

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A REQUIREMENTS CONTRACT FOR BUS SERVICES FOR VARIOUS RECREATIONAL PROGRAMS WITH THE SOLE RESPONSIVE, RESPONSIBLE BIDDER (HUNTINGTON COACH CORP.)

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by:

and seconded by:

WHEREAS, the Town of Huntington operates a variety of recreational programs which require bus transportation services for participants of the programs at various locations; and

WHEREAS, sealed bids were received on January 6, 2022, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for bus services for various recreational programs, Bid No. TOH 22-01-001, and the same were opened and reviewed; and

WHEREAS, Huntington Coach Corp., 1355 New York Avenue, Huntington Station, New York 11746 is the sole responsive, responsible bidder; and

WHEREAS, entering into a contract for bus services for participants of recreational programs is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(26) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a contract, and all related documents, with Huntington Coach Corp., for the provision of bus services for various recreational programs. The contract period shall be effective for one (1) year commencing upon execution of the contract but not before April 20, 2022 to be charged to A7140-4410, A7141-4410 and A7187-4410, and upon such other terms and conditions as may be acceptable to the Town Attorney, and further authorizes the Supervisor or his designee to enforce the provisions of the contract, and all other relevant documents as deemed necessary by the Town Attorney.

VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A SIX-MONTH EXTENSION TO THE CONTRACT WITH EMPOWER RETIREMENT, LLC, FOR THE PROVISION OF INVESTMENT, ADMINISTRATIVE AND TRUSTEE SERVICES FOR THE TOWN OF HUNTINGTON PUBLIC EMPLOYEES DEFERRED COMPENSATION PLAN

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by:

and seconded by:

WHEREAS, the Town's current agreement with Empower Retirement, LLC for investment, administrative and trustee services for the Town of Huntington Deferred Compensation Plan, expires February 2, 2022; and

WHEREAS, by Town Board Resolution 2021-478 on September 14, 2021, the Town Board authorized an agreement with International City Management Association Retirement Corporation, d/b/a Missionsquare Retirement ("MissionSquare"), to take over the provision of administrative and investment services for the Town of Huntington Section 457 Deferred Compensation Plan, from Empower Retirement, LLC; and

WHEREAS, by Town Board Resolution 2021-618 on November 18, 2021, the Town Board authorized an agreement with Matrix Trust Company ("Matrix") to specifically provide Trustee services for the Town of Huntington Section 457 Deferred Compensation Plan; and

WHEREAS, negotiations have proceeded with both MissionSquare and Matrix but not all terms have yet been agreed to; and

WHEREAS, it is in the best interests of the Town to extend the current contract with Empower for a short-period to afford time for the MissionSquare and Matrix contracts to be finalized and for the conversion of the Plan services to those entities; and

WHEREAS, the execution of documents extending an agreement for Section 457 Deferred Compensation Plan services is a Type II action pursuant to 6 NYCRR §617.5(c)(26), and therefore no further SEQRA review is required.

NOW, THEREFORE,

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor or his designee to execute a six-month extension to the contract for the provision of investment, administrative and trustee services for the Town of Huntington Deferred Compensation Plan, with Empower Retirement, LLC, 8515 E. Orchard Road, Greenwood Village, CO 80111, effective February 2, 2022, upon the

same terms and conditions as are presently in effect, as well as such other terms and conditions as deemed necessary by the Town Attorney, and to enforce the provisions of the contract as deemed advisable by the Town Attorney.

VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE SUPERVISOR TO APPLY FOR AND RECEIVE FUNDING FROM THE COUNTY OF SUFFOLK FOR NUTRITION SERVICES FOR SENIOR CITIZENS, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by:

and seconded by:

WHEREAS, the Department of Human Services, Senior Citizen Division, has successfully operated a nutrition program for over 46 years for senior residents; and

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

WHEREAS, similar resolutions have passed every year; and

WHEREAS, the 2022 Adopted Suffolk County Budget includes FIVE HUNDRED ONE THOUSAND NINE HUNDRED AND NINETY FIVE AND NO/100 (\$501, 995) DOLLARS in funding for the Nutrition Program for the Elderly for the period January 1, 2022 through December 31, 2022; and

WHEREAS, applying for and receiving funds for the nutrition program is a Type II action pursuant to 6 N.Y.C.R.R § 617.5 (c)(26), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD, upon recommendation of the Department of Human Services, Senior Division

HEREBY AUTHORIZES, the Supervisor to apply and receive funds from the County of Suffolk for the provision of nutrition services for the period of January 1, 2022 through December 31, 2022, nunc pro tunc, at a unit cost for the 2022 program year in the amount of \$5.00 per meal for home delivered meals and once congregate meals resume the rate of \$4.47 per meal will prevail, to be recorded in Operating Budget Account A3776, and execute all necessary documents related to this application, and on such other terms and conditions as may be acceptable to the Town Attorney, and further authorizes the Supervisor or his designee to enforce the provisions of the agreement and all related documents as deemed necessary by the Town Attorney.

VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AMENDMENT TO THE CONTRACT TO RECEIVE ADDITIONAL FUNDING FROM THE COUNTY OF SUFFOLK FOR NUTRITION SERVICES, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by:

and seconded by:

WHEREAS, the Department of Human Services, Senior Citizen Division, has successfully operated a nutrition program for over 46 years for its senior residents, including the delivery of five frozen meals a week per senior resident; and

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

WHEREAS, the 2021 adopted Suffolk County Budget has been amended and increased from \$481,995.00 to \$501,995.00 for the period January 1, 2021 through December 31, 2021, an increase of \$20,000 of additional funding to be used for the continued provision of frozen meals to senior residents on a weekly basis; and

WHEREAS, the execution of an amended contract for nutrition program funding and an amendment to the 2021 operating budget is a Type II action as defined by 6 N.Y.C.R.R. §617.5(c)(26) and, therefore, no further SEQRA review is required.

NOW, THEREFORE,

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a Sixth Amendment to the Contract with the County of Suffolk to receive additional funds in the amount of TWENTY THOUSAND AND NO/100 (\$20,000) DOLLARS to be used for the provision of frozen meals through the nutrition program for the period of January 1, 2021 through December 31, 2021, nunc pro tunc, and on such other terms and conditions as may be acceptable to the Town Attorney, and further authorizes the Supervisor to enforce the provisions of the agreement.

