\$42,000.00
2019	\$44,000.00
2020	\$46,000.00
2021	\$48,000.00
<b>Total Annual License Payment for Years 2017 through 2021</b>	<b>\$220,000.00</b>

**Town of Huntington**  
**Request for Proposals**  
**To Lease, Operate and Manage Golf Course Pro Shops**  
**at Crab Meadow Golf Course and Dix Hills Golf Course**  
**in the Town of Huntington**  
**RFP No. 2016-12-016**

Year	Dietz Golf Corp. Proposed Annual License Payment
2017	\$50,000.00
2018	\$52,000.00
2019	\$54,000.00
2020	\$56,000.00
2021	\$58,000.00
<b>Total Annual License Payment for Years 2017 through 2021</b>	<b>\$270,000.00</b>

2016- 583

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 51 -2016 AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.  
RE: RULAND ROAD - MELVILLE - PARKING RESTRICTIONS

Resolution for Town Board Meeting dated: December 7, 2016

The following resolution was offered by: Councilwoman Edwards

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

WHEREAS, the Town Board wishes to amend the Uniform Traffic Code in order to change parking regulations to further avoid potential obstruction on a 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 10th day of January, 2017 at 7:00 p.m., Huntington Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. 51 -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. 51 -2016  
AMENDING THE UNIFORM 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:

*Ruland Rd. - Melville - Parking Restrictions – Public Hearing  
Transportation & Traffic Safety/bt  
12/2/2016 12:59 PM*

2016-583

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:	Ruland Road/North From 650 ft. east of Broadhollow Rd. (Rt. 110) to Broadhollow Rd. (Rt. 110) (MVL)	No Stopping	-----

Section 2. Severability.

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

Section 3. Effective Date.

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

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

THE RESOLUTION WAS THEREUPON DULY ADOPTED.

2016 - 584

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 52 -2016 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 117 (SOLID WASTE MANAGEMENT: COLLECTION, RECYCLING AND DISPOSAL), §117-14 (MARKINGS AND IDENTIFICATION ON COLLECTION VEHICLES, ROLL-OFF CONTAINERS AND DUMPSTERS), AND §117-34 (PENALTIES FOR OFFENSES)

Resolution for Town Board Meeting dated: December 7, 2016

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

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, Chapter 117 of the Code of the Town of Huntington governs the collection, recycling and disposal of solid waste with the Town of Huntington for the purpose of promoting health, safety, morals and general welfare; and

WHEREAS, the Town board is desirous of amending the Town Code with regard to the enforcement of Chapter 117 in order to impose a penalty and fine structure that best reflects the needs of the community; and

WHEREAS, pursuant to Section 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 and procedures and legislative decisions in connection with any Type II action" and therefore this proposal, Type II action, requires no further action pursuant to SEQRA.

NOW, THEREFORE

THE TOWN BOARD

---

HEREBY SCHEDULES a public hearing for the ~~10th~~ day of **JANUARY**, **2017**, at **7:00** p.m. at Town Hall, 100 Main Street, Huntington, New York, to consider amending Chapter 117, (Solid Waste Management: Collection, Recycling and Disposal), §117-14 (Markings and identification on collection vehicles, roll-off containers and dumpsters), and §117-34 (Penalties for offenses) as follows:

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

LOCAL LAW INTRODUCTORY NO. 52 - 2016  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 117 (SOLID WASTE MANAGEMENT:  
COLLECTION, RECYCLING AND DISPOSAL),  
§117-14 (MARKINGS AND IDENTIFICATION ON COLLECTION  
VEHICLES, ROLL-OFF CONTAINERS AND DUMPSTERS), AND  
§117-34 (PENALTIES FOR OFFENSES)

Section 1. Chapter 117, (Solid Waste Management: Collection, Recycling and Disposal), §117-14 (Markings and identification on collection vehicles, roll-off containers and dumpsters), and §117-34 (Penalties for offenses) as follows is hereby amended to read as follows:

CHAPTER 117: SOLID WASTE MANAGEMENT: COLLECTION, RECYCLING AND DISPOSAL

\* \* \*

§117-14 Markings and identification on collection vehicles, roll-off containers and dumpsters

\* \* \*

[§117-14 (D) A violation of this section shall be punishable by a minimum penalty of two hundred (\$200.) dollars and a maximum of seven hundred fifty (\$750.) dollars. A second violation of this section within one (1) year shall be grounds for revocation of any license issued to said licensee pursuant to this chapter, after a hearing by the Town Board or a duly appointed administrative hearing officer, in addition to the penalty above and other remedies available to the Town as provided by law.]

