

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:

Supervisor	Frank P. Petrone
Councilwoman	Susan A. Berland
Councilman	Eugene Cook
Councilman	Mark A. Cuthbertson
Councilwoman	Tracey A. Edwards
Deputy Town Clerk	Stacy H. Colamussi
Town Attorney	Cindy Elan-Mangano

AGENDA FOR TOWN BOARD MEETING DATED JULY 14, 2015

BOARD OF TRUSTEES' MEETING FOLLOWING

Opened: 3:01 P.M. Recessed 3:05 P.M. Resumed 4:37 P.M. Closed: 4:38 P.M.

COMMUNITY DEVELOPMENT AGENCY MEETING FOLLOWING

Opened: 4:38 P.M. Closed 4:39 P.M.

2:00 P.M. – TOWN HALL

Opened: 2:15 P.M. Recessed: 3:01 P.M. Resumed: 3:05 P.M. Closed: 4:37 P.M.

(Resolutions #2015-277 to 2015-345)

HEARINGS:

ACTION

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

SCTM #'S: 0400-037.00-01.00-028.000; 0400-141.00-01.00-081.000;

0400-203.00-02.00-009.000; 0400-114.00-03.00-025.003;

0400-165.00-01.00-061.000; 0400-207.00-01.00-008.000)

(2015-M-18)

Scheduled as per Resolution 2015-265 at 6-9-2015 Town Board Meeting

**ACTIONS TAKEN
AS PER
RESOLUTION 2015-335**

2. Consider the increase and improvement of facilities of the South Huntington Water District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-b of the Town Law, consisting of Plant No. 14 standpipe rehabilitation.

(2015-M-19)

Scheduled as per Resolution 2015-272 at 6-9-2015 Town Board Meeting

**ENACTMENT
RESOLUTION 2015-316**

HEARINGS (Continued):

ACTION

3. Consider the increase and improvement of facilities of the Greenlawn Water District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-b of the Town Law, consisting of the replacement of water meters and the reconstruction of the Administration Building.

(2015-M-20)

Scheduled as per Resolution 2015-273 at 6-9-2015 Town Board Meeting

**ENACTMENT
RESOLUTION 2015-318**

4. Consider the increase and improvement of facilities of the Huntington Wastewater Disposal District, in the Town of Huntington, in the County of Suffolk, New York pursuant to Section 202-b of the Town Law, consisting of the replacement of rotating biological conductors (RBC), at the estimated maximum cost of \$190,000.

(2015-M-21)

Scheduled as per Resolution 2015-274 at 6-9-2015 Town Board Meeting

**ENACTMENT
RESOLUTION 2015-320**

5. Consider the increase and improvement of facilities of the Consolidated Refuse District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-b of the Town Law, consisting of the acquisition of bulk trash trucks and packer bodies at the estimated cost of \$225,000.

(2015-M-22)

Scheduled as per Resolution 2015-275 at 6-9-2015 Town Board Meeting

**ENACTMENT
RESOLUTION 2015-322**

6. Consider adopting Local Law Introductory No. 15-2015, amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article IV, §2-7, Schedule G. Re: Phyllis Drive, Commack; Blacksmith Lane, Willoughby Path, Dix Hills; Wicks Road, East Northport – Stop Signs.

(Local Law Introductory No. 15-2015)

Scheduled as per Resolution 2015-266 at 6-9-2015 Town Board Meeting

DECISION RESERVED

7. Consider adopting Local Law Introductory No. 16-2015, amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article V, §2-10, Schedule I. Re: Little Plains Road, Huntington – School Speed Limit.

(Local Law Introductory No. 16-2015)

Scheduled as per Resolution 2015-267 at 6-9-2015 Town Board Meeting

DECISION RESERVED

8. Consider adopting Local Law Introductory No. 17-2015, amending the Code of the Town of Huntington, Chapter 73 (Advertising; Distribution of Circulars).

(Local Law Introductory No. 17-2015)

Scheduled as per Resolution 2015-268 at 6-9-2015 Town Board Meeting

DECISION RESERVED

9. Consider adopting Local Law Introductory No. 18-2015, amending the Code of the Town of Huntington so as to create Chapter 189 (Unmanned Aircraft Systems).

(Local Law Introductory No. 18-2015)

Scheduled as per Resolution 2015-269 at 6-9-2015 Town Board Meeting

DECISION RESERVED

HEARINGS (Continued):

ACTION

10. Consider adopting Local Law Introductory No. 19-2015, amending the Code of the Town of Huntington, Chapter 198 (Zoning) Article XII (Excavations; Topsoil Removal).
(Local Law Introductory No. 19-2015)
Scheduled as per Resolution 2015-270 at 6-9-2015 Town Board Meeting

DECISION RESERVED

11. Consider adopting Local Law Introductory No. 20-2015, amending the Code of the Town of Huntington, Chapter A202 (Subdivision and Site Plan Regulations), Section 7 (Construction Operations).
(Local Law Introductory No. 20-2015)
Scheduled as per Resolution 2015-271 at 6-9-2015 Town Board Meeting

DECISION RESERVED

BOARD OF TRUSTEES' HEARING:

1. Consider authorizing the President to execute an extension to a license agreement with the Cold Spring Harbor Laboratory for the use of a portion of underwater lands.
(2015-BT-2)
Scheduled as per Resolution 2015-BT-2 at 6-9-2015 Town Board Meeting

DECISION RESERVED

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 14, 2015**

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**

- | | | | | |
|------------------|--|--------------------------------------|------------------|---|
| 2015-277. | <p>AUTHORIZE the Supervisor to execute a license agreement with Suffolk County Council, Inc., Boy Scouts of America for the use of the Centerport Beach Picnic Area and Centerport Beach for its Cub Adventure Day Camp. (Re: 7/27/2015-7/31/2015, 8/3/2015-8/7/2015, 8/10/2015-8/14/2015; Monday through Friday from 8:00 AM – 5:00 PM)</p> | <u>SB</u> | <u>TE</u> | <u>5</u> |
| 2015-278. | <p>AUTHORIZE the Supervisor to execute an amendment to extend the term of the agreement made with Emergency Communications Network (Code Red) for Public Emergency Notification Services.</p> | <u>FP</u> | <u>EC</u> | <u>5</u> |
| 2015-279. | <p>AUTHORIZE the Supervisor to enter into contract with TRC Energy Services to prepare a feasibility assessment for the “Huntington Community Microgrid” as approved by NYSERDA in a Grant Award to the Town under Stage 1 of the New York Prize Community Grid Competition.</p> | <u>FP</u> | <u>EC</u> | <u>5</u> |
| 2015-280. | <p>AUTHORIZE the Supervisor to execute a contract with L.K. McLean Associates, P.C. for professional engineering services for Crab Meadow Golf Course, erosion and drainage repairs.</p> | <u>EC</u> | <u>TE</u> | <u>5</u> |
| 2015-281. | <p>AUTHORIZE the Supervisor to execute an extension to the contracts for website design and development services and a web-based Citizen Relationship Management System(CRMS) with QScend Technologies, Inc. (Extension 9/6/2015-9/5/2016)</p> | <u>MC</u> | <u>FP</u> | <u>5</u> |
| 2015-282. | <p>AUTHORIZE the execution of an extension to the requirements contract for application of foaming root control in sanitary sewer systems with Duke’s Root Control, Inc. (Extension 9/16/2015-9/15/2016)</p> | <u>MC</u> | <u>EC</u> | <u>5</u> |
| 2015-283. | <p>AUTHORIZE execution of contract of sale and appropriating funding necessary for contract and closing requirements for Town acquisition of P/O 24 West Carver Street, Huntington, New York SCTM #0400-069.00-05.00-023.000 and 035.000. (Re: Property Owner-Anna Louise Realty II, LLC)</p> | <u>FP</u>
<u>MC</u> | <u>SB</u> | <u>5</u> |
| 2015-284. | <p>AUTHORIZE the Supervisor to execute an extension to the requirements contract with each of the lowest responsible bidders for the storm debris removal equipment services contract for bid items one through ten. (Re: Looks Great Services, Inc., The Landtek Group, Inc, Posillico Civil, Inc., PrimeTime Trucking & Transportation, Inc.,; extension 10/1/2015-9/30/2016)</p> | <u>SB</u> | <u>EC</u> | <u>MC-RECUSE</u>
<u>SB-AYE</u>
<u>EC-AYE</u>
<u>FP-AYE</u>
<u>TE-AYE</u> |

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 14, 2015**

RESOLUTIONS:	OFF.	SEC.	VOTE
2015-285. AUTHORIZE the Supervisor to execute an extension to the requirements contract for the Detroit diesel engine parts and Allison transmission parts and service with Drive Train Truck Parts Corp. (Re: Extension 9/11/2015-9/10/2016)	<u>MC</u>	<u>EC</u>	<u>5</u>
2015-286. AUTHORIZE the Supervisor to execute agreements with Thomson Reuters for legal research tools. (Re: Contract effective for 36 months commencing on 9/1/2015)	<u>SB</u>	<u>MC</u>	<u>5</u>
2015-287. AUTHORIZE the Supervisor to execute amendment to the agreement for the provision of Youth Services on behalf of the Youth Bureau for the Year 2015.	<u>TE</u>	<u>EC</u>	<u>5</u>
2015-288. AUTHORIZE the Supervisor to extend the agreement with the Commissioner of Transportation of the State of New York and the Town of Huntington for snow and ice removal on State Highways within the boundaries of the Town of Huntington. (Re: Period 7/1/2015-6/30/2017)	<u>MC</u> <u>SB</u>	<u>FP</u>	<u>5</u>
2015-289. AUTHORIZE the Supervisor to execute a license agreement with the East Northport Chamber of Commerce for the use of John Walsh Park for its annual festival and further granting permission for a sidewalk sales event. (Re: Festival- 9/8/15 at 9:00 AM -9/13/15 at 11:00PM; Sidewalk Sale 9/11-9/13/15)	<u>FP</u>	<u>SB</u>	<u>5</u>
2015-290. AUTHORIZE the Supervisor to execute a Memorandum of Understanding with the Suffolk Y Jewish Community Center (SYJCC), nunc pro tunc. (Period: 4/1/2015-12/31/15)	<u>FP</u> <u>SB</u>	<u>EC</u> <u>TE</u>	<u>5</u>
2015-291. AUTHORIZE execution of contract of sale and closing of title on a .61 acre parcel of vacant land located on the northerly side of Spagnoli Road approximately one half mile west of Broad Hollow Road in Melville, NY known as SCTM #0400-265.00-01.00-010.004 to Spagnoli Road II, LLC. (SUBJECT TO PERMISSIVE REFERENDUM)	<u>TE</u>	<u>FP</u>	<u>5</u>
2015-292. AUTHORIZE the Town Attorney to enter into a compensation agreement for the payment of compensation and expenses of Paul Sabatino, Esq. as Temporary Receiver, pursuant to the order of District Court Judge Honorable C. Stephen Hackeling, in the matter of the Town of Huntington V. Laura Erali, Index Number Huto 14-55, Re: Code Violations at 44 Bennett Avenue, Huntington Station, New York (SCTM #0400-168.00-02.00-003.000).	<u>FP</u> <u>SB</u>	<u>MC</u>	<u>5</u>
2015-293. AUTHORIZE the Comptroller to amend the 2015 Operating Budget for the Town of Huntington and its special districts-various departments.	<u>MC</u>	<u>FP</u>	<u>5</u>
2015-294. AUTHORIZE the Comptroller to amend the 2015 Operating and Capital Budget for the Town of Huntington and its special districts-Dix Hills Water District.	<u>SB</u>	<u>FP</u>	<u>5</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 14, 2015**

RESOLUTIONS:	OFF.	SEC.	VOTE
2015-295. AUTHORIZE the Comptroller to accept Long Island Pride Parade stage rental payments and amend the 2015 Operating Budget for the Town of Huntington and its special districts-band concerts-nunc pro tunc.	<u>FP</u>	<u>SB</u>	<u>5</u>
2015-296. AUTHORIZE the Comptroller to appropriate funds from the Technology Replacement Reserve and Franchise Fee Fund and to amend the 2015 Operating and Capital Budgets accordingly. Re: Information Technology Department. (SUBJECT TO PERMISSIVE REFERENDUM)	<u>MC</u>	<u>TE</u>	<u>5</u>
2015-297. AUTHORIZE the correction of Code Violations at various locations pursuant to the Code of the Town of Huntington. (Re: Peter Mehrhoff, 105 Redbrook Court, Melville, SCTM# 0400-255.00-01.00-039.004, Chapters 87, 156[Sections 45&46]; Allan/Maria Garyn, 6 Dulce Lane, Dix Hills, SCTM#0400-284.00-02.00-083.000, Chapter 87; Kevin Enright, 26 Corlett Place, Huntington Station, SCTM#0400-099.00-05.00-081.000, Chapter 119; Dave Clarke, 266 Pine Acres Blvd, Dix Hills, SCTM#0400-281.00-02.00-066.001, Chapters 119, 133, 156, 191; William Edmonds/Paul Travaglia, 90 Greenlawn Road, Huntington, SCTM#0400-103.00-03.00-007.000, Chapters 133, 156; Gloria/Jeffrey Gelmin, Jr., 3 Olmstead Lane, East Npt, SCTM# 0400-184.00-01.00-024.000, Chapter 156[sections 45&46]; James Smith, 12 Saddler Court, Huntington Station, SCTM# 0400-197.00-01.00-010.000, Chapter 156; Susan Ciccolella, 6 Jordan Court, Dix Hills, SCTM# 0400-263.00-02.00-060.000, Chapters 156, 191; Nationstar Mortgage LLC, 187 Oakfield Avenue, Dix Hills, SCTM# 0400-278.00-02.00-090.000, Chapter 156; Ok Youn Kang/Jae Soo Hwang, 1 Solow Lane, East Npt, SCTM# 0400-219.00-01.00-020.000, Chapter 191; Estate of Georgia Hansen/Cindy Hansen Gullo Executrix, 40 Tamarack Street, East Npt, SCTM# 0400-183.00-02.00-013.00, Chapter 191; Michael/Louise Cetrangol, 2 Alice Lane, Commack, SCTM# 0400-219.00-02.00-014.000)	<u>SB</u>	<u>FP</u>	<u>5</u>
2015-298. ACCEPT the dedication of a widening of Lawrence Hill Road and four drainage easements for the subdivision known as Lawrence Hill Estates Section 1.	<u>SB</u>	<u>MC</u>	<u>5</u>
2015-299. ACCEPT a donation of a Baldwin Spinette Piano to be placed at the Huntington Senior Center. (Re: Bob & Linda Earthy)	<u>SB</u>	<u>EC</u>	<u>5</u>
2015-300. ACCEPT donations from various merchants and businesses to the Town of Huntington to honor their 30 and 30 plus year employee recognition luncheon, nunc pro tunc. (Re: Mazzar Grill, Tutto Pazzo, Albert Mandarin Gourmet, Porto Fino, Finnegan's Pub, Rosa's Pizza, Almarco Italian Grill, NY Panini, Mr. Sausage)	<u>TE</u>	<u>SB</u>	<u>5</u>
2015-301. AMEND the Town of Huntington Policy and Procedure Manual. (Re: Town Board Meetings, Procedure, Rules of Decorum at Public Meetings)	<u>FP</u>	<u>MC</u>	<u>5</u>
2015-302. DESIGNATE additional appraisers of real and personal property for the Town of Huntington. (Re: Schedule A – Michael Haberman & Associates, Inc.; Goodman-Marks Associates, Inc.; Federal Appraisal & Consulting, Berger & Associates Appraisers, LLC; Schedule B Brunswick Appraisal Corp.; Given Associates)	<u>FP</u>	<u>SB</u>	<u>MC-RECUSE</u> <u>FP-AYE</u> <u>SB-AYE</u> <u>EC-AYE</u> <u>TE-AYE</u>
2015-303. DESIGNATE an on-leash dog walking trail in Phragmites Park (aka Twin Ponds North).	<u>MC</u>	<u>EC</u> <u>SB</u>	<u>5</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 14, 2015**

RESOLUTIONS:	OFF.	SEC.	VOTE
2015-304. ESTABLISH the “Repower Now Citizens Committee” to represent the economic, environmental, health and safety interests of the residents of the Town of Huntington with respect to Lipa Generating Facilities. (9 members appointed by the Town Board)	<u>FP</u> <u>MC</u>	<u>SB</u>	<u>5</u>
2015-305. ESTABLISH the standard work days for elected officials and appointed personnel for New York State and Local Retirement System reporting purposes.	<u>TE</u>	<u>MC</u>	<u>5</u>
2015-306. ESTABLISH two consecutive free fare weeks for Huntington Area Rapid Transit (HART) fixed route passengers. (Period: 9/21-9/26/15 and 9/28-10/3/15)	<u>FP</u>	<u>SB</u>	<u>5</u>
2015-307. EXTEND the time to make a determination regarding the adoption of the Huntington Station Gateway Plan. (Time extended to 11/1/2015)	<u>FP</u>	<u>MC</u>	<u>5</u>
2015-308. EXTEND the time to make a determination regarding the adoption of Local Law Introductory Number 6-2015, considering zone change application #2014-ZM-405, Melville Hotel, LLC, to change the zoning from I-1 Light Industry District to C-10 Planned Motel District for property located on the west side of Broadhollow Road, south of the South Service Road, Melville, SCTM #0400-255-01-035.001. (Time extended to 10/18/2015)	<u>SB</u>	<u>TE</u>	<u>5</u>
2015-309. GRANT permission to Iglesia Luz De Salvacion AIC (Light of Salvation Church) for use of Huntington Station Commuter Parking Lot 22 in connection with its Saturday, August 8, 2015 Christian Day Parade. (Times: 12:00 PM – 2:00 PM)	<u>TE</u>	<u>SB</u> <u>FP</u>	<u>5</u>
2015-310. GRANT permission for a sidewalk sale in Huntington Station and authorizing use of Huntington Station Gateway Plaza, Huntington Station commuter parking lots and garages in connection with the Saturday, September 12, 2015 Huntington Awareness Day Parade and Fair. (Time: 11:00 AM – 5:00 PM)	<u>FP</u> <u>TE</u>	<u>SB</u> <u>EC</u>	<u>5</u>
2015-311. RESERVE density rights pursuant to Chapter 172 (Land Conservation) of the Code of the Town of Huntington (Wawapek). (SCTM# 0400-016.00-02.00-013.007- Shore Road/Mowbray Drive, Cold Spring Harbor)	<u>MC</u>	<u>TE</u>	<u>5</u>
2015-312. SUPPORT and CLASSIFY under New York State Environmental Quality Review Act Greenlawn Civic Association’s proposed Round 13 project under the Suffolk County Downtown Revitalization Grant Program.	<u>MC</u>	<u>SB</u>	<u>5</u>
2015-313. ENACTMENT: ADOPT Local Law Introductory No. 10-2015, amending the Code of the Town of Huntington, Chapter 119 (Graffiti).	<u>SB</u>	<u>TE</u> <u>FP</u>	<u>5</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 14, 2015**

RESOLUTIONS:	OFF.	SEC.	VOTE
2015-314. ENACTMENT: ADOPT Local Law Introductory No. 11-2015, amending the Code of the Town of Huntington, Chapter 159 (Recreational Facilities), Article II (Use Regulations and Restrictions).	<u>MC</u>	<u>SB</u>	<u>5</u>
2015-315. ENACTMENT: ADOPT Local Law Introductory No. 12-2015, amending the Code of the Town of Huntington, Chapter 180 (Taxi Cabs and Vehicles for Hire), Article IV (Vehicle Operator Requirements).	<u>SB</u>	<u>FP</u>	<u>5</u>
2015-316. ENACTMENT: APPROVE the increase and improvement of facilities of the South Huntington Water District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-b of the Town Law. (Re: Plant # 14 standpipe rehabilitation)	<u>SB</u>	<u>MC</u>	RC SB-AYE MC-AYE EC-NO TE-AYE <u>FP-AYE</u>
2015-317. APPROPRIATE \$2,290,000 for the increase and improvement of facilities of the South Huntington Water District, and authorizing the issuance of bonds of said Town in the principal amount of not to exceed \$2,290,000 to finance said appropriation. (Re: Plant # 14 standpipe rehabilitation)	<u>MC</u>	<u>FP</u>	RC MC-AYE FP-AYE SB-AYE EC-NO <u>TE-AYE</u>
2015-318. ENACTMENT: APPROVE the increase and improvement of facilities of the Greenlawn Water District, in the Town of Huntington, in the County of Suffolk, pursuant to Section 202-b of the Town Law. (Re: Replacement of water meters and reconstruction of the administration building)	<u>SB</u>	<u>MC</u>	RC SB-AYE MC-AYE EC-NO TE-AYE <u>FP-AYE</u>
2015-319. APPROPRIATE \$1,725,600 for the increase and improvement of facilities of the Greenlawn Water District, including the expenditure of \$325,600 from current funds on hand to pay a part of said appropriation; and authorizing the issuance of not to exceed \$1,400,000 bonds of said Town to finance the balance of said appropriation. (Re: Replacement of water meters and reconstruction of the administration building)	<u>FP</u>	<u>SB</u> <u>MC</u>	RC FP-AYE SB-AYE MC-AYE EC-NO <u>TE-AYE</u>
2015-320. ENACTMENT: APPROVE the increase and improvement of facilities of the Huntington Wastewater Disposal District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-b of the Town Law. (Re: Replacement of rotating biological conductors [RBC])	<u>TE</u>	<u>SB</u> <u>MC</u>	RC TE-AYE SB-AYE MC-AYE EC-NO <u>FP-AYE</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 14, 2015**

RESOLUTIONS:	OFF.	SEC.	VOTE
<p>2015-321. APPROPRIATE \$190,000 for the increase and improvement of facilities of the Huntington Wastewater Disposal District, consisting of the replacement of rotating biological conductors (RBC), and authorizing the issuance of bonds in the principal amount of not to exceed \$190,000 to finance said appropriation.</p>	<u>MC</u>	<u>FP</u>	RC MC-AYE FP-AYE SB-AYE EC-NO <u>TE-AYE</u>
<p>2015-322. ENACTMENT: APPROVE the increase and improvement of facilities of the Consolidated Refuse District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-b of the Town Law. (Re: Acquisition of bulk trash trucks and packer bodies)</p>	<u>SB</u>	<u>TE</u>	RC SB-AYE TE-AYE MC-AYE EC-NO <u>FP-AYE</u>
<p>2015-323. APPROPRIATE \$225,000 for the increase and improvement of facilities of the Consolidated Refuse District, and authorizing the issuance of \$225,000 bonds of said Town to finance said appropriation. (Re: Acquisition of bulk trash trucks and packer bodies)</p>	<u>FP</u>	<u>SB</u>	RC FP-AYE SB-AYE MC-AYE EC-NO <u>TE-AYE</u>
<p>2015-324. AUTHORIZE the preparation of plans and designs for the proposed Project Helix and GIS Integration, stating the estimated maximum cost thereof is \$35,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$35,000 to finance said appropriation.</p>	<u>TE</u>	<u>MC</u>	RC TE-AYE MC-AYE SB-AYE EC-NO <u>FP-AYE</u>
<p>2015-325. AUTHORIZE the resurfacing of athletic courts, stating the estimated maximum cost thereof is \$100,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$100,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)</p>	<u>MC</u>	<u>SB</u>	RC MC-AYE SB-AYE EC-NO TE-AYE <u>FP-AYE</u>
<p>2015-326. AUTHORIZE the preparation of engineering plans and specifications in connection with proposed improvements to the Crab Meadow Pavilion, stating the estimated maximum cost thereof is \$200,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$200,000 to finance said appropriation.</p>	<u>SB</u>	<u>FP</u>	RC SB-AYE FP-AYE MC-AYE EC-NO <u>TE-AYE</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 14, 2015**

RESOLUTIONS:	OFF.	SEC.	VOTE
<p>2015-327. AUTHORIZE the acquisition and installation of Townwide computer equipment, stating the estimated maximum cost thereof is \$200,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$200,000 to finance said appropriation.</p>	<u>FP</u>	<u>TE</u>	RC FP-AYE TE-AYE MC-AYE SB-AYE <u>EC-NO</u>
<p>2015-328. AUTHORIZE the acquisition of vehicles and equipment, stating the estimated maximum cost thereof is \$200,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$200,000 to finance said appropriation.</p>	<u>TE</u>	<u>MC</u>	RC TE-AYE MC-AYE SB-AYE EC-NO <u>FP-AYE</u>
<p>2015-329. AUTHORIZE the construction of improvements to various town buildings and facilities, stating the estimated maximum cost thereof is \$250,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$250,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)</p>	<u>MC</u>	<u>TE</u>	RC MC-AYE TE-AYE SB-AYE EC-NO <u>FP-AYE</u>
<p>2015-330. AUTHORIZE the resurfacing of various parking lots in the town, stating the estimated maximum cost thereof is \$300,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$300,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)</p>	<u>SB</u>	<u>FP</u>	RC SB-AYE FP-AYE MC-AYE EC-NO <u>TE-AYE</u>
<p>2015-331. AUTHORIZE the installation of new traffic signals and related traffic calming improvements, stating the estimated maximum cost thereof is \$300,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$300,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)</p>	<u>FP</u>	<u>TE</u>	RC FP-AYE TE-AYE MC-AYE SB-AYE <u>EC-NO</u>
<p>2015-332. AUTHORIZE the preparation of engineering plans and specifications in connection with proposed improvements to the James D. Conte Community Center, stating the estimated maximum cost thereof is \$500,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$500,000 to finance said appropriation.</p>	<u>TE</u>	MC FP <u>SB</u>	RC TE-AYE FP-AYE MC-AYE SB-AYE <u>EC-AYE</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 14, 2015**

RESOLUTIONS:	OFF.	SEC.	VOTE
<p>2015-333. AUTHORIZE the construction of improvements to Erb Park, stating the estimated maximum cost thereof is \$1,600,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,600,000 to finance the balance of said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)</p>	<u>SB</u>	<u>TE</u> <u>FP</u>	<u>RC</u> <u>SB-AYE</u> <u>TE-AYE</u> <u>FP-AYE</u> <u>MC-AYE</u> <u>EC-NO</u>
<p>2015-334. AUTHORIZE the construction of improvements to Sweet Hollow Park, stating the estimated maximum cost thereof is \$1,800,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,800,000 to finance said appropriation. (SUBJECT TO PERMISSIVE REFERENDUM)</p>	<u>FP</u> <u>SB</u> <u>MC</u>	<u>TE</u>	<u>RC</u> <u>FP-AYE</u> <u>SB-AYE</u> <u>MC-AYE</u> <u>TE-AYE</u> <u>EC-NO</u>
<p>2015-335. AUTHORIZE appropriate action(s) in accordance with Huntington Town Code Chapter 156 Property Maintenance; Nuisances, Article VII, Blighted Property, §156-67, action by Town Board for failure to comply or abate violations. (Re: Schedule A & B: UDA C. Naval (Rev Trust) Uday Naval (Est of), 8 Valley Lane Huntington, SCTM# 0400-037.00-01.00-028.000; Alan Johnston, 85 Railroad Avenue, Huntington Station, SCTM# 0400-141.00-01.00-081.000; Anton/Grace Rogall, 91 Alpine Way, Huntington Station, SCTM# 0400-203.00-02.00-009.000; William Giancome/Cynthia Nance, 96 Laurel Hill Road, Npt, SCTM# 0400-114.00-03.00-025.003; Michael Findel, 101 Cuba Hill Road, Greenlawn, SCTM# 0400-165.001-01.00-061.000; Hypothecator Realty Corp., 918 E. Jericho Tpke, Huntington Station, SCTM# 0400-207.00-01.00-008.000; Schedule D – Charles McMorro, 4 Colby Court, Dix Hills, SCTM# 0400-252.00-02.00-045.000; Willard/Laura Lanham, 5 Laura, East Npt, SCTM# 0400-185.00-02.00-024.003; Yusef/Umur Yuceoglu, Subbarao/ Sathyavath Gutti, 32 Lakeside Drive, Centerport, SCTM# 0400-043.00-05.00-014.000; Delvis Arevalo/Elsa Bardales Banegas, 114 Columbia Street, Huntington Station, SCTM# 0400-141.00-01.00-027.000; Ramesh Pawa, 199 Seaman Neck Road, Dix Hills, SCTM# 0400-278.00-02.00-044.000)</p>	<u>SB</u>	<u>FP</u>	<u>5</u>
<p>2015-336. SCHEDULE A PUBLIC HEARING: August 11, 2015 at 2:00 PM To consider authorizing various actions be taken upon certain properties designated as Blighted in accordance with Chapter 156, Article VII, §156-60 (Blighted Property). (Schedule A- Marcia Bahamonde/Barbara McDougald, 5 Gerri Road, East Npt, SCTM# 0400-126.00-02.00-016.000; Leopold Kovar, 6 Hunters Lane, Huntington Station, SCTM# 0400-201.00-02.00-026.000, Robert Waldinger, 7 Cherry Place, Huntington, SCTM# 0400-025.00-02.00-045.000; Aileen Carson (L/E) Dwight Carson (Estate of), 7 Metcale Lane, East Npt, SCTM# 0400-183.00-03.00-041.000; Keith Wehrheim, 14 Woodoak Lane, Huntington, SCTM# 0400-192.00-01.00-073.000; Lam Tong/Stephanie Lee, 20 Miller Place, Huntington Station, SCTM# 0400-144.00-01.00-054.000; Maxine Mera, Estate of Cheryl Mera, Administrator, 21 Deepdale Drive, Huntington, SCTM# 0400-239.00-02.00-083.000; David Schwartz, 23 Cordell Place, East Npt, SCTM# 0400-122.00-01.00-045.000; Bruce/Wayne Linko, 47 Bayberry Lane, Npt, SCTM# 0400-061.00-03.00-060.000; Angela Mata, 45 9th Avenue, Huntington Station, SCTM# 0400-143.00-01.00-031.002; Angel/Francis Soto, 75 Alton Avenue, Greenlawn, SCTM# 0400-162.00-03.00-049.000; Katherine Madison, 87 Wells Road, Northport, SCTM# 0400-114.00-03.00-087.00)</p>	<u>SB</u>	<u>FP</u>	<u>5</u>
<p>2015-337. SCHEDULE A PUBLIC HEARING: September 16, 2015 at 2:00 PM To consider adopting Local Law Introductory Number 21-2015, considering zone change application #2014-ZM-401, Hess Corp-25A, to change the zoning from C-7 Minor Commercial Corridor District to C-11 Automotive Service Station District for property located on the southwest corner of Fort Salonga Road and Catherine Street, East Northport, SCTM #0400-056-02-030.</p>	<u>TE</u>	<u>FP</u>	<u>5</u>