VOTE:

AYES:

NOES:

ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH FLG LACROSSE, INC. FOR THE USE OF THE TOWN OF HUNTINGTON BREEZY PARK FACILITIES FOR THE PURPOSE OF CONDUCTING A LACROSSE TRY-OUT CLINIC ON MARCH 9, 2022

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by:

and seconded by:

WHEREAS, FLG Lacrosse, Inc. has requested permission to use the Town of Huntington Breezy Park facilities for the purpose of conducting a lacrosse try-out clinic from 5:30 p.m. until 10:15 p.m. on Wednesday, March 9, 2022; and

WHEREAS, permission to utilize the Breezy Park facilities for the FLG Lacrosse Inc. lacrosse try-out clinic is contingent upon the following: the execution of an Agreement, by FLG Lacrosse, Inc., which includes provisions requiring FLG Lacrosse, Inc. to defend, indemnify and hold harmless the Town of Huntington and the Town of Huntington Board of Trustees; the issuance of a valid Camp/Clinic Permit by the Town of Huntington Department of Parks and Recreation; the submission of Certificates of Insurance (General Liability Insurance Coverage, NYS Workers' Compensation Insurance, and NYS Statutory Disability and Paid Family Leave Benefits Insurance Coverage) by FLG Lacrosse, Inc. which provide coverage for the activities of all FLG Lacrosse, Inc.'s Lacrosse Try-Out Clinic employees, instructors, coaches, volunteers, enrollees and participants; the submission of a detailed Camp/Clinic Proposal; the submission of any and all required documents; and the issuance of any and all required approvals and/or permits from any other Town department and/or other agency having jurisdiction; and

WHEREAS, FLG Lacrosse, Inc. shall pay the Town of Huntington a fee for the use of the Breezy Park facilities in the amount of ONE THOUSAND SIX HUNDRED AND NO/100 DOLLARS (\$1,600.00), to be deposited in Operating Budget Account A2006; and

WHEREAS, the execution of an Agreement for this purpose constitutes a Type II action pursuant to 6 N.Y.C.R.R. 617.5 (c) (21) and therefore no further SEQRA review is required.

NOW, THEREFORE,

THE TOWN BOARD,

HEREBY AUTHORIZES the Supervisor to execute an Agreement with FLG Lacrosse, Inc., 345 Main Street, Huntington, New York 11743, for the use of the Town of Huntington Breezy Park facilities to conduct its lacrosse try-out clinic from 5:30 p.m. until 10:15 p.m. on Wednesday, March 9, 2022. Such authorization is subject to: 1) the execution of an Agreement, by an authorized representative of FLG Lacrosse, Inc., which

includes provisions requiring FLG Lacrosse, Inc. to defend, indemnify and hold harmless the Town of Huntington and the Town of Huntington Board of Trustees; 2) the issuance of a valid Camp/Clinic Permit by the Town of Huntington Department of Parks and Recreation; 3) the submission of Certificates of Insurance (General Liability Insurance Coverage, NYS Workers' Compensation Insurance, and NYS Statutory Disability and Paid Family Leave Benefits Insurance Coverage) by FLG Lacrosse, Inc., which provide coverage for the activities of all FLG Lacrosse Inc.'s lacrosse clinic employees, instructors, coaches, volunteers, enrollees and participants; 4) the submission of a detailed Camp/Clinic Proposal; 5) the submission of any and all required documents; 6) the issuance of any and all required approvals and/or permits from any other Town department and/or other agency having jurisdiction; and 7) payment of a fee to the Town of Huntington, by FLG Lacrosse, Inc., for the use of the Breezy Park facilities in the amount of ONE THOUSAND SIX HUNDRED AND NO/100 DOLLARS (\$1,600.00) to be deposited in Operating Budget Account A2006; and on such terms and conditions as may be acceptable to the Town Attorney, and further authorizes the Supervisor or his designee to enforce the provisions of the Agreement and all related documents in connection therewith.

VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A GRANT AGREEMENT AND RECEIVE FUNDS UNDER THE NEW YORK STATE INFRASTRUCTURE PROGRAM FOR WELLHEAD TREATMENT OF PLANT NUMBER 5 ON BEHALF OF THE DIX HILLS WATER DISTRICT

Resolution for Town Board Meeting Dated: February 1, 2002

The following resolution was offered by:

And seconded by:

WHEREAS, the New York State Water Infrastructure Improvement Act (WIIA) of 2017 has invested billions in drinking water infrastructure projects and water quality protection projects across the State of New York over multiple years; and

WHEREAS, under this program the Environmental Facilities Corporation, hereinafter "EFC", provides competitive grants to help municipalities fund water quality infrastructure projects; and

WHEREAS, pursuant to Resolution Nos. 2018-553 and 2018-603, the Town Board retained the services of H2M architects + engineers to prepare the WIIA grant application on behalf of the Dix Hills Water District, hereinafter "DHWD"; and

WHEREAS, the Town has received notification that the DHWD is approved for the funding; a formal grant agreement must now be executed in order to receive funds for the construction of a wellhead treatment system for 1,4-Dioxane for Well No. 5-1, at a total estimated project cost of \$6,000,000.00; and

WHEREAS, pursuant to SEQRA, 6 NYCRR, §617.5(c)(9) and (c)(31) authorizing the execution of a grant agreement and to receive funds is a Type II action and, therefore, no further review is required.

NOW, THEREFORE,

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a WIA Grant Agreement and receive funding pursuant thereto on behalf of the Dix Hills Water District for the removal of 1, 4 Dioxane at the Dix Hills Water District's Well No. 5-1, and to execute all related documents or agreements, upon such terms and conditions as may be acceptable to the Town Attorney, and to enforce the provisions of the agreement as deemed necessary by the Town Attorney; and

HEREBY AUTHORIZES the Comptroller to amend the Town's Operating and/or Capital Budget, as necessary, upon execution of all required documentation.

VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE NEW YORK STATE LIQUOR AUTHORITY SPECIAL EVENT PERMIT APPLICATION LANDLORD AUTHORIZATION FORMS ON BEHALF OF VARIOUS APPLICANTS/ORGANIZATIONS FOR SPECIAL EVENTS SCHEDULED TO BE HELD ON TOWN PROPERTY, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by:

and seconded by:

WHEREAS, the Town of Huntington regularly considers applications and issues permits for Special Events to be held on Town property; and

WHEREAS, individuals or organizations submitting applications for such Special Events and who would like to serve/sell wine or beer at such events are required to submit a Special Event Permit Application, including a Landlord Authorization Form, to the New York State Liquor Authority for a Temporary Beer, Wine and Cider Permit; and

WHEREAS, as owner of the property to be utilized for said event, it is necessary for the Supervisor to sign the New York State Liquor Authority Special Event Permit Application Landlord Authorization Form (Temporary Beer, Wine and Cider Permit) for the applicant/organization; and