\* \* \*

§117-34 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) In addition to any other penalty set forth in this chapter and the Penal Law, any person committing an offense against this chapter, except as provided in § 117-34B, shall be guilty of a misdemeanor, punishable by a fine of not less than two hundred fifty (\$250) dollars nor more than three thousand five hundred (\$3,500.) dollars, or imprisonment for a period not exceeding six (6) months, or punishable by both a fine and imprisonment, for the first such offense; and, for each subsequent offense, by a fine of not less than five hundred (\$500.) dollars nor more than five thousand (\$5,000.) dollars, or imprisonment for a period not exceeding one (1) year, or by both a fine and

imprisonment. Each day or part thereof such offense continues shall constitute a separate offense and shall be punishable in like manner.]

(A) In addition to any other penalty set forth in this chapter and the Penal Law, any person who commits an offense against this chapter, except as provided in § 117-34B, shall upon conviction be guilty of an offense, punishable by a fine or penalty of not less than five hundred (\$500) dollars nor more than five thousand (\$5,000) dollars or by imprisonment not exceeding ten (10) days, or by both such fine and imprisonment upon conviction of a first offense; upon conviction of a second offense, 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 offense, within five (5) years of the first and second conviction, shall be a misdemeanor punishable by a fine of not less than four thousand (\$4,000) dollars nor more than fifteen thousand (\$15,000) dollars or by imprisonment not exceeding six (6) months, or by 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.

[(B) In addition to any other penalty set forth in this chapter and the Penal Law, any person committing an offense against § 117-2B, § 117-21, § 117-22, or § 117-26 shall be guilty of a violation punishable by a fine of not less than one hundred (\$100.) dollars nor more than two thousand five hundred (\$2,500.) dollars, or imprisonment for a period not exceeding fifteen (15) days, or by both a fine and imprisonment for the first violation; and by a fine of not less than two hundred fifty (\$250.) dollars nor more than three thousand five hundred (\$3,500.) dollars, or imprisonment for a period not exceeding fifteen (15) days, or punishable by both a fine and imprisonment for a second or subsequent violation. Each day or part thereof such violation continues shall constitute a separate offense and shall be punishable in like manner.]

(B) In addition to any other penalty set forth in this chapter and the Penal Law, any person who commits an offense against § 117-2B, § 117-14, § 117-21, § 117-22, §117-23, §117-24, § 117-26 shall upon conviction be guilty of an offense, punishable by a fine of not less than one hundred (\$100) dollars nor more than two thousand five hundred (\$2,500) dollars, or imprisonment for a period not exceeding seven (7) days, or by both a fine and imprisonment for the first offense; upon conviction of a second offense, within a period of five (5) years of the first conviction, a fine of not less than two hundred fifty (\$250) dollars nor more than three thousand five hundred (\$3,500) dollars, or by imprisonment not exceeding ten (10) days, or by both such fine and imprisonment; and upon conviction of a third or subsequent offense, within five (5) years of the first and second conviction, shall be a violation punishable by a fine of not less than five hundred (\$500) dollars nor more than five thousand (\$5,000) dollars or by imprisonment not exceeding fifteen (15) days, or by 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.

\* \* \*



2016-585

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 53 -2016, AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 160 (REGISTRATION AND PERMITTING OF PROPERTY), ARTICLE III (RESIDENTIAL RENTAL PERMITS)

Resolution for Town Board Meeting Dated: December 7, 2016

The following resolution was offered by: Councilman Cuthbertson  
Councilwoman Edwards

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Town Board has determined that there is a proliferation of internet based "for rent by owner services" for short-term rentals; and

WHEREAS, the Town Board finds that the increase in residential homes being rented for short periods of time detrimentally affects the quality of life in the neighborhoods in which they occur; and