**AGENDA FOR TOWN BOARD
MEETING DATED: JULY 14, 2015**

RESOLUTIONS:	OFF.	SEC.	VOTE
<p>2015-338. SCHEDULE A PUBLIC HEARING: September 16, 2015 at 2:00 PM To consider adopting Local Law Introductory Number 22-2015, considering zone change application #2014-ZM-402, Power Land Corp, to change the zoning from C-6 General Business District to C-11 Automotive Service Station District for property located on the northwest corner of Jericho Turnpike and Elwood Road, Elwood, SCTM #0400-214-01-056.</p>	<u>FP</u>	<u>SB</u>	<u>5</u>
<p>2015-339. SCHEDULE A PUBLIC HEARING: September 16, 2015 at 2:00 PM To consider adopting Local Law Introductory Number 23-2015, considering zone change application #2015-ZM-409, Apple Farm Realty, LLC, to change the zoning from I-5 General Industry District to C-11 Automotive Service Station District for property located on the southeast corner of Oakwood Road and West 11th Street, Huntington Station, SCTM #0400-137-01-061.001.</p>	<u>SB</u>	<u>TE</u>	<u>5</u>
<p>2015-340. SCHEDULE A PUBLIC HEARING: August 11, 2015 at 2:00 PM To consider adopting Local Law Introductory No. 24-2015 amending the Code of the Town of Huntington, Chapter 109 (Firearms).</p>	<u>FP</u>	<u>MC</u>	<u>5</u>
<p>2015-341. SCHEDULE A PUBLIC HEARING: August 11, 2015 at 2:00 PM To consider adopting Local Law Introductory No. 25-2015 amending the Code of the Town of Huntington, Chapter 159 (Recreational Facilities), Article II: Use Regulations and Restrictions.</p>	<u>FP</u>	<u>MC</u>	<u>5</u>
<p>2015-342. SCHEDULE A PUBLIC HEARING: August 11, 2015 at 2:00 PM To consider adopting Local Law Introductory No. 26-2015 amending the Code of the Town of Huntington, Chapter 160 (Registration and Permitting of Property), Article II: Vacant Building Registration.</p>	<u>SB</u>	<u>TE</u>	<u>5</u>
<p>2015-343. SCHEDULE A PUBLIC HEARING: August 11, 2015 at 2:00 PM To consider adopting Local Law Introductory No. 27-2015 amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article XVI (Zoning Board of Appeals) and Article XIX (Zoning Chapter and Map Amendments).</p>	<u>SB</u>	<u>TE</u>	<u>5</u>
<p>2015-344. SCHEDULE A PUBLIC HEARING: August 11, 2015 at 2:00 PM To consider a license agreement with Huntington Hospital Association to utilize a portion of the Town of Huntington parking facility at Mill Dam Park as a Helipad. (Period: 8/2015-7/31/2017)</p>	<u>FP</u>	<u>EC</u>	<u>5</u>
<p>2015-345. SCHEDULE A PUBLIC HEARING: August 11, 2015 at 2:00 PM To consider acquiring Farmland Development Rights for Greenlawn Property (Tilden). (SCTM# 0400-107-03-006.001, 006.010 and 0400-107-04-002.000; Owner: Tilden Realty LLC)</p>	<u>MC</u>	<u>FP</u>	<u>5</u>

**AGENDA FOR BOARD OF TRUSTEES’
MEETING DATED: JULY 14, 2015**

RESOLUTIONS:	OFF.	SEC.	VOTE
<p>2015-BT-3. SCHEDULE A PUBLIC HEARING: August 11, 2015 at 2:00 PM To consider the granting of a variance and issuance of a Special Use Permit pursuant to the Marine Conservation Law, Town Code Chapter 137 for the construction of a residential fixed pier and floating dock assembly Applicant: Land Use Ecological Service Inc. on behalf: John Rittenhouse Location: 285 Asharoken Ave., Asharoken, N.Y. S.C.T.M. #0401-005.00-02.00-007.001 & 005.000.</p>	<u>MC</u>	<u>EC</u>	<u>5</u>
<p>2015-BT-4. SCHEDULE A PUBLIC HEARING: August 11, 2015 at 2:00 PM To consider the execution of a license agreement pursuant to the Marine Conservation Law, Town Code Chapter 137, for the construction of a residential fixed pier and floating dock assembly Applicant: Land Use Ecological Service Inc. on behalf: John Rittenhouse Location: 285 Asharoken Ave., Asharoken, N.Y. S.C.T.M. #0401-005.00-02.00-007.001 & 005.000.</p>	<u>MC</u>	<u>EC</u>	<u>5</u>

**AGENDA FOR COMMUNITY DEVELOPMENT AGENCY
MEETING DATED: JULY 14, 2015**

RESOLUTIONS:

OFF. SEC. VOTE

2015-CD- 5. AUTHORIZE the Huntington Community Development Agency to apply for and receive funds from the Department of Labor Workforce Development Fund via New York State's 2015 Consolidated Funding Application.

TE FP 5

**INFORMATIONAL SHEET FOR:
TOWN BOARD, BOARD OF TRUSTEES' AND COMMUNITY DEVELOPMENT
MEETING DATED: JULY 14, 2015**

COMMUNICATION

DISTRIBUTION

1. Letters received Certified Mail – Applying for Liquor Licenses:
From: Albert Salese for Eatalia; From: Patrick DeLuca for Charlotte Sky or Corp. to be formed-name to be determined (423 Park Avenue);
From: Patrick DeLuca for Gino's Pizza (318 Main Street, Huntington);
From: Thomas Pescuma for Doppio (15 New Street, Huntington);
From: Patrick DeLuca for Emerson Dobbs or corp to be formed TBD (227 Main St, 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:
From: Mahendra Patel for Kiran Palace Indian Cuisine; From: Clinton Coleman for California Pizza Kitchen;

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

3. Letter received from Andrew Amakawa, Research Technician, for Suffolk County, regarding a Public Hearing being held on June 16, 2015 at 6:30 PM at the Riverhead County Center. The hearing is to include 9.9 acres located in the Town of Huntington into an existing Agricultural District. (Directly sent to A. Aloisio, Planning)

Supervisor
Town Board
cc: Town Attorney

4. Letters/emails received in opposition to the rezoning of property located at 25A Washington Drive/Old Northport Road; the Benchmark facility from: Patricia Annunziata (letter&email recd), Vincent Cangelosi, AIA (email was distributed 6/2/15 but inadvertently left off 6/9/15 informational sheet), Alexander Gennaro, Name Illegible(62 Cherry Lane), Kathleen Crotty, Alison Mishkit (cc'd Councilpersons), Susan Munro, Thea/Ralph Catalano (cc'd Councilpersons), Gary Kelman (cc'd to Supervisor Petrone/Councilpersons), Christina Dimitriou, Roz Shaffer, Sandra/Joseph Layer, Cheryl Woods, Frances Bravo, Jennifer Kielawa, James Greeninger, Emma Aronow, Vince Lapasota, Serena DiLiddo, Anna Harris (cc'd Supervisor/Councilpersons), Shari Feibel (cc'd Supervisor/Councilpersons), Riva Denis, Catherine Johnides, Thomas Kennedy (cc'd Supervisor/Councilpersons), Barbara Bergesen Lau (cc'd Supervisor/Councilpersons), Mary Ann Scalia(cc'd Supervisor/Councilpersons), Joyce Lemonedes (cc'd Supervisor/Councilpersons), Matt Harris (cc'd Supervisor/Councilpersons), Susan Lorenz [letter/email recd] (cc'd Supervisor, Councilpersons Berland, Cuthbertson), Andrew Brosoff

Supervisor
Town Board
Town Attorney
cc: Planning & Environment

5. Email received from Brett Berrie regarding Old Platt's Tavern. The writer indicates he is concerned about traffic congestion and urges the Town and the DOT to do a traffic study. He also has questions regarding the proposed medical building.

Supervisor
Town Board
Town Attorney
Traffic & Transportation
cc: Planning & Environment

6. Letter received from David Lazar of Lazer, Aptheker, Rosella & Yedid, P.C. regarding the application of the Melville Hotel, LLC for a change of zone from I-1 to C-10 for property located on the west side of Broadhollow Road, south of the South Service Road. This firm represents Melville Industrial Associates. The writer is questioning the applicants presentation concerning local hotel vacancy rates. Attached was a Summary of Hotel Development on Long Island prepared by Bob Lipper of Newsday in April 2015.

Town Attorney
cc: Planning & Environment
7. Public Notice received from Gail Devol, Village Administrator for the Huntington Bay Zoning Board of Appeals for a hearing to be held on June 18, 2015 at 7:30PM at Village Hall for property located on 262 Bay Avenue.

Supervisor
Town Board
Town Attorney
cc: Planning & Environment
8. Letters/emails submitted in opposition to the rezoning of property located at the corner of 25A and Park Avenue (Platt's Park Avenue LLC) from the following: Elizabeth Burke, Gerald Moss, John/Alice Fait, Cynthia Scudieri, Dr. Joseph Patane, Debra Patane, Robert McLaughlin, William/Susan Howe, Michael Eliash, Luminita Hazelton, William/Kathryn O'Dwyer, Arlene/Raymond DiScala, Alice/Joseph Gallienne, L. Callahan? (illegible), S. McLaughlin, John Hazelton, letter signed "resident of East Main Street",

Supervisor
Town Board
Town Attorney
cc: Planning & Environment
9. Emails/letters forwarded by Supervisor Petrone's Office, in support of the Benchmark project from: Libby Hubbard, Laurie Lozada/Buttacoli, (cc'd Supervisor Petrone and Councilpersons: Berland, Cook, Cuthbertson, Edwards) and Janet Stevenson..

Town Board
Town Attorney
cc: Planning & Environment
10. Email received in support of the project for the corner of 25A and Park Avenue from Larry A. Burlingame, RTRP.

Town Attorney
cc: Planning & Environment
11. Letter hand delivered from Joan and Jeremiah McGillicuddy regarding Zone Change Application #2014-ZM404. The writers are concerned with adding additional traffic to the already congested area and are also concerned over the continued flooding in the area. They would like the land to be restored to park land and drainage in the area improved.

Supervisor
Town Board
Town Attorney
Zoning Board
Highway
cc: Planning & Environment
12. Letter received from Elizabeth Burke requesting sidewalks for West Neck Road in Huntington.

Supervisor
Town Board
Town Attorney
Highway
Traffic & Transportation
cc: Planning & Environment
13. Letter received from James and Chris Mulholland regarding an incident they experienced with National Grid.

Supervisor
Town Board
cc: Town Attorney
14. Email received from Chris Voulgaris regarding Zone Change 2014-ZM-404. The writer indicates that the last minute change from C-4 to C-1 requires a new application and a new public hearing. The writer indicates there are deed restrictions and attached two pages of a Special Warranty Deed prepared by ExxonMobil Oil Corporation.

Supervisor
Town Board
Town Attorney
cc: Planning & Environment
15. Emails received from Gil Battistin with submissions of petitions in opposition from five additional addresses located within 100 feet of the proposed zone change for property located at 25A and Washington Avenue (Benchmark Senior Facility).

Supervisor
Town Board
Town Attorney
cc: Planning & Environment

16. Letter hand delivered by Cynthia Scudieri regarding Zone Change Application #2014-ZM-404 (Platt's Park Ave LLC). Ms. Scudieri would like this historic piece of property preserved and protected. The writer opposes the use of the building as an urgent care/medical facility. She also supports the Historic Society plan for this property.

Supervisor
Town Board
Town Attorney
cc: Planning & Environment

17. Letter received from Ronald Friedman regarding the limited parking for seniors without parking permits at the railroad station. (cc'd Supervisor/Councilpersons)

cc: Town Attorney

18. Letter in support of the proposed Benchmark Senior Living Facility received from: Chrisstine Lessard, Rich/Lois Lauria and Leslie Speed. (cc'd Supervisor/Councilpersons)

Town Attorney
cc: Planning & Environment

19. Letter received from Mary Anne Kocon regarding property located at East Main Street and Park Avenue (Platt's Tavern). The writer indicates that since the June 9, 2015 Town Board meeting, she has viewed (and attached) a copy of the Deed between ExxonMobil Corp and Dominic Marviellia/Wharton Pryce Realty of Deer Park. Based on these deed restrictions the writer indicates no zone change to C1 should be made. Ms. Kocon is requesting an additional Public Hearing.

Supervisor
Town Board
Town Attorney
cc: Planning & Environment

20. Letter received from John C. Farrell of Sahn Ward Coschignano, PLLC , the firm representing Platt's Park Avenue LLC in the change of Zone Application #2014-ZM-404. The letter was written to confirm their client's request to seek a C-1 Zoning.

Supervisor
Town Board
Town Attorney
cc: Planning & Environment

21. Letter received, hand delivered, from Jeanette Ryan, regarding traffic problems at the intersection of Park Avenue and 25A. The writer indicates that due to the traffic issues, the Town Board should be careful of the type of establishment that is allowed to reside at this intersection.

Supervisor
Town Board
Town Attorney
cc: Planning & Environment

22. Letter received from Paul Warburgh, President of the Old Huntington Green, Inc, regarding Zone Change Application 2014-ZM-404. Included were a proposed site plan and two renderings for property known as Platt's Park Avenue LLC.

Supervisor
Town Board
Town Attorney
cc: Planning & Environment

23. Email received from Lori Morra, thanking the Town Board for their participation in the June 9, 2015 Public Hearing on the Benchmark Project. Also, Ms. Morra indicates she would like the Town Board to vote against the project. (cc'd to Supervisor/Councilpersons)

Town Attorney
cc: Planning & Environment

24. Email received from Frances Lundstrom. The writer recently observed a curb being installed across the street from her home which took four days to install. The writer is requesting to know the total cost of this project. (cc'd Supervisor, Councilpersons, P. Gunther) Second email received thanking Mr. Gunther for his visit to the project and explanation of services; also thanking Jo-Ann Raia and Eugene Cook for prompt responses.

cc: Town Attorney

25. Letter received from Thomas Brown, Chairman of the Huntington Fire District. Enclosed was a copy of the 2014 Independent Auditor's Report.

Supervisor
Town Board
Town Attorney
cc: Comptroller

26. Certified letter received from Kerri O'Brien, CEO of the New York State Liquor Authority, advising that a hearing will be held on July 9, 2015 at 11:00 am at 317 Lenox Avenue, NY, NY, 4th Floor, for an on premise application for dba: True North Restaurant located at 54 New Street, Huntington. The hearing is being held because there are at least 3 other licensed and operating on premises liquor establishments within a 500 foot radius.
(hand delivered to Town Attorney's Office 6/26/15)
- Supervisor
Town Board
Town Attorney
Public Safety
Fire Inspector
Engineering Services
Sewage Treatment Facility
cc: Planning & Environment
27. Email received from Tabitha Davison regarding Town beach passes. The writer indicates the fee for a resident is too high and does not agree with the fact that each of your cars require a permit. The writer also comments that the permit is free to residents in the Town of Smithtown. (cc'd Supervisor, Councilpersons, Planning Dept)
- Town Attorney
cc: Parks & Recreation
28. Letter received from Andrew Freleng, Chief Planner for Suffolk County Department of Economic Development and Planning, regarding Town of Huntington Resolutions #2015-269, 2015-270 and 2015-271. The commission has determined that this is a matter for local determination which should not be construed as either an approval or disapproval.
- Supervisor
Town Board
Town Attorney
cc: Planning & Environment
29. Letter received from Edward Flynn, District Treasurer for the Melville Fire District. Attached were financial statements for the year ended December 31, 2014.
- Supervisor
Town Board
Town Attorney
cc: Comptroller
30. Letter received from Leigh Ann Varese, Treasurer of the Centerport Fire District. Attached were Centerport Fire District Financial Statements, December 31, 2014.
- Supervisor
Town Board
Town Attorney
cc: Comptroller
31. Email received from James A. Ghericich regarding the Benchmark Facility. Mr. Ghericich expressed his displeasure with the following: 1) Allowing Benchmark to bring their own support group into the Board Room while leaving insufficient room for local residents wanting to attend. 2) Postponing the vote for 90 days but failing to identify at which of the remaining three board meetings the vote will be taken at. 3) Scheduling all of the next three meetings at 2:00 pm when most people are at work.
- Supervisor
Eugene Cook
Town Attorney
cc: Planning & Environment
32. Letter received from Tom Hogan of the Cold Spring Harbor Business Improvement Association, LTD. Attached was a copy of the budget for 2016. (Original to Comptroller)
- Supervisor
Town Board
cc: Town Attorney
33. Letter and petition received from Fiona Witkowski. The petition was signed by 37 people that oppose the rezoning of the property known as Platt's Tavern on the southeast corner of East Main Street and Park Avenue, Huntington.
- Town Attorney
cc: Planning & Environment
34. Letter received, addressed to Jo-Ann Raia, Town Clerk, from Jane Fasullo, Chair of the Sierra Club L.I. Group. The letter is urging the Huntington Town Board members to pass legislation restricting the use of gas leaf blowers.
- Supervisor
Town Board
Town Attorney
Public Safety
cc: Planning & Environment

35. Letter received from Beth Nystrom, District Clerk for the Northport-East Northport School District. The letter included an updated list of officials for the 2015-2016 school year. Supervisor
Town Board
cc: Town Attorney
36. Email received from James/Constance Scaglione regarding the visual impact study and the “balloon test” that were to be done by Benchmark. The writers indicate that they have never received the results of these events. Their concern is the impact this enormous building will have on their homes. Town Attorney
cc: Planning & Environment
37. Email received from Matt Harris regarding a no questions asked “Gun Buy Back Program”. This program is sponsored by Huntington Matters and Legislator William “Doc” Spencer in cooperation with the NYS Attorney General. The program is hosted by the Huntington Manor Fire Department located at 1650 New York Avenue, Huntington on July 18, 2015 from 9:00 AM until 12 Noon. (cc’d Supervisor/Councilpersons) Town Attorney
cc: Planning & Environment
38. Email received from Christine DeSalvo, on behalf of Sarah Lansdale, Director of Planning for Suffolk County. Attached was a copy of the document “Framework for the Future-Suffolk County Comprehensive Plan 2035”. Document was emailed to Supervisor Petrone, Councilpersons: Berland, Cook, Cuthbertson and Edwards, Town Attorney Cindy Elan-Mangano, and Anthony Aloisio, Director of Planning and Environment. cc: File
39. Letter from Sharon Whelan, District Clerk for the Harborfields Central School District, listing the Board of Education members, appointed officials and central office administrators for the 2015-2016 school year. Supervisor
Town Board
Town Attorney
cc: Comptroller
40. Letter received from Lee Kilbrith, Vice President of the Huntington Village Business Improvement District Association, Inc., attached was a copy of the 2016 Preliminary Budget. Supervisor
Town Board
Town Attorney
cc: Comptroller

2015-277

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT WITH SUFFOLK COUNTY COUNCIL, INC., BOY SCOUTS OF AMERICA FOR THE USE OF THE CENTERPORT BEACH PICNIC AREA AND CENTERPORT BEACH FOR ITS CUB ADVENTURE DAY CAMP

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, Suffolk County Council, Inc., Boy Scouts of America is desirous of operating a Cub Adventure Day Camp Program for three (3) consecutive weeks during July and August 2015; and

WHEREAS, Suffolk County Council, Inc., Boy Scouts of America has requested permission from the Town of Huntington to utilize the Centerport Beach picnic area and Centerport Beach for such program; and

WHEREAS, Suffolk County Council, Inc., Boy Scouts of America will be solely responsible for the provision of all personnel, equipment, supervision, instruction and operation of such Cub Adventure Day Camp Program and for the safety of all program participants; and

WHEREAS, such permission will be contingent upon the following: 1) the execution of a License Agreement, which includes provisions requiring Suffolk County Council, Inc., Boy Scouts of America to hold harmless, defend and indemnify the Town of Huntington and the Town of Huntington Board of Trustees; 2) Payment of a license fee in the amount of TWO THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$2,500.00) to the Town of Huntington; 3) the submission and approval of certificates of Insurance in amounts and in a form acceptable to the Town Attorney; 4) the issuance, by Suffolk County Department of Health Services, of a valid permit for the operation of a children's day camp at the Town of Huntington Centerport Beach location; 5) the issuance of all required approvals and/or permits from any other Town department and/or other agency having jurisdiction; and

WHEREAS, entering into this license agreement is a Type II action pursuant to 6 N.Y.C.R.R. 617.5 (c) (15) and therefore no further SEQRA review is required.

NOW, THEREFORE,

THE TOWN BOARD,

HEREBY AUTHORIZES the Supervisor to execute a license agreement with Suffolk County Council, Inc., Boy Scouts of America, 7 Scouting Boulevard, Medford, New York 11763 for the use of the Centerport Brach picnic area and Centerport Beach for its Cub Adventure Day Camp from 8:00 a.m. until 5:00 p.m., Monday through Friday on the following dates: July 27, 2015 through July 31, 2015, August 3, 2015 through August 7, 2015 and August 10, 2015 through August 14, 2015. Authorization for such use is subject

7-14-2015

to: 1) the execution of a License Agreement, which includes provisions requiring Suffolk County Council, Inc., Boy Scouts of America to hold harmless, defend and indemnify the Town of Huntington and the Town of Huntington Board of Trustees; 2) Payment of a license fee in the amount of TWO THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$2,500.00) to the Town of Huntington to be deposited in A-2006; 3) the submission and approval of certificates of Insurance in amounts and in a form acceptable to the Town Attorney; 4) the issuance, by Suffolk County Department of Health Services, of a valid permit for the operation of a children's day camp at the Town of Huntington Centerport Beach location; 5) the issuance of all required approvals and/or permits from any other Town department and/or other agency having jurisdiction and on such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	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.

7-14-2015

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AMENDMENT TO EXTEND THE TERM OF THE AGREEMENT MADE WITH EMERGENCY COMMUNICATIONS NETWORK (CODE RED) FOR PUBLIC EMERGENCY NOTIFICATION SERVICES

Resolution for Town Board Meeting dated: July 14, 2015

The following resolution was offered by: Supervisor Petrone

And seconded by: **COUNCILMAN COOK**

WHEREAS, on August 29, 2012, the Town of Huntington (the "Town") entered into an agreement with Emergency Communications Network (Code Red), for emergency notification services for the Town; and

WHEREAS, the agreement made with Emergency Communication Network (Code Red) is for an initial term of three (3) years, with an option to extend the term upon the mutual agreement of both parties for an additional three (3) year period commencing August 29, 2015, under the same prices, terms, and conditions as set forth for during the initial term; and

WHEREAS, the parties having thus far been and remained in good standing under the agreement, each of the Town of Huntington and Emergency Communication Network (Code Red) wishes to extend the term thereof for the stated additional three (3) year period pursuant to the terms of the agreement; and

WHEREAS, the execution of this agreement 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 execute an amendment, and any and all other documents to be made in connection therewith, to the agreement for emergency notification services made by and between the Town of Huntington and Emergency Communications Network (Code RED), 780 W. Granada Boulevard, Ormond Beach, FL 32174, to extend the term thereof commencing August 29, 2015, for an estimated annual fee not to exceed THIRTY-TWO THOUSAND SIX HUNDRED SEVENTY-ONE & 87/100 (\$32,671.87) DOLLARS to be charged to Operating Budget Item A6410.4570, and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO CONTRACT WITH TRC ENERGY SERVICES TO PREPARE A FEASIBILITY ASSESSMENT FOR THE "HUNTINGTON COMMUNITY MICROGRID" AS APPROVED BY NYSERDA IN A GRANT AWARD TO THE TOWN UNDER STAGE 1 OF THE NEW YORK PRIZE COMMUNITY GRID COMPETITION

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILMAN COOK**

WHEREAS, the New York State Energy Research and Development Authority (NYSERDA) issued a Request for Proposal (RFP 3044) for its NY Prize Community Grid Competition (NY Prize) to support the development of community microgrids to strengthen New York's energy production and distribution system; and

WHEREAS, NYSERDA plans to award up to \$40 million in NY Prize competition grants across New York State in three separate stages; and

WHEREAS, Huntington is a successful Stage 1 proposer, having been awarded \$100,000 to undertake the Feasibility Assessment, the first step in the Community Grid Competition ladder; and

WHEREAS, the Town's proposal included a cost share of in-kind Town services (8%) and Green Project funding (24%) for inclusion of sustainability features in the Stage 1 assessment, as encouraged by NYSERDA and as a demonstration of the Town's commitment to partner with the State in this and future stages of the competition; and

WHEREAS, Community Grid Competition is intended as a means to both improve the performance of the State's electrical distribution system as well as build greater resiliency into the system both in normal operating configuration and in response to emergency outages; and

WHEREAS, a microgrid energy network is able to boost output to the grid in times of peak demand or operate separately from the larger electrical grid in emergencies and major power outages, so as to provide power to crucial public services such as hospitals, first responders, emergency operation centers and wastewater treatment plants while the larger grid is being repaired and restored; and

WHEREAS, the Town proposes that its Huntington Community Microgrid can link a series of major users within the competition's target half-mile radius, including: Town Hall, Huntington Hospital, the Village Green Senior Center, the Huntington Sewer District Waste Water Treatment Plant and the Huntington YMCA, all providers of critical or capable of providing essential services in an emergency; and

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WHEREAS, the Town Board believes that to reach Stage 2 of the Grid Competition the services of a professional energy consultant is an essential element and that TRC Energy Services has demonstrated in its work on the successful proposal to enter the completion that it is well positioned to evaluate, prepare and complete the Stage 1 Feasibility Assessment, which requires that final written documentation and deliverables be submitted to NYSERDA no later than six months from the date of contract execution; and

WHEREAS, TRC Energy Services is a former technical consultant for LIPA/PSEG LI and is approved by NYSERDA as a Flex Tech Consultant with microgrid, distributed generation, combined heat and power and resiliency experience and, as documented on NYSERDA's website, is qualified to assist in the NY Prize Feasibility Assessments; and

WHEREAS, the proposed project is endorsed by the Town's Chief Sustainability Officer, the Advisory Committee on Energy Efficiency, Renewables and Sustainability (ACEERS) and the Huntington EOSPA Committee and a nomination for Green Project funding as recommended by ACEERS, and voted on by the EOSPA Committee in a recommended amount not to exceed \$25,000; and

WHEREAS, the action is classified Type II pursuant to 6 NYCRR 617.5(c)(21) as it involves preliminary planning and budgetary process necessary to the formulation of a proposal for action, which does not commit the Town Board to commence, engage in or approve such action;

NOW, THEREFORE,

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to enter into a professional services contract with TRC Energy Services of 1430 Broadway, 10th Floor, New York, NY, TO prepare a feasibility assessment for the "Huntington Community Microgrid" as approved by NYSERDA in a grant award to the Town under Stage 1 of the New York Prize Community Grid in an amount not to exceed the sum of \$132,239.40 (One Hundred Thousand and Thirty Two and Two Hundred and Thirty Nine Dollars and Forty Cents) and to authorize the Supervisor to execute any documents in connection with upon such terms and conditions as may be acceptable to the Town Attorney; 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, in addition to funding that may have already been authorized for these projects, and charged to the appropriate capital budget account for the Green Project improvements recommended by the EOSPA Committee as listed below for implementation by the identified department/entity:

Department of Engineering Services: Huntington Potential Critical Infrastructure Complex Microgrid (not to exceed \$25,000) for professional services in preparation of technical feasibility assessment for the Huntington

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Community Microgrid project in combination with the NYSERDA NY Prize Stage 1 grant in the amount of \$100,000; and be it

FURTHER RESOLVED, the Town Board recognizes that the remainder of the Town's financial commitment to the project (valued at \$7,239.40) shall be provided in the form of in-kind services rendered by the Town's Chief Sustainability Officer; and

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

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT WITH L.K. McLEAN ASSOCIATES, P.C. FOR PROFESSIONAL ENGINEERING SERVICES FOR CRAB MEADOW GOLF COURSE, EROSION AND DRAINAGE REPAIRS.

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, The Town of Huntington requires the services of a professional engineering firm to assist the Town in survey, design and preparation of construction drawings for the erosion and drainage repairs at the Crab Meadow Golf Course, and

WHEREAS, L.K. McLean Associates was hired by the Town to perform professional engineering services for various Town projects in the past year and executed the required services in a proficient manner; and

WHEREAS, The proposal submitted is acceptable to the Director of General Services and in the best interest of the Town of Huntington; and

WHEREAS, the professional engineering services for the Crab Meadow Golf Course Erosion and Drainage is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(18)(21), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an agreement with L.K. McLean Associates, P.C., 437 South Country Rd, Brookhaven NY 11719 to provide professional engineering services for the Crab Meadow Golf Course erosion control and drainage repairs for an amount not to exceed the sum of FIVE THOUSAND SIX HUNDRED FORTY dollars (\$5,640.00), to be charged to Capital Budget Item No. GS1997-2102-2014S Town Wide Infrastructure, and authorizes the Director of Engineering to execute contract changes with an aggregate value up to 10% of the professional services contract, upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION TO THE CONTRACTS FOR WEBSITE DESIGN AND DEVELOPMENT SERVICES AND A WEB-BASED CITIZEN RELATIONSHIP MANAGEMENT SYSTEM (CRMS) WITH QSCEND TECHNOLOGIES, INC.

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Town of Huntington seeks to extend the contract for professional services for the redesign and hosting of a Town website that offers residents increased ease of use and functionality and, additionally, provide a system for the web-based system to manage and respond to citizen inquiries (CRMS); and

WHEREAS, the residents of the Town of Huntington expect the Town to keep pace with technological advances that allow them to access Town Government through the Internet using home computers, laptop computers and hand-held mobile devices; and

WHEREAS, the Town's new website has provided residents with better access to the Town's knowledge base, Town personnel and on-line Town services, as well as permit the Town to continue to expand the number of services it is able to offer on-line; and

WHEREAS, the CRMS has made it easier for Town employees to input and/or access resident queries, permit residents to directly input their questions and comments and have those comments directed to the appropriate elected officials and Town departments using their home computers, laptops and mobile devices; and

WHEREAS, the website upgrades and the CRMS ability to accept, track and help manage resident requests will continue to increase the efficiency of the Town workforce and provide for increased responsiveness with respect to provision of citizen services;

WHEREAS, Town Board Resolution 2011-375 authorized the execution of contracts with QScend Technologies, Inc., for the Citizen Relationship Management Solution (CRMS), RFP No. 2011-06-006 and for the website design and development services for the Town of Huntington Suffolk County, New York, RFP No. 2011-06-004 and Town Board Resolution 2014-350 authorized the first one (1) year extension; and

WHEREAS, said contracts provides for two (2) one (1) year extensions with an agreed 5% price increase and no change in the terms and conditions; and

WHEREAS, QScend Technologies, Inc., 231 Bank Street, Waterbury Connecticut 06702 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.