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

NOW, THEREFORE,

THE TOWN BOARD,

HEREBY AUTHORIZES the Supervisor to execute New York State Liquor Authority Special Event Permit Application Landlord Authorization Forms (Temporary Beer, Wine and Cider Permits) for various applicants/organizations, upon the approval and recommendation of the Director of the Town of Huntington Department of Parks and Recreation and/or the Huntington Town Attorney's Office, for the period commencing on January 1, 2022 and ending on December 31, 2022, nunc pro tunc, and on the condition that all such other requirements for the events will be satisfied, and on such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE COMPTROLLER TO AMEND THE 2022
OPERATING BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL
DISTRICTS – VARIOUS DEPARTMENTS

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by:

and seconded by:

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. 617.5(c)(26), 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 2022 Operating Budget:

Reinstate the following position:

A1330-1100	Receiver of Taxes	Account Clerk	\$42,587
A1410-1100	Town Clerk	Office Assistant	38,685
A1621-1100	General Services	Heavy Equipment Operator II	76,323

Create the following position:

A1420-1100	Town Attorney	Assistant Town Attorney	\$102,569
A1621-1100	General Services	Laborer	33,521

Abolish the following position:

A1621-1100	General Services	Maintenance Mechanic III	(\$79,232)
DB5110-1100	Highway	Executive Assistant	(77,154)

Adjust the following appropriations:

A1420-1150	Town Attorney	Part Time Salaries	(\$84,134)
A1990-1100		Contingency	(130,319)
DB1990-1100		Contingency	22,692
DB5110-1150	Highway	Part Time Salaries	54,462

2022-47

VOTE:

AYES:

NOES:

ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE COMPTROLLER TO AMEND THE 2022 OPERATING BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL DISTRICTS - HIGHWAY DEPARTMENT

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by:

and seconded by:

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, on September 1-3, 2021, Tropical Storm Ida's excess rain and flooding caused a Town retaining wall located on Marine Street to collapse. The retaining wall is part of the Marine Street roadway and needs to be repaired; and

WHEREAS, the Town of Huntington Highway Department has to perform required replacement and repair of the Marine Street retaining wall and in order to perform the necessary repairs, requires an advance of additional funding; and

WHEREAS, 75% reimbursement of cost from FEMA for the expenses associated with the replacement and repair of the damaged retaining wall as a result of Tropical Storm Ida has been confirmed; and

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

WHEREAS, the funding of these projects in lieu of bonding and amending the operating budget is a Type II action pursuant to 6 N.Y.C.R.R. 617.5(c)(2), (c) (26) and (c) (31) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Comptroller to amend the 2022 Operating Budget as follows:

Increase the following revenue account:

DB0599-0599R	Fund Balance	\$ 28,125
DB3785-3785	Stata Aid-SEMA	28,125
DB4785-4785	Federal Aid-FEMA	168,750

Increase the following appropriations:

DB5110-2776 Road & Drainage \$ 225,000

VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE COMPTROLLER TO AMEND THE 2022 OPERATING BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL DISTRICTS – DEPARTMENT OF TRANSPORTATION & TRAFFIC SAFETY

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by:

and seconded by:

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

WHEREAS, one such power and duty is to approve all budgetary amendments; and

WHEREAS, a vehicle accident damaged a Town of Huntington vehicle on July 29, 2021 and the Town of Huntington received insurance recoveries for the HART bus that was declared a total loss; and

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

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Comptroller to amend the 2022 Operating Budget for the Town of Huntington and its Special Districts as follows:

Increase the following Revenue

A2680-2680	Insurance Recoveries	\$18,317.67
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Increase the following Expense

A5630-2315	Vehicle	\$18,317.67
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VOTE:	AYES:	NOES:	ABSTENTIONS:
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Supervisor Edmund J. Smyth
 Councilman Dr. Dave Bennardo
 Councilwoman Joan A. Cergol
 Councilman Eugene Cook
 Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE USE OF COINDRE HALL GYMNASIUM BY THE HUNTINGTON HIGH SCHOOL GIRLS VARSITY BASKETBALL TEAM AND WAIVING THE APPLICABLE FEES, NUNC PRO TUNC

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by:

and seconded by:

WHEREAS, Huntington High School has requested permission to use the Coindre Hall Gymnasium and have fees waived for its Girls Varsity Basketball Team on various dates/times (provided on attached Schedule "A"), from Wednesday, January 19th thru Tuesday, February 8th; and

WHEREAS, Huntington High School has requested permission to use Coindre Hall Gymnasium because pipes have burst in the HHS gymnasium destroying the basketball court floor and HHS is seeking an alternate site to conduct practices; and

WHEREAS, use of facility fee is \$60 per hour; and waiver of fees would total \$1,400 for the period requested. No other programming was scheduled for this period so the Town would not have otherwise been collecting fees; and

WHEREAS, the Department of Parks and Recreation is desirous of accommodating Huntington High School in their time of need; and

WHEREAS, the use of the Coindre Hall Gymnasium for this purpose is a Type II action pursuant to 6 N.Y.C.R.R Section 617.5(c) (21) (26) and, therefore, no further SEQRA review is required.

NOW, THEREFORE, THE TOWN BOARD

HEREBY APPROVES the use of the Coindre Hall Gymnasium by the Huntington High School Girls Varsity Basketball Team, 188 Oakwood Road, Huntington, NY 11743 to conduct basketball practices for the athletes and waives all fees, on each date provided on the attached Schedule "A" from January 19th, 2022 thru February 8th, 2022 at various times, nunc pro tunc. Subject to the execution of a hold harmless agreement by Huntington High School and on such other terms and conditions as are acceptable to the Town Attorney, and the provision of insurance in an amount acceptable to the Town Attorney naming the Town of Huntington as an additional insured, and further authorizes the Supervisor, or his designee, to enforce the provisions of the hold harmless agreement as deemed necessary by the Town Attorney.

VOTE: AYES: NOES: ABSTENTIONS:

- Supervisor Edmund J. Smyth
- Councilman Dr. Dave Bennardo
- Councilwoman Joan A. Cergol
- Councilman Eugene Cook
- Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

Schedule "A"

Wednesday, January 19 (3:00PM thru 5:00PM)

Thursday, January 20 (3:00PM thru 5:00PM)

Saturday, January 22 (9:00AM thru 10:30AM)

Wednesday, January 26 (3:00PM thru 5:00PM)

Friday, January 28 (3:00PM thru 5:00PM)

Saturday, January 29 (9:00AM thru 10:30AM)

Tuesday, January 31 (3:00PM thru 5:00PM)

Wednesday, February 2 (3:00PM thru 5:00PM)

Thursday, February 3 (3:00PM thru 5:00PM)

Saturday, February 5 (9:00AM thru 10:30AM)

Monday, February 7 (3:00PM thru 5:00PM)

Tuesday, February 8 (3:00PM thru 5:00PM)

RESOLUTION ACCEPTING A DONATION OF KITCHEN CABINETS FOR THE
TOWN COUNCIL OFFICE IN TOWN HALL

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by: Councilman Dr. Bennardo

and seconded by:

WHEREAS, the Town of Huntington will be accepting a donation of kitchen cabinets from Councilman Salvatore Ferro for the kitchen in the Town Council Office located at 100 Main Street, Huntington, Room 303.