WHEREAS, the Town Board seeks to regulate these transient rental properties in order to protect the health, safety, and welfare of its residents and the community at large; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby schedules a public hearing for the **10th** day of **JANUARY 2017**, at **7:00p.m.**, at Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. 53 -2016, amending the Code of the Town of Huntington, Chapter 160 (Registration and Permitting of Property), Article III (Residential Rental Permits) as follows:

---

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

LOCAL LAW INTRODUCTORY NO. 53-2016  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON,

CHAPTER 160 (REGISTRATION AND PERMITTING OF PROPERTY),  
ARTICLE III (RESIDENTIAL RENTAL PERMITS)

Section 1. Chapter 160 (Registration and Permitting of Property), Article III (Residential Rental Permits) is hereby amended, as follows:

CHAPTER 160  
REGISTRATION AND PERMITTING OF PROPERTY

\* \* \*

ARTICLE III  
RESIDENTIAL RENTAL PERMITS

\* \* \*

Article III. RESIDENTIAL RENTAL PERMITS

§ 160-21.

As used in this article, the following words shall have the meanings indicated:

\* \* \*

TRANSIENT RENTAL PROPERTY – see §198-2. B.

§ 160-22. Prohibited Acts

\* \* \*

(C)

No rental permit shall be granted to a transient rental property.

\* \* \*

Section 2. Severability.

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

Section 3. Effective Date.

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

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

VOTE:                    AYES: 5    NOES: 0    ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2016-586

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 54 -2016, AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 198 (ZONING), ARTICLE I (GENERAL PROVISIONS), ARTICLE II (ZONING DISTRICTS; MAP; GENERAL REGULATIONS), ARTICLE XX (ACCESSORY APARTMENTS)

Resolution for Town Board Meeting Dated: December 7, 2016

The following resolution was offered by: Councilman Cuthbertson  
Councilwoman Edwards

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Town Board has determined that there is a proliferation of internet based “for rent by owner services” for short-term rentals; and

WHEREAS, the Town Board acknowledges that accessory apartments allow for the efficient use of the Town’s existing stock of single-family dwellings and short-term rentals decrease the inventory of available long-term affordable rentals; and

WHEREAS, the Town Board finds that the increase in residential homes being rented for short periods of time detrimentally affects the quality of life in the neighborhoods in which they occur; and

WHEREAS, the Town Board seeks to regulate these transient rental properties in order to protect the health, safety, and welfare of its residents and the community at large; and

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

~~NOW, THEREFORE BE IT~~

RESOLVED, that the Town Board hereby schedules a public hearing for the <sup>10<sup>th</sup></sup> day of **January 2017** , at **7:00 p.m.**, at Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. 54 -2016, amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article I (General Provisions), Article II (Zoning Districts; Map; General Regulations), Article XX (Accessory Apartments) as follows:

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

LOCAL LAW INTRODUCTORY NO. 54-2016  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON,  
CHAPTER 198 (ZONING), ARTICLE I (GENERAL PROVISIONS),  
ARTICLE II (ZONING DISTRICTS; MAP; GENERAL REGULATIONS),

ARTICLE XX (ACCESSORY APARTMENTS)

Section 1. Chapter 198 (Zoning), Article I (General Provisions), Article II (Zoning Districts; Map; General Regulations), Article XX (Accessory Apartments) is hereby amended, as follows:

CHAPTER 198  
ZONING

\* \* \*

ARTICLE I  
General Provisions

\* \* \*

§ 198-2. Definitions and word usage.

\* \* \*

B. Definitions. For the purpose of this chapter, the following terms and phrases shall have the meanings indicated:

\* \* \*

TRANSIENT RENTAL PROPERTY

(A) Any residential rental property rented for a period of less than thirty (30) days.

(1) Shall not include any legally operating commercial hotel/motel business or bed-and-breakfast establishment operating exclusively and catering to transient clientele.

(B) Presumptions: The presence of the following shall create a presumption that a unit is being used as a transient rental property:

(1) The unit is offered for lease on a short-term rental website, including but not limited to Airbnb, HomeAway, VRBO and the like; or

(2) The unit is offered for a lease in any medium for a period of less than thirty (30) days.

\* \* \*

ARTICLE II.  
Zoning Districts; Map; General Regulations

\* \* \*

198-10 General restrictions.  
Except as hereinafter provided:

\* \* \*

J. Transient rental properties are prohibited in all zoning districts. For the purpose of this article, the term "transient rental property" shall be as defined in §198-2.