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NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a final extension to the contracts, and any documents in connection and related therewith, with QScend Technologies, Inc. for the Citizen Relationship Management Solution (CRMS) and for the website design and development services for the Town of Huntington Suffolk County, New York. The extension period shall be effective for one (1) year commencing on September 6, 2015 to be charged to Operating Budget Item A1680-4570, 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.

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RESOLUTION AUTHORIZING THE EXECUTION OF AN EXTENSION TO THE REQUIREMENTS CONTRACT FOR APPLICATION OF FOAMING ROOT CONTROL IN SANITARY SEWER SYSTEMS WITH DUKE'S ROOT CONTROL, INC.

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, sewer lines within the Huntington Sewer District require annual maintenance for root intrusion with the injection of foaming herbicide to eliminate and inhibit roots that have grown and can prevent the flow of sewerage through the sewer lines; and

WHEREAS, Town Board Resolution 2014-274 authorized the execution of a contract with Duke's Root Control, Inc. for the application of foaming root control in sanitary sewers, Bid No. TOH 14-05R-032; and

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

WHEREAS, Duke's Root Control, Inc., 1020 Hiawatha Blvd. West, Syracuse, New York 13204 has requested the one (1) year extension; and

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

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an extension to the requirements contract, and any documents in connection and related therewith, with Duke's Root Control, Inc. for the application of foaming root control in sanitary sewers. The extension period shall be effective for one (1) year commencing on September 16, 2015, to be charged to SS1.8131.4550 and SS2.8132.4550, and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING EXECUTION OF CONTRACT OF SALE AND APPROPRIATING FUNDING NECESSARY FOR CONTRACT AND CLOSING REQUIREMENTS FOR TOWN ACQUISITION OF P/O 24 WEST CARVER STREET, HUNTINGTON, NEW YORK SCTM 0400-069.00-05.00-023.000 and 035.000

Resolution for Town Board Meeting dated: July 14, 2015

The following was offered by: Supervisor Petrone, **COUNCILMAN CUTHBERTSON**

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the acquisition of additional parking has been recommended by the Town of Huntington Parking Committee; and

WHEREAS, the owner of West Carver Street, to wit: Anna Louise Realty II, LLC has offered to sell a portion of the premises known as 24 West Carver Street, Huntington, NY, more particularly described in Schedule A attached hereto and designated as SCTM 0400-069.00-05.00-023.000 and 035.000 (the "Property") to the Town of Huntington; and

WHEREAS, the Town has recently obtained an independent appraisal which resulted in a determination the property has a fair market value of \$1,600,00.00; and

WHEREAS, the Town Board is the only agency involved in appropriating funding and acquiring the property therefore this is a direct agency action. The acquisition of the property is an unlisted action pursuant to SEQRA and the Town Board hereby directs the Department of Planning and Environment to prepare an Environmental Assessment Form (EAF) to facilitate completion of the SEQRA review as the Town is the only agency; and

WHEREAS, specific Town costs and contract requirements must be met, including, but not limited to, surveys and setting of monuments, title insurance, recording of deeds, prorated taxes as necessary, and other closing costs and items as may be specified as contract requirements; and

WHEREAS, Anna Louise Realty II, LLC has offered to allow the Town to use the lot for public parking until a closing occurs provided the Town execute an Indemnity Agreement; and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Supervisor or his representative to execute a contract, on such terms and conditions as may be acceptable to the Town Attorney, to purchase a portion of the property known as 24 West Carver Street, Huntington, NY, as identified in Schedule A attached hereto for parking purposes for the benefit of Huntington residents for an amount not to exceed the sum of ONE MILLION SIX HUNDRED THOUSAND AND 00/100 DOLLARS (\$1,600,000.00), excluding customary closing costs, which are hereby authorized such as title insurance and recording fees; and

Schedule A

(page 1)

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Village and Town of Huntington, County of Suffolk and State of New York and as more particularly described in Schedule "A" attached hereto and made a part hereof.

BEING AND INTENDED TO BE the same premises conveyed to the party of the first part by deed dated March 23, 2015 and recorded April 8, 2015 in Liber 12812, Page 979.

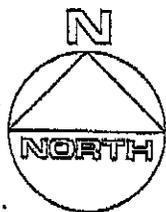
THIS CONVEYANCE IS FOR NO CONSIDERATION AND INTENDED AS A MERE CHANGE OF FORM OF OWNERSHIP WHERE THERE IS NO CHANGE IN BENEFICIAL OWNERSHIP.

SAID PREMISES ARE MADE UP OF TWO (2) LOTS ON THE TAX MAP OF SUFFOLK COUNTY AND ARE IDENTIFIED AS:

DISTRICT 0400; SECTION 069.00; BLOCK 05.00; LOT 023.000 AND LOT 035.000.

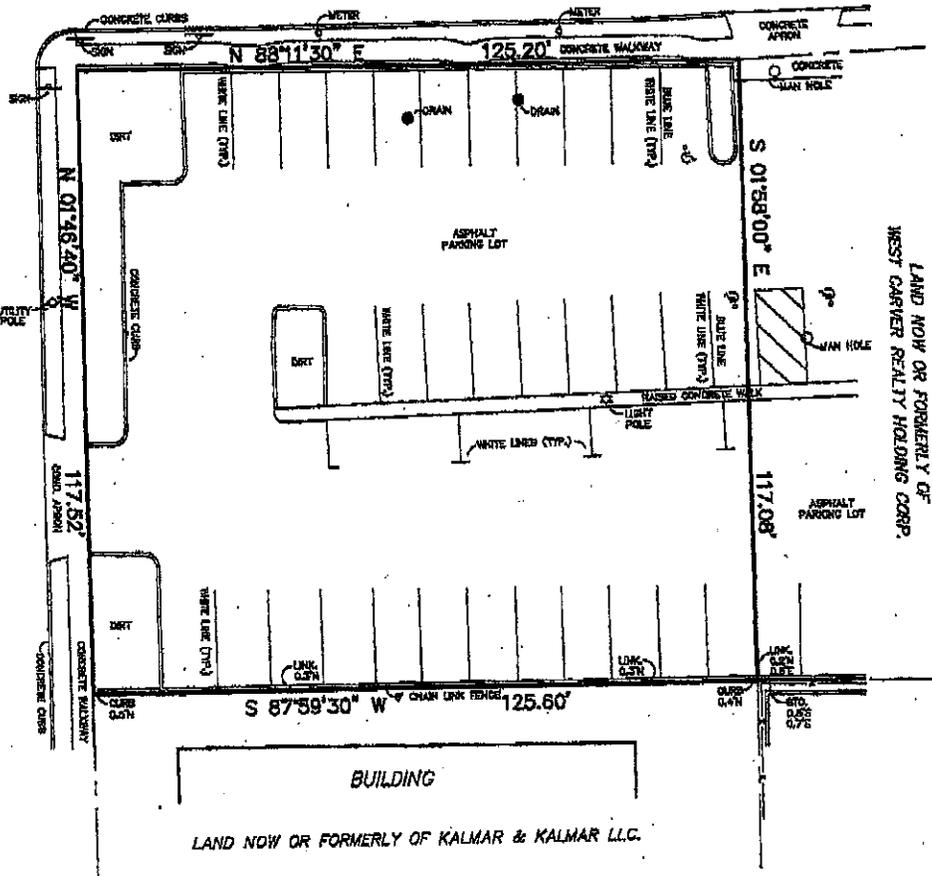
SAID PREMISES ARE KNOWN BY STREET ADDRESS AS 24 WEST CARVER STREET, HUNTINGTON, NEW YORK.

THE AREA OF THIS PROPERTY IS 14,710 S.F.



WEST CARVER STREET

GREEN STREET



LAND NOW OR FORMERLY OF WEST CARVER REALTY HOLDING CORP.

LAND NOW OR FORMERLY OF KALMAR & KALMAR LLC.



CERTIFIED TO:

The Westchester Bank, ISAOA.
First American Title Insurance Company
Anna Louise Realty II LLC.

REV. 5/11/2015
UPDATED SURVEY 4/29/2015

GUARANTEES INDICATED SHALL RUN ONLY TO THE PERSON FOR WHOM THE SURVEY IS PREPARED AND/OR AGENCY, AND ARE NOT TRANSFERABLE.

S.C.T.M. NO. 400 - 88 - 5 - 23

SURVEY OF: DESCRIBED PROPERTY

SITUATED IN: HUNTINGTON TOWN OF: HUNTINGTON

SUFFOLK COUNTY, NEW YORK

DATE: 9/3/2013 JOB NO. G13-0214 SCALE: 1" = 20'

GARY BENZ, L.S.

Surveying and Land Planning
24 Shorehaven Blvd.
Ronkonkoma, N.Y. 11779
GaryBenzLS@yahoo.com / (631) 648-9348

THE EXISTENCE OF RIGHTS OF WAY AND/OR EASEMENTS OF RECORD IF ANY, NOT SHOWN ARE NOT GUARANTEED.

UNAUTHORIZED ALTERATION OR ADDITION TO THIS SURVEY IS A VIOLATION OF SECTION 7208 OF THE NEW YORK STATE EDUCATION LAW.

COPIES OF THIS SURVEY MAP NOT BEARING THE LAND SURVEYOR'S INKED SEAL OR EMBOSSED SEAL SHALL NOT BE CONSIDERED TO BE A VALID TRUE COPY.

SCHEDULE A

Bid No. TOH 13-09R-052

Awardees:

<u>Bid Item No.</u>	<u>Description</u>	<u>Company Name and Address</u>	<u>Hourly Rate Per Unit (Includes Equipment and Operator)</u>
1	Knuckle Boom Truck with rotating grapple attachment, suitable for loading dump trucks and trailers, no holding capacity required, and additional group support worker.	Looks Great Services, Inc. 7 Lawrence Hill Road Huntington, NY 11743	\$ 800.00/hr
2	Self-Loading Knuckle Boom Truck with rotating grapple attachment 50+ cubic yard capacity, Pup Trailer 40+ cubic yard capacity and additional group support worker.	Looks Great Services, Inc. 7 Lawrence Hill Road Huntington, NY 11743	\$ 800.00/hr
3	Brush Grinder with throughout capacity in excess of 125 tons/hour and additional group support worker.	The Landtek Group, Inc. 235 County Line Road Amityville, NY 11701	\$ 540.00/hr
4	Excavator/Material Handler with Rotating Grapple attachment suitable to feed Item: 3	Posillico Civil, Inc. 1750 New Highway Farmingdale, NY 11701	\$ 280.00/hr

<u>Bid Item No.</u>	<u>Description</u>	<u>Company Name and Address</u>	<u>Hourly Rate Per Unit (Includes Equipment and Operator)</u>
5	Wheel Loader with 4 way bucket with spec. weight in excess of 15,000 Lbs.	Posillico Civil, Inc. 1750 New Highway Farmingdale, NY 11701	\$ 235.00/hr
6	Wheel Loader with spec. weight in excess of 50,000 Lbs., hinge pin height above thirteen feet six inches and bucket capacity in excess of five cubic yards.	Posillico Civil, Inc. 1750 New Highway Farmingdale, NY 11701	\$ 275.00/hr
7	Fifty Foot Bucket Truck with additional bucket operator/climber and 2 twenty-five inch or greater bar length chain saws.	Looks Great Services, Inc. 7 Lawrence Hill Road Huntington, NY 11743	\$ 800.00/hr
8	Ten Wheel Truck with dump body in excess of sixteen cubic yards, and swing/demolition gate.	Posillico Civil, Inc. 1750 New Highway Farmingdale, NY 11701	\$ 165.00/hr
9	Tractor/Trailer Truck with dump body in excess of thirty cubic yards and swing/demolition gate.	Posillico Civil, Inc. 1750 New Highway Farmingdale, NY 11701	\$ 200.00/hr
10	Tractor/Trailer Truck with dump body in excess of sixty cubic yards and swing/demolition gate. Walking floor not acceptable.	PrimeTime Trucking & Transportation Inc. 39A Park Lane Place Massapequa, NY 11758	\$ 235.00/hr

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RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION TO THE REQUIREMENTS CONTRACT FOR THE DETROIT DIESEL ENGINE PARTS AND ALLISON TRANSMISSION PARTS AND SERVICE WITH DRIVE TRAIN TRUCK PARTS CORP.

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by: **COUNCILMAN COOK**

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

WHEREAS, Town Board Resolution 2014-390 authorized the execution of a contract with Drive Train Truck Parts Corp. for Detroit Diesel engine parts and Allison transmission parts and service, Bid No. TOH 14-07R-045 and

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

WHEREAS, Drive Train Truck Parts Corp., 763 Blue Point Road, Holtsville, New York 11742 has requested the one (1) year extension; and

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

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an extension to the requirements contract, and any documents in connection and related therewith, with Drive Train Truck Parts Corp. for Detroit Diesel parts and Allison transmission parts and service. The extension period shall be effective for one (1) year commencing on September 11, 2015 to be charged to the various operating budgets under object code 4520, 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.

2015-286

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AGREEMENTS WITH THOMSON REUTERS FOR LEGAL RESEARCH TOOLS

Resolution for Town Board Meeting Dated: July 14, 2015

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

And seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, the Town of Huntington is desirous to continue receiving the services of an on line and paper legal research provider; and

WHEREAS, after review of the qualifications and costs of legal research tool providers by the Town Attorney, Thomson Reuters was found to offer the best service for the best price; and

WHEREAS, this action is considered routine or continuing agency administration and management therefore this action is a Type II action defined by SEQRA in 6 N.Y.C.R.R. 617.5(c)(20), and therefore, no further SEQRA review is required.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Huntington hereby authorizes the Supervisor to execute two written Agreements with Thomson Reuters. The contract for on-line research service shall be effective for thirty seven months, with the first month, a 'bridge' month, being free of charge and commencing on August 1, 2015. The next twelve months will be charged at a rate of \$1,720.20 a month, with a 5% increase in years two and three year. The contract for the books shall be effective for 36 months commencing on September 1, 2015 at a cost of \$354.50 a month. All costs to be charged to Operating Budget A1420-4530. And further authorizes the Supervisor to execute all necessary documents in connection therewith and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPT

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RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AMENDMENT
TO THE AGREEMENT FOR THE PROVISION OF YOUTH SERVICES ON
BEHALF OF THE YOUTH BUREAU FOR THE YEAR 2015

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Councilwoman Edwards

and seconded by: **COUNCILMAN COOK**

WHEREAS, the Town of Huntington Youth Bureau ("Youth Bureau") acting by and through the Huntington Youth Bureau Youth Development Research Institute, Inc. ("Institute") [collectively "Youth Bureau/Institute"] plans to undertake additional program activities as part of its summer program offerings cataloged as the 2015 Summer Youth Connections program; and

WHEREAS, the 2015 Summer Youth Connections program includes such summer recreational activities as basketball, salsa, open gym, college prep., golf, youth talent show, teen finance, volleyball, photography, robotics and much more from 5pm-7pm for middle school and 7pm-9pm for high school during the months of July and August at the Walt Whitman High School; and

WHEREAS, Resolution 2014-573 authorized the Supervisor to execute amendments on behalf of the Youth Bureau/Institute to implement changes in funding provided for by County and State sources and it appearing that additional funding will be forthcoming; and

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

NOW THEREFORE,

THE TOWN BOARD,

HEREBY AUTHORIZES the Supervisor, on behalf of the Youth Bureau/Institute to execute any necessary amendments to the agreement(s) relevant to the summer program and any other documents in connection therewith, including the budget thereof, for the provision of services pursuant to the Town's Comprehensive Youth Plan for the year 2015 to include the 2015 Summer Youth Connections program, upon such terms and conditions as may be acceptable to the Town Attorney:

Huntington Youth Bureau Youth Development Research
Institute, Inc. (Non-Drug related)
423 Park Ave., Hunt., NY 11743

\$ 10,600.00

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AND, HEREBY AUTHORIZES the Comptroller to make any and all transfers which may be necessary and/or required as a result thereof.

VOTE: AYES: 5 NOES: 0 ABSENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXTEND THE AGREEMENT WITH THE COMMISSIONER OF TRANSPORTATION OF THE STATE OF NEW YORK AND THE TOWN OF HUNTINGTON FOR SNOW AND ICE REMOVAL ON STATE HIGHWAYS WITHIN THE BOUNDARIES OF THE TOWN OF HUNTINGTON

Resolution for Town Board Meeting Dated: July 14, 2015

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

WHEREAS, various business district areas in the Town of Huntington along New York State highways require the removal of plowed snow after snow storms; and

WHEREAS, this removal alleviates road congestion which, if left undone, would interfere with the use of the roadway by vehicles, pedestrians and the adjacent business establishments,

WHEREAS, this action is considered routine or continuing agency administration and management therefore this action is a Type II action pursuant to 6 N.Y.C.R.R. §617.5 (c)(20), therefore no further SEQRA review is required.

NOW THEREFORE,

BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to extend the agreement with the Commissioner of Transportation of the State of New York agreement commencing July 1, 1987 for the 2015/2016 and 2016/17 season for the performance by the Town of Huntington of removing snow and ice, if ordered by the State, from State highways within the boundaries of the Town of Huntington for the period July 1, 2015 through June 30, 2017.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT WITH THE EAST NORTHPORT CHAMBER OF COMMERCE FOR THE USE OF JOHN WALSH PARK FOR ITS ANNUAL FESTIVAL AND FURTHER GRANTING PERMISSION FOR A SIDEWALK SALES EVENT

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the East Northport Chamber of Commerce will be holding its annual festival and sidewalk sales event from 9:00 a.m. on September 8, 2015 through 11:00 p.m. on Sunday, September 13, 2015; and

WHEREAS, the East Northport Chamber of Commerce has requested permission from the Town of Huntington to utilize the Town of Huntington John Walsh Park for such festival from 9:00 a.m. on September 8, 2015 through 11:00 p.m. on September 13, 2015, and to have a sidewalk sales event along Larkfield Road between Brightside and Pulaski Roads from September 11, 2015 through September 13, 2015; and

WHEREAS, such permission to utilize said property is contingent upon the execution of a license agreement, which includes provisions requiring the East Northport Chamber of Commerce to hold harmless and indemnify the Town of Huntington; the issuance, by the Town Clerk, of a permit pursuant to Chapter 91 of the Huntington Town Code (Carnivals, Circuses, Fairs and Amusement Events); the issuance, by the Department of Parks and Recreation of any and all required permits; the issuance, by the Town of Huntington Highway Department, of any and all required permits; and the issuance of all required approvals and/or permits from any other Town department and/or other agency having jurisdiction; and

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

NOW, THEREFORE,

THE TOWN BOARD,

HEREBY AUTHORIZES the Supervisor to execute a license agreement with the East Northport Chamber of Commerce, 24 Larkfield Road, East Northport, New York 11731, to utilize the Town of Huntington John Walsh Park for its annual Festival from 9:00 a.m. on September 8, 2015 through 11:00 p.m. on September 13, 2015, and further grants permission for its Sidewalk Sale Event from Friday, September 11, 2015 through Sunday, September 13, 2015. Such authorization and permission is subject to: 1) the execution of a license agreement which includes provisions requiring the East Northport Chamber of

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Commerce to hold harmless and indemnify the Town of Huntington; 2) appropriate insurance documents in a form satisfactory to the Town Attorney; 3) the issuance, by the Huntington Town Clerk, of a valid permit pursuant to Chapter 91 of the Huntington Town Code (Carnivals, Circuses, Fairs and Amusement Events); 4) the issuance, by the Department of Parks and Recreation of any and all required permits; 5) the issuance, by the Town of Huntington Highway Department, of any and all required permits; and 6) the issuance of all required approvals and/or permits from any other Town department and/or other agency having jurisdiction and on such other terms and conditions as may be acceptable to the Town Attorney; and

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE SUFFOLK Y JEWISH COMMUNITY CENTER (SYJCC), NUNC PRO TUNC

Resolution for Town Board Meeting dated: July 14, 2015

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

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

WHEREAS, F.E.G.S Health and Human Services System (F.E.G.S) previously collaborated with the Town of Huntington to operate the Hands on Huntington initiative, but on or about March 15, 2015, F.E.G.S was notified that its contract with the New York State Office for the Aging (NYSOFA) would be terminated causing F.E.G.S to no longer be able to partner with the Town for the Hands on Huntington initiative; and

WHEREAS, SYJCC is a private, not-for-profit community organization operating a diverse range of programs in Suffolk County; and

WHEREAS, SYJCC has received funding from the NYSOFA to provide supportive services within the eligible catchment area in the Town under the Neighborhood Naturally Occurring Retirement Community (NNORC) program; and

WHEREAS, SYJCC has collaborated with the Town of Huntington to operate the "Hands on Huntington" initiative to provide the highest level of health and social services to Town of Huntington senior citizens in the designated catchment area; and

WHEREAS, the Town and SYJCC wish to memorialize their mutual understanding about collaborating on this initiative for the period April 1, 2015 through December 31, 2015; and

WHEREAS, this is a non-monetary Memorandum of Understanding and no funds will be distributed from SYJCC to the Town of Huntington or from the Town of Huntington to SYJCC; and

WHEREAS, executing a Memorandum of Understanding is not an action as defined by 6 N.Y.C.R.R. of 617.2 (b) and therefore requires no further SEQRA review.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a Memorandum of Understanding with the Suffolk Y Jewish Community Center located at 74 Hauppauge Road, Commack, New York 11725, for the period April 1, 2015 through December 31, 2015 and on such terms and conditions as may be acceptable to the Town Attorney, nunc pro tunc.

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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 Cuthbertson	AYE
Councilwoman Tracey A. Edwards	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

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RESOLUTION AUTHORIZING THE EXECUTION OF CONTRACT OF SALE AND CLOSING OF TITLE ON A .61 ACRE PARCEL OF VACANT LAND LOCATED ON THE NORTHERLY SIDE OF SPAGNOLI ROAD APPROXIMATELY ONE HALF MILE WEST OF BROAD HOLLOW ROAD IN MELVILLE, NY KNOWN AS SCTM 0400-265.00-01.00-010.004 TO SPAGNOLI ROAD II, LLC

Resolution for Town Board Meeting dated: July 14, 2015

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

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Town of Huntington is the owner of a certain parcel of real property which is vacant land located on the northerly side of Spagnoli Road, approximately one half mile west of Broad Hollow Road in Melville, NY and which is identified as District 0400, Section 265.00, Block 01.00, Lot 010.004, (“subject property”); and

WHEREAS, an entity known as Spagnoli Road II, LLC has offered to purchase the subject property from the Town of Huntington, so that the subject property may be incorporated with adjacent property owned by Spagnoli Road II, LLC and the Town of Huntington has no proposed present or future use for the subject property and therefore it is deemed surplus land; and

WHEREAS, the Town has obtained an independent appraisal of the subject property from Brunswick Appraisal Corporation which resulted in a determination of a value of One Hundred Thirty Thousand Dollars (\$130,000.00); and

WHEREAS, the Purchaser, Spagnoli Road II, LLC has offered to pay the sum of One Hundred Forty-one Thousand Dollars (\$141,000.00) for the subject property; and

WHEREAS, the action to sell the subject property is an Unlisted action pursuant to SEQRA and the Town Board is Lead agency for this direct agency action, is the only agency involved in releasing the property from its inventory and the Department of Planning and Environmental has drafted a short Environmental Assessment Form (EAF) to facilitate completion of the SEQRA review; and

NOW THEREFORE, BE IT

RESOLVED, that the Town Board finds, on review of the EAF, there shall be no significant adverse impacts associated with the release/sale of the subject property and hereby issues a negative declaration pursuant to SEQRA; and

BE IT FURTHER RESOLVED that the Town Board authorizes the Supervisor or his representative to execute a contract, on such terms and conditions as may be acceptable to the Town Attorney, to sell the subject property for the sum of ONE HUNDRED FORTY-ONE THOUSAND 00/100 DOLLARS (\$141,000.00);

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BE IT FURTHER RESOLVED that the Town Board authorizes the Town Attorney's office to proceed to schedule a closing of title with the purchasers attorney and authorizes the Supervisor or his designee to execute such documents related to the sale of the subject property including but not limited to the deed, transfer tax returns and such other documents as necessary and reasonably related to the transaction; and

BE IT FURTHER RESOLVED upon the sale of the subject property that the proceeds of the sale shall be deposited to the account identified as Budget Line Item No. A2660-2660 (Sale of Property); and

BE IT FURTHER RESOLVED that this resolution is passed subject to a permissive referendum as set forth in Town Law, §90 and §64(2), and shall take effect thirty (30) days after its adoption or, if a referendum is held, upon the affirmative vote of a majority of the qualified electors of the issuer voting on the referendum; and, the Town Clerk is hereby directed within ten (10) days of adoption of this resolution to post and publish a notice which shall set forth the date of the adoption of the resolution and contain an abstract of such resolution concisely stating the purpose and effect thereof and specifying that such resolution was adopted subject to a permissive referendum.

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 Tracy Edwards	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE TOWN ATTORNEY TO ENTER INTO A COMPENSATION AGREEMENT FOR THE PAYMENT OF COMPENSATION AND EXPENSES OF PAUL SABATINO, ESQ. AS TEMPORARY RECEIVER, PURSUANT TO THE ORDER OF DISTRICT COURT JUDGE, HONORABLE C. STEPHEN HACKELING, IN THE MATER OF THE TOWN OF HUNTINGTON V. LAURA ERALI, INDEX NUMBER HUTO 14-55, RE: CODE VIOLATIONS AT 44 BENNETT AVENUE, HUNTINGTON STATION, NEW YORK (SCTM NO: 400-168.00-02.00-003.000)

Resolution for Town Board Meeting dated: July 14, 2015

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

WHEREAS, the Town of Huntington commenced prosecution against Laura Erali in Suffolk County, Third District Court culminating in a guilty plea before Honorable C. Stephen Hackeling, and a Conditional Discharge of the Court, ordered June 24, 2015, appointing a Temporary Receiver over 44 Bennett Avenue, Huntington Station, New York (subject premises); and

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

WHEREAS, Paul Sabatino, Esq., 1617 New York Avenue, Huntington Station, New York, 11746 was appointed temporary receiver by Honorable C. Stephen Hackeling; and

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

NOW, THEREFORE, BE IT RESOLVED

Resolved, that the Town Board hereby authorizes the Town Attorney to enter into a compensation agreement for the payment of compensation and expenses to Paul Sabatino, Esq., 1617 New York Avenue, Huntington Station, New York, 11746, as temporary receiver of the property known as 44 Bennett Avenue, Huntington Station, New York (SCTM No: 0400-153.00-02.00-099.002) and to seek recovery of said charges and expenses of the temporary receiver associated with compliance with the Conditional Discharge ordered June 24, 2015 by placing said charges on the Real Property Tax Bill of the subject premises as directed in the Conditional Discharge of Judge C. Stephen Hackeling, signed June 24, 2015.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE COMPTROLLER TO AMEND THE 2015
OPERATING BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL
DISTRICTS – VARIOUS DEPARTMENTS

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by: **SUPERVISOR PETRONE**

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 2015 Operating Budget

Reinstate the following position:

A-1621-1100	Custodial Worker I	\$14,553
A-6772-1100	Senior Citizen Program Director	38,089
DB-5110-1100	Tree Trimmer I	35,650

Create the following position:

A-3010-1100	Neighborhood Aide I	\$17,279
B-3621-1100	Senior Clerk Typist	19,837
DB-5110-1100	Automotive Equipment Operator	31,708

Abolish the following position:

A-3010-1100	Confidential Secretary	(\$17,279)
B-3621-1100	Neighborhood Aide I	(17,279)
DB-5110-1100	Laborer	(28,935)

Adjust the following appropriations:

A-1990-1100	Contingency	(\$52,642)
B-1990-1100	Contingency	(2,558)
DB-1990-1100	Contingency	(38,423)

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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.