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

NOW, THEREFORE, THE TOWN BOARD, HEREBY ACCEPTS this donation from Councilman Salvatore Ferro for kitchen cabinets in the Town Council Office, and thanks him for his generosity.

VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

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

Resolution for Town Board Meeting dated: February 1, 2022

The following resolution was offered by:

and seconded by:

WHEREAS, the marina contract for 2022 Spring, Summer and Autumn Wet Storage requires approval; and

WHEREAS, a majority of the Harbors and Boating Advisory Council in attendance at the November 2021 meeting recommended that the 2022 Spring, Summer and Autumn wet storage fees remain unchanged from the 2021 season; and

WHEREAS, the adoption of a Marina Contract for Spring, Summer and Autumn Wet Storage' is not an action as defined by 6 NYCRR §617.2(b) and, therefore, no further State Environmental Quality Review Act (SEQRA) review is required at this time,

NOW, THEREFORE,

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

HEREBY ADOPTS, the Marina Contract for Spring, Summer and Autumn Wet Storage at Town Marinas for the 2022 season remain unchanged from 2021, and attached hereto and made part of this resolution.

VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bernardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

TOWN OF HUNTINGTON
DEPARTMENT OF MARITIME SERVICES
2022 MARINA CONTRACT (PLEASURE BOATS ONLY)

SCHEDULE A

TERMS AND CONDITIONS

1. The granting of berthing hereunder is from Friday, April 1, 2022 to Monday, October 31, 2022. User warrants that he owns the boat and has Marine Insurance Coverage. It is agreed between the Town and the User that no responsibility is assumed by the Town for injuries to any persons on Marina property, nor for the safety of any boat in the Marina area, or fire, theft, or damage to boat or equipment howsoever arising. The User shall save the Town and the Board of Trustees harmless from any such loss or damage and the Town of Huntington and the Board of Trustees shall be under no obligation to insure the User's boat, equipment or other property against any such loss or damage. The Town reserves the right to assume control of any vessel for protection of life and property as deemed necessary by the Department of Maritime Services of the Town of Huntington. The Town of Huntington hereby expressly reserves the exclusive right to assign or reassign a berth other than the berth specified herein. User hereby agrees to abide by same.
2. All boats occupying berths shall comply with the Federal, State, Town and Board of Underwriters regulations. Filling of gas tanks shall not be permitted at any Town Marina. The Department of Maritime Services shall have the exclusive right to determine if a vessel is seaworthy and suitable for placement in the Marina.
3. Berthing spaces are assigned to the User for a specified boat and are non-transferable. No other boat other than the one under contract may use the assigned berth. User shall be prohibited from subleasing or otherwise renting of berth. No boat occupying a Town Marina berth shall be used for chartering or for commercial purposes. Adequate lines for berthing shall be provided by boat owner and shall be replaced if, in the opinion of the Department of Maritime Services, such lines are inadequate or unsafe. Spring lines shall be a minimum of 3/8-inch nylon or equivalent. The bow and stern lines shall be of sufficient size as to safely berth boat.
4. The Owner of any vessel using the Marina shall be responsible for conduct of guests or persons visiting the boat. Swimming or fishing within Marina areas is strictly forbidden. No signs shall be placed on piers, parking areas or on any floats without prior permission. Service area floats shall not be utilized for more than fifteen (15) minutes, and no boats shall be stored or left on any float, bulkhead, parking field or in any of the Marina waters except as assigned. Boats, including dinghies, on davits must be tied in such a manner so that the float is clear at all times. Waterhose equipped with self-closing nozzles of the handgrip type shall be supplied by boat owner, and wasting of water shall not be permitted.
5. The Town may cancel this agreement at any time and for any reason upon five (5) days written notice to the User at the address listed herein above.
6. (a) No garbage, oil, sludge, sewage or refuse matter of any kind shall be thrown, deposited, or permitted to fall from any boat using the Marina.
(b) Dumping of refuse overboard is prohibited. This includes, but is not limited to garbage, cans, bottles, paper products, dead fish, fish heads, or carcasses, and other substance or matter. Suitable containers are provided dockside, and shall be utilized for the above purpose.
(c) Swimming or fishing or cleaning of fish on floats, docks or within the Marina area is prohibited.
7. (a) Any boat in the area, that shall become a menace to navigation or unseaworthy or sinks, grounds, or otherwise becomes disabled or incapable of navigation, the determination of which shall be made exclusively by the Town of Huntington, shall be removed or restored to navigable condition by the User herein upon notice by the Town or its designated agent, which notice shall be made by regular mail to the User's last known address as given by him in this contract. (§120.17)*
(b) If such boat is not removed or restored to navigable condition by the said User within one (1) week of said notice, this contract shall terminate without any refund of fee and the Town, or its designated agent, may direct the removal of the boat, and the cost of said removal, including any and all charges as a result thereof, shall attach to, and become a lien upon, said boat, and said boat may be sold upon direction of the Town Board at public auction to defray said expenses, with any surplus being returned to the user of record. The Town and Board of Trustees shall not be liable for any damage done to said boat during its removal, storage and sale. Nothing contained in this section shall be construed to restrict or prohibit earlier action by the Department of Maritime Services, with or without notice to the owner, if, in the judgment of the Department, such boat severely impedes or severely restricts navigation, or is in such condition so as to cause immediate an/or serious danger to either the health, safety and/or welfare of the public or to property.
(c) Owners of boats which are not removed from the Town's marinas by Monday, October 31, except those boats having a contract with the Town of Huntington for the same (identical) berth in the same marina for the immediately following winter storage season: 1) may be subject to a \$25.00 daily fee after October 31; 2) user shall have their boat removed from the marina by the Town, and its designated agent may direct removal of the boat and the cost of said removal, including any and all charges as a result thereof, shall attach to, and shall become a lien upon said boat, and said boat may be sold upon direction of the Town Board at public auction to defray said expenses with any surplus therefrom being returned to the User of record. The Town or Board of Trustees shall not be liable for any damage done to said boat during its removal, storage and sale; 3) the User shall be prohibited from future participation in any Town of Huntington boat berthing or storage programs.
8. The failure of the Town or Board of Trustees to insist upon a strict performance of the terms and conditions herein, shall not be deemed a waiver of any rights or remedies that the Town or Board of Trustees may have and shall not be deemed a waiver of any subsequent breach or default of the terms and conditions herein. This instrument may not be changed, modified, or altered orally.