\* \* \*

ARTICLE XX.  
Accessory Apartments

\* \* \*

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

\* \* \*

B.  
Prohibitions.

\* \* \*

(4) It shall be unlawful for a property owner and/or person in charge to utilize an accessory apartment as a transient rental property. For the purpose of this article, the term "transient rental property" shall be as defined in §198-2.

\* \* \*

D.

The issuance of an accessory apartment permit shall be specifically conditioned upon the following:

(6) The submission of a sworn and notarized affidavit signed by the applicant representing to the Town that the accessory apartment is not nor will be leased or subleased as a transient rental property. 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.

\* \* \*

Section 2. Severability.



RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NUMBER 55-2016, CONSIDERING ZONE CHANGE APPLICATION #2016-ZM-419, WHITMAN 881-I, LLC, TO CHANGE THE ZONING FROM C-8 GENERAL BUSINESS A DISTRICT AND C-1 OFFICE-RESIDENCE DISTRICT TO C-8 GENERAL BUSINESS A DISTRICT, AND TO RESCIND THE DECLARATION OF COVENANTS AND RESTRICTIONS PREVIOUSLY RECORDED AS PART OF THE 21<sup>ST</sup> CENTURY KIDS, LLC ZONE CHANGE, #2001-ZM-335, FOR THE PROPERTY LOCATED ON THE WEST SIDE OF WALT WHITMAN ROAD, SOUTH OF FLETCHER PLACE, WEST HILLS, SCTM# 0400-229-01-022.

Resolution for Town Board Meeting Dated: December 7, 2016

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

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, WHITMAN 881-I, LLC, 720 East Palisade Ave., Suite 203, Englewood Cliffs, NJ 07632, applicant and one of the property owners, submitted application #2016-ZM-419 to rescind in its entirety the Declaration of Covenants and Restrictions that was established by the Town Board on October 15, 2002 by Resolution #2002-703 and filed in the Office of the Suffolk County Clerk on September 30, 2004 at Liber 12346 and Page 573; and

WHEREAS, this Declaration of Covenants and Restrictions was placed on the property as a result of zone change application #2001-ZM-335, 21<sup>st</sup> Century Kids, LLC, which changed the zoning from R-10 Residence District to C-1 Office-Residence District on the rear portion of property located on the west side of Walt Whitman Road (NYS 110), south of Fletcher Place, West Hills, and designated as 0400-229-01-022 on the Suffolk County Tax Map; and

WHEREAS, on October 18, 2016, the Town Clerk received an amended application that included rezoning the entire property to the C-8 General Business A District; and

---

WHEREAS, the applicant Whitman 881-I, LLC purchased an undivided 45% interest in this property from 881 Walt Whitman Associates, LLC, the owner of the property during the 21<sup>st</sup> Century Kids zone change application, and the remaining property ownership is divided between Whitman 881-II, LLC (45%) and Jaris 110, LLC (10%), and all property owners have consented to this application; and

WHEREAS, said application was forwarded to the Planning Board by the Town Board for study and recommendation under the applicable provisions of Huntington Town Code §198-127; and

WHEREAS, the application was reviewed by the Zoning Board of Appeals under Appl. #21143, and they classified the action as Unlisted in accordance with the provisions of 6 NYCRR 617, SEQRA, and coordinated the action with all involved agencies to establish themselves as Lead Agency, and issued a Negative Declaration on April 23, 2015, and

therefore SEQRA is complete and no other agency can require a SEQRA review in accordance with Section 617.6(b)(3)(iii) of the SEQRA regulations;

NOW THEREFORE BE IT

RESOLVED, the Town Board hereby schedules a public hearing for the 10th day of JANUARY, 2017, at 7:00 PM to consider adopting Local Law Introductory No. 55 -2016 amending the “Amended Zoning Map of the Town of Huntington”, as referenced in Chapter 198 (Zoning), Article II (Zoning Districts; Map; General Regulations), §198-7 of the Huntington Town Code, thereby rescinding the Declaration of Covenants and Restrictions for zone change #2011-ZM-335, 21<sup>st</sup> Century Kids, LLC, and rezoning from C-1 Office-Residence District to C-8 General Business A District a portion of the property designated on the Suffolk County Tax Map as 0400-229-01-022, as follows:

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

LOCAL LAW INTRODUCTORY NO. 55 - 2016  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 198 (ZONING)  
ARTICLE II (ZONING DISTRICTS; MAP; GENERAL REGULATIONS)  
SECTION 7 (ZONING MAP)  
AND AMENDING TOWN BOARD RESOLUTION 2002-703 AND  
LOCAL LAW NO. 2-2005

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

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

\* \* \*

§ 198-7 Zoning Map

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

A portion of the premises located on the west side of Walt Whitman Road (NYS 110), south of Fletcher Place, West Hills, designated on the Suffolk County Tax Map as 0400-229-01-022, to be rezoned from C-1 Office-Residence District to C-8 General Business A District, more particularly described as:

BEGINNING at a POINT 250 feet west of the west side of Walt Whitman Road, which is located 382.50 feet south of the south side of Fletcher Place, thence North 65 degrees 12 minutes 50 seconds West, 256.33 feet,

THENCE from said POINT OF BEGINNING South 12 degrees 01 minute 20 seconds West, 245.95 feet,

THENCE North 65 degrees 12 minutes 50 seconds West, 483.95 feet,

THENCE North 19 degrees 29 minutes 40 seconds East, 240.90 feet,

THENCE South 65 degrees 12 minutes 50 seconds East, 451.83 feet to the POINT OF BEGINNING.

Section 2. Amendment to Town Board Resolution 2002-703 and Local Law No. 2-2005 rescinding in their entirety the Declaration of Covenants and Restrictions established by the Town Board for zone change #2001-ZM-419, 21<sup>st</sup> Century Kids LLC, as follows:

\* \* \*

[•] [The applicant dedicate the proposed .8 acre parkland to Suffolk County as an addition to West Hills County Park, instead of to the Town as shown on the site plan; and]

[•] [If the day care construction is not started within two (2) years of the action to rezone the property by the Town Board, the zoning shall revert back to the R-10 zoning; and]

[•] [A 6 foot high chain link fence, with privacy slats, shall enclose the site on the west, north and south sides of the property; and]

[•] [A landscape plan shall be implemented, with an irrigation system, and maintained; and]

[•] [All exterior lighting shall be focused downward and back shielded from the neighbors; and]

[•] [The applicant shall submit covenants and restrictions to the Town Attorney's Office and the Department of Planning and Environment and once approved by these departments, file said document in the office of the County Clerk, to run with the land, as follows:]

[1.] [The new day care center shall be occupied by a "for profit day care entity".]

[2.] [The portion of the property on which the day care center resides, shall revert back to residential (R-10) zoning if the center ceases to operate.]

[3.][Hours of operation shall be limited to 6:30 AM to 7:30 PM, Monday through Friday.]

[4.] [Premises shall not be used for various parties, events, etc., which are not directly for the benefit of all the children enrolled. Premises shall not be rented or leased for any parties or events.]

[5.][Carnivals shall be limited to end of the year parties for children.]

\* \* \*

Section 3. 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 4. 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	<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 SCHEDULING A PUBLIC HEARING TO CONSIDER ESTABLISHING POTENTIAL TERMS OF SHARED TOWN-COUNTY ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS FOR SOUTH HUNTINGTON PROPERTY (FOX HOLLOW FARM)

Resolution for Town Board Meeting Dated: December 7, 2016

The following resolution was offered by: Councilman Cuthbertson  
**COUNCILWOMAN BERLAND**  
and seconded by **SUPERVISOR PETRONE**

WHEREAS, on November 3, 1998 the voters of the Town of Huntington approved the establishment of the \$15 million Environmental Open Space and Park Fund; on November 4, 2003 Huntington voters extended the program by an additional \$30 million; and on November 4, 2008 voters extended the initial \$15 million program by an overwhelming 75% margin, and

WHEREAS, the Environmental Open Space and Park Fund Review Advisory (EOSPA) Committee