RESOLUTION AUTHORIZING THE COMPTROLLER TO ACCEPT LONG ISLAND PRIDE PARADE STAGE RENTAL PAYMENTS AND AMEND THE 2015 OPERATING BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL DISTRICTS – BAND CONCERTS – NUNC PRO TUNC

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Supervisor Petrone

and seconded by: COUNCILWOMAN BERLAND

WHEREAS, outside group rental of the Chapin Rainbow Stage results in the Town of Huntington incurring certain expenses not included in the Town’s annual operating budget; and,

WHEREAS, Town Board Resolution #2004-88 approved a Chapin Stage Rental Policy for the collection of certain fees from outside groups for rental of this Town facility in order to offset these unbudgeted expenses; and,

WHEREAS, in accordance with this approved policy checks totaling TWO THOUSAND THREE HUNDRED SEVEN AND 11/100 DOLLARS (\$2,307.11) have been received from the Long Island GLBT Center at Bayshore in payment of Stage Rental fees associated with use of the Chapin Rainbow Stage on June 13, 2015 for performances as part of the Long Island Pride Parade, and;

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Comptroller to accept the Stage Rental fee payments tendered by the above-referenced group and amend the 2015 Operating Budget nunc pro tunc as follows:

Increase the following Revenue:

A-2006	Parks and Recreation Fee Class	\$2,307.11
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Increase the following Appropriations:

A-7270.1175	Part-Time Salaries	\$1,457.11
A-7270.4550	Outside Professional	\$ 850.00

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Combined Total of Increases in Appropriations:

\$2,307.11

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE COMPTROLLER TO APPROPRIATE FUNDS FROM THE TECHNOLOGY REPLACEMENT RESERVE AND FRANCHISE FEE FUND AND TO AMEND THE 2015 OPERATING AND CAPITAL BUDGETS ACCORDINGLY. RE: INFORMATION TECHNOLOGY DEPARTMENT

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, the Town of Huntington (Town) is desirous of improving its information technology equipment to keep pace with technological advances to better serve the Town's residents who benefit from the use of the Town's information technology facilities and website; and

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

WHEREAS, Town's use of information technology for public meetings, televised broadcasts and website communication purposes has increased in recent years and the Town Board desires to upgrade its equipment to keep pace with this constantly evolving technological environment, so that, effective communication with its citizenry can be optimized and enhanced; and

WHEREAS, the Town Board desires to engage all its citizens to the fullest extent possible with proceedings that take place at its meetings in accordance with the requirements of the ADA (American Disabilities Act); and therefore it seeks to provide contemporary assistive listening systems and devices that are compatible with current hearing aid technologies; and

WHEREAS, it is in the best interests of the residents of the Town that the Town's network and information technology systems be modernized to adequately serve the accelerating needs of the general public and to that end the Town's current network equipment is required to be up-dated with newer technologies that will enhance implementation of video monitoring, time and attendance systems, Wi-Fi capacity and other similar endeavors; and

WHEREAS, the Town Board has set aside appropriated funds in the Technology Replacement Reserve Fund for the purpose of financing future technology capital projects in accordance with Section 6-c of General Municipal Law; and

WHEREAS, this resolution is adopted subject to permissive referendum as set forth in Town Law Section 90 and shall take effect thirty (30) days after its adoption or, if a

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referendum is held, upon the affirmative vote of a majority of the qualified electors of the issuer voting on the referendum; and

WHEREAS, the funding of the upgrades to information technology equipment and amending the operating and capital budget is a Type II action pursuant to 6 N.Y.C.R.R. 617.5 (c) (20) and (25) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Comptroller to amend the 2015 Operating and Capital Budget as follows:

Reserves to be appropriated:

A-0888	Reserve for Technology Replacement	\$110,000
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Decrease the following appropriations:

TA-0085-K0001	Cablevision Government Access Television Grant	\$ 82,500
TA-0085-K0009	Verizon Government Access Television Grant	\$ 82,500

Increase the following appropriations:

IT1997-2210	Media Center	\$165,000
IT1997-2210-RS201	Townwide Computerization	\$110,000

BE IT FURTHER RESOLVED that this resolution is passed subject to a permissive referendum as set forth in Town Law, Section 90, and shall take effect thirty (30) days after its adoption or, if a referendum is held, upon the affirmative vote of a majority of the qualified electors of the issuer voting on the referendum; and, the Town Clerk is hereby directed within 10 days of adoption of this resolution to post and publish a notice which shall set forth the date of the adoption of the resolution and contain an abstract of such resolution concisely stating the purpose and effect thereof and specifying that such resolution was adopted subject to a permissive referendum.

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.

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

Resolution for Town Board Meeting Dated: July 14, 2015

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

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

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

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

NOW, THEREFORE, THE TOWN BOARD

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

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

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

Schedule A

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

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
105 Redbrook Court Melville, NY 11747	0400-255.00-01.00-039.004	Peter Mehrhoff	06/25/2015	N/A
6 Dulce Lane Dix Hills, NY 11746	0400-284.00-02.00-083.000	Allen J Garyn Maria Garyn	07/08/2015	N/A

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

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
26 Corlett Place Huntington Station, NY 11746	0400-099.00-05.00-081.000	Kevin M Enright	07/02/2015	N/A
266 Pine Acres Boulevard Dix Hills, NY 11746	0400-281.00-02.00-066.001	Dave S Clarke	07/06/2015	N/A

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

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
266 Pine Acres Boulevard Dix Hills, NY 11746	0400-281.00-02.00-066.001	Dave S Clarke	07/06/2015	N/A
90 Greenlawn Road Huntington, NY 11743	0400-103.00-03.00-007.000	William Edmonds Paul Travaglia	06/23/2015	170 Linden Lane Glen Head, NY 11545

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

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
266 Pine Acres Boulevard Dix Hills, NY 11746	0400-281.00-02.00-066.001	Dave S Clarke	07/06/2015	N/A
90 Greenlawn Road Huntington, NY 11743	0400-103.00-03.00-007.000	William Edmonds Paul Travaglia	06/23/2015	170 Linden Lane Glen Head, NY 11545

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

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
105 Redbrook Court Melville, NY 11747	0400-255.00-01.00-039.004	Peter Mehrhoff	06/25/2015	N/A
3 Olmstead Lane East Northport, NY 11731	0400-184.00-01.00-024.000	Gloria A Gelmin Jeffrey Gelmin Jr.	06/29/2015	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>
12 Saddle Court Huntington Station, NY 11746	0400-197.00-01.00-010.000	James Russell Smith	07/01/2015	N/A
105 Redbrook Court Melville, NY 11747	0400-255.00-01.00-039.004	Peter Mehrhoff	06/25/2015	N/A

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

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
62 Lauren Avenue Dix Hills, NY 11746	0400-284.00-02.00-016.000	Stanley Brownstein Susan Brownstein	06/02/2015	N/A
6 Jordan Court Dix Hills, NY 11746	0400-263.00-02.00-060.000	Susan Ciccolella	07/02/2015	228 Manetto Hill Road Plainview, NY 11803
3 Olmstead Lane East Northport, NY 11731	0400-184.00-01.00-024.000	Gloria A Gelmin Jeffrey Gelmin Jr.	06/29/2015	N/A
266 Pine Acres Boulevard Dix Hills, NY 11746	0400-281.00-02.00-066.001	Dave S Clarke	07/06/2015	N/A
187 Oakfield Avenue Dix Hills, NY 11746	0400-278.00-02.00-090.000	Nationstar Mortgage LLC	06/26/2015	P.O. Box 619093 Dallas, TX 75261
2 Alice Lane Commack, NY 11725	0400-219.00-02.00-014.000	Michael Cetrangol Louise Cetrangol	06/16/2015	710 Ash Street Suite 200 Glendale, CO 80246
90 Greenlawn Road Huntington, NY 11743	0400-103.00-03.00-007.000	William Edmonds Paul Travaglia	06/23/2015	170 Linden Lane Glen Head, NY 11545

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>
6 Jordan Court Dix Hills, NY 11746	0400-263.00-02.00-060.000	Susan Ciccolella	07/08/2015	228 Manetto Hill Road Plainview, NY 11803

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

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
1 Solow Lane East Northport, NY 11731	0400-219.00-01.00-020.000	Ok Youn Kang Jae Soo Hwang	06/26/2015	N/A
266 Pine Acres Boulevard Dix Hills, NY 11746	0400-281.00-02.00-066.001	Dave S Clarke	07/06/2015	N/A
40 Tamarack Street East Northport, NY 11731	0400-183.00-02.00-013.00	Estate of Georgia Hansen Cindy Hansen Gullo Executrix	06/29/2015	7267 Coventry Court Weeki Wachee, FL 34607

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RESOLUTION ACCEPTING THE DEDICATION OF A WIDENING OF LAWRENCE HILL ROAD AND FOUR DRAINAGE EASEMENTS FOR THE SUBDIVISION KNOWN AS LAWRENCE HILL ROAD ESTATES SECTION 1.

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, the subdivision LAWRENCE HILL ROAD ESTATES SECTION 1 was granted Conditional Final Approval by the Huntington Planning Board on 12/15/2010 and the map was filed with the Suffolk County Clerk on 12/24/2012; and

WHEREAS, as a condition of approval, the applicant was to Dedicate to the Town of Huntington a widening of Lawrence Hill Road (see Schedule "A" attached hereto and made a part hereof) and four Drainage Easements (see Schedules "B" through "E" attached hereto and made a part hereof) for the subdivision known as LAWRENCE HILL ROAD ESTATES SECTION 1; and

WHEREAS, the Office of the Town Attorney is in possession of the necessary documents and filing fees in order to file the Deed and Easements with the Clerk of Suffolk County and the Office of the Superintendent of Highways consents to the Dedication; and

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

NOW THEREFORE BE IT

RESOLVED that the Town Board

HEREBY ACCEPTS the Dedication of a widening of Lawrence Hill Road and four Drainage Easements for the subdivision LAWRENCE HILL ROAD ESTATES SECTION 1.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

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CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT-THIS INSTRUMENT SHOULD BE USED BY LAWYERS

THIS INDENTURE, made the 7th day of 2015.

BETWEEN

Morgan Creek Development, LLC, with an address at 157 East Main Street, Huntington, New York 11743

party of the first part, and

Town of Huntington, a Municipal Corporation with an address at 100 Main Street, Huntington, New York 11743

party of the second part,

WITNESSETH, that the party of the first part, in consideration of ten dollars paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being at Cold Spring Harbor, Town of Huntington, County of Suffolk, State of New York;

BEGINNING at the intersection of the northerly side of Lawrence Hill Road and westerly side of Seaward Court;

RUNNING THENCE, along the northerly side of Lawrence Hill Road, South 82 degrees 48 minutes 10 seconds West, 17.48 feet;

THENCE Easterly along the arc of a circular curve bearing to the left, having a radius of 20.00 feet, and a length of 28.73 feet to the Westerly side of Seaward Court;

THENCE along said road line South 00 degrees, 30 minutes, 00 seconds West, 17.48 feet to the point or place of **BEGINNING**.

Containing an area of approximately 62 square feet.

BEING AND INTENDED TO BE an offer of dedication for purposes of street widening of Lawrence Hill Road.

BEING AND INTENDED TO BE part of the same premises conveyed to the party of the first part by deed dated December 31, 2012, recorded March 1, 2013, at Liber 12722 Page 217 in the Office of the Clerk of Suffolk County.

This conveyance is made with the unanimous consent in writing of all of the members of the party of the first part and in the regular course of its business.

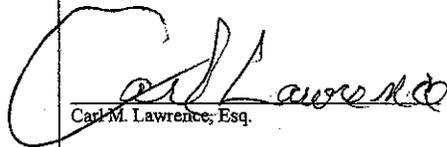
TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof; **TOGETHER** with the appurtenances and all the estate and rights of the party of the first part in and to said premises; **TO HAVE AND TO HOLD** the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose. The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

IN PRESENCE OF:


Carl M. Lawrence, Esq.


Morgan Creek Development, LLC
By: Walter Morris, Member

SCHEDULE "A"

2015-298

**SCHEDULE A
DRAINAGE EASEMENT LOT 1**

COMMENCING at the intersection formed by the westerly side of Seaward Court and the northerly side of Lawrence Hill Road, distant 17.48 feet along the northerly side of Lawrence Hill Road to the ACTUAL POINT OF BEGINNING.

RUNNING THENCE the following five (5) courses:

- 1) South 82 degrees 48 minutes 10 seconds West, 11.74 feet;
- 2) South 85 degrees 31 minutes 10 seconds West, 40.20 feet;
- 3) North 04 degrees 28 minutes 50 seconds West, 15.00 feet;
- 4) North 85 degrees 31 minutes 10 seconds East, 70.20 feet;
- 5) Southwesterly along the arc of a circular curve bearing to the right, having a radius of 20.00 feet, and a length of 24.86 feet to the POINT or PLACE of BEGINNING.

SCHEDULE "B"

2015-298

**SCHEDULE B
DRAINAGE EASEMENT LOT 2**

BEGINNING along the westerly side of Seaward Court, distant 334.62 feet from the intersection formed by the northerly side of Lawrence Hill Road and the westerly side of Seaward Court;

RUNNING THENCE the following three (3) courses;

- 1) North 89 degrees 30 minutes 00 seconds West, 15.00 feet;
- 2) North 00 degrees 30 minutes 00 seconds East, 121.36 feet;
- 3) South 89 degrees 30 minutes 00 seconds East, 15.00 feet to the westerly side of Seaward Court;

THENCE along said road line south 00 degrees 30 minutes 00 seconds West, 121.36 feet to the POINT or PLACE of BEGINNING.

SCHEDULE "C"

2015-298

**SCHEDULE C
DRAINAGE EASEMENT LOT 3**

BEGINNING at a point along the westerly side of Seaward Court, distant 548.71 feet from the intersection formed by the northerly side of Lawrence Hill Road and the westerly side of Seaward Court;

RUNNING THENCE the following four (4) courses:

- 1) North 89 degrees 29 minutes 52 seconds West, 10.00 feet;
- 2) North 00 degrees 30 minutes 08 seconds East, 149.32 feet;
- 3) Southerly along the arc of a circular curve bearing to the right, having a radius of 20.00 feet, and a length of 20.94 feet;
- 4) South 00 degrees 30 minutes 00 seconds West, 132.00 feet to the POINT or PLACE of BEGINNING.

SCHEDULE "D"

2015-298

**SCHEDULE D
DRAINAGE EASEMENT LOT 3**

COMMENCING at the intersection of the northerly side of Lawrence Hill Road and the westerly side of Seaward Court, thence along the westerly side of Seaward Court north 00 degrees 30 minutes 00 seconds East, 680.71 feet;

THENCE the following four (4) courses:

- 1) Westerly along the arc of a circular curve bearing to the left, having a radius of 20.00 feet, and a length of 31.42 feet;
- 2) Westerly along the arc of a circular curve bearing to the right, having a radius of 225.00 feet, and a length of 64.50 feet;
- 3) North 73 degrees 04 minutes 36 seconds East, 67.79 feet;
- 4) Westerly along the arc of a circular curve bearing to the left, having a radius of 480.00 feet, and a length of 149.19 feet to the ACTUAL POINT of BEGINNING.

RUNNING THENCE the following four courses;

- 1) South 11 degrees 03 minutes 12 seconds West, 207.74 feet;
- 2) North 78 degrees 56 minutes 48 seconds West, 15.00 feet;
- 3) North 11 degrees 03 minutes 12 seconds East, 204.32 feet;
- 4) Southerly along the arc of a circular curve bearing to the right, having a radius of 480.00 feet, and a length of 15.39 feet to the POINT or PLACE of BEGINNING.

SCHEDULE "E"

2015 - 299

**RESOLUTION ACCEPTING A DONATION OF A BALDWIN SPINETTE PIANO TO
BE PLACED AT THE HUNTINGTON SENIOR CENTER**

Resolution for Town Board Meeting dated: July 14, 2015

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

and seconded by: **COUNCILMAN COOK**

WHEREAS, Linda and Bob Earthy would like to donate a Baldwin Spinette piano to the Huntington Senior Division for the enjoyment of Senior Citizens; and

WHEREAS, accepting a donation of a piano 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 ACCEPTS the Baldwin Spinette Piano for the Town of Huntington Senior Division and thanks Linda and Bob Earthy for their generosity.

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 DECLARD DULY ADOPTED

Resolution piano donation
6/26/2015 12:10 PM
Rs/human services

RESOLUTION ACCEPTING DONATIONS FROM VARIOUS MERCHANTS AND BUSINESSES TO THE TOWN OF HUNTINGTON TO HONOR THEIR 30 AND 30 PLUS YEAR EMPLOYEE RECOGNITION LUNCHEON, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Councilwoman Edwards

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the Town of Huntington will be hosting a luncheon honoring employees that have worked for the Town of Huntington for 30 and 30 plus years at the Cinema Arts Centre, 423 Park Avenue, Huntington, on June 9, 2015; and

WHEREAS, 9 merchants and 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 various donations from the merchants and businesses listed on the attached Schedule "A" and thanks them for their generosity, nunc pro tunc

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	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.

SCHEDULE "A"
EMPLOYEE RECOGNITION LUNCHEON JUNE 9, 2015
CONTRIBUTION ACKNOWLEDGEMENT LIST

RESTAURANTS

MAZZAR GRILL

106 New York Ave
Huntington, New York 11743

1 tray of rice and beans

TUTTO PAZZO

84 New York Ave
Huntington, New York

1 tray of pasta

ALBERTS MANDARIN GOURMET

395 New York Ave
Huntington, New York 11743

1 tray of chicken and 1 tray fried rice

PORTO FINO

395 Main Street
Huntington, New York 11743

1 tray penne pasta

FINNEGAN'S PUB

5 Wall Street
Huntington, New York 11743

1 tray chicken wings

ROSA'S PIZZA

313 Main Street
Huntington, New York 11743

1 tray of meatballs

ALMARCO ITALIAN GRILL

13 Wall Street
Huntington, New York 11743

2 trays eggplant rollatini

NY PANINI

9 Wall street
Huntington, New York 11743

1 tray of chicken parmesan

MR. SAUSAGE

3 Union Place
Huntington, New York 11743

1 tray sausage and peppers
1 tray chicken franchise

RESOLUTION AMENDING THE TOWN OF HUNTINGTON POLICY AND PROCEDURE MANUAL

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Supervisor Petrone

And seconded by: **COUNCILWOMAN BERLAND**
COUNCILMAN CUTHBERTSON

WHEREAS, by resolution 2011-193 the Huntington Town Board adopted a Policy and Procedure Manual to improve government efficiency and effectiveness; and

WHEREAS, the Huntington Town Board, after careful consideration, wishes to amend said manual to include a section pertaining to Rules of Decorum during Town Board meetings; and

WHEREAS, the Huntington Town Board finds that the Rules of Decorum will ensure that public meetings and town business are conducted in a timely, safe and appropriate manner; and

WHEREAS, amending the Town's Policies and Procedure Manual is not an action as pursuant to 6 N.Y.C.R.R. §617.5(c) (20), and therefore, no further review is required pursuant to SEQRA.

NOW, THEREFORE, THE TOWN BOARD

HEREBY AMENDS the Town of Huntington Policy and Procedure Manual; as follows:

TOWN OF HUNTINGTON POLICY AND PROCEDURE MANUAL

TOWN BOARD MEETINGS

III. Procedure

E. Rules of Decorum at Public Meetings

The following rules are intended to ensure that public meetings and town business are conducted in a timely, safe and appropriate manner:

1. Other than police and peace officers, possession of firearms in Town Hall is strictly prohibited;
2. Banners, flyers, placards or other signs are permitted to be carried or displayed inside the Town Board room; however, those carrying or displaying same must do so in a manner so as to not interfere with the meeting or prevent those in attendance from observing or hearing the deliberative process;
3. Courteous behavior shall be observed at all times by the Town staff and visitors;

4. The Supervisor shall control the meeting. The Supervisor shall act as, or designate, a timekeeper during the public participation segment of the meeting agenda or during a public hearing. Each person shall limit his or her remarks to three (3) minutes or the time established by the Supervisor. The Supervisor may set different time limits on the remarks of speakers on a particular subject based on the number of speakers wishing to address a single subject;
5. During Town Board meetings any person engaging in behavior that impedes, disrupts or disturbs the orderly conduct of proceedings (e.g., shouting out, refusal to observe allotted speaking time, etc.) shall comply promptly with a call to order by the Supervisor;
6. Failure to comply with a call to order shall be grounds for immediate ejection from the building by the Department of Public Safety;
7. Repeated refusal to come to order or comply peacefully with an order to leave the building shall be grounds for arrest by the Suffolk County Police Department and charge of disorderly conduct under the New York State Penal Law;
8. Taping/video recording of meetings is permitted with the provision that recordings be carried out unobtrusively and in a manner that does not detract from, or distract, others during the proceedings. Individuals who fail to adhere to this condition will be subject to the penalties described above.
9. Other than law enforcement personnel, possession of firearms in Town Hall is strictly prohibited.

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

2015-302

RESOLUTION DESIGNATING ADDITIONAL APPRAISERS OF REAL AND PERSONAL PROPERTY FOR THE TOWN OF HUNTINGTON

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the Town of Huntington is in need of the professional services of additional appraisers specializing in real and personal property, including fixtures and underwater lands; and

WHEREAS, sealed requests for qualifications were received on June 19, 2015, by the Town of Huntington Director of Purchasing pursuant to RFQ No. 2015-06-007 and the same were opened and read aloud; and

WHEREAS, the Town Board desires to designate additional appraisers capable of providing market value appraisals of property interests that are acquired and disposed of by the Town, and after careful consideration, the Board has selected the professionals set forth in Schedule "A" pursuant to such RFQ; and

WHEREAS, these new providers will join those previously designated through the Town's standardized procurement process, pursuant to Resolution Nos. 2004-128 and 2010-194 which are more particularly set forth in Schedule "B" hereof; and

WHEREAS, the Town, its agencies, departments, and boards, will be able to select, as the need arises, one or more of the approved professionals on Schedules "A" and "B"; and

WHEREAS, contracting for appraisal services 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 DESIGNATES the professionals set forth in Schedule "A" as additional appraisers to provide services to the Town of Huntington, its departments, agencies and boards, on an as needed basis, on such terms and conditions as set forth in the RFQ/retainer, and on such other terms and conditions as deemed acceptable to the Town Attorney; and

BE IT FURTHER RESOLVED that those designated in Schedule "B" shall continue to be approved and subject to selection on an as needed basis, and all prior resolutions designating approved appraisers are hereby superseded.

VOTE:	AYES: 4	NOES: 0	ABSTENTIONS:
			RECUSAL: 1
Supervisor Frank P. Petrone		AYE	
Councilwoman Susan A. Berland		AYE	
Councilman Eugene Cook		AYE	
Councilman Mark A. Cuthbertson		RECUSE	
Councilwoman Tracey A. Edwards		AYE	

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

7-14-2015

2015-302

SCHEDULE "A"

MICHAEL HABERMAN AND
ASSOCIATES, INC.
125 Front Street
Mineola, New York 11501

GOODMAN-MARKS ASSOCIATES, INC.
170 Old Country Road, Suite 501
Mineola, New York 11501

FEDERAL APPRAISAL AND
CONSULTING
460 US Highway 22 West, Suite 403
Whitehouse Station, New Jersey 08889

BERGER & ASSOCIATES APPRAISERS, LLC
20 Dewey Street
Huntington, New York 11743

7-14-2015

2015-302

SCHEDULE "B"

BRUNSWICK APPRAISAL CORP.
P.O. Box 674
Rockville Centre, New York 11571

GIVEN ASSOCIATES
5388 Route 25A
Calverton, New York 11933

7-14-2015

2015-303

RESOLUTION DESIGNATING AN ON-LEASH DOG WALKING TRAIL IN
PHRAGMITES PARK (AKA TWIN PONDS NORTH)

Resolution for Town Board Meeting Dated: July 14, 2014

The following resolution was offered by: Councilman Cuthbertson

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

WHEREAS, the Huntington Greenway Trails Committee (HGTC) has reviewed potential for on-leash dog walking on a designated pathway at Phragmites Park (also known as Twin Ponds North) in Centerport and prepared an evaluation form to aid consideration of this recreational activity, and

WHEREAS, HGTC recommends that an upland loop trail should be designated at Phragmites Park with no direct waterfront access, and

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

NOW THEREFORE

THE TOWN BOARD, hereby designates an upland loop trail in Phragmites Park with no direct waterfront access as an on-leash dog walking trail pursuant to Town Code Chapter 159-48 and directs the Director of General Services to install the related signage and accessories.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

7-14-2015

2015-304

RESOLUTION ESTABLISHING THE "REPOWER NOW CITIZENS COMMITTEE"
TO REPRESENT THE ECONOMIC, ENVIRONMENTAL, HEALTH AND SAFETY
INTERESTS OF THE RESIDENTS OF THE TOWN OF HUNTINGTON WITH
RESPECT TO LIPA GENERATING FACILITIES

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Supervisor Petrone
Councilman Cuthbertson

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the Long Island Power Authority and National Grid were charged with the responsibility for implementing procedures to evaluate the feasibility of a potential repowering of a number of generating facilities including the Northport Power Plant (feasibility report); and

WHEREAS, the Town Board of the Town of Huntington is desirous of further advancing this process by establishing a committee to be known as the "Repower Now Citizens Committee"; and

WHEREAS, said committee would allow local residents to provide input in formulating the request for proposals to select a proposer for the preparation of a feasibility report and allow the committee to contribute additional factors and/or elements that should be considered in the repowering study that produces the feasibility report; and

WHEREAS, said committee shall consist of at least one member from each of the Incorporated Villages of Northport and Asharoken, and one member from the Northport-East Northport School District, together with members with both engineering and sustainable energy backgrounds; and

WHEREAS, the formation of a committee 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 establishes the "Repower Now Citizens Committee" to be comprised of nine (9) members to be appointed by the Town Board, at least one member of which will be from each of the Incorporated Villages of Northport and Asharoken, one member from the Northport-East Northport School District, and, additionally, members with engineering and sustainable energy backgrounds. The committee will allow community input into the analysis being conducted by Long Island Power Authority and National Grid with respect to the repowering of the Northport Power Plant generating facility located within the Town of Huntington.

7-14-2015

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.

7-14-2015

2015-305

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

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by **COUNCILMAN CUTHBERTSON**

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

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

NOW THEREFORE

THE TOWN BOARD

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

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

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

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2015-305

Town of Huntington
 Appointed and Elected
 Schedule A
 2015

Title	Standard Work Day	Last Name	First Name	Social Security Number	Registration Number	Tier 1 (check only if member is in Tier 1)	Current Term Begin & End Dates	Participates in Employee Time Keeping System	Days/Month (Based on record of activities)	Not Submitted (Check only if official did not submit their Record of Activities)
SPEC ASST TWN ATTORNEY P/T	7	BENNETT	JOHN	2560	38895017		01/01/14 - 12/31/17	N	17.14	
DEPUTY DIRECTOR ENVIRON WASTE MANAGEMENT	7	BOCCARD	THOMAS	8417	41884024		01/01/14 - 12/31/17	Y	N/A	
CONF SECY	7	BOLOGNA	NICOLE	7149	60743184		04/22/15 - 12/31/17	Y	N/A	
PLANNING BOARD MEMBER	6	CASEY	KATHLEEN	0213	50398197		01/01/14 - 12/31/18	N	2.17	
SEC TO TAX RECEIVER	7	FALKOWSKI	MARION	3405	43434265		04/22/15 - 12/31/17	Y	N/A	
ASST TOWN ATTORNEY P/T	7	GATTO-ARGIRI	LAURIE	5691	39593074		03/03/15 - 12/31/17	Y	N/A	
PLANNING BOARD MEMBER	6	HEALY	MARILYN	0685	13801154		05/16/11 - 12/31/17	N	2.96	
DIRECTOR ENVIRON WASTE MANAGEMENT	7	LAUX	MATTHEW	3521	40311888		01/01/14 - 12/31/17	Y	N/A	
ASST TW ATTORNEY	7	LUPINACCI	BROOKE	4497	36820553		03/02/15 - 12/31/17	Y	N/A	
PLANNING BOARD CHAIRMAN	6	MANDELIK	PAUL	9293	41047614		01/01/15 - 12/31/15	N	4.58	
ZBA CHAIR	6	MODELEWSKI	CHRIS	1450	36015972		01/01/15 - 12/31/15	N	8.18	
ASSESS RVW BD MEMBER	6	SANIN	JAIRO	1876	50105121		02/04/14 - 09/30/15	Y	N/A	
CONF SECY	7	SCHMITT-CONROY	JILL	1597	60631348		04/09/14 - 12/31/17	Y	N/A	
CONF SECY	7	SCHUM	ANDREA	9312	41966011		04/21/15 - 12/31/17	Y	N/A	
DEPUTY DIRECTOR GENERAL SERVICES	7	SHEEHAN	NEAL	6982	40191314		01/01/14 - 12/31/17	Y	N/A	
TOWN DIRECTOR GENERAL SERVICES	7	TYREE	MARK	0214	42429886		01/01/14 - 12/31/17	Y	N/A	

7-14-2015

RESOLUTION TO ESTABLISH TWO CONSECUTIVE FREE FARE WEEKS FOR HUNTINGTON AREA RAPID TRANSIT (HART) FIXED ROUTE PASSENGERS

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, in an effort to promote public transportation, the Department of Transportation and Traffic Safety would like to establish a free fare period on fixed route buses the weeks of September 21 – 26 and September 28 – October 3, 2015; and

WHEREAS, the free fare period would be held in coordination with International Car Free Day to be held on September 22, 2015; and

WHEREAS, the Town would partner with 511NYRideshare and Transit Solutions to promote the event; and

WHEREAS, the Town would solicit and accept sponsorships and donations to offset passenger revenue that would otherwise be lost for the two weeks period; and

WHEREAS, establishing a free fare period on HART fixed route buses, soliciting and accepting sponsorships and donations 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 ; and

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Town Department of Transportation and Traffic Safety to establish a free fare period on HART fixed route buses for the weeks of September 21 – 26 and September 28 – October 3, 2015 and to accept, subject to Town Board approval, sponsorships and donations supporting the event.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION EXTENDING THE TIME TO MAKE A DETERMINATION REGARDING THE ADOPTION OF THE HUNTINGTON STATION GATEWAY PLAN.

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, Town Board Resolution 2015-206 scheduled a public hearing, and the same was held on the 5th day of May, 2015, to consider adopting the Huntington Station Gateway Plan; and

WHEREAS, the Town Board reserved decision; and

WHEREAS, pursuant to the Code of the Town of Huntington Chapter 54, the 90 day time period to make a determination on the application is set to expire on August 3, 2015; and

WHEREAS, a time extension is not an action pursuant to SEQRA as defined by 6 NYCRR §617.2(b) and therefore no SEQRA review is required;

NOW, THEREFORE, THE TOWN BOARD

HEREBY EXTENDS the time to make a determination concerning the above referenced change of zone application for an additional 90 day time period to November 1, 2015.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION EXTENDING THE TIME TO MAKE A DETERMINATION REGARDING THE ADOPTION OF LOCAL LAW INTRODUCTORY NUMBER 6-2015, CONSIDERING ZONE CHANGE APPLICATION #2014-ZM-405, MELVILLE HOTEL, LLC, TO CHANGE THE ZONING FROM I-1 LIGHT INDUSTRY DISTRICT TO C-10 PLANNED MOTEL DISTRICT FOR PROPERTY LOCATED ON THE WEST SIDE OF BROADHOLLOW ROAD, SOUTH OF THE SOUTH SERVICE ROAD, MELVILLE, SCTM# 0400-255-01-035.001.