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

Sign and return along with total due on or before February 1, 2022.
Photocopy will be sent to you when officially countersigned.

Marina and Berth Number:

FOR OFFICE USE ONLY

Check # _____

Visa Master Card Am. Exp. Discover:

Amount _____ Date _____

Reviewed By: _____ Date: _____

Cashier: _____ Date: _____

Ins. Exp. Date: _____ Reg. Exp. Date: _____

DOB: _____

NEW RENEWAL

Fee Per Foot (L.O.A.):

Deposit:

Bal. Due:

Owner's Name:

Home Address:

Business Address:

Home Phone:

Business / Emergency / Cell phone:

E-Mail Address:

Builder of Boat:

Type:

Reg. No.:

Marine Toilet:

Length Over All:

Beam:

Draft:

Name of Boat:

Engines:

Have you completed a New York State approved Boater Safety Course: YES _____ NO _____

THIS AGREEMENT between the Town of Huntington, County of Suffolk, State of New York, and
residing at _____

as User

WITNESSETH: The Town of Huntington, hereby grants to the above named party, only, the right to use of the berth listed above, only for the boat described above, subject to the following conditions: User agrees to carry out and abide by the provision of Chapter 120 of the Code of the Town of Huntington, rules and regulations listed in Schedule "A", "Terms and Conditions", attached hereto and any other reasonable rules and regulations which may be adopted by the Department of Maritime Services from time to time for the comfort and safety of the Marina as a whole. User hereby acknowledges that he/she has read all of the rules and regulations listed in Schedule "A", "Terms and Conditions".

Applicant's Signature

Supervisor/Deputy Supervisor

Date

Date

RESOLUTION AMENDING TOWN BOARD RESOLUTION 2022-16 AUTHORIZING THE SUPERVISOR TO EXECUTE REQUIREMENTS CONTRACTS WITH THE LOWEST RESPONSIBLE BIDDERS FOR THE STORM DEBRIS REMOVAL EQUIPMENT SERVICES CONTRACT FOR BID ITEMS ONE THROUGH TEN.

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by:

and seconded by:

WHEREAS, sealed bids were received on December 9, 2021, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the storm debris removal, Bid No. TOH 21-12R-074 and the same were opened publicly and read aloud; and

WHEREAS, Green Velvet Tree, Inc., 31 Moffitt Blvd., Bay Shore, NY 11706, was the lowest bidder for items 6,8,9 and 10 in addition to items 3,4, and 5; and

WHEREAS, Green Velvet Tree, Inc. sent a letter to the Purchasing Department requesting to withdraw their bid for items 6,8,9 and 10 and has declined to execute the contract as awarded by Town Board Resolution 2022-16; and

WHEREAS, with respect to the services to be provided by Green Velvet Tree, Inc, B & B Maintenance Services, Inc., 25 Grucci Lane, Brookhaven, NY 11716 is the next lowest responsive, responsible bidder to perform these services as indicated on the revised Schedule "A"; and

WHEREAS, the amendment of Resolution 2022-16 and the execution of an agreement is a Type II action under SEQRA, pursuant to 6 N.Y.C.R.R. §617.5 (c) (26), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AMENDS Town Board Resolution 2022-16 by rescinding the award for items 6,8,9 and 10 to Green Velvet Tree, Inc., and authorizes the Supervisor to execute a contract, and all related documents, with B & B Maintenance, Inc. for storm debris removal equipment services to include Items 6, 8, 9 and 10 previously awarded to Green Velvet Tree, Inc., upon such terms and provisions as deemed acceptable to the Town Attorney, and further authorizes the Supervisor, or his designee, to enforce the provisions of the contract as deemed necessary by the Town Attorney.

VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

SCHEDULE A

**Bid No. TOH 21-12R-074
Storm Debris Removal**

Awardees:

<u>Bid Item No.</u>	<u>Description</u>	<u>Company Name and Address</u>	<u>Hourly Rate Per Unit</u> (Includes Equipment and Operator)
1	Knuckle Boom Truck with rotating grapple attachment, suitable for loading dump trucks and trailers, no holding capacity required, and additional ground support worker.	Looks Great Services, Inc. 200 East 2nd Street, Suite 28 Huntington Station, NY 11746	\$499.00
2	Self-Loading Knuckle Boom Truck with rotating grapple attachment 50+ cubic yard capacity, Pup Trailer 40+ cubic yard capacity and additional ground support worker.	Looks Great Services, Inc. 200 East 2nd Street, Suite 28 Huntington Station, NY 11746	\$550.00
3	Brush Grinder with throughout capacity in excess of 125 tons/hour and additional ground support worker.	Green Velvet Tree, Inc. 31 Moffitt Blvd. Bay Shore, NY 11706	\$470.00
4	Excavator/Material Handler with Rotating Grapple attachment suitable to feed Item: 3	Green Velvet Tree, Inc. 31 Moffitt Blvd. Bay Shore, NY 11706	\$270.00

<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.	Green Velvet Tree, Inc. 31 Moffitt Blvd. Bay Shore, NY 11706	\$220.00
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.	B&B Maintenance Services, Inc. 25 Grucci Lane Brookhaven, NY 11716	\$264.50
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. 200 East 2nd Street, Suite 28 Huntington Station, NY 11746	\$475.00
8	Ten Wheel Truck with dump body in excess of sixteen cubic yards, and swing/demolition gate.	B&B Maintenance Services, Inc. 25 Grucci Lane Brookhaven, NY 11716	\$165.00
9	Tractor/Trailer Truck with dump body in excess of thirty cubic yards and swing/demolition gate.	B&B Maintenance Services, Inc. 25 Grucci Lane Brookhaven, NY 11716	\$195.00
10	Tractor/Trailer Truck with dump body in excess of sixty cubic yards and swing/demolition gate. Walking floor not acceptable.	B&B Maintenance Services, Inc. 25 Grucci Lane Brookhaven, NY 11716	\$225.00

RESOLUTION APPOINTING A DEPUTY DIRECTOR OF THE DEPARTMENT OF MARITIME SERVICES FOR THE TOWN OF HUNTINGTON

Resolution for Town Board Meeting Dated: February 1, 2022

The following Resolution was offered by: Supervisor Smyth

and seconded by:

WHEREAS, the appointment of personnel is not an action as defined by 6 NYCRR §617.2(b), and therefore, no further SEQRA review is required,

NOW, THEREFORE, THE TOWN BOARD

HEREBY APPOINTS the following individual to the position noted below, effective immediately:

GARRETT CHELIUS as Deputy Director of the Department of Maritime Services, at an annual salary no to exceed the sum of ONE HUNDRED THOUSAND DOLLARS (\$100,000.00).