- received written indication on behalf of the owners (Dina L. and Guido F. Foglia Trusts and Lawrence Foglia and Heather Forest) and contract vendee (The Elija Foundation) for the property, known as Fox Hollow Farm and identified as SCTM 0400-203.00-02.00-051.001 p/o and 0400-203.00-02.00-051.003 p/o and located at 43 and 47 Foxhurst Road in South Huntington, that there is a potentially willing seller of agricultural development rights for approximately 6.09 acres of the 10.3-acre holding;
- sent a letter of support to the Suffolk County Farmland Committee to encourage County acquisition of agricultural development rights; and
- recommended that the Town Board pursue acquisition of farmland development rights with Suffolk County with matching funding; and

---

WHEREAS, the Town Board wishes to proceed with acquisition of farmland development rights per the nomination submitted by the owner and contract vendee to the Suffolk County Farmland Committee as a cooperative project with Suffolk County, and

WHEREAS, the Suffolk County Farmland Committee voted on November 17, 2016 to support the acquisition of farmland development rights for Fox Hollow Farm contingent upon securing a 50/50 partnership with the Town of Huntington for the funding of the acquisition of farmland development rights, and

WHEREAS, prior to acquiring an interest in the property, a public hearing is required to be held pursuant to General Municipal Law §247, and

WHEREAS, it is anticipated that matching cooperative governmental funding for farmland preservation will be availed through a Suffolk County land protection program to assist the Town of Huntington in securing a conservation easement and development

2016-589.

rights for this land, and the Town Board assured Town residents prior to the votes on the EOSPA referenda that every effort would be made to leverage local funding, and

WHEREAS, this action is classified Type II pursuant to SEQRA 6 NYCRR 617.5(c)(21) as it involves conducting studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action and a SEQRA review will be completed by the Town Board prior to any authorization related to this project;

NOW THEREFORE, BE IT

RESOLVED, that the Town Board hereby schedules a public hearing pursuant to General Municipal Law §247.2 for JANUARY 10, 2017 at 7:00 p.m. at Huntington Town Hall, 100 Main Street, Huntington, New York to consider acquiring a conservation easement and farmland development rights for the Fox Hollow Farm Property for farmland preservation; and

BE IT FURTHER

RESOLVED, that the Town Board hereby accepts the County's condition and pledges to split all costs 50% - 50% related to the potential acquisition of farmland development rights for portions of the parcels identified above, comprising approximately 6.09 acres of the Fox Hollow Farm, subject to appraisals acceptable to the County and Town and to an offer acceptable to the seller, and

BE IT FURTHER

RESOLVED, the Town Board acknowledges and welcomes the possible shared 50% - 50% support of Suffolk County in acquiring farmland development rights at Fox Hollow Farm, and

BE IT FURTHER

RESOLVED, that the Town Board hereby authorizes the Town Attorney and Special EOSPA Committee Counsel to take the necessary actions to obtain necessary appraisals with Suffolk County and, upon receipt and review of such appraisals, to facilitate negotiation with Suffolk County of a contract to purchase the property identified above; and

BE IT FURTHER

RESOLVED, that the Town Board hereby authorizes the Comptroller to appropriate funds on an as-needed basis to be transferred from A 0870 Open Space Land and Park Improvements Reserve Fund and charged to the appropriate capital budget account for the proposed acquisition as necessary for the appraisals, and

BE IT FURTHER

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RESOLVED, that the Town Board directs the Town Clerk to forward a copy of this resolution to the Suffolk County Director of the Division of Planning and Environment, Presiding Officer of the Suffolk County Legislature and to the County legislators that represent the Town of Huntington, urging support of the proposed cooperative open space initiative to secure farmland development rights to protect the identified Fox Hollow Farm Property.

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-BT28

ENACTMENT: AUTHORIZE THE EXECUTION OF A LICENSE AGREEMENT WITH THE COLD SPRING HARBOR SEAFARERS, INC. TO OPERATE A MARINA IN COLD SPRING HARBOR

Resolution for Board of Trustee Meeting dated: December 7, 2016

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

And seconded by: **TRUSTEE COOK**

WHEREAS, the current license agreement between the Town of Huntington Board of Trustees and the Cold Spring Harbor Seafarers, Inc. for the marina on Trustee property located on NYS Route 25A in Cold Spring Harbor, New York (SCTM #0400-064-01-001) expires on December 31, 2016; and

WHEREAS, the Cold Spring Harbor Seafarers, Inc. is desirous entering into a new license agreement for a ten-year term; and

WHEREAS, the current license agreement provides for the license fee to be increased at a rate of three percent (3%) per annum; and

WHEREAS, the Town Attorney's Office has obtained an independent appraisal of the license premises from Brunswick Appraisal Services, which appraisal recommends continuing with the 3% annual increases; and

WHEREAS, the proposed license fee for 2017 would be TWENTY-FOUR THOUSAND FOUR HUNDRED TWO DOLLARS AND 76/100 (\$24,402.76).

NOW, THEREFORE,

THE BOARD OF TRUSTEES, having held a public hearing on the 10th day of November, 2016, at 2 p.m. to consider execution of a license agreement for use of Town of Huntington Board of Trustee land (SCTM #0400-064-01-001) as is necessary to operate a marina in Cold Spring Harbor, and due deliberation being had;

HEREBY AUTHORIZES the execution of a license agreement with the Cold Spring Harbor Seafarers, Inc., located on New York State Route 25A in Cold Spring Harbor, New York (S.C.T.M. 0400-064-01-001). Such license agreement shall be for a term commencing on January 1, 2017 and ending on December 31, 2026, and the Cold Spring Harbor Seafarers, Inc. shall pay the Town the following license fees on January 1 of each year of the license agreement: (i) for the first term of the agreement, the license fee shall be in the amount of TWENTY-FOUR THOUSAND FOUR HUNDRED TWO DOLLARS AND 76/100 (\$24,402.76); (ii) for the year 2018, a sum equal to a three percent (3%) increase of the applicable license fee for the year ending 2017; (iii) for the year 2019, a sum equal to a three (3%) increase of the applicable license fee for the year ending 2018; (iv) for the year 2020, a sum equal to a three percent (3%) increase of the

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applicable license fee for the year ending 2019; (v) for the year 2021, a sum equal to a three percent (3%) increase of the applicable license fee for the year ending 2020; (vi) for the year 2022, a sum equal to three percent (3%) increase of the applicable license fee for the year ending 2021; (vii) for the year 2023, a sum equal to three and percent (3%) increase of the applicable license fee for the year ending 2022; (viii) for the year 2024, a sum equal to three percent (3%) increase of the applicable license fee for the year ending 2023; (ix) for the year 2025, a sum equal to three (3%) increase of the applicable license fee for the year ending 2024; and (x) for the year 2026, a sum equal to three (3%) increase of the applicable license fee for the year ending 2025, and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE:                      AYES:    5                      NOES:    0    ABSTENTIONS:    0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

## 2016 – CD 7

RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE AN EXTENSION TO THE CONTRACT WITH CULLEN & DANOWSKI, LLP, CERTIFIED PUBLIC ACCOUNTANTS, TO CONDUCT AN INDEPENDENT AUDIT FOR THE FISCAL YEAR ENDING DECEMBER 31, 2016

Resolution for Community Development Agency Board meeting dated: December 7, 2016

The following resolution was offered by Agency Board Member: **CUTHBERTSON**

and seconded by Agency Board Member: **EDWARDS**

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

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

WHEREAS, the Community Development Agency is an independent New York State public benefit corporation, established under Section 654 of general Municipal Law; and

WHEREAS, Community Development Agency Board Resolution 2013 CD-10 authorized the Chairman to execute a contract with Cullen & Danowski, LLP, Certified Public Accountants, to conduct an independent audit for the Community Development Agency; and

WHEREAS, said contract provides for four one (1) year extensions upon mutual consent of both parties; and

WHEREAS, Cullen & Danowski, LLP., Certified Public Accountants, has requested Community Development Agency Board approval for the fourth one (1) year extension of the contract; 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 HUNTINGTON COMMUNITY DEVELOPMENT AGENCY BOARD

# 2016 – CD 7

HEREBY AUTHORIZES the Chairman to execute the fourth extension to the contract with Cullen & Danowski, LLP, 1650 Route 112, Port Jefferson, New York 11776, to conduct an audit for the fiscal year ending December 31, 2016, for an amount not to exceed the sum of SIX THOUSAND FIVE HUNDRED NO/100 (\$6,500.00) DOLLARS and upon any such terms as may be imposed by the Agency's counsel

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.