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by **COUNCILWOMAN EDWARDS**

WHEREAS, Town Board Resolution 2015-144 scheduled a public hearing, and the same was held on the 21st day of April, 2015, to consider adopting Local Law Introductory No. 6-2015, amending the "Amended Zoning Map of the Town of Huntington", as referenced in Chapter 198 (Zoning), Article II (Zoning Districts; Map; General Regulations), §198-7 of the Huntington Town Code, thereby rezoning from I-1 Light Industry District to C-10 Planned Motel District property designated on the Suffolk County Tax Map as 0400-255-01-035.001; and

WHEREAS, the Town Board reserved decision; and

WHEREAS, pursuant to the Code of the Town of Huntington Chapter 54, the 90 day time period to make a determination on the application is set to expire on July 20, 2015; and

WHEREAS, a time extension is not an action pursuant to SEQRA as defined by 6 NYCRR §617.2(b) and therefore no SEQRA review is required;

NOW, THEREFORE, THE TOWN BOARD

HEREBY EXTENDS the time to make a determination concerning the above referenced change of zone application for an additional 90 day time period to October 18, 2015.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

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2015-309

RESOLUTION GRANTING PERMISSION TO IGLESIA LUZ DE SALVACION AIC (LIGHT OF SALVATION CHURCH) FOR USE OF HUNTINGTON STATION COMMUTER PARKING LOT 22 IN CONNECTION WITH ITS SATURDAY, AUGUST 8, 2015 CHRISTIAN DAY PARADE

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by **COUNCILWOMAN BERLAND**
SUPERVISOR PETRONE

WHEREAS, Iglesia Luz De Salvacion AIC (Light of Salvation Church), 1599 New York Avenue, Huntington Station, NY, 11746 is organizing its annual Christian Day Parade on Saturday, August 8, 2015 from 12:00 p.m. until 2:00 p.m; and

WHEREAS, Reverend Fermin Trejo, Pastor of Iglesia Luz De Salvacion AIC, has stated that working within the community is a top priority of his church and this event will help reach out to Huntington Station neighbors; and

WHEREAS, the parade will step off at 12:00 p.m. from East 15th Street and proceed north on New York Avenue to Church Street, where it will culminate in a religious service in Town of Huntington commuter parking lot 22; and

WHEREAS, Light of Salvation Church is interacting with the New York State Department of Transportation, the Town of Huntington Superintendent of Highways, the Town of Huntington Department of Parks & Recreation and Suffolk County Police to secure all required permits and assistance in connection with parade road closures and use of equipment; and

WHEREAS, granting permission for use of a municipal parking lot is a Type II action pursuant to 6 N.Y.C.R.R. 617.5(c) (15), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY GRANTS permission to Iglesia Luz De Salvacion AIC (Light of Salvation Church), 1599 New York Avenue, Huntington Station, New York, 11746 for use of Town of Huntington commuter parking lot 22 in connection with its Christian Day Parade on Saturday, August 8, 2015 from 12:00 p.m. until 2:00 p.m. with such permission being subject to: 1) the execution of a Hold Harmless and Indemnification Agreement which includes provisions requiring the Iglesia Luz De Salvacion AIC (Light of Salvation Church) to hold harmless and indemnify the Town of Huntington and signed by an authorized representative of the Iglesia Luz De Salvacion AIC (Light of Salvation Church); 2) the submission of appropriate insurance documents in a form satisfactory to

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the Town Attorney; and 3) the issuance of all required approvals and/or permits from any other Town department and/or other agency having jurisdiction and on such other terms and conditions as may be acceptable to the Town Attorney

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION GRANTING PERMISSION FOR A SIDEWALK SALE IN HUNTINGTON STATION AND AUTHORIZING USE OF HUNTINGTON STATION GATEWAY PLAZA, HUNTINGTON STATION COMMUTER PARKING LOTS AND GARAGES IN CONNECTION WITH THE SATURDAY, SEPTEMBER 12, 2015 HUNTINGTON AWARENESS DAY PARADE AND FAIR

Resolution for Town Board Meeting Dated: July 14, 2015

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

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

WHEREAS, the Town of Huntington, in cooperation with the Huntington Awareness Day Parade & Fair Volunteers as co-organizers, is co-sponsoring its sixth annual Huntington Awareness Day Parade and Fair on Saturday, September 12, 2015 from 11am until 5pm; and

WHEREAS, the purpose of the parade and fair is to create a pageantry of the many worthy groups, individuals and organizations throughout the Town of Huntington to publicly demonstrate their unity, diversity and solidarity; and

WHEREAS, the parade will step off at 11:00am from East 15th Street and proceed north on New York Avenue where it will culminate in a fair in Municipal Lots 22 and 24 with vendors, food, children's entertainment, music entertainment, information booths and other festivities; and

WHEREAS, in connection with the parade and fair, event organizers are encouraging a sidewalk sale along the New York Avenue parade route to allow the businesses there to display and sell their merchandise outdoors; and

WHEREAS, event co-organizers are further requesting use of Huntington Station Gateway Plaza for music and decorations as well as use of the garages at Huntington Train Station for general event parking, and on-street metered parking along Broadway and Railroad Avenues for which co-organizers request parking fees be waived while the event is in progress; and

WHEREAS, event co-organizers are cooperating with the New York State Department of Transportation, the Town of Huntington Superintendent of Highways and Suffolk County Police to receive permissions and assistance in connection with the required road closures;

WHEREAS, volunteers play an important role in making the Huntington Awareness Day Parade & Fair a successful event for the residents of the Town, therefore event co-organizers recruit volunteers to assist with all aspects of this event; and

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WHEREAS, granting permission for a Sidewalk Sale and authorizing use of Huntington Station Gateway Plaza and municipal parking for the Huntington Awareness Day Parade & Fair is a Type II action pursuant to 6 N.Y.C.R.R. 617.5(c)(15), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY GRANTS permission to the co-organizers of the Huntington Awareness Day Parade & Fair for a sidewalk sale along the parade route on New York Avenue from East 15th Street to Olive Street, and authorizes the use of Huntington Station Gateway Plaza, Huntington Station commuter parking lots and garages and further waives metered on-street parking on Broadway and Railroad Avenues in connection with the Saturday, September 12, 2015 Huntington Awareness Day Parade & Fair from 11am until 5pm and on such terms and conditions as may be acceptable to the Town Attorney; and

FURTHER AUTHORIZES the event co-organizers to recruit individuals to volunteer at the Huntington Awareness Day Parade & Fair and to submit a list of these volunteers to be approved by the Town of Huntington.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2015-311

RESOLUTION RESERVING DENSITY RIGHTS PURSUANT TO CHAPTER 172
(LAND CONSERVATION) OF THE CODE OF THE TOWN OF HUNTINGTON
(WAWAPEK)

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by **COUNCILWOMAN EDWARDS**

WHEREAS, Chapter 172 (Land Conservation), Article I (Transfer of Density Flow Rights), requires Passive Open Space Review for property conveyed to the Town and held as natural area and directs that associated flow credits to be generated are to be dedicated to the Density Rights Bank; and

WHEREAS, the Town of Huntington, Suffolk County and the North Shore Land Alliance have acquired 27.18 acres of the former Williams property, now known as Wawapek, located with frontage on Shore Road and Mowbray Drive in Cold Spring Harbor and identified as SCTM 0400-016.00-02.00-013.007 for use and management as passive parkland; and

WHEREAS, the Town and North Shore Land Alliance are entitled to flow rights from half the acreage and the Suffolk County Department of Health Services Wastewater Management Division has confirmed this potential flow as 6,646 gallons to be split per the contract of sale and this consideration is not an action pursuant to SEQRA as it fulfills an administrative requirement of Town Code Chapter 172;

NOW THEREFORE THE TOWN BOARD

HEREBY DEDICATES the density flow or 3,323 gallons to the Town of Huntington from SCTM 0400-016.00-02.00-013.007 to the Huntington Density Rights Bank, and HEREBY DIRECTS the Director of Planning and Environment to incorporate such potential public benefit flow into the Town Density Flow Rights Databases, and

HEREBY RECOGNIZES the same allocation equivalent to 3,323 gallons of density flow is held by the North Shore Land Alliance to be marketed/used per Chapter 172 of Town Code and hereby authorizes the Director of the Department of Planning and Environment to issue a flow rights certificate to the North Shore Land Alliance.

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.

2015-312

RESOLUTION SUPPORTING AND CLASSIFYING UNDER NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT GREENLAWN CIVIC ASSOCIATION'S PROPOSED ROUND 13 PROJECT UNDER THE SUFFOLK COUNTY DOWNTOWN REVITALIZATION GRANT PROGRAM

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Councilman Cuthbertson

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, the Town Board is desirous of supporting the economic vibrancy of its downtown hamlets throughout the Town of Huntington; and

WHEREAS, through the Suffolk County Downtown Revitalization Program, the County participates in the development, support and funding of capital improvement projects on publicly-owned lands located in Suffolk County that will have an important and sustainable impact on downtowns and business districts; and

WHEREAS, as part of the application process and in conformity with Suffolk County Resolution 808-1998, the County of Suffolk requires a resolution of the Town Board showing support for the proposed project/s by eligible business or civic organizations; and

WHEREAS, the County of Suffolk further requires a SEQRA analysis from the sponsoring municipality for all projects proposed for grant funding; and

WHEREAS, all business or civic organizations making application under this grant program are responsible for securing the required non-County matching funds for their proposed capital improvement projects with Town Board support of said projects in no way to be construed as a commitment to provide matching funds; and

WHEREAS, upon the County's approval of a project, the Town would be required to enter into an intermunicipal agreement with the County pursuant to which the Town of Huntington would be required to procure and oversee the project to completion and the County would be responsible for providing financing for all or part of the cost of the project; and

WHEREAS, in order to access County financing for all or part of funded projects, the County of Suffolk must obtain from the Town a leasehold, easement or other real property interest in the site of funded improvements on Town property; and

WHEREAS, the Greenlawn Civic Association is seeking to make aesthetic improvements to the Greenlawn Train Station Lot by installing a herringbone brick

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pedestrian walkway connecting the station to the downtown, along with recommended plantings; and

WHEREAS, the proposed grant project is classified Type II pursuant to SEQRA 6 N.Y.C.R.R. 617.5(c) (2), and the Town Board's support of Suffolk County Downtown Revitalization Grant Applications and execution of required grant documents in connection therewith 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 BE IT RESOLVED, that the Town Board

HEREBY SUPPORTS the Round 13 Greenlawn Civic Association's grant application to Suffolk County; and be it further

RESOLVED, that the Town Board

HEREBY CLASSIFIES the proposed Round 13 capital improvement project as a Type II action pursuant to the State Environmental Quality Review Act, and further

HEREBY AUTHORIZES the Supervisor to accept grant funding if awarded, and sign any and all necessary documents in connection with approved projects under the Suffolk County Round 13 Grant, including but not limited to the required lease easement/lease documents and an inter-municipal agreement, upon such terms and conditions as may be acceptable to the Town Attorney; and, if funded project is on state property, the Town shall obtain a permit to improve or occupy the site, as well as follow proper procedure to obtain the required easement, lease, permit or other real property interest in the site of the project from 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 DECLARED DULY ADOPTED.

2015-313

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NO. 10-2015, AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 119 (GRAFFITI)

Resolution for Town Board Meeting dated: July 14, 2015

The following resolution was offered by: Councilwoman Berland

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

THE TOWN BOARD, having held a public hearing on the 9th day of June 2015, at 7:00 p.m. to consider adopting Local Law No. 10-2015 amending the Code of the Town of Huntington Chapter 119 (Graffiti) and due deliberation having been had,

HEREBY ADOPTS

Local Law Introductory No. 10-2015, amending the Code of the Town of Huntington Chapter 119 (Graffiti); as follows:

LOCAL LAW NO 26 -2015
AMENDING THE CODE OF THE TOWN OF HUNTINGTON
CHAPTER 119 (GRAFFITI)

Section 1 Amendment to the Code of the Town of Huntington, Chapter 119 (Graffiti); as follows:

CHAPTER 119
GRAFFITI

§ 119-1 Definitions

As used in this chapter, the following terms shall have the meanings indicated:

BROAD-TIPPED INDELIBLE MARKER

Any felt tip marker or similar implement containing a fluid or coloring matter that is not water soluble and which has a flat or angled writing surface of one-half (1/2) inch or greater.

DEFACE

To mar the face or surface of, disfigure, injure or spoil the appearance of.

GRAFFITI

An inscription, figure, mark, symbol, word or design which is written, scratched, painted or drawn on a structure, wall, building, monument, statute, rock or any other surface or real or personal property, which has not been authorized by the property owner.

GRAFFITI-BLIGHT PROPERTY

Residential or commercial property which contains graffiti.

GRAFFITI-BLIGHT PROPERTY INVENTORY LIST

A list containing properties within the Town that failed to remove graffiti in the time period set forth in §119-5 of this chapter two or more times within a calendar year.

REGISTRATION FEES

An annual fee imposed upon properties which are listed on the Graffiti-Blight Property Inventory List.

* * *

§ 119-3 Prohibited Acts.

A. No person shall write, paint or draw any word, inscription, design, figure or mark of any type or otherwise mar or deface any property, real or personal, without the express written permission and consent of the owner or proprietor thereof or, in the case of public property, of the person having the charge, custody or control any graffiti upon:

- (1) Any property, public or private, building, church, synagogue, statue, monument, office, passenger or commercial vehicle, public passenger vehicle, bridge, mass transit equipment or facility, dwelling or structure of any kind, including those in the course of erection or construction.
- (2) The doors, windows, steps, railing, fencing, balconies, stairs, balustrades, porches, halls, walls, sides or any enclosure thereof or any movable property.

B. No person shall disfigure, cut, cover or rub with or otherwise place filth or excrement of any kind on any property stated in Subsection A(1) or (2) without the express written permission and consent of the owner or proprietor thereof or, in the case of public property, of the person having the charge, custody or control thereof.

[C] [No person under the age of 18 shall carry an aerosol spray paint can or broad-tipped indelible marker into any public building or other public facility without adult supervision.]

C. No person shall write, paint, or draw any word, picture, inscription, design, figure, phrase, statement, symbol, or mark of any type which indicates bias or hatred of a person's race, color, religion, disability, sexual orientation, gender, national origin or ancestry.

- (1) Rebuttable presumption. The use of a word, picture, phrase, statement or symbol that is recognized as hateful, derogatory or inflammatory towards race, color, religion, disability, sexual orientation, gender, national origin or ancestry in graffiti shall create a rebuttable presumption that such words,

pictures, phrase, statements or symbols were depicted intentionally to show bias or hatred of the persons selected due to the victim's race, color, religion, disability, sexual orientation, gender, national origin or ancestry.

* * *

§ 119-5. Property owner's responsibility

- A. It shall be unlawful for any person or business entity owning property to allow any form of graffiti to remain on any building, structure, accessory structure, wall or fence on the property
- B. All graffiti on property shall be removed and the surface finish restored by the property owner within (10) days of issuance of a notice of violation by the town.
- C. All graffiti on any property of the kind described in §119-3 (C) of this chapter shall be removed and the surface finish restored by the property owner within three (3) days of issuance of a notice of violation by the town as described in §119-11 of this chapter.

* * *

§ 119-11. Enforcement; action by the Town.

- A. Notice to remove. In addition to issuing a notice of violation and/or a summons, the Director of Public Safety, or his/her designee, is authorized to notify the property owner, or his agent, or person-in-charge of the property, in writing, [or orally] to remove, remedy or abate the [condition or nuisance] graffiti within ten (10) days of receipt of such written notice [or verbal directive] or three (3) days if the graffiti is of the kind described in §119-3 (C) of this chapter. [If such] Such notice [is in writing, it] shall be mailed by certified or registered mail, return receipt requested, and addressed to the property owner at the last address shown on the most current assessment roll on file in the Office of the Town Assessor, or to the owner's agent or person-in-charge at the last known address. The notice shall contain a statement of the dates(s) upon which an inspection was conducted on the property to determine the presence of graffiti, the address of the affected property, and the specific nature of the graffiti, as well as a dated photograph of the graffiti. The notice shall notify the owner, agent, or person-in-charge of the property that upon their failure to remedy the graffiti within the specified time, the Town, through its contractors or otherwise, shall remove, remedy or abate the graffiti and all costs of such work, together with an administrative fee of two hundred fifty (\$250.00) dollars shall be borne by the property owner, and if unpaid, shall be reported to the Receiver of Taxes and become a lien and charge on the premises on which it is levied. Said notice shall further notify the owner of the property's placement on the Graffiti-Blight Property Inventory List, if applicable. Unless said owner offers reasonable proof that that prior graffiti on the property was abated within the time prescribed by §119-5 of this chapter, an

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annual registration fee shall be added to the property tax bill for the premises after thirty (30) days of receipt of said notice.

(1) Registration Fees. After thirty (30) days from the date of notice, if unpaid and absent proof to the contrary, the following registration fees shall be imposed:

- a. A registration fee of five thousand (\$5,000.00) dollars shall be added to the tax bill for any commercial building or property;
- b. A registration fee of two thousand five hundred (\$2,500.00) dollars shall be added to the tax bill for any residential building or property;
- c. Any surplus administrative, mitigation or registration costs imposed by the Town shall be allocated to the existing blight beautification fund as outlined in Chapter 158, Article II, with the intent of financing the Town's revitalization and anti-blight/anti-graffiti efforts.

B. Action upon noncompliance. Upon the failure, neglect or refusal of such owner, his agent or person-in-charge of the property to remove, remedy or abate the graffiti [condition or nuisance] within the specified period of time; or if the mailing is returned by the Post Office because of the inability to make delivery for any reason, as long as the notice was properly addressed, the Director of Public Safety may direct the [refer the matter to the Town Board] Department of General Services or other appropriate party [for further action.] to remedy or abate the graffiti.

C. Action of the Town. [Board. The Town Board, by resolution after a public hearing on notice to the property owner, may direct such owner to remove, remedy or abate the condition or nuisance within five (5) days of receipt of a copy of the resolution, and upon] Upon the failure, neglect or refusal of such owner to comply with the notice, [the Town Board may authorize] Town personnel, or other authorized agent may upon reasonable written notice, [to] enter the premises for the purpose of removing, remedying or abating the [condition] graffiti by whatever means deemed necessary or proper by the Town, at the expense of the property owner. [A copy of the resolution shall be mailed by the Town Attorney's office by certified or registered mail, return receipt requested, and addressed to the property owner at the last address shown on the most current assessment roll on file in the office of the Town Assessor].

[D]. [Removal of the hazard or nuisance. Upon the failure, neglect or refusal of the owner, his agent or person-in-charge of the property to remove, remedy or abate such condition or nuisance within the period provided by the Town Board; or if the mailing is returned by the Post Office because of the inability to make delivery for any reason, as long as the notice was properly addressed, Town personnel may enter the property, upon reasonable notice, and take all necessary action to remove or abate the condition or nuisance at the expense of the property owner as set forth in this article].

[E] D. Any person or business entity who resists, obstructs or impedes the agents, servants, officers and/or employees of the Town of Huntington in the remediation or abatement shall be in violation of this article and shall be subject to the fines and penalties provided herein.

[D]E. Liability for the costs of remediation or abatement. The property owner shall be liable for the direct and indirect costs of abating the [condition or nuisance] graffiti and all expenses incidental thereto, including but not limited to an administrative fee equal to two hundred fifty (\$250.00) dollars [twenty-five (25%) percent of the total cost of said remediation or abatement]. Said administrative fee is intended to reimburse the Town for the monies and time expended [by its employees] in abating the [condition or nuisance] graffiti and collecting the sums due, including but not limited to notifying the appropriate parties, certifying the amounts due to the Town, and charging same against the property.

[E] F. The costs incurred by the Town [as set forth in § 119-11(F)] shall be certified by the director of each town department providing services and the Department of Public Safety [the Town Attorney] shall mail written notice of such costs by certified or registered mail, return receipt requested, to the owner of the premises at the last address shown on the most current assessment roll on file in the Office of the Town Assessor. Said notice shall further state that the failure of the property owner to pay such sums within [ten] thirty ([10] 30) days of receipt of such written notice by cash, certified or bank check, or money order, shall be sufficient cause to add the amount due to the tax bill without further notice.

[F] G. Recovery of costs; tax lien. In the event the property owner refuses and/or neglects to pay the monies due and owing to the Town within said [ten] thirty ([10]30) day period, or if the mailing is returned by the Post Office because of the inability to make delivery for any reason, as long as the notice was properly addressed, such certification of costs shall be provided by the Department of Public Safety to the Town of Huntington Tax Receiver who shall cause the costs as shown thereon to be charged against such lands without further notice. The amount so charged shall forthwith become a lien against such lands and shall be added to and become part of the taxes next to be assessed and levied upon such lands, the same to bear interest at the same rate as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes.

H. Waiver of Fees for Crime Victims. In the event a property owner claims the graffiti was the result of a crime and can produce a police report attesting to this, there shall be no administrative fee and/or registration fee, if applicable, in connection with the graffiti removal. The property owner will, however, be assessed the cost of removal, remediation or abatement of the graffiti by the Town. The Town will assist the property owner in recouping fees associated with removal, remediation or abatement by providing a bill for the cost of removal, remediation or abatement to the Suffolk County District Attorney's Office to help the property owner recover the cost of removal, remediation or abatement of the graffiti by the Town through restitution and/or if the property owner initiates civil litigation to recoup the costs of graffiti removal, remediation or abatement by the Town from the offender.

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NO. 11- 2015, AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 159 (RECREATIONAL FACILITIES), ARTICLE II (USE REGULATIONS AND RESTRICTIONS)

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Councilman Cuthbertson

and seconded by: **COUNCILWOMAN BERLAND**

THE TOWN BOARD having held a public hearing on the 9th day of June, 2015 at 7:00 p.m. to consider adopting Local Law Introductory No. 11-2015 amending the code of the Town of Huntington Chapter 159 (Recreational Facilities), Article II (Use Regulations and Restrictions) and due deliberation having been had,

HEREBY ADOPTS

Local Law Introductory No. 11-2015, amending the code of the Town of Huntington Chapter 159 (Recreational Facilities), Article II (Use Regulations and Restrictions); as follows:

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

LOCAL LAW NO. 27 – 2015
AMENDING THE CODE OF THE TOWN OF HUNTINGTON
CHAPTER 159 (RECREATIONAL FACILITIES),
ARTICLE II (USE REGULATIONS AND RESTRICTIONS)

Section 1. Chapter 159 (Recreational Facilities), Article II (Use Regulations and Restrictions) is hereby amended to read as follows:

CHAPTER 159
RECREATIONAL FACILITIES

* * *

Article II. USE REGULATIONS AND RESTRICTIONS

* * *

Section 159-20. Behavior and Conduct.

* * *

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ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NO. 12-2015, AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 180 (TAXI CABS AND VEHICLES FOR HIRE), ARTICLE IV (VEHICLE OPERATOR REQUIREMENTS)

Resolution for Town Board Meeting dated: July 14, 2015

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

and seconded by: **SUPERVISOR PETRONE**

THE TOWN BOARD, having held a public hearing on the 9th day of June 2015, at 7:00 p.m. to consider adopting Local Law Introductory No. 12-2015 amending the code of the Town of Huntington, Chapter 180 (Taxi Cabs and Vehicles for Hire), Article IV (Vehicle Operator Requirements) and due deliberation having been had,

HEREBY ADOPTS

Local Law Introductory No. 12-2015, amending the code of the Town of Huntington, Chapter 180 (Taxi Cabs and Vehicles for Hire), Article IV (Vehicle Operator Requirements); as follows:

LOCAL LAW NO. 28 -2015
AMENDING THE CODE OF
THE TOWN OF HUNTINGTON
CHAPTER 180 (Taxi Cabs and Vehicles for Hire)
Article IV (Vehicle Operator Requirements)

Section 1 Amendment to the Code of the Town of Huntington, Chapter 180 (Taxi Cabs and Vehicles for Hire), Article IV (Vehicle Operator Requirements); as follows:

CHAPTER 180 (Taxi Cabs and Vehicles for Hire)

Article IV. Vehicle Operator Requirements

* * *

§180-16. Permit application; qualifications; examination.

* * *

(g) A notarized statement from a doctor licensed to practice medicine in the State of New York stating that said doctor has thoroughly examined the applicant within 30 days of the application, that said applicant demonstrates no affliction of any physical or mental disease or infirmity which might make him or her an unsafe or unsatisfactory permit holder. Said notarized statement shall further provide proof of [and] no drug and/or alcohol dependency or use other than by prescription, [together with the results of blood testing.] as well as the results of a

standardized drug screening test, the requirements of which are set forth in the permit application.

* * *

Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by a 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 at 12:01 a.m. on May 1, 2016. Current taxi permits will expire at midnight on June 30, 2015. New permits will be issued to cover the period from 12:01 a.m., July 1, 2015 through midnight April 30, 2016.

ADDITIONS ARE INDICATED BY UNDERLINE.
*** INDICATES NO CHANGE IN PRESENT TEXT.
DELETIONS ARE INDICATED BY BRACKETS.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	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.

At a regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, held at the Town Hall, 100 Main Street, Huntington, New York, on July 14, 2015.

PRESENT:

Hon. Frank P. Petrone, Supervisor
Susan A. Berland, Councilperson
Eugene Cook, Councilperson
Mark A. Cuthbertson, Councilperson
Tracey Edwards, Councilperson

In the Matter

of the

Increase and Improvement of Facilities of the
South Huntington Water District, in the Town of Huntington,
in the County of Suffolk, New York, pursuant to
Section 202-b of the Town Law

Offered by: COUNCILWOMAN BERLAND

Seconded by: COUNCILMAN CUTHBERTSON

**RESOLUTION AND
ORDER AFTER PUBLIC
HEARING**

WHEREAS, the Town Board of the Town of Huntington (herein called the "Town"), in the County of Suffolk, New York, has received from the South Huntington Water District, in the Town (herein called the "District"), pursuant to Sections 202-b and 216 of the Town Law, a map, plan and report entitled H2M Project No. SHWD 1502, dated April 2015 (revised May 2015), prepared for the District by H2M architects + engineers, competent

engineers duly licensed by the State of New York (the "Engineer"), for the increase and improvement of facilities of the District, consisting of Plant No. 14 standpipe rehabilitation, all of said improvements to include any ancillary or related work required in connection with such projects; and such preliminary map, plan and report have been filed with the Town Board and the Engineer has estimated the cost of such increase and improvement of facilities of the District to be \$2,290,000; and

WHEREAS, the proposed plan of financing includes the issuance of not to exceed \$2,290,000 bonds to finance such cost; and

WHEREAS, the Town Board adopted an order describing in general terms the proposed increase and improvement of facilities, specifying the estimated cost thereof, and stating the Town Board would meet to hear all persons interested in said increase and improvement of facilities on July 14, 2015 at 2:00 o'clock P.M. (Prevailing Time) at the Town Hall, 100 Main Street, Huntington, New York; and

WHEREAS, a Notice of such public hearing was duly published and posted pursuant to the provisions of Article 12 of the Town Law and was mailed by first class mail to each owner of taxable real property in the District; and

WHEREAS, such public hearing was duly held by the Town Board on July 14, 2015 at 2:00 o'clock P.M. (Prevailing Time) at the Town Hall, 100 Main Street, Huntington, New York, with considerable discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of such facilities;

Now, therefore, on the basis of the information given at such hearing, it is hereby

DETERMINED, the District, as lead agency, has given due consideration to the impact that the projects referred to herein may have on the environment pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617; the District and the Engineer have determined that the projects referred to herein, comprising the Phase II-B-1 projects in the Engineer's 2013-2016 Capital Improvement Plan, constitute Type II actions for purposes of SEQRA, pursuant to Regulations Part 617.5(c) (1),(2),(7) and (11); the District has reviewed the Short Environmental Assessment Form prepared by the Engineer for the District and determined that the projects will not result in any significant adverse environmental impacts; and it is hereby

FURTHER DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described, at the estimated maximum cost of \$2,290,000; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and that the Engineer shall prepare plans and specifications and make a careful estimate of the expense for said increase and improvement of such facilities and, with the assistance of the Town Attorney or the attorney for the District, shall prepare a proposed contract for such increase and improvement of facilities of the District, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

FURTHER ORDERED that the cost of said increase and improvement of facilities, including payment of principal of and interest on said bonds, shall be paid by the assessment, levy and collection of assessments upon the several lots and parcels of land within the District in the same manner and at the same time as other Town charges; provided, however, that no monies shall be expended for the project described herein unless the District continues

with its compliance with the provisions of the District's March 16, 2004 Resolution governing the requirement of contractors and subcontractors on construction contracts to have approved apprenticeship agreements; and it is hereby

FURTHER ORDERED, that the Town Clerk record, or cause to be recorded, a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Suffolk County within ten (10) days after adoption thereof.

DATED: July 14, 2015

(SEAL)

TOWN BOARD OF THE TOWN OF HUNTINGTON

The adoption of the foregoing Resolution and Order was duly put to a vote on roll

call, which resulted as follows:

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

The Resolution and Order were declared adopted.

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
NEW YORK, ADOPTED JULY 14, 2015, APPROPRIATING
\$2,290,000 FOR THE INCREASE AND IMPROVEMENT OF
FACILITIES OF THE SOUTH HUNTINGTON WATER
DISTRICT, AND AUTHORIZING THE ISSUANCE OF BONDS
OF SAID TOWN IN THE PRINCIPAL AMOUNT OF NOT TO
EXCEED \$2,290,000 TO FINANCE SAID APPROPRIATION

Offered by: COUNCILMAN CUTHBERTSON

Seconded By: SUPERVISOR PETRONE

Recital

WHEREAS, following preparation of a map, plan and report and an estimate of cost for the increase and improvement of facilities of the South Huntington Water District (herein called the "District"), in the Town of Huntington (herein called the "Town"), in the County of Suffolk, New York, and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be so increased and improved;

Now, therefore, be it

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

Section 1. The Town hereby appropriates the amount of \$2,290,000 for the increase and improvement of facilities of the District, consisting of Plant No. 14 standpipe rehabilitation, all of said improvements to include any ancillary or related work required in

connection with such projects, as more further described in the map, plan and report entitled H2M Project No. SHWD 1502, dated April 2015 (revised May 2015), prepared for the District by H2M architects + engineers, an engineer duly licensed by the State of New York (the "Engineer"). The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,290,000. The plan of financing includes the issuance of not to exceed \$2,290,000 bonds to finance said appropriation. The plan of financing also includes the assessment, levy and collection of assessments upon the several lots and parcels of land within the District in the same manner and at the same time as other Town charges.

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of not to exceed \$2,290,000 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

(a) The period of probable usefulness of the object or purpose for which said \$2,290,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 1 of the Law, is forty (40) years.

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

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

(d) The District, as lead agency, has given due consideration to the impact that the projects referred to herein may have on the environment pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617; the District and the Engineer have determined that the projects referred to herein, comprising the Phase II-B-1 projects in the Engineer's 2013-2016 Capital Improvement Plan, constitute Type II actions for purposes of SEQRA, pursuant to Regulations Part 617.5(c) (1),(2),(7) and (11) ; the District has reviewed the Short Environmental Assessment Form prepared by the Engineer for the District and determined that the projects will not result in any significant adverse environmental impacts.

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

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to

60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

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

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

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

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

Section 7. This resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish this bond resolution, in summary, in "*The Observer*" and "*The Long Islander*," two newspapers each having a general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, together with the Town Clerk's statutory notice in the form prescribed by Section 81.00 of the Local Finance Law of the State of New York.

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

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

The Resolution was declared adopted.

At a regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, held at the Town Hall, 100 Main Street, Huntington, New York, on the 14th day of July, 2015.

PRESENT:

- Hon. Frank P. Petrone, Supervisor
- Susan A. Berland, Councilperson
- Eugene Cook, Councilperson
- Mark A. Cuthbertson, Councilperson
- Tracey Edwards, Councilperson

In the Matter

of the

Increase and Improvement of Facilities of the Greenlawn Water District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-b of the Town Law

Offered by: COUNCILWOMAN BERLAND

Seconded by: COUNCILMAN CUTHBERTSON

RESOLUTION AND
ORDER AFTER PUBLIC
HEARING

WHEREAS, the Town Board of the Town of Huntington (herein called the "Town"), in the County of Suffolk, New York, on behalf of the Greenlawn Water District, in the Town (herein called the "District"), has reviewed a preliminary map, plan and report prepared by Holzmacher, McLendon & Murrell, P.C., engineers duly licensed by the State of New York (the "Engineer"), for the proposed increase and improvement of facilities of the District, consisting of (i) the replacement of water meters, at the estimated maximum cost of \$1,000,000 and (ii) the

reconstruction of the administration building at the estimated maximum cost of \$725,600, including any ancillary or related work required in connection therewith, as further described in the report entitled H2M Project No. GLWD 1550, dated May 2015, prepared by the Engineer; and

WHEREAS, the aggregate estimated cost of the two proposed projects is \$1,725,600; and

WHEREAS, \$325,600 of the cost of the reconstruction of the administration building is expected to be paid from existing District funds on hand, and the \$400,000 balance is to be financed by the issuance of bonds of the Town; and

WHEREAS, the aggregate principal amount of bonds expected to be issued to finance the proposed projects is therefore \$1,400,000; and

WHEREAS, the District has filed with the Town Board such preliminary map, plan and report for said increase and improvement of facilities of the District; and

WHEREAS, the Town Board adopted an order describing in general terms the proposed increase and improvement of facilities, specifying the estimated cost thereof, and stating the Town Board shall meet to hear all persons interested in said increase and improvement of facilities on July 14, 2015 at 2:00 o'clock P.M. (Prevailing Time) at the Town Hall, 100 Main Street, Huntington, New York, in the Town; and

WHEREAS, a Notice of such public hearing was duly published and posted pursuant to the provisions of Article 12 of the Town Law and was mailed by first class mail to each owner of taxable real property in the District; and

WHEREAS, such public hearing was duly held by the Town Board on the 14th day of July, 2015 at 2:00 o'clock P.M. (Prevailing Time) at the Town Hall, 100 Main Street,

Huntington, New York, with considerable discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of such facilities; and

WHEREAS, the Town Board, as lead agency, has given due consideration to the impact such project may have on the environment and has determined that such project constitutes a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617.5 (c)(1)(2) and (25) and no further environmental review is required;

Now, therefore, on the basis of the information given at such hearing, it is hereby

DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described, at the estimated maximum cost of \$1,725,000; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and that the Engineer shall prepare plans and specifications and make a careful estimate of the expense for said increase and improvement of such facilities and, with the assistance of the Town Attorney or the attorney for the District, shall prepare a proposed contract for such increase and improvement of facilities of the District, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

FURTHER ORDERED, that the expense of the increase and improvement of facilities shall be financed by the expenditure of \$325,600 District funds on hand and the issuance of not to exceed \$1,400,000 bonds of the Town, and the costs of said increase and improvement of facilities, including payment of principal of and interest on said bonds, shall be paid by the assessment, levy and collection of assessments upon the several lots and parcels of

land within the District in the same manner and at the same time as other Town charges; provided, however, that no monies shall be expended for the project described herein unless the District continues with its compliance with the provisions of the District Board's September 9, 2002 Resolution governing the requirement of contractors and subcontractors on construction contracts to have approved apprenticeship agreements; and it is hereby

FURTHER ORDERED, that the Town Clerk record, or cause to be recorded, a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Suffolk County within ten (10) days after adoption thereof.

DATED: July 14, 2015

(SEAL)

TOWN BOARD OF THE TOWN OF HUNTINGTON

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

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

The Resolution and Order were declared adopted.

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
 NEW YORK, ADOPTED JULY 14, 2015, APPROPRIATING
 \$1,725,600 FOR THE INCREASE AND IMPROVEMENT OF
 FACILITIES OF THE GREENLAWN WATER DISTRICT,
 INCLUDING THE EXPENDITURE OF \$325,600 FROM
 CURRENT FUNDS ON HAND TO PAY A PART OF SAID
 APPROPRIATION; AND AUTHORIZING THE ISSUANCE OF
 NOT TO EXCEED \$1,400,000 BONDS OF SAID TOWN TO
 FINANCE THE BALANCE OF SAID APPROPRIATION

Offered By: SUPERVISOR PETRONE

Seconded By: COUNCILWOMAN BERLAND, COUNCILMAN CUTHBERTSON

Recital

WHEREAS, following preparation of a map, plan and report and an estimate of cost for the increase and improvement of facilities of the Greenlawn Water District (herein called the "District"), in the Town of Huntington (herein called the "Town"), in the County of Suffolk, New York, and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be so increased and improved;

Now, therefore, be it

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

Section 1. The Town hereby appropriates the amount of \$1,725,600 for the increase and improvement of facilities of the District, consisting of (i) the replacement of water meters, at the estimated maximum cost of \$1,000,000 and (ii) the reconstruction of the administration building at the estimated maximum cost of \$725,600, including any ancillary or related work required in connection therewith, as further described in the report entitled H2M Project No. GLWD 1550, dated May 2015, prepared by the Engineer. The estimated maximum cost of the project, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,725,600. The plan of financing includes the expenditure of \$325,600 District funds on hand to pay a part of said appropriation, and the issuance of not to exceed \$1,400,000 bonds of the Town to finance the balance of said appropriation, and the assessment, levy and collection of assessments upon the several lots and parcels of land within the District in the same manner and at the same time as other Town charges.

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of not to exceed 1,400,000 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance a part of said appropriation.

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

(a) The period of probable usefulness of the object or purpose for which said \$1,000,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 30 of the Law, is twenty (20) years.

(b) The period of probable usefulness of the object or purpose for which said \$400,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 12(a)(2) of the Law, is fifteen (15) years.

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

(d) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

(e) The Town Board, as lead agency, has given due consideration to the impact such project may have on the environment and has determined that such project constitutes a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617.5 (c)(1)(2) and (25) and no further environmental review is required.

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

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

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

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

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

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

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

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publication, together with the Town Clerk's statutory notice in the form prescribed by Section 81.00 of the Local Finance Law of the State of New York.

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

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

The Resolution was declared adopted.

At a regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, held at the Town Hall, 100 Main Street, Huntington, New York, on July 14, 2015.

PRESENT:

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

In the Matter

of the

Increase and Improvement of Facilities of the
Huntington Wastewater Disposal District,
in the Town of Huntington, in the County of Suffolk, New York,
pursuant to Section 202-b of the Town Law

Offered by: COUNCILWOMAN EDWARDS

Seconded by: COUNCILWOMAN BERLAND, COUNCILMAN CUTHBERTSON

RESOLUTION AND
ORDER AFTER PUBLIC
HEARING

WHEREAS, the Town Board of the Town of Huntington (herein called the "Town"), in the County of Suffolk, New York, has determined that it is in the best interests of the Huntington Wastewater Disposal District (the "District") to improve the facilities of the District, consisting of the replacement of rotating biological conductors (RBC), including any ancillary or related work required in connection therewith, at the estimated cost of \$190,000; and

WHEREAS, the Town Board adopted an Order describing in general terms the proposed increase and improvement of facilities, specifying the estimated cost thereof, and stating the Town Board would meet to hear all persons interested in said increase and improvement of facilities on July 14, 2015 at 2:00 o'clock P.M. (Prevailing Time) at the Town Hall, 100 Main Street, Huntington, New York, in the Town; and

WHEREAS, a Notice of such public hearing was duly published and posted pursuant to the provisions of Article 12 of the Town Law; and

WHEREAS, such public hearing was duly held by the Town Board on the July 14, 2015 at 2:00 o'clock P.M. (Prevailing Time) at the Town Hall, 100 Main Street, Huntington, New York, with discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of such facilities; and

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

Now, therefore, on the basis of the information given at such hearing, it is hereby

DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described, at the estimated maximum cost of \$190,000; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and that the Town shall prepare plans and specifications and make a careful estimate of the

expense for said increase and improvement of such facilities and, with the assistance of the Town Attorney or the attorney for the District, shall prepare a proposed contract for such increase and improvement of facilities of the District, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

FURTHER ORDERED, that the expense of said increase and improvement of facilities shall be financed by the issuance of \$190,000 bonds of the Town, and the costs of said increase and improvement of facilities, including payment of principal of and interest on said bonds, shall be paid from an annual apportionment and assessment upon the several lots and parcels of land within said District which the Town Board shall determine and specify to be especially benefited by the improvement in an amount sufficient to pay the principal and interest on said bond as the same shall become due; and it is hereby

FURTHER ORDERED, that the Town Clerk record, or cause to be recorded, a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Suffolk County within ten (10) days after adoption thereof.

DATED: July 14, 2015

(SEAL)

TOWN BOARD OF THE TOWN OF HUNTINGTON

The adoption of the foregoing Resolution and Order was duly put to a vote on roll

call, which resulted as follows:

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

The Resolution and Order was declared adopted.

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
 NEW YORK, ADOPTED JULY 14, 2015, APPROPRIATING
 \$190,000 FOR THE INCREASE AND IMPROVEMENT OF
 FACILITIES OF THE HUNTINGTON WASTEWATER
 DISPOSAL DISTRICT, CONSISTING OF THE
 REPLACEMENT OF ROTATING BIOLOGICAL
 CONDUCTORS (RBC), AND AUTHORIZING THE ISSUANCE
 OF BONDS IN THE PRINCIPAL AMOUNT OF NOT TO
 EXCEED \$190,000 TO FINANCE SAID APPROPRIATION

Offered by: COUNCILMAN CUTHBERTSON

Seconded By: SUPERVISOR PETRONE

Recital

WHEREAS, following preparation of plans and an estimate of cost for the increase and improvement of facilities of the Huntington Wastewater Disposal District (herein called the "District"), in the Town of Huntington (herein called the "Town"), in the County of Suffolk, New York, and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be so increased and improved;

Now, therefore, be it

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

Section 1. The Town Board hereby appropriates the amount of \$190,000 for the increase and improvement of facilities of the District, consisting of the replacement of rotating biological conductors (RBC), including any ancillary or related work required in connection therewith. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$190,000. The plan of financing includes the issuance of bonds in the principal amount of \$190,000 to finance said appropriation and assessment upon the several lots and parcels of land within said District which the Town Board shall determine and specify to be especially benefited by the improvement in an amount sufficient to pay the principal and interest on said bonds as the same shall become due.

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of not to exceed \$190,000 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

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

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

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

(c) The proposed maturity of \$190,000 of the bonds authorized by this resolution will exceed five (5) years.

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

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

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the

sale and issuance of the bonds herein authorized, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

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

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

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

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

Section 7. This resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish the foregoing bond resolution, in summary, in "*The Observer*," and "*The Long Islander*," two newspapers having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, together with the Town Clerk's statutory notice in the form prescribed by Section 81.00 of the Local Finance Law of the State of New York.

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

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

The Resolution was declared adopted.

At a regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, held at the Town Hall, 100 Main Street, Huntington, New York, on the 14th day of July, 2015.

PRESENT:

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

In the Matter

of the

Increase and Improvement of Facilities of the Consolidated Refuse District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-b of the Town Law

Offered by: COUNCILWOMAN BERLAND

Seconded by: COUNCILWOMAN EDWARDS

RESOLUTION AND
ORDER AFTER PUBLIC
HEARING

WHEREAS, the Town Board of the Town of Huntington (herein called the "Town"), in the County of Suffolk, New York, on behalf of the Consolidated Refuse District (herein called the "District"), in the Town, has determined that it is in the best interests of the Town and the District to increase and improve the facilities of the District, such increase and improvement of facilities to consist of the acquisition of bulk trash trucks and packer bodies, at the estimated maximum cost of \$225,000; and

WHEREAS, the Town Board adopted an Order describing such proposed increase and improvement of facilities of the District, specifying the estimated maximum cost thereof, and stating that the Town Board would hold a public hearing to hear all persons interested in said increase and improvement of facilities on July 14, 2015 at 2:00 o'clock P.M. (Prevailing Time) at the Town Hall, 100 Main Street, Huntington, New York, in the Town; and

WHEREAS, a Notice of such public hearing was duly published and posted pursuant to the provisions of Article 12 of the Town Law; and

WHEREAS, such public hearing was duly held by the Town Board on the 14th day of July, 2015 at 2:00 o'clock P.M. (Prevailing Time) at the Town Hall, 100 Main Street, Huntington, New York, with considerable discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of such facilities; and

WHEREAS, the Town Board, lead agency, has given due consideration to the impact that the project described herein may have on the environment and has determined that such project constitutes a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617.5(c)(25), and no further environmental review is required;

Now, therefore, on the basis of the information given at such hearing, it is hereby

DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described, at the estimated maximum cost of \$225,000; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved by the acquisition of bulk trash trucks and packer bodies, at the aggregate estimated maximum cost of \$225,000; and it is hereby

FURTHER ORDERED, that the expense of said increase and improvement of facilities shall be financed by the issuance of bonds in the principal amount of \$225,000, and the cost of said increase and improvement of facilities, including payment of principal of and interest on said bonds, shall be paid by the assessment, levy and collection of assessments upon the several lots and parcels of land within the District which the Town Board shall deem especially benefited by said facilities, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same; and it is hereby

FURTHER ORDERED, that the Town Clerk record, or cause to be recorded, a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Suffolk County within ten (10) days after adoption thereof.

DATED: July 14, 2015

TOWN BOARD OF THE TOWN OF HUNTINGTON

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

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

The Resolution and Order were declared adopted.

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
NEW YORK, ADOPTED JULY 14, 2015, APPROPRIATING
\$225,000 FOR THE INCREASE AND IMPROVEMENT OF
FACILITIES OF THE CONSOLIDATED REFUSE DISTRICT,
AND AUTHORIZING THE ISSUANCE OF \$225,000 BONDS OF
SAID TOWN TO FINANCE SAID APPROPRIATION

Offered by: SUPERVISOR PETRONE

Seconded By: COUNCILWOMAN BERLAND

Recital

WHEREAS, after a public hearing duly called and held, for the increase and improvement of facilities of the Consolidated Refuse District (herein called the "District"), in the Town of Huntington (herein called the "Town"), in the County of Suffolk, New York, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be so increased and improved;

Now, therefore, be it

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

Section 1. The Town Board hereby appropriates the amount of \$225,000 for the increase and improvement of facilities of the District, such increase and improvement of facilities to consist of the acquisition of bulk trash trucks and packer bodies. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is

\$225,000. The plan of financing includes the issuance of bonds in the principal amount of \$225,000 to finance said appropriation and the assessment, levy and collection of assessments upon the several lots and parcels of land within the Town Board shall deem especially benefited by said facilities, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same.

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of \$225,000 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

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

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

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

(d) The Town Board, lead agency, has given due consideration to the impact that the project described herein may have on the environment and has determined that such project constitutes a Type II action pursuant to the State Environmental Quality Review Act (SEQRA),

constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617.5(c)(25), and no further environmental review is required.

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

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

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

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

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

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

Section 7. This resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish this bond resolution, in summary, in "*The Observer*," and "*The Long Islander*," two newspapers having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, together with the Town Clerk's statutory notice in the form prescribed by Section 81.00 of the Local Finance Law of the State of New York.

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

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

The Resolution was declared adopted.

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Huntington, in the

County of Suffolk, New York

July 14, 2015

* * *

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on July 14, 2015.

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

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

There were absent:

Also present: STACY H. COLAMUSSI, DEPUTY TOWN CLERK

* * *

COUNCILWOMAN EDWARDS offered the following resolution and moved its

adoption: **SECONDED BY: COUNCILMAN CUTHBERTSON**

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BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
NEW YORK, ADOPTED JULY 14, 2015, AUTHORIZING THE
PREPARATION OF PLANS AND DESIGNS FOR THE
PROPOSED PROJECT HELIX AND GIS INTEGRATION,
STATING THE ESTIMATED MAXIMUM COST THEREOF IS
\$35,000, APPROPRIATING SAID AMOUNT FOR SUCH
PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS
IN THE PRINCIPAL AMOUNT OF \$35,000 TO FINANCE
SAID APPROPRIATION

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

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein
called the "Town"), is hereby authorized to prepare plans and designs for the proposed Project
Helix and GIS Integration. The estimated maximum cost thereof, including preliminary costs
and costs incidental thereto and the financing thereof, is \$35,000 and said amount is hereby
appropriated for such purpose. The plan of financing includes the issuance of bonds in the
principal amount of \$35,000 to finance said appropriation, and the levy and collection of taxes
on all the taxable real property in the Town to pay the principal of said bonds and the interest
thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$35,000 are hereby
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter

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

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

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

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

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

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

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

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

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

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

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

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

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

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

* * *

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

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

The resolution was declared adopted.

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Huntington, in the

County of Suffolk, New York

July 14, 2015

* * *

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on July 14, 2015.

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

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

There were absent:

Also present: STACY H. COLAMUSSI, DEPUTY TOWN CLERK

* * *

COUNCILMAN CUTHBERTSON offered the following resolution and moved its

adoption:

SECONDED BY: COUNCILWOMAN BERLAND

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
NEW YORK, ADOPTED JULY 14, 2015, AUTHORIZING THE
RESURFACING OF ATHLETIC COURTS, STATING THE
ESTIMATED MAXIMUM COST THEREOF IS \$100,000,
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,
AND AUTHORIZING THE ISSUANCE OF BONDS IN THE
PRINCIPAL AMOUNT OF \$100,000 TO FINANCE SAID
APPROPRIATION

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

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

Section 2. Bonds of the Town in the principal amount of \$100,000 are hereby
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter
33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to
finance said appropriation.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on July 14, 2015, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted July 14, 2015, authorizing the resurfacing of athletic courts, stating the estimated maximum cost thereof is \$100,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$100,000 to finance said appropriation,”

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

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

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

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

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

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

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

DATED: July 14, 2015
Huntington, New York

Hon. Jo-Ann Raia
Town Clerk

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

* * *

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

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

The resolution was declared adopted.

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Huntington, in the

County of Suffolk, New York

July 14, 2015

* * *

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on July 14, 2015.

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

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

There were absent:

Also present: STACY H. COLAMUSSI, DEPUTY TOWN CLERK

* * *

COUNCILWOMAN BERLAND offered the following resolution and moved its

adoption:

SECONDED BY: SUPERVISOR PETRONE

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
NEW YORK, ADOPTED JULY 14, 2015, AUTHORIZING THE
PREPARATION OF ENGINEERING PLANS AND
SPECIFICATIONS IN CONNECTION WITH PROPOSED
IMPROVEMENTS TO THE CRABMEADOW PAVILION,
STATING THE ESTIMATED MAXIMUM COST THEREOF IS
\$200,000, APPROPRIATING SAID AMOUNT FOR SUCH
PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS
IN THE PRINCIPAL AMOUNT OF \$200,000 TO FINANCE
SAID APPROPRIATION

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

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein
called the "Town"), is hereby authorized to prepare engineering plans and specifications in
connection with proposed improvements to the Crabmeadow Pavilion. The estimated maximum
cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is
\$200,000 and said amount is hereby appropriated for such purpose. The plan of financing
includes the issuance of bonds in the principal amount of \$200,000 to finance said appropriation,
and the levy and collection of taxes on all the taxable real property in the Town to pay the
principal of said bonds and the interest thereon as the same shall become due and payable.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

* * *

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

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

The resolution was declared adopted.

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Huntington, in the

County of Suffolk, New York

July 14, 2015

* * *

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on July 14, 2015.

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

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

There were absent:

Also present: **STACY H. COLAMUSSI, DEPUTY TOWN CLERK**

* * *

SUPERVISOR PETRONE offered the following resolution and moved its adoption:

SECONDED BY: COUNCILWOMAN EDWARDS

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
NEW YORK, ADOPTED JULY 14, 2015, AUTHORIZING THE
ACQUISITION AND INSTALLATION OF TOWNWIDE
COMPUTER EQUIPMENT, STATING THE ESTIMATED
MAXIMUM COST THEREOF IS \$200,000, APPROPRIATING
SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING
THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT
OF \$200,000 TO FINANCE SAID APPROPRIATION

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

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein
called the "Town"), is hereby authorized to acquire and install Townwide computer equipment.
The estimated maximum cost thereof, including preliminary costs and costs incidental thereto
and the financing thereof, is \$200,000 and said amount is hereby appropriated for such purpose.
The plan of financing includes the issuance of bonds in the principal amount of \$200,000 to
finance said appropriation, and the levy and collection of taxes on all the taxable real property in
the Town to pay the principal of said bonds and the interest thereon as the same shall become
due and payable.

Section 2. Bonds of the Town in the principal amount of \$200,000 are hereby
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter
33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to
finance said appropriation.

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

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

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

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

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

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

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

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

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

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

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

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

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

* * *

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

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

The resolution was declared adopted.

EXTRACT OF MINUTES
Meeting of the Town Board of the
Town of Huntington, in the
County of Suffolk, New York
July 14, 2015

* * *

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on July 14, 2015.

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

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

There were absent:

Also present: STACY H. COLAMUSSI, DEPUTY TOWN CLERK

* * *

COUNCILWOMAN EDWARDS offered the following resolution and moved its adoption:
SECONDED BY: COUNCILMAN CUTHBERTSON

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
NEW YORK, ADOPTED JULY 14, 2015, AUTHORIZING THE
ACQUISITION OF VEHICLES AND EQUIPMENT, STATING
THE ESTIMATED MAXIMUM COST THEREOF IS \$200,000,
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,
AND AUTHORIZING THE ISSUANCE OF BONDS IN THE
PRINCIPAL AMOUNT OF \$200,000 TO FINANCE SAID
APPROPRIATION

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

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein
called the "Town"), is hereby authorized to acquire vehicles and equipment. The estimated
maximum cost thereof, including preliminary costs and costs incidental thereto and the financing
thereof, is \$200,000 and said amount is hereby appropriated for such purpose. The plan of
financing includes the issuance of bonds in the principal amount of \$200,000 to finance said
appropriation, and the levy and collection of taxes on all the taxable real property in the Town to
pay the principal of said bonds and the interest thereon as the same shall become due and
payable.

Section 2. Bonds of the Town in the principal amount of \$200,000 are hereby
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter
33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to
finance said appropriation.

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

(a) The periods of probable usefulness applicable to the objects or purposes for which said bonds are authorized to be issued are five years or longer; however, the bonds authorized pursuant to this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds, shall mature no later than five (5) years after the date of original issuance of said bonds or notes.

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

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

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

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

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

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

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

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

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

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

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

* * *

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

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

The resolution was declared adopted.

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

July 14, 2015

* * *

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on July 14, 2015.

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

Board Members: Councilwoman Susan Berland
Councilman Eugene Cook
Councilman Mark Cuthbertson
Councilwoman Tracey Edwards

There were absent:

Also present: Stacy Colamussi - Deputy Town Clerk

* * *

Councilman Cuthbertson offered the following resolution and moved its adoption:

Seconded by: Councilwoman Edwards

7-14-2015

2015-329

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
NEW YORK, ADOPTED JULY 14, 2015, AUTHORIZING THE
CONSTRUCTION OF IMPROVEMENTS TO VARIOUS TOWN
BUILDINGS AND FACILITIES, STATING THE ESTIMATED
MAXIMUM COST THEREOF IS \$250,000, APPROPRIATING
SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING
THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT
OF \$250,000 TO FINANCE SAID APPROPRIATION

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

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

Section 2. Bonds of the Town in the principal amount of \$250,000 are hereby
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter
33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to
finance said appropriation.

7-14-2015

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

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

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

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

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

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

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

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

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

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

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

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

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

7-14-2015

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

7-14-2015

TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on July 14, 2015, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted July 14, 2015, authorizing the construction of improvements to various Town buildings and facilities, stating the estimated maximum cost thereof is \$250,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$250,000 to finance said appropriation,”

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

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

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

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

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

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

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

DATED: July 14, 2015
Huntington, New York

Hon. Jo-Ann Raia
Town Clerk

7-14-2015

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

* * *

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

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

The resolution was declared adopted.

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Huntington, in the

County of Suffolk, New York

July 14, 2015

* * *

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on July 14, 2015.

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

Board Members: Councilwoman Susan Berland
Councilman Eugene Cook
Councilman Mark Cuthbertson
Councilwoman Tracey Edwards

There were absent:

Also present: Stacy Colamussi - Deputy Town Clerk

* * *

Councilwoman Berland offered the following resolution and moved its adoption:

Seconded by Supervisor Petrone

7-14-2015

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
NEW YORK, ADOPTED JULY 14, 2015, AUTHORIZING THE
RESURFACING OF VARIOUS PARKING LOTS IN THE
TOWN, STATING THE ESTIMATED MAXIMUM COST
THEREOF IS \$300,000, APPROPRIATING SAID AMOUNT
FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE
OF BONDS IN THE PRINCIPAL AMOUNT OF \$300,000 TO
FINANCE SAID APPROPRIATION

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

7-14-2015

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TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on July 14, 2015, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted July 14, 2015, authorizing the resurfacing of various parking lots in the Town, stating the estimated maximum cost thereof is \$300,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$300,000 to finance said appropriation,”

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

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

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

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

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

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

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2015-330

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

DATED: July 14, 2015
Huntington, New York

Hon. Jo-Ann Raia
Town Clerk

7-14-2015

2015-330

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

* * *

7-14-2015

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

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

The resolution was declared adopted.

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Huntington, in the

County of Suffolk, New York

July 14, 2015

* * *

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on July 14, 2015.

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

Board Members: Councilwoman Susan Berland
Councilman Eugene Cook
Councilman Mark Cuthbertson
Councilwoman Tracey Edwards

There were absent:

Also present: Stacy Colamussi - Deputy Town Clerk

* * *

Supervisor Petrone offered the following resolution and moved its adoption:

Seconded by: Councilwoman Edwards

7-14-2015

2015-331

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
NEW YORK, ADOPTED JULY 14, 2015, AUTHORIZING THE
INSTALLATION OF NEW TRAFFIC SIGNALS AND
RELATED TRAFFIC CALMING IMPROVEMENTS, STATING
THE ESTIMATED MAXIMUM COST THEREOF IS \$300,000,
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,
AND AUTHORIZING THE ISSUANCE OF BONDS IN THE
PRINCIPAL AMOUNT OF \$300,000 TO FINANCE SAID
APPROPRIATION

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

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein
called the "Town"), is hereby authorized to install new traffic signals and related traffic calming
improvements on Wall Street at Union Avenue and at Southdown/Creek Road. The estimated
maximum cost thereof, including preliminary costs and costs incidental thereto and the financing
thereof, is \$300,000 and said amount is hereby appropriated for such purpose. The plan of
financing includes the issuance of bonds in the principal amount of \$300,000 to finance said
appropriation, and the levy and collection of taxes on all the taxable real property in the Town to
pay the principal of said bonds and the interest thereon as the same shall become due and
payable.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in "The Observer," and "The Long

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2015-331

Islander," two newspapers each having general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, and to post on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

7-14-2015

TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on July 14, 2015, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted July 14, 2015, authorizing the installation of new traffic signals and related traffic calming improvements, stating the estimated maximum cost thereof is \$300,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$300,000 to finance said appropriation,”

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

FIRST: AUTHORIZING said Town to install new traffic signals and related traffic calming improvements on Wall Street and at Union Avenue at Southdown/Creek Road; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$300,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of \$300,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

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

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

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

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

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

7-14-2015

2015-331

DATED: July 14, 2015
Huntington, New York

Hon. Jo-Ann Raia
Town Clerk

7-14-2015

2015-331

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

* * *

7-14-2015

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

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

The resolution was declared adopted.

7-14-2015

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

July 14, 2015

* * *

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on July 14, 2015.

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

Board Members: Councilwoman Susan Berland
Councilman Eugene Cook
Councilman Cuthbertson
Councilwoman Edwards

There were absent:

Also present: Stacy Colamussi - Deputy Town Clerk

* * *

Councilwoman Edwards offered the following resolution

and moved its adoption:

Seconded by: Councilman Cuthbertson, Supervisor Petrone, Councilwoman Berland

7-14-2015

2015-332

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
NEW YORK, ADOPTED JULY 14, 2015, AUTHORIZING THE
PREPARATION OF ENGINEERING PLANS AND
SPECIFICATIONS IN CONNECTION WITH PROPOSED
IMPROVEMENTS TO THE JAMES D. CONTE COMMUNITY
CENTER, STATING THE ESTIMATED MAXIMUM COST
THEREOF IS \$500,000, APPROPRIATING SAID AMOUNT
FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE
OF BONDS IN THE PRINCIPAL AMOUNT OF \$500,000 TO
FINANCE SAID APPROPRIATION

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

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

7-14-15

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

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

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

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

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

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

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

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

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

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

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

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

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

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

* * *

7-14-2015

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

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

The resolution was declared adopted.

EXTRACT OF MINUTES

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

July 14, 2015

* * *

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on July 14, 2015.

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

Board Members: **Councilwoman Berland**
Councilman Cook
Councilman Cuthbertson
Councilwoman Edwards

There were absent:

Also present: **Stacy Colamussi - Deputy Town Clerk**

* * *

Councilwoman Berland offered the following resolution and moved its adoption:

Seconded by: Councilwoman Edwards, Supervisor Petrone

7-14-2015

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
NEW YORK, ADOPTED JULY 14, 2015, AUTHORIZING THE
CONSTRUCTION OF IMPROVEMENTS TO ERB PARK,
STATING THE ESTIMATED MAXIMUM COST THEREOF IS
\$1,600,000, APPROPRIATING SAID AMOUNT FOR SUCH
PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS
IN THE PRINCIPAL AMOUNT OF \$1,600,000 TO FINANCE
THE BALANCE OF SAID APPROPRIATION

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

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein
called the "Town"), is hereby authorized to construct improvements to Erb Park. The estimated
maximum cost thereof, including preliminary costs and costs incidental thereto and the financing
thereof, is \$1,600,000 and said amount is hereby appropriated for such purpose. The plan of
financing includes the issuance of bonds in the principal amount of \$1,600,000 to finance said
appropriation, and the levy and collection of taxes on all the taxable real property in the Town to
pay the principal of said bonds and the interest thereon as the same shall become due and
payable. It is anticipated that other funds may be available to pay a part of the cost of the
project. Any such funds are hereby authorized to be applied toward the cost of said project or
redemption of the Town's bonds or notes issued therefor, or to be budgeted as an offset to the
taxes to be collected for the payment of the principal of and interest on said bonds or notes.

1-14-2015

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

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

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

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

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

(d) The Town Board has determined that the project described herein is an Unlisted action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law and 6 N.Y.C.R.R., Regulations Part 617, and has issued a Negative Declaration and no further environmental review is required.

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

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

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

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

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

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

7-14-2015

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

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

7-14-2015

TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on July 14, 2015, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted July 14, 2015, authorizing the construction of improvements to Erb Park, stating the estimated maximum cost thereof is \$1,600,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,600,000 to finance said appropriation.”

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

FIRST: AUTHORIZING said Town to construct improvements to Erb Park; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,600,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of \$1,600,000 bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon; and STATING that it is anticipated that other funds may be available to pay a part of the cost of the project and any such funds are hereby authorized to be applied toward the cost of said project or redemption of the Town's bonds or notes issued therefor, or to be budgeted as an offset to the taxes to be collected for the payment of the principal of and interest on said bonds or notes;

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

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

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

7-14-2015

2015-333

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

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

DATED: July 14, 2015
Huntington, New York

Hon. Jo-Ann Raia
Town Clerk

7-14-2015

2015-333

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

* * *

7-14-2015

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

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

The resolution was declared adopted.

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Huntington, in the

County of Suffolk, New York

July 14, 2015

* * *

A regular meeting of the Town Board of the Town of Huntington, in the County of Suffolk, New York, was held at the Town Hall, 100 Main Street, Huntington, New York on July 14, 2015.

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

Board Members: Councilwoman Susan Berland
Councilman Eugene Cook
Councilman Mark Cuthbertson
Councilwoman Tracey Edwards

There were absent:

Also present: Stacy Colamussi - Deputy Town Clerk

* * *

Supervisor Petrone offered the following resolution and moved its adoption:

Councilwoman Berland
Councilman Cuthbertson

Seconded by: Councilwoman Edwards

7-14-2015

2015-334

BOND RESOLUTION OF THE TOWN OF HUNTINGTON,
NEW YORK, ADOPTED JULY 14, 2015, AUTHORIZING THE
CONSTRUCTION OF IMPROVEMENTS TO SWEET
HOLLOW PARK, STATING THE ESTIMATED MAXIMUM
COST THEREOF IS \$1,800,000, APPROPRIATING SAID
AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE
ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF
\$1,800,000 TO FINANCE SAID APPROPRIATION

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

Section 1. The Town of Huntington, in the County of Suffolk, New York (herein
called the "Town"), is hereby authorized to construct improvements to Sweet Hollow Park. The
estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the
financing thereof, is \$1,800,000 and said amount is hereby appropriated for such purpose. The
plan of financing includes the issuance of bonds in the principal amount of \$1,800,000 to finance
the said appropriation, and the levy and collection of taxes on all the taxable real property in the
Town to pay the principal of said bonds and the interest thereon as the same shall become due
and payable. It is anticipated that other funds may be available to pay a part of the cost of the
project. Any such funds are hereby authorized to be applied toward the cost of said project or
redemption of the Town's bonds or notes issued therefor, or to be budgeted as an offset to the
taxes to be collected for the payment of the principal of and interest on said bonds or notes.

7-14-2015

Section 2. Bonds of the Town in the principal amount of \$1,800,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

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

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

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

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

(d) The Town Board has determined that the project described herein is an Unlisted action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law and 6 N.Y.C.R.R., Regulations Part 617, and has issued a Negative Declaration and no further environmental review is required.

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

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

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

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

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

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

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

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

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TOWN OF HUNTINGTON, NEW YORK

PLEASE TAKE NOTICE that on July 14, 2015, the Town Board of the Town of Huntington, in the County of Suffolk, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Huntington, New York, adopted July 14, 2015, authorizing the construction of improvements to Sweet Hollow Park, stating the estimated maximum cost thereof is \$1,800,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,800,000 to finance the balance of said appropriation,”

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

FIRST: AUTHORIZING said Town to construct improvements to Sweet Hollow Park; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,800,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of \$1,800,000 bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon; and STATING that it is anticipated that other funds may be available to pay a part of the cost of the project and any such funds are hereby authorized to be applied toward the cost of said project or redemption of the Town's bonds or notes issued therefor, or to be budgeted as an offset to the taxes to be collected for the payment of the principal of and interest on said bonds or notes;

SECOND: AUTHORIZING the issuance of \$1,800,000 bonds of the Town pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

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

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

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

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

DATED: July 14, 2015
Huntington, New York

Hon. Jo-Ann Raia
Town Clerk

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

* * *

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

Supervisor Frank P. Petrone voting AYE

Councilperson Susan A. Berland voting AYE

Councilperson Eugene Cook voting NO

Councilperson Mark A. Cuthbertson voting AYE

Councilperson Tracey Edwards voting AYE

The resolution was declared adopted.

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RESOLUTION AUTHORIZING APPROPRIATE ACTION(S) IN ACCORDANCE WITH HUNTINGTON TOWN CODE CHAPTER 156 PROPERTY MAINTENANCE; NUISANCES, ARTICLE VII, BLIGHTED PROPERTY, § 156-67, ACTION BY TOWN BOARD FOR FAILURE TO COMPLY OR ABATE VIOLATIONS

Resolution for Town Board Meeting dated: July 14, 2015

The following resolution was offered by: Councilwoman Berland

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, on June 9, 2015 the Town Board designated certain properties as "blighted" and scheduled a public hearing to consider further action to remedy the conditions of blight; and

WHEREAS, those properties whose owners failed to enter into a Restoration Agreement with the Town or to take steps to remedy the conditions of blight upon their properties are being evaluated and considered for further action(s) to be taken; and

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

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

NOW THEREFORE,

THE TOWN BOARD

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

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

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

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

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

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

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

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

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

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

PREVIOUS EXHIBITS-SCHEDULE A	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	NOTIFICATION DATE	ANNUAL REGISTRATION FEE
174	8 Valley Lane Huntington	0400-037.00-01.00-028.000	UDA C. Naval (Rev. Trust) Uday Naval (Est of) 8 Valley Lane Huntington, NY 11743-1536	4/29/2015	\$2,500.00
177	85 Railroad Avenue Huntington Station	0400-141.00-01.00-081.00	Alan Johnston 85 Railroad Avenue Huntington Station, NY 11746-1230	5/8/2015	\$5,000.00
171	91 Alpine Way Huntington Station	0400-203.00-02.00-009.000	Anton Rogall Grace Rogall 91 Alpine Way Huntington Sta., NY 11746	4/8/2015	\$2,500.00
173	96 Laurel Hill Road Northport	0400-114.00-03.00-025.003	William Giacone Cynthia Nance 96 Laurel Hill Road Northport, NY 11768-3426	4/9/2015	\$2,500.00
176	101 Cuba Hill Road Greenlawn	0400-165.00-01.00-061.000	Michael Findel 101 Cuba Hill Road Greenlawn, NY 11740-2716	5/4/2015	\$2,500.00
175	918 E. Jericho Tpke Huntington Station	0400-207.00-01.00-008.000	Hypothecator Realty Corp. 403 Main Street, Ste. 4 Port Washington, NY 11050-3170	4/28/2015	\$5,000.00

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

PREVIOUS EXHIBITS-SCHEDULE A	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	NOTIFICATION DATE	DATE PUBLIC HEARING HELD
174	8 Valley Lane Huntington	0400-037.00-01.00-028.000	UDA C. Naval (Rev. Trust) Uday Naval (Est of) 8 Valley Lane Huntington, NY 11743-1536	4/29/2015	6/9/2015
177	85 Railroad Avenue Huntington Station	0400-141.00-01.00-081.000	Alan Johnston 85 Railroad Avenue Huntington Station, NY 11746-1230	5/8/2015	6/9/2015
171	91 Alpine Way Huntington Station	0400-203.00-02.00-009.000	Anton Rogall Grace Rogall 91 Alpine Way Huntington Sta., NY 11746	4/8/2015	6/9/2015
173	96 Laurel Hill Road Northport	0400-114.00-03.00-025.003	William Giacone Cynthia Nance 96 Laurel Hill Road Northport, NY 11768-3426	4/9/2015	6/9/2015
176	101 Cuba Hill Road Greenlawn	0400-165.00-01.00-061.000	Michael Findel 101 Cuba Hill Road Greenlawn, NY 11740-2716	5/4/2015	6/9/2015
175	918 E. Jericho Tpke Huntington Station	0400-207.00-01.00-008.000	Hypothecator Realty Corp. 403 Main Street, Ste. 4 Port Washington, NY 11050-3170	4/28/2015	6/9/2015

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

PREVIOUS EXHIBITS- SCHEDULE A	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	NOTIFICATION DATE
14	39 8th Avenue Huntington Station	0400-142.00-01.00-062.00	John Frank Development Corp. 39 8th Avenue Huntington Station, NY 11746	11/18/2011

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-SCHEDULE C-
 IN COMPLIANCE

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

PREVIOUS EXHIBITS-SCHEDULE A	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	ORIGINAL NOTIFICATION DATE	ANNUAL REGISTRATION FEE
74	4 Colby Court Dix Hills	0400-252.00-02.00-045.000	Charles McMorro 4 Colby Court Dix Hills, NY 11746	10/24/2012	\$ 2,500.00
10	5 Laura East Northport	0400-185.00-02.00-024.003	Willard R. Lanham Laura Lanham 5 Laura East Northport, NY 11731	10/7/2011	\$ 2,500.00
110	30 Essex Drive Northport	0400-002.00-01.00-002.000	Yusef Z. Yuceoglu Umur Yuceoglu 300 E. 33rd Street, Apt. 20A New York, NY 10016- 9423	1/14/2014	\$ 2,500.00
104	32 Lakeside Drive Centerport	0400-043.00-05.00-014.000	Subbarao Gutti Sathyavath Gutti 32 Lakeside Drive Centerport, NY 11721	9/27/2013	\$ 2,500.00
11	114 Columbia Street Huntington Sta., NY	0400-141.00-01.00-027.000	Delvis Arevalo Elsa Bardeles Banegas 114 Columbia Street Huntington Sta, NY 11746	10/21/2011	\$ 2,500.00
45	199 Seaman Neck Road Dix Hills	0400-278.00-02.00-044.000	Ramesh Pawa 199 Seaman Neck Road Dix Hills, NY 11746	5/8/2012	\$ 2,500.00

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**-SCHEDULE D-
PERSISTENT BLIGHT**

**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**

127	650 Washington Drive Centerport	0400-039.00-01.00-023.000	Teofil S. Kolodziejczyk 650 Washington Drive Centerport, NY 11721	6/23/2014	\$ 2,500.00
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**-SCHEDULE D-
PERSISTENT BLIGHT**

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

Resolution for Town Board Meeting Dated: July 14, 2015

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 **11th** day of **August**, 2015 at **2:00**p.m. at Huntington Town Hall, 100 Main Street, Huntington, New York, to consider authorizing various actions be taken with regard to blighted properties to bring about compliance with Article VII, Chapter 156 of the Code of the Town of Huntington.

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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.

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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

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EX. #	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	NOTIFICATION DATE	ANNUAL REGISTRATION FEE
68	5 Gerri Road E. Northport	0400-126.00-02.00-016.000	Marcia Bahamonde Barbara McDougald 5 Gerri Road E. Northport, NY 11731-2703	6/9/2015	\$ 2,500.00
191	6 Hunters Lane Huntington Station	0400-201.00-02.00-026.000	Leopold W. Kovar 2746 W. Alder Road Bellmore, NY 11710-4646	6/11/2015	\$ 2,500.00
188	7 Cherry Place Huntington	0400-025.00-02.00-045.000	Robert Waldinger 7 Cherry Place Huntington, NY 11743-1908	6/12/2015	\$ 2,500.00
181	7 Metcale Lane E. Northport	0400-183.00-03.00-041.000	Aileen Carson (L/E) Dwight Carson (Estate of) 7 Metcale Lane E. Northport, NY 11731-4419	5/20/2015	\$ 2,500.00
189	14 Woodoak Lane Huntington	0400-192.00-01.00-073.000	Keith Wehrheim 14 Woodoak Lane Huntington, NY 11743-6250	6/11/2015	\$ 2,500.00
185	20 Miller Place Huntington Station	0400-144.00-01.00-054.000	Lam F. Tong Stephanie P. Lee 20 Miller Place Huntington Station, NY 11746-2919	6/8/2015	\$ 2,500.00

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SCHEDULE A
Schedule Public Hearing

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

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EX. #	PROPERTY IN VIOLATION	TAX ID #	PROPERTY OWNER/ MAILING ADDRESS	NOTIFICATION DATE	ANNUAL REGISTRATION FEE
180	21 Deepdale Drive Huntington	0400-239.00-02.00-083.000	Maxine Mera, Estate of Cheryl Mera, Administrator 21 Deepdale Drive Huntington Station, NY 11746-4247	5/14/2015	\$ 2,500.00
186	23 Cordell Place E. Northport	0400-122.00-01.00-045.000	David Schwartz 23 Cordell Place E. Northport, NY 11731-2623	6/5/2015	\$ 2,500.00
182	47 Bayberry Lane Northport	0400-061.00-03.00-060.000	Bruce Linko Wayne Linko 47 Bayberry Lane Northport, NY 11768-2303	5/21/2015	\$ 2,500.00
178	49 9th Avenue Huntington Station	0400-143.00-01.00-031.002	Angela Mata 45 E. 5th Street Huntington Station, NY 11746-1444	5/11/2015	\$ 2,500.00
187	75 Alton Avenue Greenlawn	0400-162.00-03.00-049.000	Angel & Francis Soto Yasanka Batsikas 75 Alton Avenue Greenlawn, NY 11740-2140	6/12/2015	\$ 2,500.00
184	87 Wells Road Northport	0400-114.00-03.00-087.000	Katherine Madison 87 Wells Road Northport, NY 11768-3449	6/10/2015	\$ 2,500.00

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SCHEDULE A
Schedule Public Hearing

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NUMBER 21-2015, CONSIDERING ZONE CHANGE APPLICATION #2014-ZM-401, HESS CORP-25A, TO CHANGE THE ZONING FROM C-7 MINOR COMMERCIAL CORRIDOR DISTRICT TO C-11 AUTOMOTIVE SERVICE STATION DISTRICT FOR PROPERTY LOCATED ON THE SOUTHWEST CORNER OF FORT SALONGA ROAD AND CATHERINE STREET, EAST NORTHPORT, SCTM# 0400-056-02-030.

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, HESS CORPORATION, 1 Hess Plaza, Woodbridge, NJ 07095, applicant, submitted application #2014-ZM-401 for a change of zone from C-7 Minor Commercial Corridor District to C-11 Automotive Service Station District for property located on the southwest corner of Fort Salonga Road (NYS 25A) and Catherine Street, East Northport, designated as 0400-056-02-030 on the Suffolk County Tax Map; and

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

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

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

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

NOW THEREFORE BE IT

RESOLVED, the Town Board hereby schedules a public hearing for the 16th day of September, 2015, at 2:00 PM to consider adopting Local Law Introductory No. 21-2015 amending the "Amended Zoning Map of the Town of Huntington", as referenced in Chapter 198 (Zoning), Article II (Zoning Districts; Map; General Regulations), §198-7 of the Huntington Town Code, thereby rezoning from C-7

Minor Commercial Corridor District to C-11 Automotive Service Station District the property designated on the Suffolk County Tax Map as 0400-056-02-030, as follows:

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

LOCAL LAW INTRODUCTORY NO. 21 - 2015
AMENDING THE CODE OF THE TOWN OF HUNTINGTON
CHAPTER 198 (ZONING)
ARTICLE II (ZONING DISTRICTS; MAP; GENERAL REGULATIONS)
SECTION 7 (ZONING MAP)

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

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

* * *

§ 198-7 Zoning Map

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

The premises located on the southwest corner of Fort Salonga Road and Catherine Street, East Northport, designated on the Suffolk County Tax Map as 0400-056-02-030, to be rezoned from C-7 Minor Commercial Corridor District to C-11 Automotive Service Station District, more particularly described as:

BEGINNING at a POINT on the westerly side of Catherine Street at the southeasterly end of a tie line connecting the southerly side of Fort Salonga Road with the westerly side of Catherine Street,

THENCE from said POINT OF BEGINNING South 10 degrees 03 minutes 53 seconds East, 124.83 feet,

THENCE South 79 degrees 56 minutes 07 seconds West, 200.00 feet,

THENCE North 10 degrees 03 minutes 53 seconds West, 143.27 feet,

THENCE North 78 degrees 23 minutes 30 seconds East, 178.13 feet,

THENCE South 53 degrees 24 minutes 58 seconds East, 31.95 feet to the POINT OF

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NUMBER 22-2015, CONSIDERING ZONE CHANGE APPLICATION #2014-ZM-402, POWER LAND CORP, TO CHANGE THE ZONING FROM C-6 GENERAL BUSINESS DISTRICT TO C-11 AUTOMOTIVE SERVICE STATION DISTRICT FOR PROPERTY LOCATED ON THE NORTHWEST CORNER OF JERICHO TURNPIKE AND ELWOOD ROAD, ELWOOD, SCTM# 0400-214-01-056.

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by: **COUNCILWOMAN BERLAND**

WHEREAS, POWER LAND CORP, 1905 East Jericho Tpke., Huntington, NY 11743-5718, property owner, submitted application #2014-ZM-402 for a change of zone from C-6 General Business District to C-11 Automotive Service Station District for property located on the northwest corner of Jericho Turnpike (NYS 25) and Elwood Road (CR 10), Elwood, designated as 0400-214-01-056 on the Suffolk County Tax Map; and

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

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

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

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

NOW THEREFORE BE IT

RESOLVED, the Town Board hereby schedules a public hearing for the 16th day of September, 2015, at 2:00 PM to consider adopting Local Law Introductory No. 22-2015 amending the "Amended Zoning Map of the Town of Huntington", as referenced in Chapter 198 (Zoning), Article II (Zoning Districts; Map; General Regulations), §198-7 of the Huntington Town Code, thereby rezoning from C-6

General Business District to C-11 Automotive Service Station District the property designated on the Suffolk County Tax Map as 0400-214-01-056, as follows:

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

LOCAL LAW INTRODUCTORY NO. 22 - 2015
AMENDING THE CODE OF THE TOWN OF HUNTINGTON
CHAPTER 198 (ZONING)
ARTICLE II (ZONING DISTRICTS; MAP; GENERAL REGULATIONS)
SECTION 7 (ZONING MAP)

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

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

* * *

§ 198-7 Zoning Map

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

The premises located on the northwest corner of Jericho Turnpike and Elwood Road, Elwood, designated on the Suffolk County Tax Map as 0400-214-01-056, to be rezoned from C-6 General Business District to C-11 Automotive Service Station District, more particularly described as:

BEGINNING at a POINT on the northerly side of Jericho Turnpike, as widened, at the extreme southwesterly end of a line which connects the westerly side of Elwood Road, as widened, with the northerly side of Jericho Turnpike, as widened,

THENCE from said POINT OF BEGINNING South 66 degrees 13 minutes 50 seconds West, 114.74 feet,

THENCE North 08 degrees 24 minutes 00 seconds West, 128.82 feet,

THENCE North 66 degrees 13 minutes 50 seconds East, 145.85 feet,

THENCE South 08 degrees 24 minutes 00 seconds East, 98.31 feet,

THENCE South 29 degrees 20 minutes 33 seconds West, 49.01 feet to the POINT OF

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NUMBER 23-2015, CONSIDERING ZONE CHANGE APPLICATION #2015-ZM-409, APPLE FARM REALTY, LLC, TO CHANGE THE ZONING FROM I-5 GENERAL INDUSTRY DISTRICT TO C-11 AUTOMOTIVE SERVICE STATION DISTRICT FOR PROPERTY LOCATED ON THE SOUTHEAST CORNER OF OAKWOOD ROAD AND WEST 11TH STREET, HUNTINGTON STATION, SCTM# 0400-137-01-061.001.

Resolution for Town Board Meeting Dated: July 14, 2015

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

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, APPLE FARM REALTY, LLC, 1520 Northern Blvd., Manhasset, NY 11030, contract vendee, submitted application #2015-ZM-409 for a change of zone from I-5 General Industry District to C-11 Automotive Service Station District for property located on the southeast corner of Oakwood Road (CR 92) and West 11th Street, Huntington Station, designated as 0400-137-01-061.001 on the Suffolk County Tax Map; and

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

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

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

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

NOW THEREFORE BE IT

RESOLVED, the Town Board hereby schedules a public hearing for the 16th day of September, 2015, at 2:00 PM to consider adopting Local Law Introductory No. 23-2015 amending the "Amended Zoning Map of the Town of Huntington", as referenced in Chapter 198 (Zoning), Article II (Zoning Districts; Map; General Regulations), §198-7 of the Huntington Town Code, thereby rezoning from I-5

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General Industry District to C-11 Automotive Service Station District the property designated on the Suffolk County Tax Map as 0400-137-01-061.001, as follows:

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

LOCAL LAW INTRODUCTORY NO. 23 - 2015
AMENDING THE CODE OF THE TOWN OF HUNTINGTON
CHAPTER 198 (ZONING)
ARTICLE II (ZONING DISTRICTS; MAP; GENERAL REGULATIONS)
SECTION 7 (ZONING MAP)

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

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

* * *

§ 198-7 Zoning Map

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

The premises located on the southeast corner of Oakwood Road and West 11th Street, Huntington Station, designated on the Suffolk County Tax Map as 0400-137-01-061.001, to be rezoned from I-5 General Industry District to C-11 Automotive Service Station District, more particularly described as:

BEGINNING at a POINT on the northeasterly end of a tie line connecting the south side of East 11th Street with the east side of Oakwood Road,

THENCE from said POINT OF BEGINNING North 84 degrees 51 minutes 30 seconds East, 235.46 feet,

THENCE South 08 degrees 39 minutes 20 seconds West, 225.07 feet,

THENCE North 87 degrees 57 minutes 00 seconds West, 250.59 feet,

THENCE North 02 degrees 23 minutes 30 seconds East, 145.15 feet,

THENCE North 42 degrees 41 minutes 20 seconds East, 64.51 feet along the tie line to the POINT OF BEGINNING.

* * *

Section 2. Severability

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

Section 3. Effective Date

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

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

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2015-340

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING
LOCAL LAW INTRODUCTORY NO. 24 -2015 AMENDING THE CODE OF THE
TOWN OF HUNTINGTON, CHAPTER 109 (FIREARMS)

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, the Town Board has received notice from concerned residents regarding issues caused by overpopulation of deer in various communities within the Town of Huntington; specifically, Eatons Neck and Asharoken;

WHEREAS, the Town Board is in receipt of a survey conducted by residents of Eatons Neck as well as several petition letters in support of a code amendment to Chapter 109 as it relates to a deer management program;

WHEREAS, the Town Board has received requests from State Senator Carl Marcellino and Assemblyman Andrew Raia to consult with the New York State Department of Environmental Conservation ("DEC") regarding this matter; and

WHEREAS, the Town Board believes that wildlife conservation and management is properly and appropriately within the purview of the State as otherwise defined and set forth in the Environmental Conservation Law and enforced by the DEC and defers to the DEC's jurisdictional purview in this regard; and

WHEREAS, the Town Board seeks to conform to uniform standards throughout the County and State with respect to wildlife conservation and management; and

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

NOW, THEREFORE, THE TOWN BOARD

HEREBY SCHEDULES a public hearing for the ~~11th~~ of ~~August~~, 2015 at 2:00 p.m. at Town Hall, 100 Main Street, Huntington, New York to consider adopting Local Law Introductory No. 24-2015, amending the Code of the Town of Huntington Chapter 159; as follows:

LOCAL LAW INTRODUCTORY NO. 24 -2015
AMENDING THE CODE OF THE TOWN OF HUNTINGTON
CHAPTER 109 (FIREARMS)

Section 1 Amendment to the Code of the Town of Huntington, Chapter 109 (Firearms); as follows:

CHAPTER 109 (FIREARMS)

* * *

§109-3. Exemptions.

The provisions of this chapter shall not apply to:

- A. A law enforcement officer in the performance of his official duties.
- B. Programs conducted by public or private schools offering instruction or training in the use of firearms.
- C. The authorized use of a pistol, rifle or target range regularly operated and maintained by a police department or other law enforcement agency or by any duly organized membership corporation or by any municipal corporation.
- D. The lawful use of a firearm in the defense of person or property.
- E. Duly recognized parade or marching groups, including any United States military organizations and the Huntington Battalion of Minute Men and duly recognized veterans' groups.
- F. Long bow hunting, during deer hunting season only, as outlined by the New York State Department of Environmental Conservation, pursuant to a validly issued license by the New York State Department of Environmental Conservation.

* * *

Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by a 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.

2015-341

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 25 -2015 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 159 (RECREATIONAL FACILITIES), ARTICLE II: USE REGULATIONS AND RESTRICTIONS

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Supervisor Petrone

and seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, the Town Board has received notice from concerned residents regarding issues caused by overpopulation of deer in various communities within the Town of Huntington; specifically, Eatons Neck and Asharoken;

WHEREAS the Town Board believes that wildlife conservation and management is properly and appropriately within the purview of the State as otherwise defined and set forth in the Environmental Conservation Law and enforced by the New York State Department of Environmental Conservation; and

WHEREAS, the Town Board seeks to conform to uniform standards throughout the County and State with respect to wildlife conservation and management as well as maintain consistency within the Code for the Town of Huntington; to wit, a proposed amendment to Chapter 109 (Firearms); and

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

NOW, THEREFORE, THE TOWN BOARD

HEREBY SCHEDULES a public hearing for the 11th of August, 2015 at 2:00 p.m. at Town Hall, 100 Main Street, Huntington, New York to consider adopting Local Law Introductory No. 25 -2015, amending the Code of the Town of Huntington Chapter 159; as follows:

LOCAL LAW INTRODUCTORY NO. 25 -2015
AMENDING THE CODE OF THE TOWN OF HUNTINGTON
CHAPTER 159 (RECREATIONAL FACILITIES)
ARTICLE II: USE REGULATIONS AND RESTRICTIONS

Section 1 Amendment to the Code of the Town of Huntington, Chapter 159 (Recreational Facilities); as follows:

7-14-2015

2015-342

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 26 -2015 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 160 (REGISTRATION AND PERMITTING OF PROPERTY), ARTICLE II: VACANT BUILDING REGISTRATION

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Councilwoman Berland

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, the Town Board recognizes that the Suffolk County Supreme Court has created the Vacant and Abandoned Property Part (hereinafter "VAP" part) to expedite foreclosures of homes that are vacant and abandoned; and

WHEREAS, the Town Board seeks to assist the Court in identifying and confirming whether or not homes within the Town of Huntington are vacant and abandoned; and

WHEREAS, the Town Board is desirous of authorizing the Department of Public Safety to perform inspections of vacant and abandoned homes in connection with the VAP foreclosures; and

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

NOW, THEREFORE, THE TOWN BOARD

HEREBY SCHEDULES a public hearing for the ~~11th~~ **11th of August**, 2015 at **2:00** p.m. at Town Hall, 100 Main Street, Huntington, New York to consider adopting Local Law Introductory No. 26-2015, amending the Code of the Town of Huntington, Chapter 160 (Registration and Permitting of Property), Article II: (Vacant Building Registration); as follows:

LOCAL LAW INTRODUCTORY NO. 26 -2015
AMENDING THE CODE OF THE TOWN OF HUNTINGTON
CHAPTER 160 (REGISTRATION AND PERMITTING OF PROPERTY)
ARTICLE II: (VACANT BUILDING REGISTRATION)

Section 1 Amendment to the Code of the Town of Huntington, Chapter 160 (Registration and Permitting of Property), Article II: (Vacant Building Registration); as follows:

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CHAPTER 160 (REGISTRATION AND PERMITTING OF PROPERTY)
ARTICLE II: (VACANT BUILDING REGISTRATION)

* * *

§ 160-15. Duty of the Department of Public Safety to maintain.

(A) The Department of Public Safety shall maintain the Vacant Building Registrations in the normal course of business which shall be available for public inspection, subject to all applicable laws.

(B) The Department of Public Safety shall inspect properties upon request to identify and confirm, in writing, whether or not dwellings within the Town of Huntington are vacant and abandoned. This service shall be provided for an upfront fee, as established by the Town Board from time to time, payable to the Town of Huntington and submitted to the Department of Public Safety.

* * *

Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by a 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 IN 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.

2015-343

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 27 -2015 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 198 (ZONING), ARTICLE XVI (ZONING BOARD OF APPEALS) AND ARTICLE XIX (ZONING CHAPTER AND MAP AMENDMENTS)

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Councilwoman Berland

and seconded by: **COUNCILWOMAN EDWARDS**

WHEREAS, the Town Board intends to update the Town Code with respect to change of zone applications in order to incorporate long standing procedures and clarify the application process whenever applications before multiple Boards becomes necessary for ultimate relief; and

WHEREAS, changes to the administrative procedures for Town of Huntington applications is a Type II action in accordance with SEQRA, 6 NYCRR Section 617.5(c)(20 & 27), requiring no further review; and

NOW, THEREFORE BE IT

RESOLVED, that the Town Board hereby schedules a public hearing for the **11th** day of August, 2015 at **2:00** p.m., at Town Hall, 100 Main Street, Huntington, New York to consider adopting Local Law Introductory No.: 27 -2015, amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article XVI (Zoning Board of Appeals) and Article XIX (Zoning Chapter and Map Amendments), as follows:

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

LOCAL LAW INTRODUCTORY NO. **27** - 2015
AMENDING THE CODE OF THE TOWN OF HUNTINGTON
CHAPTER 198 (ZONING), ARTICLE XVI (ZONING BOARD OF APPEALS)
AND ARTICLE XIX (ZONING CHAPTER AND MAP AMENDMENTS)

Section 1. Chapter 198 (Zoning), Article XVI (Zoning Board of Appeals) and Article XIX (Zoning Chapter and Map Amendments), are hereby amended, as follows:

CHAPTER 198
ZONING

* * *

7-14-2015

ARTICLE XVI
ZONING BOARD OF APPEALS

* * *

§ 198-109. General powers. The Zoning Board of Appeals shall have the following general powers:

* * *

B. To decide any question involving the interpretation of a provision of [this chapter] the zoning regulations and to determine and establish the true location of district boundaries in a disputed case.

* * *

D. To authorize, upon appeal from a determination of the Building Inspector, a variance or modification in the strict application of the terms of [this chapter] the zoning regulations where literal enforcement would result in practical difficulty or unnecessary hardship.

* * *

§ 198-112. Rules as to procedure; hearings; notice.

* * *

H. The Zoning Board shall hold a pending application in abeyance, if, in the course of processing such application, it becomes necessary to rescind, modify, vary, or interpret a covenant or restriction imposed by the Town Board. In such event, the applicant shall be directed to file an application with the Town Board for such interpretation, variance or modification, and such Town Board determination shall be made before the Zoning Board can proceed with the application before it.

I. [H.] In the event there is a tie vote, or a failure to obtain a majority when less than seven (7) Board members have voted, and the Board determines that a member who was not present at the public hearing should vote, then such member shall, prior to casting a vote, visit the site of the subject application and review the minutes and record of the public hearing. In addition, a public hearing to supplement the record of the initial public hearing shall be scheduled by the Board for the purpose of affording the applicant or the

public the opportunity to present any comments to the Board member who will be casting the deciding vote.

* * *

ARTICLE XIX
[ZONING CHAPTER AND MAP AMENDMENTS]
ZONING MAP AMENDMENTS

§198-126. Authority to amend [chapter or] the zoning map.

A. Change of zones. The Town Board may from time to time, in its discretion, amend, supplement, modify, repeal or change [this chapter or] the Zoning Map of the Town of Huntington on its own motion, on [petition or] application, or on recommendation of the Planning Board, but only after a public hearing has been held [before the] by the Town Board to consider [said change of zone] the action.

B. Rescission, modification or clarification of covenants and restrictions. Any application to rescind or modify covenants and restrictions established by the Town Board, or to interpret or clarify such covenants and restrictions, shall be referred first to the Town Board for a determination before an application to the Planning or Zoning Boards can be filed. In the event, a rescission, modification or an interpretation of covenants and restrictions established by the Town Board becomes necessary in the course of processing an application before the Planning Board or Zoning Board of Appeals, then in that event the application shall be held in abeyance until such time as an application is filed before the Town Board for such relief and the matter is decided.

[§198-127.] [Referral of change of zone proposals to Planning Board.]

[The Town Board shall refer changes of zone change proposals to the Planning Board for recommendations and written report thereon, unless specifically determined otherwise, as provided in § 198-128 herein. The Town Board may specify a reasonable time within which such report shall be submitted, and no public hearing shall be held until such report has been received or the specified time has elapsed.]

§198-127. [§198-128.] Application[s] for a change of zone [by property owners].

A. [Application to amend this chapter may be made by any property owner, to the Town Board, by submitting the proper documents to the Town Clerk.] A property owner, contract vendee, or lessee holding a current lease may apply to the Town Board for a change of zone by filing a complete application and all required supporting documentation with the Huntington Town Clerk. In every instance, the property owner must sign the application consenting to such relief. An application fee in the amount set forth in this Article is due and payable at the time of application. No application shall be accepted for filing unless it is complete.

- B. The Town Clerk shall [then] forward copies of the application [form] to the Town Board, Director of Planning and Town Attorney. [copies of the complete application, including all supporting materials, to the Town Attorney and the Director of Planning.]
- C. The Director of Planning and Environment shall, [Within] within thirty (30) days of receipt of a complete application, [by the Director of Planning and the Town Attorney, they shall] prepare and [forward to] provide the Town Board with a synopsis of the application, [which identifies] identifying the proposal's compatibility with adopted land use plans, local laws, and surrounding land uses and zoning. The Director may request additional documentation from the applicant as he deems necessary to complete the synopsis.
- D. Within thirty (30) days of receipt of the synopsis, the Town Board may determine whether to entertain the application, seek additional review, or refer it to the Planning Board [as provided in §198-127 above] for its written recommendation on the merits of the application and a declaration of significance pursuant to SEQRA. If the Town Board refers the application to the Planning Board, it may specify a reasonable period of time within which the Planning Board's written recommendations are to be submitted. If the Town Board fails to take any action within said thirty (30) day period, the application shall be automatically forwarded to the Planning Board [no action is taken, the application will be forwarded to the Planning Board] for analysis. [The Planning Board shall, by resolution, forward a recommendation to the Town Board as to both the merits of the application and a declaration of significance pursuant to SEQRA.] Nothing contained in this Article shall prevent the Town Board from holding a public hearing on the merits of the zone change application without the recommendations of the Planning Board.
- E. In the event the Town Board wishes to further entertain the application, it shall make a final decision only at the conclusion of the SEQRA process and after holding a public hearing on the application for a change of zone. If a positive declaration has been issued by the Town Board and a public hearing is scheduled, the Director of Planning and Environment shall coordinate the SEQRA review on behalf of the Town Board.
- [E.] [The Town Board shall determine whether to further entertain the application. An affirmative determination requires scheduling a public hearing. A negative determination requires a resolution enumerating the Town Board's findings and terminates further SEQRA analysis.]
- [F.] [If a public hearing is scheduled, after due deliberation the Town Board shall, by resolution, shall issue a determination of significance pursuant to SEQRA. When the Town Board issues a negative declaration or accepts a draft environmental impact statement as satisfactory with respect to its scope, content and adequacy, a public hearing may be scheduled for the purpose of commencing public review.]

The Town Board shall make a final decision only at the conclusion of the SEQRA process.]

[G.] [If a public hearing is scheduled, the Director of Planning shall coordinate pursuant to §52A-4B(2) of the Code the SEQRA review and provide the Town Board with the studies necessary for its reasoned determination of the proposed amendment.]

E. [H.] For residential zone changes see §198-13(I) concerning affordable housing requirements.

[§198-128.1] [Filing fees.]

[A.] [Upon filing with the Town Board a request for a change of zone or amendment to the Zoning Ordinance or Map, the applicant shall pay to the Town Clerk the sum of five hundred dollars (\$500.) as a base fee and the further sum of one hundred dollars (\$100.) per acre or any part thereof.]

[B.] [An applicant who has filed a request for a change of zone and wishes to amend that request to a zoning classification or use not sought in the original request shall pay a fee to the Town Clerk equal to twenty-five percent (25%) of the total original fee.]

[C.] [Should an applicant wish to change his/her requested yield (number of dwellings, industrial/commercial square footage or acreage) from what the original request was by fifteen percent (15%) or more, the amendment fee shall be twenty-five percent (25%) of the original fee (base fee plus the per acre fee).]

[D.] [No fee paid pursuant to this section shall be refunded.]

§198-128. Application requirements. The application requirements for a change of zone or to amend the original application as described in this section shall be deemed complete if accompanied by the following documents and such other documents as may be requested by the Director of Planning.

A. An original and nine (9) copies of a signed and completed application form.

B. Four (4) copies of the current deed to the property proposed for a change of zone indicating in whom title to the property is presently vested and containing a metes and bounds description and Suffolk County Tax Map Number. In the event only part of the total property holding is being proposed for a change of zone, four (4) copies of the deed to the owner's total property holding is still required.

C. Four (4) copies of a metes and bounds description of the property proposed for a change of zone prepared by a duly licensed surveyor. Such metes and bounds

description shall not include any area retaining its existing zoning and shall be shown on one of the maps or submitted as a separate document.

- D. If the property is in contract to be sold or leased for a term of years at the time of application, then four (4) copies of the executed contract of sale and/or lease agreement must be submitted.
- E. In each case where the applicant is not the property owner, the property owner's notarized signature consenting to the application for a change of zone shall be required on the application.
- F. Four (4) copies of any covenants and restrictions affecting the property proposed for a change of zone and/or the total contiguous property holding of the owner, if applicable.
- G. An original and three (3) copies of a disclosure affidavit which shall be executed by all applicants, property owners, contract vendees, and/or lessees of the property proposed for a change of zone.
- H. Six (6) copies of a Land Use and Zoning Map, with a five hundred (500) feet radius around the subject property (or total land holdings), or two hundred (200) feet as applicable, showing the following information: tax map parcels; zoning districts shown by various hatched lines or patterns; zoning legend; general description of land use for each parcel (i.e. residence, retail, office, restaurant, gas station, etc.); rough outlines of buildings and structures only for parcels immediately adjacent to the subject property (or total land holdings if required by the Planning Department); road names; scale and north arrow.
- I. Eighteen (18) copies of a site plan showing the proposed development of property which is proposed for a change of zone.
- J. An original and two (2) copies of a fully completed Environmental Assessment Form (EAF) Part I shall be submitted with the application. A Draft Environmental Impact Statement voluntarily submitted by an applicant will be accepted in lieu of an Environmental Assessment Form pursuant to the State Environmental Quality Review Act (SEQRA) and its regulations; however, it will be considered only as an expanded environmental assessment form.
- K. Such additional copies and/or documentation as the Department of Planning and Environment deems necessary and/or advisable.

§198-129. Applications to rescind, modify or clarify covenants and restrictions.

A. Rescission or Modification. Applications to rescind or modify covenants and restrictions established by the Town Board as a condition of a prior zone change approval or otherwise shall be filed in the Office of the Town Clerk with the requisite application

fee, and unless otherwise directed by the Director of Planning, shall contain the same information required of an applicant for a change of zone. Such application shall also include a reason for the relief requested, a copy of the proposed amendments, and such other information as may be requested by the Director of Planning. All of the procedures and requirements established for a change of zone, including the notice requirements except as to the posting of a sign, shall be applicable to applications for a rescission or modification.

B. Clarification. Applications for a clarification or interpretation of covenants and restrictions established by the Town Board as a condition of a prior zone change approval or otherwise shall be filed in the Office of the Town Clerk with the requisite application fee. The petition may be in the form of a letter to the Town Board explaining the reason for the relief, outlining the issues, and offering a proposed interpretation. The application may also include any supporting documentation deemed material or necessary by the applicant. An original and eight (8) copies of the application shall be filed with the Town Clerk. The Town Clerk shall forward two (2) copies of the application to the Department of Planning and Environment for analysis. Within sixty (60) days of receipt of the application, the Department of Planning and Environment shall submit its analysis and recommendations to the Town Board and Town Attorney for the Board's consideration. The Town Board shall consider all of the submissions and shall make its determination by resolution. No public hearing shall be required.

§198-130. Application fees.

- (1) A non-refundable application fee of five hundred (\$500) dollars as a base fee for the first acre, and an additional amount of two hundred (\$200) dollars per each additional acre, or any part thereof, shall accompany each application for a change of zone; and
- (2) An applicant who files an amended application for a more intensive zoning classification or use not sought in the original application shall pay a non-refundable fee equal to twenty-five (25%) percent of the total original fee to the Department of Planning and Environment; and
- (3) An applicant who files an amended application increasing the yield (the number of dwellings, industrial/commercial square footage, or acreage) shall pay a non-refundable fee of twenty-five (25%) percent of the total original fee to the Department of Planning and Environment.
- (4) An applicant seeking to rescind or modify any part of a covenant or restriction established by the Town Board as part of a prior approval shall pay the same non-refundable application fee as for a change of zone.

- (5) An applicant seeking an interpretation of a covenant or restriction established by the Town Board as part of a prior approval shall pay an application fee of five hundred (\$500) dollars.

§198-131. [§198-129] Public [H]hearing; notice requirements; decision of the Board.

[A.] [By resolution adopted at a regular meeting of the Board, the Town Board shall fix the time and place of any public hearing upon an amendment to this chapter and shall give at least ten (10) days' notice thereof by publishing a notice in the official Town newspaper as required by law and by posting a printed copy of such notice on the signboard maintained by the Town Clerk pursuant to §30, Subdivision 6, of the Town Law.]

A. Public Hearing. The Town Board shall fix the time and date of any public hearing for a change of zone or for a modification of covenants and restrictions established by the Board. The Huntington Town Clerk shall publish notice of the public hearing in the official newspaper(s) of the Town and post such notice on the official signboard maintained by the Town Clerk at least ten (10) days prior to the scheduled hearing date. Notice of the public hearing shall state the location of the building or premises, the name of the property owner, and the general nature of the application.

[B.] [Notice of hearing shall state the location of the building or premises, the name of the owner and applicant and the general nature of the application.]

B. Notice of Hearing.

(1) In addition to the notice requirements set forth above, the applicant shall mail notice of the public hearing to the owners of all properties lying within five hundred (500) feet of the exterior boundary lines of the property owner's total contiguous property holding, as shown on the current assessment roll of the Town. Notice of public hearing shall include the date, time and place of the public hearing and a description of the proposed action, and shall be sent by regular mail to the addresses shown on the most recent assessment tax roll of the Town, and shall be post marked no less than thirty (30) days before the hearing date. A copy of the notice of hearing and certificate of mailing for each recipient, which legibly indicates the name and address of the person to which the notice was mailed and is duly certified by the post office, shall be filed in the Office of the Town Clerk by the applicant no less than fourteen (14) days before the hearing date. An affidavit of mailing by the person who actually mailed the notice attesting that the Notice was mailed shall also be filed within such period. No public hearing shall be held until the requirements of this section are fulfilled.

(2) In the event the Town Board, on its own motion or on recommendation of the Planning Board, initiates a change of zone, the Town Board shall, by and through the Department of Planning and Environment, give notice of the public hearing to the owners of the subject property and to the owners of all properties lying within five hundred (500) feet of the exterior boundary lines of the property being considered for a change of zone, except where the property considered for a zone change is in the R-15, R-10, R-7 and R-5 zoning districts and in such event notification shall be given to the owners of the property under consideration for a zone change and the owners of properties lying within two hundred (200) feet of the exterior boundary lines of the subject property owner's total contiguous property holding, by regular mail to the addresses shown on the most recent assessment roll of the Town no less than thirty (30) days before the hearing date. A copy of the notice and affidavit of mailing shall be filed in the Office of the Town Clerk by the Department of Planning and Environment no less than fourteen (14) days before the hearing date.

[C.] [In addition to the foregoing requirements, notice of any public hearing called pursuant to §198-126 or 198-128 of this chapter to consider an amendment to the Zoning Map shall be given by mailing or serving a notice thereof to the owners of the subject property and of all adjoining property within five hundred (500) feet of the exterior limits of the applicant's total property holding, as shown on the latest assessment roll. The applicant shall be required to make such notification, when the hearing is noticed pursuant to § 198-128, and proof of service shall be submitted to the Town Clerk not less than fourteen (14) days prior to the date of the hearing. Noncompliance, by an applicant, with these notification requirements and submittal of such to the Town Clerk may mean postponement of any scheduled public hearing. In cases where the Town Board, on its own motion or on recommendation of the Planning Board, initiates an amendment, supplementation, modification, repeal or change in the Zoning Map which would affect only one contiguous parcel of land, the Town Board shall, by and through its designated agent, the Planning Department of the Town of Huntington, give notice of any prospective public hearing by mailing or serving a notice thereof to the owners of the subject property and to the owners of the adjoining property within five hundred (500) feet of the exterior limits of the property which is the subject of the prospective hearing. Such notice shall be given not less than thirty (30) days prior to the date of the hearing. The Town Board shall not call a public hearing upon any proposed zoning amendment until the applicant, excluding the Town Board or Planning Board, has paid the required filing fee to the Town Clerk and complied with the requirements of this section and with applicable disclosure requirements.]

C. [D] Posting of signs. In addition to notifying adjoining property owners by mail, the applicant shall erect a sign on each frontage of the property announcing the date, time and place of the public hearing. In cases where the Town Board, on its own motion or upon the recommendation of the Planning Board, initiates [an

amendment, supplementation, modification, repeal or change in the Zoning Map,] a change of zone which would affect only one (1) contiguous parcel of land the Town Board, by and through [its designated agent, the Planning Department of the Town of Huntington] the Department of Planning and Environment, shall erect or arrange for the erection of such a [the] sign [referred to herein]. Said sign shall be placed at the center of the frontage of the property and shall not be more than ten (10) feet from the street line. It shall not be less than two (2) feet nor more than six (6) feet above grade. The sign shall be erected on the property not more than ten (10) days nor less than five (5) days prior to the public hearing, and an affidavit of posting and photographs shall be submitted to the Town Clerk not less than four (4) days prior to the date of the public hearing. No public hearing shall be held until the requirements of this section are fulfilled. The applicant shall be responsible for the removal of the sign within three (3) days after the public hearing.

- D. Rescheduling public hearing. If a public hearing is rescheduled for any reason, the new public hearing date shall provide enough time to be advertised and a new mailing to neighbors shall be sent announcing said hearing. Re-advertising and re-mailing notices shall indicate that this is a hearing that was rescheduled from a specific date. If the applicant causes a postponement, for any reason, then he/she shall be responsible for the cost of re-advertising and re-mailing the notices as described above.
- E. Determination of the Board. Within ninety (90) days of the conclusion of the public hearing, the Town Board may approve an application, in whole or in part, and with or without special conditions or revisions, or may deny the application. Unless extended by the Town Board and subject to the provisions of §54-1, the application shall be deemed denied if the Board fails to act within such ninety (90) day period. The decision of the Board is final as to the Town of Huntington and the resolution, if one is generated, shall be filed in the Office of the Town Clerk.
- F. Conditional approvals. In the event the Town Board approves a change of zone upon special conditions or upon the fulfillment of specified requirements, such conditions or requirements shall be fully complied with by the applicant. Said covenants and restrictions shall be prepared by the applicant and submitted to the Town Attorney for approval as to form and content. Upon approval by the Town Attorney, the applicant shall record the covenants and restrictions in the Office of the Suffolk County Clerk, at his or her own expense and provide the Town Attorney and the Department of Planning and Environment with a copy of the recorded instrument before the proposed local law will be filed with the Secretary of State or other agency having jurisdiction. A copy of the recorded instrument shall be submitted to the Planning Board and/or Zoning Board of Appeals as part of any application before such Boards following the change of zone.

[§198-130.] [Application requirements for Zoning Map amendments.]

[Any applicant or petitioner who requests an amendment to the Zoning Map shall submit to the Town Clerk, with the application for such amendment, the following supplementary materials, with the number of copies of each item:]

- [A.] [Deed(s) to property proposed for change of zone indicating in whom title to the property is presently vested.]
- [B.] [Disclosure affidavit(s) executed by applicant, owners of record, contract vendees, lessors, lessees, sublessors, sublessees, contract lessors, contract lessees, contract sublessors, contract sublessees, holders of any beneficial interests, holders of encumbrances and contract holders of encumbrances of property proposed for change of zone.]
- [C.] [Metes and bounds description of property proposed for change of zone, including Tax Map numbers of subject parcels, attached to the application as Schedule A.]
- [D.] [A reproducible survey, eight and one-half (8 1/2) inches by eleven (11) inches in size, at a scale of one inch equals one thousand (1,000) feet, prepared by a duly licensed surveyor or engineer, indicating the area proposed for change of zone and surrounding property on which the zoning is designated by standard symbols shown on the official Zoning Map.]
- [E.] [Land use and Zoning Map, indicating zone classifications and land uses within a distance of five hundred (500) feet of property proposed for change of zone.]
- [F.] [A site plan showing proposed development of property that is subject of change of zone application.]
- [G.] [A fully completed environmental assessment form. A draft environmental impact statement submitted voluntarily by an applicant with a change of zone application will be accepted in lieu of an environmental assessment form, pursuant to § 617.3(e) of the State Environmental Quality Review (SEQRA) Regulations; however, it will be considered only as an expanded environmental assessment form at that time.]
- [H.] [Fee in the amount required by §198-128.1 of this article.]

[§198-131.] [Procedure upon adoption.]

- [A.] [Any amendment to these regulations shall, upon adoption, be entered in the minutes of the Town Board shall be published and posted according to law, and ten (10) days shall elapse from the date of publication, for the Zoning Map amendment to be in effect.]
- [B.] [In the event the Town Board approves the change of zone upon special conditions or upon the fulfillment of specified requirements, such conditions or requirements shall be fully complied with by the applicant before the expiration of two (2) years of the date of adoption of the resolution. If the conditions and/or requirements are not fully complied with to the satisfaction of the Town within such period, then the resolution shall have no force and effect and the property shall retain its original zoning classification.]

2015-344

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER A LICENSE AGREEMENT WITH HUNTINGTON HOSPITAL ASSOCIATION TO UTILIZE A PORTION OF THE TOWN OF HUNTINGTON PARKING FACILITY AT MILL DAM PARK AS A HELIPAD

Resolution for Town Board Meeting dated: July 14, 2015

The following resolution was offered by: Supervisor Petrone

And seconded by: **COUNCILMAN COOK**

WHEREAS, Huntington Hospital Association ("Huntington Hospital") has previously entered into license agreements with the Town of Huntington, for the use of a portion of the Town of Huntington parking facility at Mill Dam for parking and as a helipad; and

WHEREAS, Huntington Hospital desires to again enter into a license agreement with the Town, for use of a portion of Mill Dam Park as a helipad to air transport (i) medical patients in need of urgent/emergent care treatment from Huntington Hospital to the most appropriate health care facility to address the relevant health care need and (ii) harvested organs to and from Huntington Hospital; and

WHEREAS, such permission for use is contingent upon the execution of a license agreement which includes provisions requiring Huntington Hospital to hold harmless and indemnify the Town of Huntington; and

WHEREAS, the execution of a license agreement for this purpose is not an action as defined by 6 N.Y.C.R.R. §617.2, and, therefore, no further SEQRA review is required.

NOW, THEREFORE, THE TOWN BOARD

HEREBY SCHEDULES a public hearing to be held on the 11th day of August, 2015 at 2:00 p.m. at Huntington Town Hall, 100 Main Street, Huntington, New York, to consider entering into a license agreement with Huntington Hospital Association, 270 Park Avenue, Huntington, New York 11743, for the use of a portion of the Town of Huntington parking facility at Mill Dam Park as a helipad to air transport (i) medical patients in need of urgent/emergent care treatment from Huntington Hospital to the most appropriate health care facility to address the relevant health care need and (ii) harvested organs to and from Huntington Hospital, for a term of approximately two (2) years beginning during August 2015 and ending July 31, 2017 and Huntington Hospital's payment of a license fee in the amount of FIFTEEN THOUSAND SIX HUNDRED TWENTY-FIVE & XX/100 (\$15,625.00) DOLLARS upon execution of the license agreement and FIFTEEN THOUSAND SIX HUNDRED TWENTY-FIVE & XX/100 (\$15,625.00) DOLLARS at the commencement of year two (2) of the license term.

VOTE: AYES: 5 NOES: 0 ABSENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

7-14-2015

2015-345

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ACQUIRING FARMLAND DEVELOPMENT RIGHTS FOR GREENLAWN PROPERTY (TILDEN)

Resolution for Town Board Meeting Dated: July 14, 2015

The following resolution was offered by: Councilman Cuthbertson

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 from a representative of the owner (Tilden Realty LLC) of the property, identified as SCTM 0400-107-03-006.001, 006.010 and 0400-107-04-002.000 and located on the east side of Tilden lane and the western terminus of Wyckoff Street in Greenlawn, comprised of approximately 13.5 acres, that there is a potentially willing seller of agricultural development rights;
- noted that the same scenario had been considered previously with Town and County support; however the offer to purchase rights was declined by the owner; and
- recommended that the Town Board pursue acquisition of farmland development rights with Suffolk County to preserve historically-important agricultural open space recognized in 1976 as a National Bicentennial Farm for over 200 years of continuous farm use; and

WHEREAS, the Town Board wishes to proceed with acquisition of farmland development rights for as much of this specific real property as possible as a cooperative project with Suffolk County, and the owner will apply to the County Farmland Committee by July 31, 2015 for consideration of the shared purchase of development rights for the Tilden Farm property; 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 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

7-14-2015

2015-345

RESOLVED, that the Town Board hereby schedules a public hearing pursuant to General Municipal Law §247.2 for the 11th day of August, 2015 at 2:00p.m. at Huntington Town Hall, 100 Main Street, Huntington, New York to consider acquiring a conservation easement and development rights for the Tilden Farm Property for farmland preservation; 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 an appraisal and, upon receipt of such appraisal, to facilitate negotiation 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 appraisal,

BE IT FURTHER

RESOLVED, that the Town Board recommends this acquisition of development rights to the Director of the Suffolk County Planning Department and Suffolk County Legislature for consideration as a partnership project under a program for which it may qualify for purchase of development rights for farmland preservation with an offer of a portion of matching capital to be provided by the Huntington Environmental Open Space and Park Fund, and

BE IT FURTHER

RESOLVED, that the Town Board directs the Town Clerk to forward a copy of this resolution with a letter to the Suffolk County Planning Director, 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 development rights to protect the identified Tilden Farm Property.

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.

7-14-2015

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

APPLICANT: LAND USE ECOLOGICAL SERVICE INC.

ON BEHALF: JOHN RITTENHOUSE

LOCATION: 285 ASHAROKEN AVE., ASHAROKEN, N.Y.

S.C.T.M. #: 0401-005.00-02.00-007.001 & 005.000

Resolution for Board of Trustees Meeting Dated: July 14, 2015

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

and seconded by: **TRUSTEE COOK**

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

Land Use Ecological Service Inc.

On behalf of

John Rittenhouse

285 Asharoken Ave

Asharoken, N.Y. 11768

to construct a residential fixed pier and floating dock assembly that exceeds the one hundred (100) ft. maximum length limitation by 110 ft.. Overall length of dock assembly is to measure 210 ft from MHWL. Project site to be accessed via a construction barge at 285 Asharoken Ave., Asharoken, N.Y. 11768, S.C.T.M. # 0401-005.00-02.00-007.001 & 005.000; and

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

NOW, THEREFORE

THE BOARD OF TRUSTEES

HEREBY SCHEDULES a public hearing for the 11th day of **August**, 2015, at 2:00 pm at Town Hall, 100 Main Street, Huntington, New York 11743, to consider a variance to § 137-26. A [1] and the issuance of a special use permit to John Rittenhouse to construct a residential fixed pier and floating dock assembly that exceeds the one hundred (100) ft. maximum length limitation by 110 ft.. Overall length of dock assembly is to

2015-BT 3

measure 210 ft from MHWL. Project site to be accessed via a construction barge at 285 Asharoken Ave., Asharoken, N.Y. 11768, S.C.T.M. # 0401-005.00-02.00-007.001 & 005.000;

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

2015-BT4

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

APPLICANT: LAND USE ECOLOGICAL SERVICE INC.

ON BEHALF: JOHN RITTENHOUSE

LOCATION: 285 ASHAROKEN AVE., ASHAROKEN, N.Y.

S.C.T.M. #: 0401-005.00-02.00-007.001 & 005.000

Resolution for Board of Trustees Meeting Dated: July 14, 2015

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

and seconded by: **TRUSTEE COOK**

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

Land Use Ecological Service Inc.

On behalf of

John Rittenhouse

285 Asharoken Ave

Asharoken, N.Y. 11768

to construct a residential fixed pier and floating dock assembly that exceeds the one hundred (100) ft. maximum length limitation by 110 ft.. Overall length of dock assembly is to measure 210 ft from MHWL. Project site to be accessed via a construction barge at 285 Asharoken Ave., Asharoken, N.Y. 11768, S.C.T.M. # 0401-005.00-02.00-007.001 & 005.000; and

WHEREAS, a license agreement for the construction of a two hundred ten foot long residential fixed pier and floating dock assembly for use on underwater Board of Trustee land is necessary; and

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

NOW, THEREFORE

THE BOARD OF TRUSTEES

HEREBY SCHEDULES a public hearing for the 11th day of August, 2015, at 2:00 pm at Town Hall, 100 Main Street, Huntington, New York 11743, to consider the execution of a license agreement pursuant to the Marine Conservation Law, Town Code Chapter 137 for the use of underwater lands as is necessary for the

construction of a residential fixed pier and floating dock assembly for the docking of water-craft with a maximum length of two hundred and ten ft. from the mean high water line at 285 Asharoken Ave., Asharoken, N.Y. 11768, S.C.T.M. # 0401-005.00-02.00-007.001 & 005.000, on such terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

CDA 2015-5

RESOLUTION AUTHORIZING HUNTINGTON COMMUNITY DEVELOPMENT AGENCY TO APPLY FOR AND RECEIVE FUNDS FROM THE DEPARTMENT OF LABOR WORKFORCE DEVELOPMENT FUND VIA NEW YORK STATE'S 2015 CONSOLIDATED FUNDING APPLICATION

Resolution for Community Development Agency Board Meeting of July 14, 2015

The following Resolution was offered by: **MEMBER TRACEY A. EDWARDS**

And seconded by: **CHAIRMAN PETRONE**

WHEREAS, the New York State Department of Labor, under the Workforce Investment Act, provides grants on a competitive basis for occupational skills training of employed and unemployed workers to enhance hiring and workforce skills, commensurate with the Long Island Regional Economic Development Strategic Plan; and

WHEREAS, The Long Island Regional Economic Development Council has amended its Opportunity Agenda to include Huntington Station as a priority area; and

WHEREAS, Huntington Community Development Agency, as the owner/operator of the Huntington Opportunity Resource Center at 1264/1268 New York Avenue in Huntington Station, and, in partnership with the Town of Huntington and Suffolk County Department of Labor and Department of Social Services, recently marked one year of providing assistance to residents with resume preparation, job searches, exploration of career options, access to free training, tips for interview success and job readiness, etc.; and

WHEREAS, Huntington Community Development Agency wishes to enhance the Resource Center's workforce training opportunities by applying for the maximum applicant award of One Hundred Thousand (\$100,000,000) under the New York State Department of Labor Workforce Development Fund, for which there is no match requirement; and

WHEREAS, the Huntington Opportunity Resource Center is located in a New York State Brownfield Opportunity Study Area, Environmental Justice Area and a Low-Moderate Income Census Tract area; and

WHEREAS, the support of an application for 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 AGENCY BOARD

CDA 2015-5

HEREBY AUTHORIZES Huntington Community Development Agency to apply for and receive funds from the New York State Department of Labor Workforce Development Fund via New York State's 2015 Consolidated Funding Application; and

HEREBY AUTHORIZES the Chairman to execute any agreements and documents in connection therewith and any grant award resulting from said application and upon such other terms and conditions as may be acceptable to the Agency Attorney.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

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

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.