FURTHER BE IT RESOLVED, the Town Board authorizes the Comptroller to amend the 2022 Operating Budget as follows:

Create the following position:

A8790-1100	Deputy Director of Maritime Services	\$92,692
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Decrease the following appropriation:

A1990-1100	Contingency	(\$92,692)
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VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION APPOINTING A DEPUTY DIRECTOR OF THE DEPARTMENT OF TRANSPORTATION AND TRAFFIC SAFETY FOR THE TOWN OF HUNTINGTON

Resolution for Town Board Meeting Dated: February 1, 2022

The following Resolution was offered by: Supervisor Smyth

and seconded by:

WHEREAS, the appointment of personnel is not an action as defined by 6 NYCRR §617.2(b), and therefore, no further SEQRA review is required,

NOW, THEREFORE, THE TOWN BOARD

HEREBY APPOINTS the following individual to the position noted below, effective immediately:

LYNN BAUERS as Deputy Director for the Department of Transportation and Traffic Safety at an annual salary not to exceed the sum of ONE HUNDRED THOUSAND DOLLARS (\$100,000.00).

FURTHER BE IT RESOLVED, the Town Board authorizes the Comptroller to amend the 2022 Operating Budget as follows:

Create the following position:

A5630-1100	Deputy Director of Transportation and Traffic Safety	\$100,000
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Decrease the following appropriation:

A1990-1100	Contingency	(\$100,000)
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VOTE:	AYES:	NOES:	ABSTENTIONS:
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Supervisor Edmund J. Smyth
 Councilman Dr. Dave Bennardo
 Councilwoman Joan A. Cergol
 Councilman Eugene Cook
 Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION NAMING THE ENTRANCE TO MANOR PARK AT 90 EAST 5TH STREET, HUNTINGTON STATION, NEW YORK, "WILLIAM THOMAS WAY"

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by: Supervisor Smyth

and seconded by:

WHEREAS, William Thomas was a longtime Town of Huntington resident and youth football advocate; and

WHEREAS, William Thomas dedicated his life to the Huntington Youth Football PAL, and worked tirelessly to use the sport as a vehicle to help young people improve their lives through sports; and

WHEREAS, unfortunately on April 5, 2021, William Thomas passed away. His loss will be felt by our community and our youth as he was an advocate for our children. William was respected by all that knew him, including his family, friends, coworkers, children, and the athletic community; and

WHEREAS, William Thomas will forever be remembered by naming the entrance to Manor Park, "William Thomas Way"; and

WHEREAS, the naming of an entranceway is not an action pursuant to SEQRA, 6 NYCRR Section 617.2(b), and therefore no further review is required.

NOW THEREFORE, THE TOWN BOARD HEREBY names the entrance to Manor Park "William Thomas Way".

VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION WAIVING THE PUBLIC SESSION FEE AND SKATE RENTAL FEE FOR THIRTY (30) CHILDREN FOR THE SUFFOLK COUNTY POLICE DEPARTMENT 2ND PRECINCT SKATE WITH A COP EVENT AT THE DIX HILLS ICE RINK ON MONDAY, FEBRUARY 21, 2022

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by: Supervisor Smyth

and seconded by:

WHEREAS, the Suffolk County Police Department 2nd Precinct has requested permission to host the Skate with a Cop event at the Dix Hills Ice Rink during the public session at the Dix Hills Ice Rink, from 10:00 a.m. until 12:00 p.m., on Monday, February 21, 2022; and

WHEREAS, The Suffolk County Police Department 2nd Precinct has requested that the Town of Huntington waive thirty (30) admission fees and thirty (30) skate rental fees for pre-registered children participating in the Skate with a Cop event; and

WHEREAS, permission to host the Skate with a Cop event at the Dix Hills Ice Rink is contingent upon the submission of a Special Event Application to the Department of Parks and Recreation, the execution of a Hold Harmless and Indemnification Agreement by the Suffolk County Police Department 2nd Precinct; the submission and approval of all required insurance documents from the Suffolk County Police Department 2nd Precinct, in a form and with limits satisfactory to the Town Attorney; the submission and approval of any and all required documents; and the issuance of all required approvals and/or permits from any other Town department and/or other agency having jurisdiction; and

WHEREAS, the waiver of fees 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 Suffolk County Police Department 2nd Precinct to host the Skate with a Cop event the Dix Hills Ice Rink during the public session at the Dix Hills Ice Rink, from 10:00 a.m. until 12:00 p.m., on Monday, February 21, 2022. Such authorization is subject to: 1) the submission of a Special Event Application to the Department of Parks and Recreation; 2) the execution of a Hold Harmless and Indemnification Agreement by the Suffolk County Police Department 2nd Precinct; 3) the submission and approval of all required insurance documents from the Suffolk County Police Department 2nd Precinct, in a form and with limits satisfactory to the Town Attorney; 4) the submission and approval of any and all required documents; and 5) the issuance of all required approvals and/or permits from any other Town department and/or other agency having jurisdiction and on such terms and conditions as may be acceptable to the Town Attorney, and further

authorizes the Supervisor or her designee to enforce the provisions of the Hold Harmless and Indemnification Agreement and all related documents as deemed necessary by the Town Attorney; and

FURTHER AUTHORIZES the waiver of thirty (30) admission fees and thirty (30) skate rental fees for pre-registered children participating in the Skate with a Cop event.

VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT WITH L.I. FARMERS MARKETS FOR THE PURPOSE OF ALLOWING A FARMERS MARKET TO OPERATE IN THE TOWN OF HUNTINGTON

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by:

and seconded by:

WHEREAS, for the past several years, L.I. Farmers Markets has successfully operated a farmers market at the Town of Huntington Elm Street municipal parking lot located in Huntington Village; and

WHEREAS, said farmers market has engendered much local support and patronage; and

WHEREAS, L.I. Farmers Markets has requested permission to operate a farmers market for the 2022 harvest season at the Town of Huntington Elm Street municipal parking lot on Sundays, from 7:30 a.m. until 12:30 p.m. commencing on June 5, 2022 and ending on November 20, 2022; and

WHEREAS, pursuant to Chapter 91 of the Huntington Town Code, L.I. Farmers Markets shall pay to the Town of Huntington a permit fee in the amount of TWO THOUSAND SEVEN HUNDRED AND NO/100 DOLLARS (\$2,700.00); and

WHEREAS, the operation of the L.I. Farmers Markets farmers market at a municipal parking lot in the Town of Huntington is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(21) and therefore, no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a License Agreement with L.I. Farmers Markets, 703 Park Avenue, Huntington, New York 11743, for the use of a portion of the Elm Street municipal parking lot on Sundays from 6:00 a.m. until 1:30 p.m., for the purpose of operating a farmers market pursuant to Chapter 91 of the Huntington Town Code, between the hours of 7:30 a.m. and 12:30 p.m., for the period commencing on June 5, 2022 and ending on November 20, 2022, and pursuant to Chapter 91 of the Huntington Town Code, L.I. Farmers Markets shall pay to the Town of Huntington a permit fee in the amount of TWO THOUSAND SEVEN HUNDRED AND NO/100 DOLLARS (\$2,700.00) to be recorded in Operating Budget Account A2410 and on such other terms and conditions as may be acceptable to the Town Attorney, and

further authorizes the Supervisor or her designee to enforce the provisions of the License Agreement, and any related documents as deemed necessary by the Town Attorney.

VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NO. 72-2021, AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 198 (ZONING), ARTICLE I (GENERAL PROVISIONS)

Resolution for Town Board Meeting: February 1, 2022

The following resolution was offered by:

And seconded by:

WHEREAS, the definition of “food shop” currently set forth in Chapter 198 of the Town Code provides that retail establishments that sell alcoholic beverages for on-premises consumption do not qualify as food shops; and

WHEREAS, the Town Board recognizes that, pursuant to state law, the Town of Huntington does not have the authority to regulate the sale of alcoholic beverages through zoning, and consequently seeks to modify the definition of “food shop” so as to make no reference to the sale of alcoholic beverages; and

WHEREAS, amending the Town Code in that regard is a Type II action pursuant to Section 617.5(c)(26) and (33) of the SEQRA regulations requiring no further review pursuant to SEQRA; and

THE TOWN BOARD having held a public hearing on the 14th day of December, 2021 at 2:00 pm to consider adopting Local Law Introductory No. 72-2021, and due deliberation having been had,

HEREBY ADOPTS Local Law Introductory No. 72-2021 amending the Town Code of Huntington as follows:

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

LOCAL LAW NO. _____ - 2022
AMENDING THE CODE OF THE TOWN OF
HUNTINGTON, CHAPTER 198 (ZONING)
ARTICLE I (GENERAL PROVISIONS)

Section 1. Amendment to Chapter 198 (Zoning), Article I (General Provisions), as follows:

CHAPTER 198
ZONING
ARTICLE I
GENERAL PROVISIONS

§ 198-2. Definitions and word usage.

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

FOOD SHOP

Any retail establishment that has parking at the rate of one (1) space per two hundred (200) square feet of gross floor area and whose function is to provide prepared food for public consumption, including but not limited to sandwiches, soups, salads, pizza, bagels, donuts, ice cream, shakes, yogurt, fish or other foods, as well as prepackaged foodstuffs; and which provides customer seating at tables or counters for the on-premises consumption of food or beverages for no more than fifteen (15) patrons, ~~as long as alcoholic beverages are not consumed on premises.~~ Premises providing seating for more than fifteen (15) patrons shall be considered to be restaurants, bistros, taverns or bars. Food shops shall not provide outside seating or dining without first obtaining a special use permit pursuant to §198-68(A)(2). Food shops within three hundred (300) feet of a municipal parking facility shall be exempt from additional parking requirements, unless located in a shopping center.

Section 3. Severability

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

Section 4. Effective Date

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

ADDITIONS ARE INDICATED BY UNDERLINE
 DELETIONS ARE INDICATED BY ~~STRIKETHROUGH~~ or []
 *** INDICATES NO CHANGE TO PRESENT TEXT

2022-59

VOTE

AYES:

NOES:

ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION ACCEPTING THE DONATION AND INSTALLATION OF
BACKLESS PARK BENCHES AT THE TOWN OF HUNTINGTON'S ELWOOD
PARK BY JAKE LAUTO FOR HIS EAGLE SCOUT SERVICE PROJECT

Resolution for Town Board Meeting Dated: February 1, 2022

The following resolution was offered by: Supervisor Smyth

and seconded by:

WHEREAS, in March 2021 the Town of Huntington received an Eagle Scout Service Project Proposal from Jake Lauto for the donation and installation of backless benches at the Town of Huntington's Elwood Park; and

WHEREAS, following a review and approval of such proposal by the Suffolk County Council of the Boy Scouts of America and the Town of Huntington Department of Parks and Recreation, the installation took place and was completed in October 2021; and

WHEREAS, subsequently, the Town of Huntington Department of General Services has inspected and approved the installation of the backless benches at Elwood Park; and

WHEREAS, the acceptance of the donation of the benches 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, BE IT

RESOLVED, that the Town Board accepts the donation and installation of backless benches installed at the Town of Huntington's Elwood Park for Jake Lauto's Eagle Scout Service Project and thanks him for his generosity and public service to the residents of the Town of Huntington.

VOTE: AYES: NOES: ABSTENTIONS:

Supervisor Edmund J. Smyth
Councilman Dr. Dave Bennardo
Councilwoman Joan A. Cergol
Councilman Eugene Cook
Councilman Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

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

APPLICANT: MARC ALLEN

LOCATION: 399 ASHAROKEN AVENUE, NORTHPORT, NY

S.C.T.M. #: 0401-004.00-02.00-073.000

Resolution for Board of Trustees Meeting dated: February 1, 2022

The following resolution was offered by:

and seconded by:

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

Land Use Ecological Services, Inc.

for

Marc Allen

399 Asharoken Avenue

Northport, NY 11768

to construct a residential fixed pier and floating dock assembly consisting of a 4' wide by 90' long fixed wood pier with adjoining boat lift connected by a 3' wide by 36' long aluminum ramp to an 8' wide by 20' long wood float. Overall length of residential fixed pier and floating dock assembly is to measure 140' in length perpendicular to the shoreline as measured from the Mean High Water Line (MHWL), the project site located at 399 Asharoken Avenue, Northport, NY (SCTM # 0401-004.00-02.00-073.000); and

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

NOW, THEREFORE,

THE BOARD OF TRUSTEES

HEREBY SCHEDULES a public hearing for the _____ day of _____, 2022, at _____ 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 Marc Allen for the construction and use of a residential fixed pier and floating dock assembly consisting of a 4' wide by 90' long fixed wood pier with adjoining boat lift connected by a

2022-BT-1

3' wide by 36' long aluminum ramp to an 8' wide by 20' long wood float. Overall length of residential fixed pier and floating dock assembly is to measure 140' in length perpendicular to the shoreline as measured from the Mean High Water Line (MHWL), the project site located at 399 Asharoken Avenue, Northport, NY (SCTM # 0401-004.00-02.00-073.000), on such terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: NOES: ABSTENTIONS:

President Edmund J. Smyth
Trustee Dr. Dave Bennardo
Trustee Joan A. Cergol
Trustee Eugene Cook
Trustee Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

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

APPLICANT: MARC ALLEN
LOCATION: 399 ASHAROKEN AVENUE, NORTHPORT, NY
S.C.T.M. #: 0401-004.00-02.00-073.000

Resolution for Board of Trustees Meeting dated: February 1, 2022

The following resolution was offered by:

and seconded by:

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

Land Use Ecological Services, Inc.
for
Marc Allen
399 Asharoken Avenue
Northport, NY 11768

to construct a residential fixed pier and floating dock assembly consisting of a 4' wide by 90' long fixed wood pier with adjoining boat lift connected by a 3' wide by 36' long aluminum ramp to an 8' wide by 20' long wood float. Overall length of residential fixed pier and floating dock assembly is to measure 140' in length perpendicular to the shoreline as measured from the Mean High Water Line (MHWL), the project site located at 399 Asharoken Avenue, Northport, NY (SCTM # 0401-004.00-02.00-073.000); and

WHEREAS, a license agreement for the construction and use of a 140' 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 State Environmental Quality Review Act (SEQRA) review is required at this time;

NOW, THEREFORE,

THE BOARD OF TRUSTEES

HEREBY SCHEDULES a public hearing for the _____ day of _____, 2022, at _____ 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 with Marc Allen for the use of underwater lands as is necessary for the construction and use of a residential fixed pier and floating dock assembly consisting of a 4' wide by 90' long fixed wood pier with adjoining boat lift connected by a 3' wide by 36' long aluminum ramp to an 8' wide by 20' long wood float. Overall length of residential fixed pier and floating dock assembly is to measure 140' in length perpendicular to the shoreline as measured from the Mean High Water Line (MHWL), the project site located at 399 Asharoken Avenue, Northport, NY (SCTM# 0401-004.00-02.00-073.000), at a cost of \$350 per year with an increase of 5% per year, and on such other terms and conditions as may be acceptable to the Town Attorney.

VOTE: AYES: NOES: ABSTENTIONS:

President Edmund J. Smyth
Trustee Dr. Dave Bennardo
Trustee Joan A. Cergol
Trustee Eugene Cook
Trustee Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

2022-CD-2

RESOLUTION AUTHORIZING THE COMMUNITY DEVELOPMENT AGENCY TO DISTRIBUTE COVID OVER THE COUNTER TESTS TO THE RESIDENTS OF THE TOWN OF HUNTINGTON

Resolution for Community Development Agency Board Meeting Dated: February 1, 2022

The following resolution was offered by:

and seconded by:

WHEREAS, the Huntington Community Development Agency received ONE MILLION EIGHT HUNDRED SIXTY-NINE THOUSAND, NINE HUNDRED TWENTY-FIVE AND NO/100 (\$1,869,925) DOLLARS from the United States Department of Housing and Urban Development (HUD) in response to the coronavirus pandemic in 2020 to prevent, prepare for and respond to the coronavirus under the Coronavirus Aid, Relief, and Economic Security (CARES) Act; and

WHEREAS, since funding was initially released, there has been a spike in COVID-19 cases on Long Island and in the Town of Huntington; and

WHEREAS, the increase of COVID-19 cases has created a demand for rapid over the counter testing; and

WHEREAS, the Huntington Community Development Agency is desirous to meet the demand for over the counter tests by purchasing home test kits from GlobeX Partners, LLC for the purpose of distribution to the residents of the Town of Huntington at no cost; and

WHEREAS, the purchase and distribution of over the counter tests is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(21 & 31), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE HUNTINGTON COMMUNITY DEVELOPMENT AGENCY BOARD

HEREBY AUTHORIZES the Agency to purchase TEN THOUSAND EIGHTY (10,080) over the counter rapid COVID-19 tests from GlobeX Partners, LLC at a cost not to exceed ONE HUNDRED FIFTY-ONE THOUSAND, TWO HUNDRED AND NO/100 (\$151,200) DOLLARS for the purpose of distribution to the residents of the Town of Huntington at Manor Field Park in Huntington Station at designated times until all said tests have been distributed.

2022-CD-2

VOTE: AYES: NOES: ABSTENTIONS:

Chairman Edmund J. Smyth
Member Dr. Dave Bennardo
Member Joan A. Cergol
Member Eugene Cook
Member Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

2022-CD-3

RESOLUTION AUTHORIZING THE DIRECTOR TO EXECUTE A CONTRACT WITH VALUE DRUGS FOR THE PURPOSE OF ADMINISTERING RAPID TESTS ONSITE TO THE RESIDENTS OF THE TOWN OF HUNTINGTON

Resolution for Community Development Agency Board Meeting Dated: February 1, 2022

The following resolution was offered by:

and seconded by:

WHEREAS, the Huntington Community Development Agency received ONE MILLION EIGHT HUNDRED SIXTY-NINE THOUSAND, NINE HUNDRED TWENTY-FIVE AND NO/100 (\$1,869,925) DOLLARS from the United States Department of Housing and Urban Development (HUD) in response to the coronavirus pandemic in 2020 to prevent, prepare for and respond to the coronavirus under the Coronavirus Aid, Relief, and Economic Security (CARES) Act; and

WHEREAS, since funding was initially released, there has been a spike in COVID-19 cases on Long Island and in the Town of Huntington; and

WHEREAS, the increase of COVID-19 cases has created a demand for rapid testing; and

WHEREAS, the Huntington Community Development Agency is desirous to meet the demand for onsite COVID-19 testing by partnering with Value Drugs to provide this critical service at no cost to the residents of the Town of Huntington; and

WHEREAS, Value Drugs, 208 Broadway, Greenlawn, New York, 11740 is qualified to perform the collection of specimens for COVID-19 testing; and

WHEREAS, the purchase and distribution of over the counter tests is a Type II action pursuant to 6 N.Y.C.R.R. §617.5 (c)(21 & 31), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE HUNTINGTON COMMUNITY DEVELOPMENT AGENCY BOARD

HEREBY AUTHORIZES the Director to execute a contract with Value Drugs for the purpose of providing onsite rapid coronavirus testing to the residents of the Town of Huntington at their Greenlawn location in an amount not exceed ONE HUNDRED THOUSAND AND NO/100 (\$100,000.00) DOLLARS, and upon such other terms and conditions as approved by the Agency Attorney, and to enforce the provisions of the agreement, and all related documents, as deemed necessary by the Agency Attorney.

2022-CD-3

VOTE: AYES: NOES: ABSTENTIONS:

Chairman Edmund J. Smyth
Member Dr. Dave Bennardo
Member Joan A. Cergol
Member Eugene Cook
Member Salvatore Ferro

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED