

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 1

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Meeting of the Town of Islip Industrial Development Agency.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

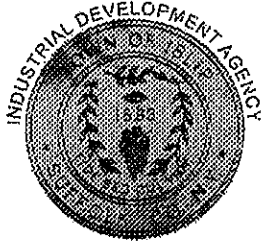
SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL
INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

William Mannix

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF



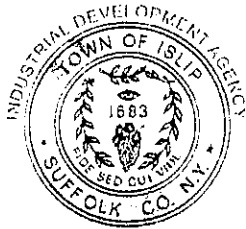
MEETING OF THE TOWN OF ISLIP

INDUSTRIAL DEVELOPMENT AGENCY

August 11, 2020

Agenda

1. Call the meeting of the Town of Islip Industrial Development Agency to order.
2. To consider the adoption of a Resolution on behalf of the Town of Islip Industrial Development Agency to approve the **Minutes** from the meeting on **July 21, 2020**.
3. To consider the adoption of an Authorizing Resolution between the Town of Islip Industrial Development Agency and **FRC GH Owner Co, LLC/Gull Haven Commons, LLC**. Located at 0 Carleton Avenue, (Gull Haven Road) Central Islip. (0500-16500-1300-001000).
4. To consider the adoption of an Authorizing Resolution between the Town of Islip Industrial Development Agency and Authorizing Resolution for **Lynest Associates LLC/Max Finkelstein**. Located at 195 13th Avenue, Ronkonkoma. (0500-10300-0200-026001).
5. To consider the adoption of a Resolution appointing a committee for the **COVID-19 Loan & Grant Program**.
6. To consider the adoption of an Amended Resolution between the Town of Islip Industrial Development Agency and **SIG 888** (formally Hauppauge Office Park/Allstate) for a refinancing of the mortgage.
7. To consider **any other business** to come before the Agency.



MEETING OF THE TOWN OF ISLIP

INDUSTRIAL DEVELOPMENT AGENCY

Date July 21, 2020

Meeting Minutes

1. Call the meeting of the Town of Islip Industrial Development Agency to order. On a motion by Chairwoman Angie M. Carpenter and seconded by Councilman John C. Cochrane Jr. Motion approved 5-0.
2. To consider the adoption of a Resolution on behalf of the Town of Islip Industrial Development Agency to approve the **Minutes** from the meeting on **June 16, 2020**. On a motion by Councilman James P. O'Connor and seconded by Councilman John C. Cochrane Jr. Motion approved 5-0.
3. To consider the adoption of an Inducement Resolution between the Town of Islip Industrial Development Agency and **Lynest Associates, LLC/Max Finklestein, Inc.** Located at 195 13th Avenue, Ronkonkoma. (0500-10300-0200-026001). On a motion by Councilwoman Trish Bergin and seconded by Councilwoman Mary Kate Mullen. Motion approved 5-0.
4. To consider the adoption of an Authorizing Resolution between of the Town of Islip Industrial Development Agency and **Wrap-N-Pack**. Located at 120 Wilshire Blvd, Brentwood. (0500-11200-0300-001017). On a motion by Councilman James P. O'Connor and Councilwoman Mary Kate Mullen. Motion approved 5-0.
5. To consider the adoption of an Authorizing Resolution between of the Town of Islip Industrial Development Agency and **Greenview Commons**. Located at Oakdale Bohemia Road, Oakdale. (0500-30200-02.00-003.000). On a motion by James P. O'Connor and seconded by Councilman John C. Cochrane Jr. Councilwoman Trish Bergin Weichbrodt recused herself. Motion approved 4-0.
6. To consider that adoption of an Authorizing Resolution for a tenant consent between the Town of Islip Industrial Development Agency and **Hilo Equipment Services, LLC/Alta Industrial**. Located at 845 South First Street, Ronkonkoma. (0500-08600-400-007001). On a motion by Councilwoman Mary Kate Mullen and seconded by Councilwoman Trish Bergin Weichbrodt. Motion approved 5-0.
7. To consider the adoption of a resolution for Authorizing Refinancing for **Freckle Face Realty, LLC/Kelco Construction, Inc.** Located at 25 Newton Place, Hauppauge. (0500-03800-0200-025000). On a motion by Councilman James P. O'Connor and seconded by Councilwoman Trish Bergin Weichbrodt. Motion approved 5-0.

8. To consider the adoption of a corrected PILOT Schedule and the Commencement date in connection with the **Alphamed Realty, LLC 2020 Facility**. Located South Technology Drive, Central Islip. (Tax Map No. 0500-207-00.00-001000). On a motion by Councilwoman Trish Bergin Weichbordt and seconded by Councilman James P. O'Connor. Motion approved 5-0.
9. To consider the adoption of a Resolution Authorizing the creation of a loan and grant program related to the **COVID-19 emergency**. On a motion by Councilman John C. Cochrane Jr., and seconded by Councilwoman Trish Bergin Weichbrodt. Motion approved 5-0.
10. To consider **any other business** to come before the Agency. There being none the meeting of the Industrial Development Agency was closed on a motion by Councilwoman Mary Kate Mullen and seconded by Councilman James P. O'Connor.

**TOWN OF ISLIP
INDUSTRIAL DEVELOPMENT AGENCY
AGENDA ITEMS FOR AUGUST 11, 2020**

AGENDA ITEM #3

TYPE OF RESOLUTION: AUTHORIZING RESOLUTION

**COMPANY: FRC GH OWNER Co, LLC/GULL HAVEN
COMMONS, LLC**

**PROJECT LOCATION: 0 CARLETON AVE, (GULL
HAVEN ROAD) CENTRAL ISLIP**

**JOBS (RETAINED/CREATED): RETAINED - 00 -
CREATE - 03 -**

INVESTMENT: \$6,266,000

Date: August 11, 2020

At a meeting of the Town of Islip Industrial Development Agency (the “Agency”), held via Live-Stream at <http://islipida.com/business-assistance/ida/ida-documents-2/96-ida-videos/ida-board-meetings/335-ida-board-meeting-8-11-2020.html>, on the 11th day of August, 2020, the following members of the Agency were:

Present:

Absent:

Also Present:

After the meeting had been duly called to order, the Chairman announced that among the purposes of the meeting was to consider and take action on certain matters pertaining to acquisition of a leasehold interest in a certain industrial development facility more particularly described below (FRC GH OwnerCo LLC 2020 Facility) and the subleasing of the facility to FRC GH OwnerCo LLC.

The following resolution was duly moved, seconded, discussed and adopted with the following members voting:

Voting Aye

Voting Nay

RESOLUTION OF THE TOWN OF ISLIP INDUSTRIAL DEVELOPMENT AGENCY APPROVING THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF A CERTAIN INDUSTRIAL DEVELOPMENT FACILITY AND APPROVING THE APPOINTMENT OF FRC GH OWNERCO LLC, A DELAWARE LIMITED LIABILITY COMPANY, ON BEHALF OF ITSELF AND/OR THE PRINCIPALS OF FRC GH OWNERCO LLC AND/OR AN ENTITY FORMED OR TO BE FORMED ON BEHALF OF ANY OF THE FOREGOING, AS AGENT OF THE AGENCY FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING AND EQUIPPING AN INDUSTRIAL DEVELOPMENT FACILITY AND APPROVING THE FORM, SUBSTANCE AND EXECUTION OF RELATED DOCUMENTS.

WHEREAS, by Title 1 of Article 18-A of the General Municipal Law of the State of New York, as amended, and Chapter 47 of the Laws of 1974 of the State of New York, as amended from time to time (collectively, the “**Act**”), the Town of Islip Industrial Development Agency (the “**Agency**”) was created with the authority and power among other things, to assist with the acquisition of certain industrial development projects as authorized by the Act; and

WHEREAS, the Act authorizes and empowers the Agency to promote, develop, encourage and assist projects such as the Facility and to advance the job opportunities, health, general prosperity and economic welfare of the people of the State of New York; and

WHEREAS, FRC GH OwnerCo LLC, a limited liability company organized and existing under the laws of the State of Delaware and authorized to transact business in the State of New York, on behalf of itself and/or the principals of FRC GH OwnerCo LLC and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the “**Company**”), has applied to the Agency to enter into a transaction in which the Agency will assist in the acquisition of an approximately 2.12 acre parcel of land (Tax Map #0500-165.00-13.00-001.000) located at Gull Haven Road, Central Islip, New York 11722 (the “**Land**”), the construction of an approximately 24,000 square foot building thereon (the “**Improvements**”), and the acquisition and installation therein of certain equipment and personal property (the “**Equipment**”; and, together with the Land and the Improvements, the “**Facility**”), which Facility is to be leased by the Agency to the Company and is to be used by the Company as a twenty-four (24) unit residential apartment complex (the “**Project**”); and

WHEREAS, the Agency, by resolution duly adopted on June 16, 2020 (the “**Inducement Resolution**”), decided to proceed under the provisions of the Act; and

WHEREAS, the Agency will acquire a leasehold interest in the Land and the Improvements pursuant to a certain Company Lease Agreement, dated as of August 1, 2020 or such other date as the Chairman, the Executive Director or the Deputy Executive Director of the Agency and counsel to the Agency shall agree (the “**Company Lease**”), by and between the Company and the Agency; and

WHEREAS, the Agency will acquire title to the Equipment pursuant to a certain Bill of Sale, dated the Closing Date (as defined in the hereinafter defined Lease Agreement) (the “**Bill of Sale**”), from the Company to the Agency; and

WHEREAS, the Agency will sublease and lease the Facility to the Company pursuant to a certain Lease and Project Agreement, dated as of August 1, 2020 or such other date as the Chairman, the Executive Director or the Deputy Executive Director of the Agency and counsel to the Agency shall agree (the “**Lease Agreement**”), by and between the Agency and the Company; and

WHEREAS, as security for a Loan or Loans (as such term is defined in the Lease Agreement), the Agency and the Company will execute and deliver to a lender or lenders not yet determined (collectively, the “**Lender**”), a mortgage or mortgages, and such other loan documents satisfactory to the Agency, upon advice of counsel, in both form and substance, as may be reasonably required by the Lender, to be dated a date to be determined, in connection with the financing, any refinancing or permanent financing of the costs of the acquisition, renovation, and equipping of the Facility (collectively, the “**Loan Documents**”); and

WHEREAS, the Agency contemplates that it will provide financial assistance to the Company in the form of (i) exemptions from mortgage recording taxes for one or more mortgages securing an amount presently estimated to be \$4,000,000 but not to exceed \$6,000,000, corresponding to mortgage recording tax exemptions presently estimated to be \$30,000.00 but not to exceed \$45,000.00, in connection with the financing of the acquisition, construction and equipping of the Facility and any future financing, refinancing or permanent financing of the costs of acquiring, constructing and equipping of the Facility, (ii) exemptions from sales and use taxes in an amount not to exceed \$100,000.00, in connection with the purchase or lease of equipment, building materials, services or other personal property with respect to the Facility, and (iii) abatement of real property taxes (as set forth in the PILOT Schedule attached as Exhibit A hereof), all consistent with the policies of the Agency; and

WHEREAS, the Agency has required the Company to provide to the Agency a feasibility report (the “**Feasibility Study**”), together with such letters or reports from interested parties and governmental agencies or officials (the “**Letters of Support**”; and together with the Feasibility Study, the “**Requisite Materials**”) to enable the Agency to make findings and determinations that the Facility qualifies as a “project” under the Act and that the Facility satisfies all other requirements of the Act, and such Requisite Materials are listed below and attached as Exhibit C to the Inducement Resolution:

1. Supplemental Benefits Analysis for Town of Islip Industrial Development Agency – Gull Haven Commons, dated May, 2020 by VHB Engineering, Surveying and Landscape Architecture, P.C.;
2. New York Law Journal Article, dated March 22, 2017 on Eligibility of Residential Developments for IDA Benefits by Anthony Guardino, Esq.; and
3. Ryan et al. v. Town of Hempstead Industrial Development Agency et al.; and

WHEREAS, the Agency's Uniform Tax Exemption Policy ("UTEP"), which such UTEP is annexed to the Inducement Resolution as Exhibit D, provides for the granting of financial assistance by the Agency for housing projects pursuant to Section I.A.4.; and

WHEREAS, the Agency has given due consideration to the application of the Company and to representations by the Company that the proposed transaction is necessary to maintain the competitive position of the Company in its industry; and

WHEREAS, the Company has agreed to indemnify the Agency against certain losses, claims, expenses, damages and liabilities that may arise in connection with the transaction contemplated by the leasing of the Facility by the Agency to the Company.

NOW, THEREFORE, BE IT RESOLVED by the Agency (a majority of the members thereof affirmatively concurring) as follows:

Section 1. In connection with the acquisition, construction and equipping of the Facility the Agency hereby makes the following determinations and findings based upon the Agency's review of the information provided by the Company with respect to the Facility, including, the Company's Application, the Requisite Materials and other public information:

(a) There is a lack of affordable, safe, clean and modern rental housing in the Town of Islip;

(b) Such lack of rental housing has resulted in individuals leaving the Town of Islip and therefore adversely affecting employers, businesses, retailers, banks, financial institutions, insurance companies, health and legal services providers and other merchants in the Town of Islip and otherwise adversely impacting the economic health and well-being of the residents of the Town of Islip, employers, and the tax base of the Town of Islip;

(c) The Facility, by providing such rental housing will enable persons to remain in the Town of Islip and thereby to support the businesses, retailers, banks, and other financial institutions, insurance companies, health care and legal services providers and other merchants in the Town of Islip which will increase the economic health and well-being of the residents of the Town of Islip, help preserve and increase permanent private sector jobs in furtherance of the Agency's public purposes as set forth in the Act, and therefore the Agency finds and determines that the Facility is a commercial project within the meaning of Section 854(4) of the Act;

(d) The Facility will provide services, i.e., rental housing, which but for the Facility, would not otherwise be reasonably accessible to the residents of the Town of Islip.

Section 2. The Agency hereby finds and determines:

(a) By virtue of the Act, the Agency has been vested with all powers necessary and convenient to carry out and effectuate the purposes and provisions of the Act and to exercise all powers granted to it under the Act.

(b) The Facility constitutes a "project", as such term is defined in the Act.

(c) The acquisition, construction and equipping of the Facility, and the leasing of the Facility to the Company will promote and maintain the job opportunities, health, general prosperity and economic welfare of the citizens of Town of Islip, and the State of New York and improve their standard of living and thereby serve the public purposes of the Act.

(d) The acquisition, construction and equipping of the Facility by the Agency is reasonably necessary to induce the Company to maintain and expand its business operations in the Town of Islip.

(e) Based upon representations of the Company and counsel to the Company, the Facility conforms with the local zoning laws and planning regulations of the Town of Islip and all regional and local land use plans for the area in which the Facility is located.

(f) It is desirable and in the public interest for the Agency to lease the Facility to the Company.

(g) The Agency previously determined, pursuant to the Inducement Resolution, that the Facility and the operations conducted therein do not have a significant effect on the environment, as determined in accordance with Article 8 of the Environmental Conservation Law of the State of New York and the regulations promulgated thereunder (“SEQR”), thus completing its review of the Facility under SEQR. No changes have been proposed to the Facility since the time the Agency adopted its Negative Declaration, and therefore, the Agency’s obligations under SEQR have been completed.

(h) The Company Lease will be an effective instrument whereby the Agency leases the Land and the Improvements from the Company.

(i) The Lease Agreement will be an effective instrument whereby the Agency leases and subleases the Facility to the Company, the Agency and the Company set forth the terms and conditions of their agreement regarding payments-in-lieu of taxes, the Company agrees to comply with all Environmental Laws (as defined therein) applicable to the Facility and will describe the circumstances in which the Agency may recapture some or all of the benefits granted to the Company.

(j) The Loan Documents to which the Agency is a party will be effective instruments whereby the Agency and the Company agree to secure the loan made to the Company by the Lender.

Section 3. The Agency has assessed all material information included in connection with the Company’s application for financial assistance, including but not limited to, the cost-benefit analysis prepared by the Agency and such information has provided the Agency a reasonable basis for its decision to provide the financial assistance described herein to the Company.

Section 4. In consequence of the foregoing, the Agency hereby determines to:
(i) lease the Land and the Improvements from the Company pursuant to the Company Lease,
(ii) execute, deliver and perform the Company Lease, (iii) sublease and lease the Facility to the Company pursuant to the Lease Agreement, (iv) execute, deliver and perform the Lease

Agreement, (v) grant a mortgage on and security interests in and to the Facility pursuant to the Loan Documents, and (vi) execute and deliver the Loan Documents to which the Agency is a party.

Section 5. The Agency is hereby authorized to acquire the real property and personal property described in Exhibit A and Exhibit B, respectively, to the Lease Agreement, and to do all things necessary or appropriate for the accomplishment thereof, and all acts heretofore taken by the Agency with respect to such acquisition are hereby approved, ratified and confirmed.

Section 6. The Agency is hereby authorized to execute and deliver the Loan Documents in connection with the financing of the costs of acquiring, constructing and equipping the Facility and any future Loan Documents in connection with any future refinancing or permanent financing of such costs of acquiring, constructing and equipping of the Facility without the need for any further or future approvals of the Agency.

Section 7. The Agency hereby authorizes and approves the following economic benefits to be granted to the Company in connection with the acquisition, construction and equipping of the Facility in the form of (i) exemptions from mortgage recording taxes for one or more mortgages securing an amount presently estimated to be \$4,000,000 but not to exceed \$6,000,000, corresponding to mortgage recording tax exemptions presently estimated to be \$30,000.00 but not to exceed \$45,000.00, in connection with the financing of the acquisition, construction and equipping of the Facility and any future financing, refinancing or permanent financing of the costs of acquiring, constructing and equipping the Facility, (ii) exemptions from sales and use taxes in an amount not to exceed \$100,000.00, in connection with the purchase or lease of equipment, building materials, services or other personal property with respect to the Facility, and (ii) abatement of real property taxes (as set forth in the PILOT Schedule attached as Exhibit A hereof), all consistent with the policies of the Agency.

Section 8. Subject to the provisions of this resolution, the Company is herewith and hereby appointed the agent of the Agency to acquire, construct and equip the Facility. The Company is hereby empowered to delegate its status as agent of the Agency to its agents, subagents, contractors, subcontractors, materialmen, suppliers, vendors and such other parties as the Company may choose in order to acquire, construct and equip the Facility. The Agency hereby appoints the agents, subagents, contractors, subcontractors, materialmen, vendors and suppliers of the Company as agents of the Agency solely for purposes of making sales or leases of goods, services and supplies to the Facility, and any such transaction between any agent, subagent, contractor, subcontractor, materialmen, vendor or supplier, and the Company, as agent of the Agency, shall be deemed to be on behalf of the Agency and for the benefit of the Facility. This agency appointment expressly excludes the purchase by the Company of any motor vehicles, including any cars, trucks, vans or buses which are licensed by the Department of Motor Vehicles for use on public highways or streets. The Company shall indemnify the Agency with respect to any transaction of any kind between and among the agents, subagents, contractors, subcontractors, materialmen, vendors and/or suppliers and the Company, as agent of the Agency. The aforesaid appointment of the Company as agent of the Agency to acquire, construct and equip the Facility shall expire at the earlier of (a) the completion of such activities and improvements, (b) a date which the Agency designates, or (c) the date on which the

Company has received exemptions from sales and use taxes in an amount not to exceed \$100,000.00 in connection with the purchase or lease of equipment, building materials, services or other personal property; provided however, such appointment may be extended at the discretion of the Agency, upon the written request of the Company if such activities and improvements are not completed by such time. The aforesaid appointment of the Company is subject to the execution of the documents contemplated by this resolution.

Section 9. The Company is hereby notified that it will be required to comply with Section 875 of the Act. The Company shall be required to agree to the terms of Section 875 pursuant to the Lease Agreement. The Company is further notified that the tax exemptions and abatements provided pursuant to the Act and the appointment of the Company as agent of the Agency pursuant to this Authorizing Resolution are subject to termination and recapture of benefits pursuant to Sections 859-a and 875 of the Act and the recapture provisions of the Lease Agreement.

Section 10. The form and substance of the Company Lease, the Lease Agreement and the Loan Documents to which the Agency is a party (each in substantially the forms presented to or approved by the Agency and which, prior to the execution and delivery thereof, may be redated and renamed) are hereby approved.

Section 11. The Chairman, Vice Chairman, Executive Director, Deputy Executive Director or any member of the Agency are hereby authorized, on behalf of the Agency, to execute and deliver the Company Lease, the Lease Agreement and the Loan Documents to which the Agency is a party, all in substantially the forms thereof presented to this meeting with such changes, variations, omissions and insertions as the Chairman, Vice Chairman, Executive Director, Deputy Executive Director or any member of the Agency shall approve, and such other related documents as may be, in the judgment of the Chairman and counsel to the Agency, necessary or appropriate to effect the transactions contemplated by this resolution (hereinafter collectively called the "**Agency Documents**"). The execution thereof by the Chairman, Vice Chairman, Executive Director, Deputy Executive Director or any member of the Agency shall constitute conclusive evidence of such approval.

Section 12. The Chairman, Vice Chairman, Executive Director, Deputy Executive Director or any member of the Agency are further hereby authorized, on behalf of the Agency, to designate any additional Authorized Representatives of the Agency (as defined in and pursuant to the Lease Agreement).

Section 13. The officers, employees and agents of the Agency are hereby authorized and directed for and in the name and on behalf of the Agency to do all acts and things required or provided for by the provisions of the Agency Documents, and to execute and deliver all such additional certificates, instruments and documents, pay all such fees, charges and expenses and to do all such further acts and things as may be necessary or, in the opinion of the officer, employee or agent acting, desirable and proper to effect the purposes of the foregoing resolution and to cause compliance by the Agency with all of the terms, covenants and provisions of the Agency Documents binding upon the Agency.

Section 14. This resolution shall take effect immediately.

STATE OF NEW YORK)
 : SS.:
COUNTY OF SUFFOLK)

I, the undersigned Assistant Secretary of the Town of Islip Industrial Development Agency, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town of Islip Industrial Development Agency (the “**Agency**”), including the resolutions contained therein, held on the 11th day of August, 2020, with the original thereof on file in my office, and that the same is a true and correct copy of the proceedings of the Agency and of such resolutions set forth therein and of the whole of said original insofar as the same related to the subject matters therein referred to.

That the Agency Documents contained in this transcript of proceedings are each in substantially the form presented to the Agency and/or approved by said meeting.

I FURTHER CERTIFY that, due to the Novel Coronavirus (COVID-19) Emergency State and Federal bans on large meetings or gatherings and pursuant to Governor Cuomo’s Executive Order 202.1 issued on March 12, 2020, as amended to date, permitting local governments to hold public hearings by telephone and video conference and/or similar device, the Agency’s Board Meeting on August 11, 2020 (the “**Board Meeting**”), was held electronically via Live-Stream instead of a public meeting open for the public to attend in person. Members of the public were advised, via the Agency’s website, to listen to the Board Meeting by going to <http://islipida.com/business-assistance/ida/ida-documents-2/96-ida-videos/ida-board-meetings/335-ida-board-meeting-8-11-2020.html>, and were further advised that the Minutes of the Board Meeting would be transcribed and posted on the Agency’s website, and that all members of said Agency had due notice of said meeting and that the meeting was in all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand as of the 11th day of August, 2020.

By: _____
Assistant Secretary

EXHIBIT A

Proposed PILOT Benefits

Formula for Payments-In-Lieu-of-Taxes: Town of Islip (including any existing incorporated village and any village which may be incorporated after the date hereof, within which the Facility is wholly or partially located), Central Islip School District, Suffolk County and Appropriate Special Districts

X = \$30,800

Y = increase in assessment above X resulting from the acquisition, construction and equipping of the Facility

Normal Tax Due = Those payments for taxes and assessments, and other special ad valorem levies, special assessments and service charges against real property located in the Town of Islip (including any existing incorporated village or any village which may be incorporated after the date hereof, within which the Facility is wholly or partially located) which are or may be imposed for special improvements or special district improvements, that the Company would pay without exemption.

Formula

<u>Year</u>	
1	100% Normal Tax Due on X and 0% Normal Tax Due on Y
2	100% Normal Tax Due on X and 10% Normal Tax Due on Y
3	100% Normal Tax Due on X and 20% Normal Tax Due on Y
4	100% Normal Tax Due on X and 30% Normal Tax Due on Y
5	100% Normal Tax Due on X and 40% Normal Tax Due on Y
6	100% Normal Tax Due on X and 50% Normal Tax Due on Y
7	100% Normal Tax Due on X and 60% Normal Tax Due on Y
8	100% Normal Tax Due on X and 70% Normal Tax Due on Y
9	100% Normal Tax Due on X and 80% Normal Tax Due on Y
10	100% Normal Tax Due on X and 90% Normal Tax Due on Y
And thereafter: 100% Normal Tax Due on X and 100% Normal Tax Due on Y	

Company to pay Normal Tax Due on X during Construction Period. PILOT Payments to commence in Tax Year following Company's receipt of Certificate of Occupancy.

**TOWN OF ISLIP
INDUSTRIAL DEVELOPMENT AGENCY
AGENDA ITEMS FOR AUGUST 11, 2020**

AGENDA ITEM #4

TYPE OF RESOLUTION: AUTHORIZING RESOLUTION

COMPANY: Lynest Associates, LLC/Max
Finklestein, Inc.

PROJECT LOCATION: 195 13TH AVENUE,
HAUPPAUGE

JOBS (RETAINED/CREATED): RETAINED - 27 -
CREATE - 02 -

INVESTMENT: \$11,000,000

Date: August 11, 2020

At a meeting of the Town of Islip Industrial Development Agency (the “**Agency**”), held via Live-Stream at <http://islipida.com/business-assistance/ida/ida-documents-2/96-ida-videos/ida-board-meetings/335-ida-board-meeting-8-11-2020.html>, on the 11th day of August, 2020, the following members of the Agency were:

Present:

Absent:

Also Present:

After the meeting had been duly called to order, the Chairman announced that among the purposes of the meeting was to consider and take action on certain matters pertaining to acquisition of a leasehold interest to a certain industrial development facility more particularly described below (Lynest Associates, LLC/ Max Finkelstein, Inc. 2020 Facility).

The following resolution was duly moved, seconded, discussed and adopted with the following members voting:

Voting Aye

Voting Nay

RESOLUTION OF THE TOWN OF ISLIP INDUSTRIAL DEVELOPMENT AGENCY TAKING OFFICIAL ACTION TOWARD APPOINTING LYNEST ASSOCIATES LLC, A NEW YORK LIMITED LIABILITY COMPANY, ON BEHALF OF ITSELF AND/OR THE PRINCIPALS OF LYNEST ASSOCIATES LLC AND/OR AN ENTITY FORMED OR TO BE FORMED ON BEHALF OF ANY OF THE FOREGOING AND MAX FINKELSTEIN, INC., A DELAWARE BUSINESS CORPORATION ON BEHALF OF ITSELF AND/OR THE PRINCIPALS OF MAX FINKELSTEIN, INC. AND/OR AN ENTITY FORMED OR TO BE FORMED ON BEHALF OF ANY OF THE FOREGOING, AS AGENT(S) OF THE AGENCY FOR THE PURPOSE OF ACQUIRING, DEMOLISHING, CONSTRUCTING, RENOVATING AND EQUIPPING THE FACILITY AND APPROVING THE FORM, SUBSTANCE AND EXECUTION OF RELATED DOCUMENTS.

WHEREAS, by Title 1 of Article 18-A of the General Municipal Law of the State of New York, as amended, and Chapter 47 of the Laws of 1974 of the State of New York, as amended from time to time (collectively, the "**Act**"), the Town of Islip Industrial Development Agency (the "**Agency**") was created with the authority and power among other things, to assist with the acquisition of certain industrial development projects as authorized by the Act; and

WHEREAS, the Act authorizes and empowers the Agency to promote, develop, encourage and assist projects such as the Facility and to advance the job opportunities, health, general prosperity and economic welfare of the people of the State of New York; and

WHEREAS, Lynest Associates, LLC, a limited liability company organized and existing under the laws of the State of New York, on behalf of itself and/or the principals of Lynest Associates, LLC and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the "**Company**") and Max Finkelstein, Inc., a business corporation organized and existing under the laws of the State of Delaware, on behalf of itself and/or the principals of Max Finkelstein, Inc. and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the "**Sublessee**"), have applied to the Town of Islip Industrial Development Agency (the "**Agency**"), to enter into a transaction in which the Agency will assist in the acquisition of an approximately 8.07 acre parcel of land located at 195 13th Avenue, Ronkonkoma 11779 (the "**Land**"), (i) the partial demolition of an existing approximately 102,674 square foot building located thereon to reduce its size to approximately 66,987 square feet (the "**Existing Building**"), and (ii) the construction of an approximately 54,043 square foot building to be located on the Land (the "**New Building**"; and, together with the Existing Building, the "**Improvements**"), and the acquisition and installation therein of certain equipment and personal property (the "**Equipment**"; and together with the Land and the Improvements, the "**Facility**"), which Facility is to be leased by the Agency to the Company and the Existing Building will be subleased by the Company to a tenant or tenants not yet determined (the "**Tenant**") and the New Building will be subleased by the Company to the Sublessee and which New Building is to be used by the

Sublessee for warehousing and distribution in its business of a distributor of tires (the **"Project"**); and

WHEREAS, the Agency, by resolution duly adopted on July 21, 2020 (the **"Inducement Resolution"**), decided to proceed under the provisions of the Act; and

WHEREAS, the Agency will acquire a leasehold interest in the Land and the Improvements pursuant to a certain Company Lease Agreement, dated as of August 1, 2020, or such other date as the Chairman, the Executive Director or the Deputy Executive Director of the Agency and counsel to the Agency shall agree (the **"Company Lease"**), by and between the Company and the Agency; and

WHEREAS, the Agency will acquire title to the Equipment pursuant to a certain Bill of Sale, dated the Closing Date (as defined in the hereinafter defined Lease Agreement) (the **"Bill of Sale"**), from the Company to the Agency; and

WHEREAS, the Agency will sublease and lease the Facility to the Company pursuant to a certain Lease and Project Agreement, dated as of August 1, 2020, or such other date as the Chairman, the Executive Director or the Deputy Executive Director of the Agency and counsel to the Agency shall agree (the **"Lease Agreement"**), by and between the Agency and the Company; and

WHEREAS, as security for a Loan or Loans (as such term is defined in the Lease Agreement), the Agency and the Company will execute and deliver to a lender or lenders not yet determined (collectively, the **"Lender"**), a mortgage or mortgages, and such other loan documents satisfactory to the Agency, upon advice of counsel, in both form and substance, as may be reasonably required by the Lender, to be dated a date to be determined, in connection with the financing, any refinancing or permanent financing of the costs of the acquisition, demolition, construction, renovation, and equipping of the Facility (collectively, the **"Loan Documents"**); and

WHEREAS, in connection with the sub-subleasing of a portion of the Facility (the New Building) by the Company to the Sublessee, the Agency and the Sublessee will enter into a certain Tenant Agency Compliance Agreement, dated as of August 1, 2020 or such other date as the Chairman, the Executive Director or the Deputy Executive Director of the Agency and counsel to the Agency shall agree (the **"Tenant Agency Compliance Agreement"**), by and between the Agency and the Sublessee; and

WHEREAS, the Agency contemplates that it will provide financial assistance to the Company in the form of (i) exemptions from mortgage recording taxes for one or more mortgages securing an amount presently estimated to be \$10,000,000 but not to exceed \$15,000,000, corresponding to mortgage recording tax exemptions presently estimated to be \$75,000.00 but not to exceed \$112,500, in connection with the financing of the acquisition, demolition, construction, renovation and equipping of the Facility and any future financing, refinancing or permanent financing of the costs of acquiring, demolishing, constructing, renovating and equipping of the Facility (ii) exemptions from sales and use taxes in an approximate amount not to exceed \$345,000, in connection with the purchase or lease of

equipment, building materials, services or other personal property with respect to the Facility, and (iii) abatement of real property taxes (as set forth in the PILOT Schedule attached as Exhibit A hereof); and

WHEREAS, the Agency has given due consideration to the application of the Company and the Sublessee and to representations by the Company and the Sublessee that the proposed transaction is necessary to maintain the competitive position of the Company and the Sublessee in their respective industries; and

WHEREAS, the Company and the Sublessee have agreed to indemnify the Agency against certain losses, claims, expenses, damages and liabilities that may arise in connection with the transaction contemplated by the leasing of the Facility by the Agency to the Company for further sublease by the Company to the Sublessee.

NOW, THEREFORE, BE IT RESOLVED by the Agency (a majority of the members thereof affirmatively concurring) as follows:

Section 1. The Agency hereby finds and determines:

(a) By virtue of the Act, the Agency has been vested with all powers necessary and convenient to carry out and effectuate the purposes and provisions of the Act and to exercise all powers granted to it under the Act; and

(b) The Facility constitutes a "project", as such term is defined in the Act; and

(c) The acquisition, demolition, construction, renovation and equipping of the Facility, the leasing of the Facility to the Company, will promote and maintain the job opportunities, health, general prosperity and economic welfare of the citizens of Town of Islip, and the State of New York and improve their standard of living and thereby serve the public purposes of the Act; and

(d) The acquisition, renovation and equipping of the Facility by the Agency is reasonably necessary to induce the Company to maintain and expand its business operations in the Town of Islip; and

(e) Based upon representations of the Company and the Sublessee and counsel to the Company and the Sublessee, the Facility conforms with the local zoning laws and planning regulations of the Town of Islip and all regional and local land use plans for the area in which the Facility is located; and

(f) It is desirable and in the public interest for the Agency to lease the Facility to the Company; and

(g) The Company Lease will be an effective instrument whereby the Agency leases the Facility from the Company; and

(h) The Lease Agreement will be an effective instrument whereby the Agency leases and subleases the Facility to the Company, the Agency and the Company set forth the

terms and conditions of their agreement regarding payments-in-lieu of taxes, the Company agrees to comply with all Environmental Laws (as defined therein) applicable to the Facility and will describe the circumstances in which the Agency may recapture some or all of the benefits granted to the Company.

(i) The Tenant Agency Compliance Agreement will be an effective instrument whereby the Sublessee will provide certain assurances to the Agency with respect to the Facility.

(j) The Loan Documents to which the Agency is a party will be effective instruments whereby the Agency and the Company agree to secure the loan made to the Company by the Lender.

Section 2. The Agency has assessed all material information included in connection with the Company's application for financial assistance, including but not limited to, the cost-benefit analysis prepared by the Agency and such information has provided the Agency a reasonable basis for its decision to provide the financial assistance described herein to the Company.

Section 3. In consequence of the foregoing, the Agency hereby determines to: (i) lease the Land and the Improvements from the Company pursuant to the Company Lease, (ii) execute, deliver and perform the Company Lease, (iii) sublease and lease the Facility to the Company pursuant to the Lease Agreement, (iv) execute, deliver and perform the Lease Agreement, (v) execute and deliver the Tenant Agency Compliance Agreement, (vi) grant a mortgage on and security interests in and to the Facility pursuant to the Loan Documents, and (vii) execute and deliver the Loan Documents to which the Agency is a party.

Section 4. The Agency is hereby authorized to acquire the real property and personal property described in Exhibit A and Exhibit B, respectively, to the Lease Agreement, and to do all things necessary or appropriate for the accomplishment thereof, and all acts heretofore taken by the Agency with respect to such acquisition are hereby approved, ratified and confirmed.

Section 5. The Agency is hereby authorized to execute and deliver the Loan Documents in connection with the financing of the costs of acquiring, demolishing, constructing, renovating, and equipping the Facility and any future Loan Documents in connection with any future refinancing or permanent financing of such costs of acquiring, demolishing, constructing, renovating, and equipping of the Facility without the need for any further or future approvals of the Agency.

Section 6. The Agency hereby authorizes and approves the following economic benefits to be granted to the Company in connection with the acquisition, demolition, construction, renovation and equipping of the Facility in the form of (i) exemptions from mortgage recording taxes for one or more mortgages securing an amount presently estimated to be \$10,000,000 but not to exceed \$15,000,000, corresponding to mortgage recording tax exemptions presently estimated to be \$75,000.00 but not to exceed \$112,500, in connection with the financing of the acquisition, demolition, construction, renovation and equipping of

the Facility and any future financing, refinancing or permanent financing of the costs of acquiring, demolishing, constructing, renovating and equipping of the Facility (ii) exemptions from sales and use taxes in an approximate amount not to exceed \$345,000, in connection with the purchase or lease of equipment, building materials, services or other personal property with respect to the Facility, and (iii) abatement of real property taxes (as set forth in the PILOT Schedule attached as Exhibit A hereof); and

Section 7. Subject to the provisions of this resolution, the Company is herewith and hereby appointed the agent of the Agency to acquire, demolish, construct, renovate and equip the Facility. The Company is hereby empowered to delegate its status as agent of the Agency to its agents, subagents, contractors, subcontractors, materialmen, suppliers, vendors and such other parties as the Company may choose in order to acquire, demolish, construct, renovate and equip the Facility. The Agency hereby appoints the agents, subagents, contractors, subcontractors, materialmen, vendors and suppliers of the Company as agents of the Agency solely for purposes of making sales or leases of goods, services and supplies to the Facility, and any such transaction between any agent, subagent, contractor, subcontractor, materialmen, vendor or supplier, and the Company, as agent of the Agency, shall be deemed to be on behalf of the Agency and for the benefit of the Facility. This agency appointment expressly excludes the purchase by the Company of any motor vehicles, including any cars, trucks, vans or buses which are licensed by the Department of Motor Vehicles for use on public highways or streets. The Company shall indemnify the Agency with respect to any transaction of any kind between and among the agents, subagents, contractors, subcontractors, materialmen, vendors and/or suppliers and the Company, as agent of the Agency. The aforesaid appointment of the Company as agent of the Agency to acquire, demolish, construct, renovate and equip the Facility shall expire at the earlier of (a) the completion of such activities and improvements, (b) a date which the Agency designates, or (c) the date on which the Company has received exemptions from sales and use taxes in an amount not to exceed \$345,000, in connection with the purchase or lease of equipment, building materials, services or other personal property; provided however, such appointment may be extended at the discretion of the Agency, upon the written request of the Company if such activities and improvements are not completed by such time. The aforesaid appointment of the Company is subject to the execution of the documents contemplated by this resolution.

Section 8. The Company is hereby notified that it will be required to comply with Section 875 of the Act. The Company shall be required to agree to the terms of Section 875 pursuant to the Lease Agreement. The Company is further notified that the tax exemptions and abatements provided pursuant to the Act and the appointment of the Company as agent of the Agency pursuant to this Authorizing Resolution are subject to termination and recapture of benefits pursuant to Sections 859-a and 875 of the Act and the recapture provisions of the Lease Agreement.

Section 9. The form and substance of the Company Lease, the Lease Agreement and the Loan Documents to which the Agency is a party (each in substantially the forms presented to or approved by the Agency and which, prior to the execution and delivery thereof, may be redated and renamed) are hereby approved.

Section 10. The Chairman, Vice Chairman, Executive Director, Deputy Executive Director or any member of the Agency are hereby authorized, on behalf of the Agency, to execute and deliver the Company Lease, the Lease Agreement, the Tenant Agency Compliance Agreement, and the Loan Documents to which the Agency is a party, all in substantially the forms thereof presented to this meeting with such changes, variations, omissions and insertions as the Chairman, Vice Chairman, Executive Director, Deputy Executive Director or any member of the Agency shall approve, and such other related documents as may be, in the judgment of the Chairman and counsel to the Agency, necessary or appropriate to effect the transactions contemplated by this resolution (hereinafter collectively called the “**Agency Documents**”). The execution thereof by the Chairman, Vice Chairman, Executive Director, Deputy Executive Director or any member of the Agency shall constitute conclusive evidence of such approval.

Section 11. The Chairman, Vice Chairman, Executive Director, Deputy Executive Director or any member of the Agency are further hereby authorized, on behalf of the Agency, to designate any additional Authorized Representatives of the Agency (as defined in and pursuant to the Lease Agreement).

Section 12. The officers, employees and agents of the Agency are hereby authorized and directed for and in the name and on behalf of the Agency to do all acts and things required or provided for by the provisions of the Agency Documents, and to execute and deliver all such additional certificates, instruments and documents, pay all such fees, charges and expenses and to do all such further acts and things as may be necessary or, in the opinion of the officer, employee or agent acting, desirable and proper to effect the purposes of the foregoing resolution and to cause compliance by the Agency with all of the terms, covenants and provisions of the Agency Documents binding upon the Agency.

Section 13. This resolution shall take effect immediately.

STATE OF NEW YORK)
 : SS.:
COUNTY OF SUFFOLK)

I, the undersigned Assistant Secretary of the Town of Islip Industrial Development Agency, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town of Islip Industrial Development Agency (the “**Agency**”), including the resolutions contained therein, held on the 11th day of August, 2020, with the original thereof on file in my office, and that the same is a true and correct copy of the proceedings of the Agency and of such resolutions set forth therein and of the whole of said original insofar as the same related to the subject matters therein referred to.

That the Agency Documents contained in this transcript of proceedings are each in substantially the form presented to the Agency and/or approved by said meeting.

I FURTHER CERTIFY that, due to the Novel Coronavirus (COVID-19) Emergency State and Federal bans on large meetings or gatherings and pursuant to Governor Cuomo’s Executive Order 202.1 issued on March 12, 2020, as amended and extended to date, permitting local governments to hold public hearings by telephone and video conference and/or similar device, the Agency’s Board Meeting on August 11, 2020 (the “**Board Meeting**”), was held electronically via Live-Stream instead of a public meeting open for the public to attend in person. Members of the public were advised, via the Agency’s website, to listen to the Board Meeting by going to <http://islipida.com/business-assistance/ida/ida-documents-2/96-ida-videos/ida-board-meetings/335-ida-board-meeting-8-11-2020.html>, and were further advised that the Minutes of the Board Meeting would be transcribed and posted on the Agency’s website, and that all members of said Agency had due notice of said meeting and that the meeting was in all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand as of August 11, 2020.

By: _____
Assistant Secretary

EXHIBIT A

Proposed PILOT Benefits

Formula for Payments-In-Lieu-of-Taxes: Town of Islip, (including any existing incorporated village and any village which may be incorporated after the date hereof, within which the Facility is wholly or partially located), Connetquot School District, Suffolk County and Appropriate Special Districts

Address – 195 13th Avenue, Ronkonkoma, Town of Islip,
Suffolk County, New York

Tax Map No. 0500-103.00-02.00-026.001

Definitions

X = \$578,139 (current full value minus percentage of improvement to be demolished)

Y = increase in assessment above X resulting from the acquisition, demolition, construction, renovation and equipping of the Facility.

Normal Tax = Those payments for taxes and assessments, other than special ad valorem levies, special assessments and service charges against real property located in the Town of Islip, Connetquot School District, Suffolk County and Appropriate Special Districts (including any existing incorporated village or any village which may be incorporated after the date hereof, within which the Facility is wholly or partially located) which are or may be imposed for special improvements or special district improvements, that the Company would pay without exemption.

Year

1	100% normal tax on X and 0% normal tax on Y
2	100% normal tax on X and 10% normal tax on Y
3	100% normal tax on X and 20% normal tax on Y
4	100% normal tax on X and 30% normal tax on Y
5	100% normal tax on X and 40% normal tax on Y
6	100% normal tax on X and 50% normal tax on Y
7	100% normal tax on X and 60% normal tax on Y
8	100% normal tax on X and 70% normal tax on Y
9	100% normal tax on X and 80% normal tax on Y
10	100% normal tax on X and 90% normal tax on Y
11 and thereafter	100% normal tax on X and 100% normal tax on Y

**TOWN OF ISLIP
INDUSTRIAL DEVELOPMENT AGENCY
AGENDA ITEMS FOR JANUARY 14, 2020**

AGENDA ITEM #5

TYPE OF RESOLUTION: RESOLUTION AUTHORIZING
A COMMITTEE TO RECOMMEND A GRANT OR LOAN
APPLICATION TO PURSUIT LENDING CO.

COMPANY:

PROJECT LOCATION:

JOBS (RETAINED/CREATED): RETAINED - 00 -
CREATE - 00 -

INVESTMENT: \$N/A

Date: August 11, 2020

At a meeting of the Town of Islip Industrial Development Agency (the “**Agency**”), held via Live-Stream at <http://islipida.com/business-assistance/ida/ida-documents-2/96-ida-videos/ida-board-meetings/335-ida-board-meeting-8-11-2020.html> , on the 21st day of July, 2020, the following members of the Agency were:

Present:

Absent:

Also Present:

After the meeting had been duly called to order, the Chairman announced that among the purposes of the meeting was to consider and take action on certain matters pertaining to the establishment of a COVID-19 Loan Program Review Committee and a COVID-19 Grant Program Review Committee.

The following resolution was duly moved, seconded, discussed and adopted with the following members voting:

Voting Aye

Voting Nay

APPROVING THE ESTABLISHMENT OF A COVID-19 LOAN
PROGRAM REVIEW COMMITTEE AND A COVID-19 GRANT
PROGRAM REVIEW COMMITTEE. RESOLUTION OF THE
TOWN OF ISLIP INDUSTRIAL DEVELOPMENT AGENCY

WHEREAS, by Title 1 of Article 18-A of the General Municipal Law of the State of New York, as amended, and Chapter 47 of the Laws of 1974 of the State of New York, as amended from time to time (collectively, the “**Act**”), the Town of Islip Industrial Development Agency (the “**Agency**”) was created with the authority and power among other things, to assist with the acquisition of certain industrial development projects as authorized by the Act; and

WHEREAS, Section 858(17) and (18) and Section 859(c) of the Act authorizes and empowers the Agency to establish a program to make grants to eligible small businesses and not-for-profit corporations for the purpose of acquiring personal protective equipment or installing fixtures necessary to prevent the spread of novel coronavirus, COVID-19 (the “**COVID-19 Grant Program**”), and Section 859-c of Act authorizes and empowers the Agency to establish a state disaster emergency loan program to provide loans from available revenue to small business and not-for-profit corporations (the “**COVID-19 Loan Program**”); and

WHEREAS, the Agency authorized the establishment of a COVID-19 Grant Program and a COVID-19 Loan Program at its meeting on July 21, 2020; and

WHEREAS, the Agency shall establish a Loan and Grant Review Committee made up of its certain members and staff of the Agency to be appointed by the Board of the Agency (the “**Loan and Grant Review Committee**”) to review each applicant for each Loan based on the Loan Criteria (following review by Pursuit), and to review each application for Grants based on the Grant Criteria, all as set forth in the July 21, 2020 resolution authorizing the creation of the Loan and Grant Fund.

NOW, THEREFORE, BE IT RESOLVED by the Agency (a majority of the members thereof affirmatively concurring) as follows:

Section 1. The Agency’s Loan and Grant Review Committee is hereby established and the following persons are hereby appointed to serve on the Loan and Grant Committee: Tracey Krut, John Walser, Brad Hemingway, Robert Kordic, and Michael Walsh.

Section 2. This resolution shall take effect immediately.

STATE OF NEW YORK)
 : SS.:
COUNTY OF SUFFOLK)

I, the undersigned Assistant Secretary of the Town of Islip Industrial Development Agency, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town of Islip Industrial Development Agency (the “**Agency**”), including the resolutions contained therein, held on the 11th day of August, 2020, with the original thereof on file in my office, and that the same is a true and correct copy of the proceedings of the Agency and of such resolutions set forth therein and of the whole of said original insofar as the same related to the subject matters therein referred to.

That the Agency Documents contained in this transcript of proceedings are each in substantially the form presented to the Agency and/or approved by said meeting.

I FURTHER CERTIFY that, due to the Novel Coronavirus (COVID-19) Emergency State and Federal bans on large meetings or gatherings and pursuant to Governor Cuomo’s Executive Order 202.1 issued on March 12, 2020, as amended to date, permitting local governments to hold public hearings by telephone and video conference and/or similar device, the Agency’s Board Meeting on August 11, 2020 (the “**Board Meeting**”), was held electronically via Live-Stream instead of a public meeting open for the public to attend in person. Members of the public were advised, via the Agency’s website, to listen to the Board Meeting by going to <http://islipida.com/business-assistance/ida/ida-documents-2/96-ida-videos/ida-board-meetings/335-ida-board-meeting-8-11-2020.html>, and were further advised that the Minutes of the Board Meeting would be transcribed and posted on the Agency’s website, and that all members of said Agency had due notice of said meeting and that the meeting was in all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand as of the 11th day of August, 2020.

By: _____
Assistant Secretary

**TOWN OF ISLIP
INDUSTRIAL DEVELOPMENT AGENCY
AGENDA ITEMS FOR AUGUST 11, 2020**

AGENDA ITEM #6

TYPE OF RESOLUTION: AMENDED RESOLUTION

**COMPANY: SIG 888 (FORMALLY KNOWN AS
HAUPPAUGE OFFICE PARK/ALLSTATE)**

PROJECT LOCATION: N/A

**JOBS (RETAINED/CREATED): RETAINED - 00 -
CREATE - 00 -**

INVESTMENT: \$N/A

Date: August 11, 2020

At a meeting of the Town of Islip Industrial Development Agency (the “Agency”), held via Live-Stream at <http://islipida.com/business-assistance/ida/ida-documents-2/96-ida-videos/ida-board-meetings/335-ida-board-meeting-8-11-2020.html>, on the 11th day of August, 2020, the following members of the Agency were:

Present:

Absent:

Also Present:

After the meeting had been duly called to order, the Chairman announced that among the purposes of the meeting was to take action on a proposed mortgage financing and the execution of related loan documents in connection with certain industrial development facilities more particularly described below (878 Lease LLC Facility & SIG 888 LLC Facility) and approving the execution and delivery of related documents.

The following resolution was duly moved, seconded, discussed and adopted with the following members voting:

Voting Aye

Voting Nay

WHEREAS, the Original 888 Lease Agreement was assigned and amended pursuant to the 888 Assignment, Assumption and Amendment Agreement (collectively, the Original 888 Lease Agreement and the 888 Assignment, Assumption and Amendment Agreement are the **"888 Lease Agreement"**); and

WHEREAS, the Agency previously provided its assistance to 878 Realty Co., LLC, a limited liability company duly organized and validly existing under the laws of the State of New York (the **"Original 878 Company"**), in (i) the acquisition of a leasehold interest in an approximately one-half acre parcel of land located at 878 Veterans Memorial Highway, Hauppauge, Town of Islip, Suffolk County, New York and the construction and equipping of an approximately 87,945 square foot facility located thereon, and the acquisition and installation of certain equipment (collectively, the **"878 Facility"**; and together with the 888 Facility, the **"Facilities"**), and which 878 Facility is used by Allstate Insurance Company, an Illinois business company (the **"Sublessee"**), for its primary use as a major insurance company; and

WHEREAS, the Land was leased by Hauppauge Office Park Associates, LLC, a New York limited liability company (the **"Original Ground Lessor"**) to the Original 878 Company pursuant to a certain Ground Lease, dated as of July 1, 2013 (the **"Ground Lease"**) for further sublease by the Original 878 Company to the Agency pursuant to the terms of the Company Lease Agreement, dated as of September 1, 2013 (the **"Original 878 Company Lease Agreement"**); and

WHEREAS, the Agency subleased the 878 Facility to the Original 878 Company pursuant to a certain Lease Agreement, dated as of February 1, 2014, (the **"Original 878 Lease Agreement"**), by and between the Agency, as sublessor, and the Original 878 Company, as sublessee; and

WHEREAS, 878 Lease LLC, a limited liability company organized and existing under the laws of the State of Delaware and authorized to transact business in the State of New York (the **"878 Company"**; and together with the 888 Company, the **"Companies"**), previously requested the Agency's consent to the assignment by the Original 878 Company of all of its rights, title, interest and obligations under the Original 878 Lease Agreement and certain other agreements in connection with the 878 Facility to, and the assumption by, the 878 Company of all of such rights, title, interest and obligations of the Original 878 Company, and the release of the Original 878 Company from any further liability with respect to the 878 Facility subject to certain requirements of the Agency, all pursuant to the terms of an Assignment, Assumption and Amendment Agreement, dated as of October 31, 2017 (the **"878 Assignment, Assumption and Amendment Agreement"**), by and among the Agency, the Original 878 Company, the Sublessee and the 878 Company; and

WHEREAS, in connection with such assignment, the Land was sold by the Original Ground Lessor to the 888 Company, and the Land continued to be leased by the 888 Company to the 878 Company; and

WHEREAS, the Original 878 Lease Agreement was assigned and amended pursuant to the 878 Assignment, Assumption and Amendment Agreement (collectively, the Original

- (e) Based upon representations of the Companies and counsel to the Companies, the Facilities continue to conform with the local zoning laws and planning regulations of the Town of Islip and all regional and local land use plans for the area in which the Facilities are located.
- (f) It is desirable and in the public interest for the Agency to assist in the refinancing of the Facilities.
- (g) The 2020 Loan Documents will be effective instruments whereby the Agency and the Companies agree to secure the 2020 Loan and assign to the Lender their respective rights under the Lease Agreements (except the Agency's Unassigned Rights as defined therein).

Section 2. In consequence of the foregoing, the Agency hereby determines to: (i) grant a mortgage or mortgages on and security interest securing the full principal amount of the 2020 Loan in and to the Facilities pursuant to certain mortgages and security agreements for the benefit of the Lender (the "**2020 Mortgage**"), (ii) execute, deliver and perform the 2020 Mortgage, and (iii) execute, deliver and perform the 2020 Loan Documents to which the Agency is a party, as may be necessary or appropriate to effect the 2020 Loan or any subsequent refinancing of the 2020 Mortgage.

Section 3. The Agency will not be providing further financial assistance to the Companies in the form of exemptions from mortgage recording taxes on the 2020 Loan.

Section 4. Subject to the provisions of this resolution and the Lease Agreements, the Agency is hereby authorized to do all things necessary or appropriate for the execution, delivery and performance of the 2020 Loan Documents and the 2020 Mortgage, and such other related documents as may be necessary or appropriate to effect the 2020 Loan, or any subsequent refinancing of the 2020 Loan, and all acts heretofore taken by the Agency with respect to such financing or refinancing are hereby approved, ratified and confirmed. The Agency is hereby further authorized to execute and deliver any future documents in connection with any future refinancing or permanent financing of the Facilities without need for any further or future approvals of the Agency.

Section 5.

(a) Subject to the provisions of this resolution and the Lease Agreements; the Chairman, Executive Director, Deputy Executive Director and all other members of the Agency are hereby authorized, on behalf of the Agency, to execute and deliver the 2020 Mortgage and 2020 Loan Documents, together with such other related documents as may be, in the judgment of the Chairman and Agency Counsel, necessary or appropriate to effect the transactions contemplated by this resolution (hereinafter collectively called the "**Agency Documents**"). The execution thereof by the Chairman, Executive Director, Deputy Executive Director or any member of the Agency shall constitute conclusive evidence of such approval; and

STATE OF NEW YORK)
 : SS.:
COUNTY OF SUFFOLK)

I, the undersigned Assistant Secretary of the Town of Islip Industrial Development Agency, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town of Islip Industrial Development Agency (the "**Agency**"), including the resolutions contained therein, held on August 11, 2020, with the original thereof on file in my office, and that the same is a true and correct copy of the proceedings of the Agency and of such resolutions set forth therein and of the whole of said original insofar as the same related to the subject matters therein referred to.

That the Agency Documents contained in this transcript of proceedings are each in substantially the form presented to the Agency and/or approved by said meeting.

I FURTHER CERTIFY that, because of the Novel Coronavirus (COVID-19) Emergency and State and Federal bans on large meetings or gatherings and pursuant to Governor Cuomo's Executive Order 220.1 issued on March 12, 2020, suspending the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, the Agency's Board Meeting on August 11, 2020 (the "**Board Meeting**"), was held electronically via Live-Stream instead of a public meeting open for the public to attend in person. Members of the public were advised, via the Agency's website, to listen to the Board Meeting by going to <http://islipida.com/business-assistance/ida/ida-documents-2/96-ida-videos/ida-board-meetings/335-ida-board-meeting-8-11-2020.html>, and were further advised that the Minutes of the Board Meeting would be transcribed and posted on the Agency's website, and that all members of said Agency had due notice of said meeting and that the meeting was in all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand as of the 11th day of August, 2020.

By: _____
Assistant Secretary

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 2

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

**Town Board authorization to clean up or secure certain properties in the
Town of Islip.**

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL
INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Taryn Jewell, Esq.

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

Town Board Meeting

Tuesday, August 11, 2020 at 2:00 pm

1)	0 Crooked Hill Road, Brentwood	0500-115.00-01.00-074.000	CU
2)	31 W. Suffolk Avenue, Central Islip	0500-098.00-01.00-036.000	BC
3)	37 Wicks Road, Brentwood	0500-136.00-02.00-047.002	CU
4)	51 Kenwood Drive, Bohemia	0500-146.00-03.00-038.000	BC
5)	60 Brightside Avenue, Central Islip	0500-120.00-01.00-030.000	BC
6)	104 Lake Street, Islip	0500-293.00-03.00-037.000	CU
7)	3040 Veterans Memorial Highway, Bohemia	0500-146.00-02.00-550.661	CU
8)	3355 Veterans Memorial Highway, Ronkonkoma	0500-147.00-02.00-029.001	CU

TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Deputy Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.

To authorize the Town Board of the Town of Islip to order that the work be done to clean up the vacant premises located at 0 Crooked Hill Road, Brentwood, NY 11717.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution:

Surrounding area residents and travelers of 0 Crooked Hill Road, Brentwood, NY 11717

2. Site or location effected by resolution:

0 Crooked Hill Road, Brentwood, NY 11717

3. Cost N/A

4. Budget Line N/A

5. Amount and source of outside funding: N/A

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

____ Yes under Section I, Sub. A, Number ____ of Town of Islip 617 Check List, an environmental review is required.

____ No under Section II, Sub. ____ Number ____ of Town of Islip 617 Check List no environmental review is required.

Unlisted Action

Signature of Commissioner/Department Head Sponsor:

Dated: July 28, 2020



TARYN L. JEWELL, ASSISTANT TOWN ATTORNEY

August 11, 2020

WHEREAS, numerous reports and complaints regarding high grass, overgrown vegetation, a squatter camp and litter and debris on property located at 0 Crooked Hill Road, Brentwood, Town of Islip, County of Suffolk, State of New York, SCTM No. 0500-115.00-01.00-074.000, have been received by the Town; and

WHEREAS, Town employees have verified the existence of said nuisance on the premises; and,

WHEREAS, pursuant to Chapter 32 §32-5 of the Code of the Town of Islip, the Town Attorney has caused a Notice directing the removal of the said nuisance to be served upon the owner(s) of the property at the last known mailing address of record, Sunvest Equity Corporation, by Certified Mail, Return Receipt requested on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within five (5) days after service of the notice and completion of removal prior to August 11, 2020; and

WHEREAS, pursuant to Chapter 32 of the Code of the Town of Islip, the Town Attorney has caused a Notice directing the removal of the said nuisance to be posted in a conspicuous place on the said premises on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within five (5) days after service of the Notice and completion of removal prior to August 11, 2020, and

WHEREAS, said Notice specified that in the event the nuisance was not voluntarily removed within the time specified, a Hearing would be held before the Town Board of the Town of Islip on Tuesday, August 11, 2020, at Islip Town Hall, via Zoom Webinar (subject to change), at 2:00 P.M. to determine whether the removal of the described nuisance should be accomplished by the Town of Islip, and allow any interested person to have an opportunity to present evidence in opposition to the Town's determination; and

WHEREAS, at the time and place specified for the Hearing, the Town Board has received evidence supporting the Town's determination that the described premises constitutes a nuisance, that due notice of the nuisance has been posted on the premises and that no action has been taken to remove the

described nuisance and that the Town of Islip should undertake the task of removing the said nuisance;
and

WHEREAS, at the time of said Hearing, no evidence was adduced to support a contrary
determination,

NOW, THEREFORE, UPON a motion by Councilperson _____,
seconded by Councilperson _____; be it

RESOLVED, that the Town Attorney be and he hereby is authorized to order that the work be
done to cut and remove the high grass and overgrown vegetation from the property along with all litter
and debris, including the squatter camp, and be it

FURTHER RESOLVED, that upon receipt of additional complaints pertaining to the nuisance
identified herein, upon verification of the existence or recurrence of the said violation(s), and upon
confirmation that the premises are owned by the persons or entities previously notified as described
herein, that, without further Town Board approval, the Town of Islip or its duly authorized agent may
enter upon the premises to insure that the nuisance is abated and that the property is in compliance with
the minimum property maintenance standards of all applicable state and local laws, and be it

FURTHER RESOLVED, that all costs and expenses incurred by the Town in connection with
the proceeding to remove the said nuisance shall be annexed as a Special Assessment to the property on
which the nuisance is located, which property is designated by Suffolk County Tax Map Parcel No. 0500-
115.00-01.00-074.000.

UPON a vote being taken, the result was:
(G: Clean Up - 0 Crooked Hill Road, Brentwood)

TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Deputy Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.

To authorize the Town Board of the Town of Islip to order that the work be done to board up the vacant premises located at 31 W. Suffolk Avenue, Central Islip, NY 11722.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution:

Surrounding area residents and travelers of 31 W. Suffolk Avenue, Central Islip, NY 11722

2. Site or location effected by resolution:

31 W. Suffolk Avenue, Central Islip, NY 11722

3. Cost N/A

4. Budget Line N/A

5. Amount and source of outside funding: N/A

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

☐ Yes under Section I, Sub. A, Number ____ of Town of Islip 617 Check List, an environmental review is required.

☐ No under Section II, Sub. ____ Number ____ of Town of Islip 617 Check List no environmental review is required.

Unlisted Action

Signature of Commissioner/Department Head Sponsor:

Dated: July 28, 2020



TARYN L. JEWELL, ASSISTANT TOWN ATTORNEY

August 11, 2020

WHEREAS, the Chief Building Inspector or Authorized Agent (the “Inspector”) of the Town of Islip has declared a certain building(s) and real property situated at 31 W. Suffolk Avenue, Central Islip, Town of Islip, County of Suffolk, State of New York, to be unsafe, hazardous and a public nuisance the result of being vacant and unsecured, with evidence of unauthorized entry, high grass, overgrown vegetation and litter and debris on the premises; and

WHEREAS, pursuant to Chapter 68, §68-30 of the Code of the Town of Islip, the said Inspector has caused a Notice directing the removal of the said nuisance to be served upon the owner of the said premises at the last known address of record, Reality Management 2 Inc., and also upon Aristides Capital Corporation, by Registered Mail, Return Receipt Requested on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within five (5) days after service of the Notice and completion of removal prior to August 11, 2020; and

WHEREAS, pursuant to Chapter 68 of the Code of the Town of Islip, the said Inspector has caused a Notice directing the removal of the said nuisance to be posted in a conspicuous place on the said premises on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within (five) days after service of the Notice and completion of removal prior to August 11, 2020; and

WHEREAS, said Notice specified that in the event the nuisance was not voluntarily removed within the time specified, a Hearing would be held before the Town Board of the Town of Islip on August 11, 2020, at Islip Town Hall, via Zoom Webinar (subject to change), at 2:00 p.m. to determine whether the removal of the described nuisance should be accomplished by the Town of Islip, and allow any interested person to have an opportunity to present evidence in opposition to the Inspector’s determination; and

WHEREAS, at the time and place specified for the Hearing, the Town Board has received evidence supporting the Inspector’s determination that the described premises constitutes a nuisance, that due notice of the nuisance has been posted on the premises and that no action has been taken to remove

the described nuisance and that the Town of Islip should undertake the task of removing the said nuisance; and

WHEREAS, at the time of said Hearing no evidence was adduced to support a contrary determination,

NOW, THEREFORE, UPON a motion by Councilperson _____,
seconded by Councilperson _____; be it

RESOLVED, that the Inspector be and he hereby is authorized to order that the work be done to secure the building(s), to HUD standards, to wit: 5/8 inch plywood, painted gray and bolted from the interior and cut and remove the high grass and overgrown vegetation from the property and remove all litter and debris, by the lowest responsible bidder, and be it

FURTHER RESOLVED, that upon receipt of additional complaints pertaining to the nuisance identified herein, upon verification of the existence or recurrence of the said violation(s), and upon confirmation that the premises are owned by the persons or entities previously notified as described herein, that, without further Town Board approval, the Town of Islip or its duly authorized agent may enter upon the premises to insure that the nuisance is abated and that the property is in compliance with the minimum property maintenance standards of all applicable state and local laws, and be it

FURTHER RESOLVED, that all costs and expenses incurred by the Town in connection with the proceeding to remove the said nuisance shall be annexed as a Special Assessment to the property on which the nuisance is located, which property is designated by Suffolk County Tax Map Parcel No. 0500-098.00-01.00-036.000.

UPON a vote being taken, the result was:

(G:\Board up\Clean-up - 31 W. Suffolk Avenue, Central Islip)

TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Deputy Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.

To authorize the Town Board of the Town of Islip to order that the work be done to clean up the vacant premises located at 37 Wicks Road, Brentwood, NY 11717.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution:

Surrounding area residents and travelers of 37 Wicks Road, Brentwood, NY 11717

2. Site or location effected by resolution:

37 Wicks Road, Brentwood, NY 11717

3. Cost N/A

4. Budget Line N/A

5. Amount and source of outside funding: N/A

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

____ Yes under Section I, Sub. A, Number ____ of Town of Islip 617 Check List, an environmental review is required.
____ No under Section II, Sub. ____ Number ____ of Town of Islip 617 Check List no environmental review is required.

Unlisted Action

Signature of Commissioner/Department Head Sponsor:

Dated: July 28, 2020


TARYN L. JEWELL, ASSISTANT TOWN ATTORNEY

August 11, 2020

WHEREAS, numerous reports and complaints regarding high grass, overgrown vegetation and litter and debris on property located at 37 Wicks Road, Brentwood, Town of Islip, County of Suffolk, State of New York, SCTM No. 0500-136.00-02.00-047.002, have been received by the Town; and

WHEREAS, Town employees have verified the existence of said nuisance on the premises; and,

WHEREAS, pursuant to Chapter 32 §32-5 of the Code of the Town of Islip, the Town Attorney has caused a Notice directing the removal of the said nuisance to be served upon the owner(s) of the property at the last known mailing address of record, Basser-Kaufman Brentwood LLC, by Certified Mail, Return Receipt requested on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within five (5) days after service of the notice and completion of removal prior to August 11, 2020; and

WHEREAS, pursuant to Chapter 32 of the Code of the Town of Islip, the Town Attorney has caused a Notice directing the removal of the said nuisance to be posted in a conspicuous place on the said premises on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within five (5) days after service of the Notice and completion of removal prior to August 11, 2020, and

WHEREAS, said Notice specified that in the event the nuisance was not voluntarily removed within the time specified, a Hearing would be held before the Town Board of the Town of Islip on Tuesday, August 11, 2020, at Islip Town Hall, via Zoom Webinar (subject to change), at 2:00 P.M. to determine whether the removal of the described nuisance should be accomplished by the Town of Islip, and allow any interested person to have an opportunity to present evidence in opposition to the Town's determination; and

WHEREAS, at the time and place specified for the Hearing, the Town Board has received evidence supporting the Town's determination that the described premises constitutes a nuisance, that due notice of the nuisance has been posted on the premises and that no action has been taken to remove the described nuisance and that the Town of Islip should undertake the task of removing the said nuisance; and

WHEREAS, at the time of said Hearing, no evidence was adduced to support a contrary determination,

NOW, THEREFORE, UPON a motion by Councilperson _____,
seconded by Councilperson _____; be it

RESOLVED, that the Town Attorney be and he hereby is authorized to order that the work be done to cut and remove the high grass and overgrown vegetation from the property along with all litter and debris, and be it

FURTHER RESOLVED, that upon receipt of additional complaints pertaining to the nuisance identified herein, upon verification of the existence or recurrence of the said violation(s), and upon confirmation that the premises are owned by the persons or entities previously notified as described herein, that, without further Town Board approval, the Town of Islip or its duly authorized agent may enter upon the premises to insure that the nuisance is abated and that the property is in compliance with the minimum property maintenance standards of all applicable state and local laws, and be it

FURTHER RESOLVED, that all costs and expenses incurred by the Town in connection with the proceeding to remove the said nuisance shall be annexed as a Special Assessment to the property on which the nuisance is located, which property is designated by Suffolk County Tax Map Parcel No. 0500-136.00-02.00-047.002.

UPON a vote being taken, the result was:

(G: Clean Up - 37 Wicks Road, Brentwood)

TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Deputy Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.

To authorize the Town Board of the Town of Islip to order that the work be done to board up the vacant premises located at 51 Kenwood Drive, Bohemia, NY 11716.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution:

Surrounding area residents and travelers of 51 Kenwood Drive, Bohemia, NY 11716

2. Site or location effected by resolution:

51 Kenwood Drive, Bohemia, NY 11716

3. Cost N/A

4. Budget Line N/A

5. Amount and source of outside funding: N/A

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

☐ Yes under Section I, Sub. A, Number ____ of Town of Islip 617 Check List, an environmental review is required.
☐ No under Section II, Sub. ____ Number ____ of Town of Islip 617 Check List no environmental review is required.

Unlisted Action

Signature of Commissioner/Department Head Sponsor:

Dated: July 28, 2020



TARYN L. JEWELL, ASSISTANT TOWN ATTORNEY

August 11, 2020

WHEREAS, the Chief Building Inspector or Authorized Agent (the “Inspector”) of the Town of Islip has declared a certain building(s) and real property situated at 51 Kenwood Drive, Bohemia, Town of Islip, County of Suffolk, State of New York, to be unsafe, hazardous and a public nuisance the result of being vacant and unsecured, with evidence of unauthorized entry, high grass, overgrown vegetation and litter and debris on the premises; and

WHEREAS, pursuant to Chapter 68, §68-30 of the Code of the Town of Islip, the said Inspector has caused a Notice directing the removal of the said nuisance to be served upon the owner of the said premises at the last known address of record, Advance Home LLC, and also upon Loan Funder LLC Series 6590, and also upon Brian Goldberg, Esq., Deutsch & Schneider LLP, by Registered Mail, Return Receipt Requested on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within five (5) days after service of the Notice and completion of removal prior to August 11, 2020; and

WHEREAS, pursuant to Chapter 68 of the Code of the Town of Islip, the said Inspector has caused a Notice directing the removal of the said nuisance to be posted in a conspicuous place on the said premises on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within (five) days after service of the Notice and completion of removal prior to August 11, 2020; and

WHEREAS, said Notice specified that in the event the nuisance was not voluntarily removed within the time specified, a Hearing would be held before the Town Board of the Town of Islip on August 11, 2020, at Islip Town Hall, via Zoom Webinar (subject to change), at 2:00 p.m. to determine whether the removal of the described nuisance should be accomplished by the Town of Islip, and allow any interested person to have an opportunity to present evidence in opposition to the Inspector’s determination; and

WHEREAS, at the time and place specified for the Hearing, the Town Board has received evidence supporting the Inspector’s determination that the described premises constitutes a nuisance, that due notice of the nuisance has been posted on the premises and that no action has been taken to remove

the described nuisance and that the Town of Islip should undertake the task of removing the said nuisance; and

WHEREAS, at the time of said Hearing no evidence was adduced to support a contrary determination,

NOW, THEREFORE, UPON a motion by Councilperson _____,
seconded by Councilperson _____; be it

RESOLVED, that the Inspector be and he hereby is authorized to order that the work be done to secure the building(s), to HUD standards, to wit: 5/8 inch plywood, painted gray and bolted from the interior, the in-ground pool must be secure and cut and remove the high grass and overgrown vegetation from the property and remove all litter and debris, by the lowest responsible bidder, and be it

FURTHER RESOLVED, that upon receipt of additional complaints pertaining to the nuisance identified herein, upon verification of the existence or recurrence of the said violation(s), and upon confirmation that the premises are owned by the persons or entities previously notified as described herein, that, without further Town Board approval, the Town of Islip or its duly authorized agent may enter upon the premises to insure that the nuisance is abated and that the property is in compliance with the minimum property maintenance standards of all applicable state and local laws, and be it

FURTHER RESOLVED, that all costs and expenses incurred by the Town in connection with the proceeding to remove the said nuisance shall be annexed as a Special Assessment to the property on which the nuisance is located, which property is designated by Suffolk County Tax Map Parcel No. 0500-146.00-03.00-038.000.

UPON a vote being taken, the result was:

(G:\Board up/Clean-up - 51 Kenwood Drive, Bohemia)

TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Deputy Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.

To authorize the Town Board of the Town of Islip to order that the work be done to board up the vacant premises located at 60 Brightside Avenue, Central Islip, NY 11722.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution:

Surrounding area residents and travelers of 60 Brightside Avenue, Central Islip, NY 11722

2. Site or location effected by resolution:

60 Brightside Avenue, Central Islip, NY 11722

3. Cost N/A

4. Budget Line N/A

5. Amount and source of outside funding: N/A

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

____ Yes under Section I, Sub. A, Number ____ of Town of Islip 617 Check List, an environmental review is required.
____ No under Section II, Sub. ____ Number ____ of Town of Islip 617 Check List no environmental review is required.

Unlisted Action

Signature of Commissioner/Department Head Sponsor:

Dated: July 28, 2020


TARYN L. JEWELL, ASSISTANT TOWN ATTORNEY

August 11, 2020

WHEREAS, the Chief Building Inspector or Authorized Agent (the “Inspector”) of the Town of Islip has declared a certain building(s) and real property situated at 60 Brightside Avenue, Central Islip, Town of Islip, County of Suffolk, State of New York, to be unsafe, hazardous and a public nuisance the result of being vacant and unsecured, with evidence of unauthorized entry, high grass, overgrown vegetation and litter and debris on the premises; and

WHEREAS, pursuant to Chapter 68, §68-30 of the Code of the Town of Islip, the said Inspector has caused a Notice directing the removal of the said nuisance to be served upon the owner of the said premises at the last known address of record, Five F Management Corp., by Registered Mail, Return Receipt Requested on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within five (5) days after service of the Notice and completion of removal prior to August 11, 2020; and

WHEREAS, pursuant to Chapter 68 of the Code of the Town of Islip, the said Inspector has caused a Notice directing the removal of the said nuisance to be posted in a conspicuous place on the said premises on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within (five) days after service of the Notice and completion of removal prior to August 11, 2020; and

WHEREAS, said Notice specified that in the event the nuisance was not voluntarily removed within the time specified, a Hearing would be held before the Town Board of the Town of Islip on August 11, 2020, at Islip Town Hall, via Zoom Webinar (subject to change), at 2:00 p.m. to determine whether the removal of the described nuisance should be accomplished by the Town of Islip, and allow any interested person to have an opportunity to present evidence in opposition to the Inspector’s determination; and

WHEREAS, at the time and place specified for the Hearing, the Town Board has received evidence supporting the Inspector’s determination that the described premises constitutes a nuisance, that due notice of the nuisance has been posted on the premises and that no action has been taken to remove

the described nuisance and that the Town of Islip should undertake the task of removing the said nuisance; and

WHEREAS, at the time of said Hearing no evidence was adduced to support a contrary determination,

NOW, THEREFORE, UPON a motion by Councilperson _____,
seconded by Councilperson _____; be it

RESOLVED, that the Inspector be and he hereby is authorized to order that the work be done to secure the building(s), including the shed, to HUD standards, to wit: 5/8 inch plywood, painted gray and bolted from the interior and cut and remove the high grass and overgrown vegetation from the property and remove all litter and debris, by the lowest responsible bidder, and be it

FURTHER RESOLVED, that upon receipt of additional complaints pertaining to the nuisance identified herein, upon verification of the existence or recurrence of the said violation(s), and upon confirmation that the premises are owned by the persons or entities previously notified as described herein, that, without further Town Board approval, the Town of Islip or its duly authorized agent may enter upon the premises to insure that the nuisance is abated and that the property is in compliance with the minimum property maintenance standards of all applicable state and local laws, and be it

FURTHER RESOLVED, that all costs and expenses incurred by the Town in connection with the proceeding to remove the said nuisance shall be annexed as a Special Assessment to the property on which the nuisance is located, which property is designated by Suffolk County Tax Map Parcel No. 0500-120.00-01.00-030.000.

UPON a vote being taken, the result was:

(G:\Board up/Clean-up - 60 Brightside Avenue, Central Islip)

TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Deputy Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.

To authorize the Town Board of the Town of Islip to order that the work be done to clean up the vacant premises located at 104 Lake Street, Islip, NY 11751.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution:

Surrounding area residents and travelers of 104 Lake Street, Islip, NY 11751

2. Site or location effected by resolution:

104 Lake Street, Islip, NY 11751

3. Cost N/A

4. Budget Line N/A

5. Amount and source of outside funding: N/A

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

☐ Yes under Section I, Sub. A, Number ____ of Town of Islip 617 Check List, an environmental review is required.
☐ No under Section II, Sub. ____ Number ____ of Town of Islip 617 Check List no environmental review is required.

Unlisted Action

Signature of Commissioner/Department Head Sponsor:

Dated: July 28, 2020



TARYN L. JEWELL, ASSISTANT TOWN ATTORNEY

August 11, 2020

WHEREAS, numerous reports and complaints regarding high grass, overgrown vegetation, unregistered vehicles and litter and debris on property located at 104 Lake Street, Islip, Town of Islip, County of Suffolk, State of New York, SCTM No. 0500-293.00-03.00-037.000, have been received by the Town; and

WHEREAS, Town employees have verified the existence of said nuisance on the premises; and,

WHEREAS, pursuant to Chapter 32 §32-5 of the Code of the Town of Islip, the Town Attorney has caused a Notice directing the removal of the said nuisance to be served upon the owner(s) of the property at the last known mailing address of record, Gary Verga, by Certified Mail, Return Receipt requested on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within five (5) days after service of the notice and completion of removal prior to August 11, 2020; and

WHEREAS, pursuant to Chapter 32 of the Code of the Town of Islip, the Town Attorney has caused a Notice directing the removal of the said nuisance to be posted in a conspicuous place on the said premises on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within five (5) days after service of the Notice and completion of removal prior to August 11, 2020, and

WHEREAS, said Notice specified that in the event the nuisance was not voluntarily removed within the time specified, a Hearing would be held before the Town Board of the Town of Islip on Tuesday, August 11, 2020, at Islip Town Hall, via Zoom Webinar (subject to change), at 2:00 P.M. to determine whether the removal of the described nuisance should be accomplished by the Town of Islip, and allow any interested person to have an opportunity to present evidence in opposition to the Town's determination; and

WHEREAS, at the time and place specified for the Hearing, the Town Board has received evidence supporting the Town's determination that the described premises constitutes a nuisance, that due notice of the nuisance has been posted on the premises and that no action has been taken to remove the described nuisance and that the Town of Islip should undertake the task of removing the said nuisance; and

WHEREAS, at the time of said Hearing, no evidence was adduced to support a contrary determination,

NOW, THEREFORE, UPON a motion by Councilperson _____,
seconded by Councilperson _____; be it

RESOLVED, that the Town Attorney be and he hereby is authorized to order that the work be done to cut and remove the high grass and overgrown vegetation from the property along with all litter and debris, including any and all unregistered vehicles, and be it

FURTHER RESOLVED, that upon receipt of additional complaints pertaining to the nuisance identified herein, upon verification of the existence or recurrence of the said violation(s), and upon confirmation that the premises are owned by the persons or entities previously notified as described herein, that, without further Town Board approval, the Town of Islip or its duly authorized agent may enter upon the premises to insure that the nuisance is abated and that the property is in compliance with the minimum property maintenance standards of all applicable state and local laws, and be it

FURTHER RESOLVED, that all costs and expenses incurred by the Town in connection with the proceeding to remove the said nuisance shall be annexed as a Special Assessment to the property on which the nuisance is located, which property is designated by Suffolk County Tax Map Parcel No. 0500-293.00-03.00-037.000.

UPON a vote being taken, the result was:

(G: Clean Up - 104 Lake Street, Islip)

TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Deputy Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.

To authorize the Town Board of the Town of Islip to order that the work be done to clean up the vacant premises located at 3040 Veterans Memorial Highway, Bohemia, NY 117016.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution:

Surrounding area residents and travelers of 3040 Veterans Memorial Highway, Bohemia, NY 117016

2. Site or location effected by resolution:

3040 Veterans Memorial Highway, Bohemia, NY 117016

3. Cost N/A

4. Budget Line N/A

5. Amount and source of outside funding: N/A

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

☐ Yes under Section I, Sub. A, Number ____ of Town of Islip 617 Check List, an environmental review is required.
☐ No under Section II, Sub. ____ Number ____ of Town of Islip 617 Check List no environmental review is required.

Unlisted Action

Signature of Commissioner/Department Head Sponsor:

Dated: July 28, 2020



TARYN L. JEWELL, ASSISTANT TOWN ATTORNEY

August 11, 2020

WHEREAS, numerous reports and complaints regarding high grass, overgrown vegetation and litter and debris on property located at 3040 Veterans Memorial Highway, Bohemia, Town of Islip, County of Suffolk, State of New York, SCTM No. 0500-146.00-02.00-550.661, have been received by the Town; and

WHEREAS, Town employees have verified the existence of said nuisance on the premises; and,

WHEREAS, pursuant to Chapter 32 §32-5 of the Code of the Town of Islip, the Town Attorney has caused a Notice directing the removal of the said nuisance to be served upon the owner(s) of the property at the last known mailing address of record, RRCB Realty Associates LLC, by Certified Mail, Return Receipt requested on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within five (5) days after service of the notice and completion of removal prior to August 11, 2020; and

WHEREAS, pursuant to Chapter 32 of the Code of the Town of Islip, the Town Attorney has caused a Notice directing the removal of the said nuisance to be posted in a conspicuous place on the said premises on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within five (5) days after service of the Notice and completion of removal prior to August 11, 2020, and

WHEREAS, said Notice specified that in the event the nuisance was not voluntarily removed within the time specified, a Hearing would be held before the Town Board of the Town of Islip on Tuesday, August 11, 2020, at Islip Town Hall, via Zoom Webinar (subject to change), at 2:00 P.M. to determine whether the removal of the described nuisance should be accomplished by the Town of Islip, and allow any interested person to have an opportunity to present evidence in opposition to the Town's determination; and

WHEREAS, at the time and place specified for the Hearing, the Town Board has received evidence supporting the Town's determination that the described premises constitutes a nuisance, that due notice of the nuisance has been posted on the premises and that no action has been taken to remove the

described nuisance and that the Town of Islip should undertake the task of removing the said nuisance;
and

WHEREAS, at the time of said Hearing, no evidence was adduced to support a contrary
determination,

NOW, THEREFORE, UPON a motion by Councilperson _____,
seconded by Councilperson _____; be it

RESOLVED, that the Town Attorney be and he hereby is authorized to order that the work be
done to cut and remove the high grass and overgrown vegetation from the property along with all litter
and debris, and be it

FURTHER RESOLVED, that upon receipt of additional complaints pertaining to the nuisance
identified herein, upon verification of the existence or recurrence of the said violation(s), and upon
confirmation that the premises are owned by the persons or entities previously notified as described
herein, that, without further Town Board approval, the Town of Islip or its duly authorized agent may
enter upon the premises to insure that the nuisance is abated and that the property is in compliance with
the minimum property maintenance standards of all applicable state and local laws, and be it

FURTHER RESOLVED, that all costs and expenses incurred by the Town in connection with
the proceeding to remove the said nuisance shall be annexed as a Special Assessment to the property on
which the nuisance is located, which property is designated by Suffolk County Tax Map Parcel No. 0500-
146.00-02.00-550.661.

UPON a vote being taken, the result was:

(G: Clean Up - 3040 Veterans Memorial Highway, Bohemia)

TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Deputy Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.

To authorize the Town Board of the Town of Islip to order that the work be done to clean up the vacant premises located at 3355 Veterans Memorial Highway, Ronkonkoma, NY 11779.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution:

Surrounding area residents and travelers of 3355 Veterans Memorial Highway, Ronkonkoma, NY 11779

2. Site or location effected by resolution:

3355 Veterans Memorial Highway, Ronkonkoma, NY 11779

3. Cost N/A

4. Budget Line N/A

5. Amount and source of outside funding: N/A

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

____ Yes under Section I, Sub. A, Number ____ of Town of Islip 617 Check List, an environmental review is required.
____ No under Section II, Sub. ____ Number ____ of Town of Islip 617 Check List no environmental review is required.

Unlisted Action

Signature of Commissioner/Department Head Sponsor:

Dated: July 28, 2020



TARYN L JEWELL, ASSISTANT TOWN ATTORNEY

August 11, 2020

WHEREAS, numerous reports and complaints regarding high grass, overgrown vegetation and litter and debris on property located at 3355 Veterans Memorial Highway, Ronkonkoma, Town of Islip, County of Suffolk, State of New York, SCTM No. 0500-147.00-02.00-029.001, have been received by the Town; and

WHEREAS, Town employees have verified the existence of said nuisance on the premises; and,

WHEREAS, pursuant to Chapter 32 §32-5 of the Code of the Town of Islip, the Town Attorney has caused a Notice directing the removal of the said nuisance to be served upon the owner(s) of the property at the last known mailing address of record, 3355 Realty Associates LLC, by Certified Mail, Return Receipt requested on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within five (5) days after service of the notice and completion of removal prior to August 11, 2020; and

WHEREAS, pursuant to Chapter 32 of the Code of the Town of Islip, the Town Attorney has caused a Notice directing the removal of the said nuisance to be posted in a conspicuous place on the said premises on July 28, 2020, which Notice directed the commencement of the removal of said nuisance within five (5) days after service of the Notice and completion of removal prior to August 11, 2020, and

WHEREAS, said Notice specified that in the event the nuisance was not voluntarily removed within the time specified, a Hearing would be held before the Town Board of the Town of Islip on Tuesday, August 11, 2020, at Islip Town Hall, via Zoom Webinar (subject to change), at 2:00 P.M. to determine whether the removal of the described nuisance should be accomplished by the Town of Islip, and allow any interested person to have an opportunity to present evidence in opposition to the Town's determination; and

WHEREAS, at the time and place specified for the Hearing, the Town Board has received evidence supporting the Town's determination that the described premises constitutes a nuisance, that due notice of the nuisance has been posted on the premises and that no action has been taken to remove the

described nuisance and that the Town of Islip should undertake the task of removing the said nuisance;
and

WHEREAS, at the time of said Hearing, no evidence was adduced to support a contrary
determination,

NOW, THEREFORE, UPON a motion by Councilperson _____,
seconded by Councilperson _____; be it

RESOLVED, that the Town Attorney be and he hereby is authorized to order that the work be
done to cut and remove the high grass and overgrown vegetation from the property along with all litter
and debris, and be it

FURTHER RESOLVED, that upon receipt of additional complaints pertaining to the nuisance
identified herein, upon verification of the existence or recurrence of the said violation(s), and upon
confirmation that the premises are owned by the persons or entities previously notified as described
herein, that, without further Town Board approval, the Town of Islip or its duly authorized agent may
enter upon the premises to insure that the nuisance is abated and that the property is in compliance with
the minimum property maintenance standards of all applicable state and local laws, and be it

FURTHER RESOLVED, that all costs and expenses incurred by the Town in connection with
the proceeding to remove the said nuisance shall be annexed as a Special Assessment to the property on
which the nuisance is located, which property is designated by Suffolk County Tax Map Parcel No. 0500-
147.00-02.00-029.001.

UPON a vote being taken, the result was:

(G: Clean Up - 3355 Veterans Memorial Highway, Ronkonkoma)

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 3

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Appropriation Transfers.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL
INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Joseph Ludwig

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

TOWN OF ISLIP

Resolution Authorizing Appropriation Transfers

Resolution prepared on July 24, 2020 for Parks, Recreation and Cultural Affairs approved by Commissioner/Department Head Jonathan Stocker and Comptroller _____ : at the Town Board Meeting on 8/11/20 on a motion by Councilperson _____ seconded by Councilperson _____ it was RESOLVED that the Comptroller is authorized to make the transfer(s) listed below:

Increase		Increase	
Account Title	Account Number	Account Title	Account Number
Golf Pro Fee/Outing	A.7116.45074	\$ 20,000.00 GH RESERVATION FEE.RECREATION	A.0000.02083.01.
			\$ 20,000.00

\$ 20,000.00

\$ 20,000.00

Justification: To cover increases in expenditures directly associated with increased revenues at Gull Haven Golf Course

Upon a vote being taken, the result was _____

Date _____

Comptroller

DISTRIBUTION

Town Clerk

Department Head

COMPTROLLER'S USE ONLY

Journal Entry Number _____

This form is required (effective 1/1/87) for both the processing of appropriation transfers requiring Town Board Resolution and those not requiring Town Board Resolution.

Resolution prepared on 7/23/20 approved by Commissioner/Department Head
(print name & sign) Greg Hancock for the DEC and Comptroller [Signature]: at the Town Board Meeting on
(date) , on a motion by Councilperson , seconded by Councilperson ,
it was **RESOLVED** that the Comptroller is authorized to make the transfer(s) listed below:

Increase			Increase		
Account Title	Account Number	Amount	Account Title	Account Number	Amount
Other Equipment	A 7231.22500	55,000.00	NYS DEC Grants	A..3484.03.PSHEG	100,760.00
Property Repair	A 7231.44110	5,000.00			
Hatchery Maintenance	A 7231.44112	5,400.00			
Hatchery Supplies	A 7231.44140	35,360.00			

100,760.00

100,760.00

Upon a vote being taken, the result was _____

Date _____

DISTRIBUTION

Town Clerk

Comptroller

Department Head

COMPTROLLER'S USE ONLY

Journal Entry Number

This form is required (effective 1/1/81) for both the processing of appropriation transfers requiring Town Board Resolution and those not requiring Town Board Resolution.

TOWN OF ISLIP

8/7/20

Account Title

To amend the budget to fund the clean up from Tropical Storm Isaias

565,000.00

(565,000.00)

1000

Date _____

2

 $\frac{1}{2}$

Comptroller

Department Head

COMPTROLLER'S USE ONLY

Journal Entry Number

This form is required (effective 1/1/81) for both the processing of appropriation transfers requiring Town Board Resolution and those not requiring Town Board Resolution.

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 4

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Town Board approval to amend the 2020 Capital Budget.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL
INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Joseph Ludwig

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

**TOWN of ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS**

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Deputy Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.

Resolution needed to amend the 2020 capital budget.

SPECIFY WHERE APPLICABLE:

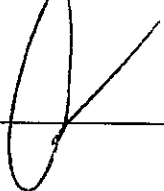
1. Entity or individual benefitted by resolution: Town of Islip
2. Site or location effected by resolution: Islip Exchange Ambulance District residents
3. Cost:
4. Budget Line: N/A
5. Amount and source of outside funding: Capital Bonds

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

_____ Yes under Section I, Sub. A., Number ___ of Town of Islip 617 Check List, an environmental review is required.

___X___ No under Section II, Sub. ___, Number ___ of Town of Islip 617 Check List, no environmental review is required.

Signature of Commissioner/Department Head Sponsor.



Date

7/24/20

August 11, 2020

WHEREAS, on November 7, 2019 the Town Board adopted the 2020 Capital Budget;
and,

WHEREAS, Islip Town Code §10-7 provides that the Town's capital budget may be modified from time to time following its adoption as the needs of the Town may require, by, among other things, amending a project already included therein; and,

WHEREAS, the Office of the Comptroller has determined that the Town of Islip 2020 Capital Budget needs to be amended as follows;

<u>Project Description</u>	<u>Original Budget</u>	<u>Adjustment</u>	<u>Revised Budget</u>
Islip Exchange Ambulance District			
Facility Improvements	\$ 7,200,000	\$ 1,400,000	\$ 8,600,000

WHEREAS, the Supervisor recommends that these modifications be made in order to accurately reflect the Town's capital needs.

NOW, THEREFORE, on motion of Councilperson _____,
seconded by Councilperson _____, be it

RESOLVED, that the Town Board hereby authorizes an amendment of the Town of Islip 2020 Capital Budget

Upon a vote being taken, the result was

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 5

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Bid Awards.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL
INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Michael Rand

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

BIDS TO BE AWARDED
AUGUST 11, 2020

- | | | |
|----|--|---|
| 1. | WOOD TRAFFIC SAFETY BARRIERS | - Universal Signs & Service |
| 2. | ORIGINAL REPLACEMENT PARTS & LABOR TO REPAIR
SCHWAZE LTE MODEL FOUR-WHEEL STREET SWEEPERS | -Malvese Equipment Co., Inc. |
| 3. | SCALE MAINTENANCE & REPAIR | -Osweiler Scales (primary)
-Advance Scale Co., Inc.
(secondary) |
| 4. | TIRES 26.5R V-STEEL (or EQUAL), TIRES 29.5R
V-STEEL (or EQUAL) | -Barnwell House of Tires |
| 5. | 49,400 LB. TRACKED HYDRAULIC EXCAVATOR | -All Island Equipment |
| 6. | 200 GALLON SELF-STANDING FIBERGLASS OPEN
TOP CONICAL TANKS WITH SKIRTS | -Empire Fiberglass Products |

NO: 1 WOOD TRAFFIC SAFETY BARRIERS

BID PRICE: A. \$87.95/ea. (Painted)
B. \$33.95/ea. (Replacement Rail Painted)
C. \$39.10/ea. (Replacement Stanchion Painted)

COMPETITIVE BID: June 3, 2020 (1st Advertisement)
June 24, 2020 (2nd Advertisement)

BUDGET ACCOUNT NUMBER: DB5130.4-1300

ANTICIPATED EXPENDITURE: \$10,000.00

DEPARTMENT: Public Works

JUSTIFICATION OF NEED: Barriers are used for miscellaneous traffic conditions.

PLEASE NOTE: This bid was advertised twice. The first advertisement produced only one (1) responding bidder. The second advertisement produced two (2) responding bidders.

NO: 2 ORIGINAL REPLACEMENT PARTS & LABOR TO REPAIR SCHWAZE LATE
MODEL FOUR-WHEEL STREET SWEEPERS

BID PRICE: 1. List Plus 10% (disc. parts)
2. \$175.00/hr. (labor)

COMPETITIVE BID: Yes - June 3, 2020 (1st Advertisement)
June 24, 2020 (2nd Advertisement)

BUDGET ACCOUNT NUMBER: DB1640.4-4120
DB1640.4-1220

ANTICIPATED EXPENDITURE: \$10,000.00

DEPARTMENT: Public Works

JUSTIFICATION OF NEED: For the repair and maintenance of street
sweepers.

PLEASE NOTE: This bid was advertised twice. The first advertisement
produced only one (1) responding bidder. The second advertisement
produced only one (1) responding bidder.

NO: 3 SCALE MAINTENANCE & REPAIR

BID PRICE: Various Prices as per Bid Items A1-9 and B

LOWEST RESPONSIBLE BIDDER: Osweller Scales (primary vendor) – items
#A1-9 and B

Advance Scale Co., Inc. (secondary vendor)
items #A1-9 and B

COMPETITIVE BID: Yes – June 24, 2020

BUDGET ACCOUNT NUMBER: A8162-4-4414
A8170.4-4414
A8172.4-4414

ANTICIPATED EXPENDITURE: \$15,000.00

DEPARTMENT: Environmental Control

JUSTIFICATION OF NEED: Need to maintain scales for solid waste operations.

NO: 4

TIRES 26.5R25 V-STEEL (or EQUAL)

TIRES 29.5R25 V-STEEL (or EQUAL)

BID PRICE: A. \$2,758.09/ea. (25R25 V-Steel)

B. \$3,376.94/ea. (29.5R25 V-Steel)

LOWEST RESPONSIBLE BIDDER: Barnwell House of Tires

COMPETITIVE BID: Yes – July 15, 2020

BUDGET ACCOUNT NUMBER: A8162.4-1270

A8170.4-1270

A9172.4-1270

ANTICIPATED EXPENDITURE: \$100,000.00

DEPARTMENT: Environmental Control

JUSTIFICATION OF NEED: Replacement tires.

NO: 5 49,400 LB. TRACKED HYDRAULIC EXCAVATOR

BID PRICE: \$169,500.00/ea.

LOWEST RESPONSIBLE BIDDER: All Island Equipment

COMPETITIVE BID: June 17, 2020 (1st Advertisement)
 July 8, 2020 (2nd Advertisement)

BUDGET ACCOUNT NUMBER: H19 8162.3-2303

ANTICIPATED EXPENDITURE: \$169,500.00/ea.

DEPARTMENT: Environmental Control

JUSTIFICATION OF NEED: Excavator is used for maintaining the Landfill.

PLEASE NOTE: This bid was advertised twice. The first advertisement produced only one (1) responding bidder. The second advertisement produced only one (1) responding bidder.

NO: 6 200 GALLON SELF-STANDING FIBERGLASS OPEN TOP
CONICAL TANKS WITH SKIRTS

BID PRICE: \$1,379.00/ea.

LOWEST RESPONSIBLE BIDDER: Empire Fiberglass Products

COMPETITIVE BID: Yes – June 24, 2020

BUDGET ACCOUNT NUMBER: A7231.2-2500

ANTICIPATED EXPENDITURE: \$44,129.00

DEPARTMENT: Environmental Control

JUSTIFICATION OF NEED: Need to replace/upgrade existing conicals.

NO: 1 WOOD TRAFFIC SAFETY BARRIERS

BID PRICE: A. \$87.95/ea. (Painted)
B. \$33.95/ea. (Replacement Rail Painted)
C. \$39.10/ea. (Replacement Stanchion Painted)

COMPETITIVE BID: June 3, 2020 (1st Advertisement)
June 24, 2020 (2nd Advertisement)

BUDGET ACCOUNT NUMBER: DB5130.4-1300

ANTICIPATED EXPENDITURE: \$10,000.00

DEPARTMENT: Public Works

JUSTIFICATION OF NEED: Barriers are used for miscellaneous traffic conditions.

PLEASE NOTE: This bid was advertised twice. The first advertisement produced only one (1) responding bidder. The second advertisement produced two (2) responding bidders.

WHEREAS, the Town solicited competitive bids for the purchase of WOOD TRAFFIC SAFETY BARRIERS, CONTRACT #620-27; and

WHEREAS, the bid was advertised twice and opened on **June 24, 2020; and**

WHEREAS, Universal Signs & Service 435 Brook Ave., Deer Park, NY 11729 submitted the low dollar bid for this contract; and

WHEREAS, Universal Signs & Service has been determined to be a responsible bidder.

NOW, THEREFORE, on a motion of
seconded by _____, be it

RESOLVED, that the Town Board of the Town of Islip hereby award the contract to Universal Signs & Service in the amount of: A. \$87.95/ea. (Painted); B. \$33.95/ea. (Replacement Rail Painted); C. \$39.10/ea. (Replacement Stanchion Painted) for three (3) years from date of award with the Town's option to renew for one (1) additional year.

Upon a vote being taken, the result was:

WOOD TRAFFIC SAFETY
BARRIERS

CONTRACT # 620-27

DATE: JUNE 24, 2020

11:00 A.M

THIS TABULATION OF SEALED BIDS OPENED IN ACCORDANCE WITH SECTION 103 OF THE
GENERAL MUNICIPAL LAW FOR THE PURPOSE OF CONSIDERING THE AWARD OF A PURCHASE
CONTRACT FOR USE IN THE TOWN OF ISLIP.

BUDGET # DB5130.41300 ESTIMATED AMOUNT \$7.000.00

(THIS BID WAS ADVERTISED TWICE)

EAST ISLIP LUMBER
33 WALL STREET
EAST ISLIP NY 11730

MINEOLA SIGN COMPANY
332 SAGAMORE AVE
MINEOLA NY 11501

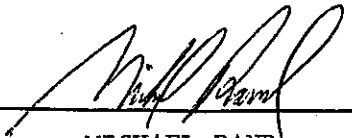
A. \$98.50/ea CHECK # 15162111465 in the amount
B. \$44.50/ea. of \$500.00 submitted
C. \$49.25/ea. NOT LICENSED IN NYS

UNIVERSAL SIGNS & SERVICE
435 BROOK AVE
DEER PARK NY 11729

A. \$87.95/ea. CHECK #9884425699 in the amount
B. \$33.95/ea. of \$500.00 submitted
C. \$39.10/ea.

IT IS RECOMMENDED TO AWARD TO THE LOWEST RESPONSIBLE BIDDER AS INDICATED.
COMMISSIONER T. OWENS CONCURS.

SIGNED BY:


MICHAEL RAND
DIRECTOR


BARBARA MALTESE
PRINCIPAL OFFICE ASSISTANT

NO: 2 ORIGINAL REPLACEMENT PARTS & LABOR TO REPAIR SCHWAZE LATE
MODEL FOUR-WHEEL STREET SWEEPERS

BID PRICE: 1. List Plus 10% (disc. parts)
2. \$175.00/hr. (labor)

COMPETITIVE BID: Yes - June 3, 2020 (1st Advertisement)
June 24, 2020 (2nd Advertisement)

BUDGET ACCOUNT NUMBER: DB1640.4-4120
DB1640.4-1220

ANTICIPATED EXPENDITURE: \$10,000.00

DEPARTMENT: Public Works

JUSTIFICATION OF NEED: For the repair and maintenance of street
sweepers.

PLEASE NOTE: This bid was advertised twice. The first advertisement
produced only one (1) responding bidder. The second advertisement
produced only one (1) responding bidder.

WHEREAS, the Town solicited competitive bids for the purchase of ORIGINAL REPLACEMENT PARTS & LABOR TO REPAIR SCHWAZE LATE MODEL FOUR-WHEEL STREET SWEEPERS, CONTRACT #620-176; and

WHEREAS, the bid was advertised twice and opened on June 24, 2020; and

WHEREAS, Malvese Equipment Co., Inc., 1 Henrietta St., Hicksville, NY 11801 submitted the only bid for this contract; and

WHEREAS, Malvese Equipment Co., Inc. has been determined to be a responsible bidder.

NOW, THEREFORE, on a motion of
seconded by _____, be it

RESOLVED, that the Town Board of the Town of Islip hereby award the contract to Malvese Equipment Co., Inc. in the amount of: 1. List Plus 10% (disc. parts); 2. \$175.00/hr. (labor) for two (2) years from date of award with the Town's option to renew for one (2) one (1) year periods.

Upon a vote being taken, the result was:

ORIGINAL REPLACEMENT PARTS & LABOR
TO REPAIR SCHWARZE LATE MODEL
FOUR-WHEEL STREET SWEEPERS

CONTRACT # 620-176

DATE: JUNE 24, 2020

11:00 A.M

THIS TABULATION OF SEALED BIDS OPENED IN ACCORDANCE WITH SECTION 103 OF THE
GENERAL MUNICIPAL LAW FOR THE PURPOSE OF CONSIDERING THE AWARD OF A PURCHASE
CONTRACT FOR USE IN THE TOWN OF ISLIP.

BUDGET # DB1640.4-4120; DB1640.4-1220 ESTIMATED AMOUNT \$10,000.00

(THIS BID WAS ADVERTISED TWICE)

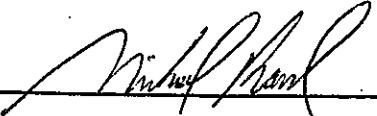
MALVESE EQUIPMENT CO INC
1 HENRIETTA ST
HICKSVILLE NY 11801


1. List Plus 10% (disc. parts)
\$. \$175.00/hr. (labor)

EDWARD EHRBAR
4 EXECUTIVE PLAZA
SUITE 155
YONKERS NY 10701

IT IS RECOMMENDED TO AWARD TO THE LOWEST RESPONSIBLE BIDDER AS INDICATED.
COMMISSIONER T. OWENS CONCURS.

SIGNED BY:


MICHAEL RAND
DIRECTOR


BARBARA MALTESE
PRINCIPAL OFFICE ASSISTANT

NO: 3 SCALE MAINTENANCE & REPAIR

BID PRICE: Various Prices as per Bid Items A1-9 and B

LOWEST RESPONSIBLE BIDDER: Oswelier Scales (primary vendor) – items
#A1-9 and B

Advance Scale Co., Inc. (secondary vendor)
items #A1-9 and B

COMPETITIVE BID: Yes – June 24, 2020

BUDGET ACCOUNT NUMBER: A8162-4-4414
A8170.4-4414
A8172.4-4414

ANTICIPATED EXPENDITURE: \$15,000.00

DEPARTMENT: Environmental Control

JUSTIFICATION OF NEED: Need to maintain scales for solid waste operations.

WHEREAS, the Town solicited competitive bids for the purchase of SCALE
MAINTENANCE & REPAIR, CONTRACT #620-239; and

WHEREAS, the bid states a primary and secondary vendor, due to the nature of the work
to be performed is often time sensitive and of an emergency nature; and

WHEREAS, on June 24, 2020 sealed bids were opened and Osweiler Scales, P. O. box
657, 33 Lakeside Dr., Highland Mills, NY 10930 submitted the apparent low dollar bid; and

WHEREAS, Advance Scale Co., Inc., 2400 Egg Harbor Rd., Lindenwold, NJ 08021
submitted the second apparent low dollar bid; and

WHEREAS, Osweiler Scales and Advance Scale Co., Inc. have been determined to be
responsible bidders.

NOW, THEREFORE, on a motion of
seconded by _____, be it

RESOLVED, that the Town Board of the Town of Islip hereby award the contract to
Osweiler Scales, the lowest responsible bidder, as primary vendor in the amount of various
prices as per bid items A1-9 and B (parts disc.) for one (1) year from date of award with the
Town's option to renew for one (1) additional year; and be it

FURTHER RESOLVED, that the Town Board of the Town of Islip hereby award the
contract to the secondary vendor Advance Scale Co., Inc. in the amount of various prices as per
bid items #A1-9 and B (parts disc.) for one (1) year from date of award with the Town's option
to renew for one (1) additional year.

Upon a vote being taken, the result was:

SCALE MAINTENANCE &
REPAIR

CONTRACT # 620-239

DATE: JUNE 24, 2020

11:00 A.

THIS TABULATION OF SEALED BIDS OPENED IN ACCORDANCE WITH SECTION 103 OF THE
GENERAL MUNICIPAL LAW FOR THE PURPOSE OF CONSIDERING THE AWARD OF A PURCHASE
CONTRACT FOR USE IN THE TOWN OF ISLIP.

BUDGET # 45162; 8170; 8172 & 4114

ESTIMATED AMOUNT \$15,000.00

COMPTROLLER'S APPROVAL

ACCOUNT TITLE Scale Maintenance

OSWEILER SCALES
P O BOX 657
33 LAKESIDE DRIVE
HIGHLAND MILLS NY 10930

award - items A1-9; B

PRIMARY VENDOR

SEE ATTACHED SHEET

ADVANCE SCALE CO INC
2400 EGG HARBOR RD
LINDENWOLD NJ 08021

award - items A1-9; B

SECONDARY VENDOR

SEE ATTACHED SHEET

IT IS RECOMMENDED TO AWARD TO THE LOWEST RESPONSIBLE BIDDER AS INDICATED.

COMMISSIONER M. BELLOW

CONCURS.

SIGNED BY:

MICHAEL RAND
DIRECTOR

BARBARA MALTESE
PRINCIPAL OFFICE ASSISTANT

SCALE MAINTENANCE & REPAIR	OSWEILER	ADVANCE
CONTRACT #620-239	SCALE	SCALE
ITEM #		
A.1. TOTAL CHARGE CALIBRATION/INSPEC	\$450.00/scale	\$600.00/scale
2. REG. HOURLY LABOR RATE	\$75.00/hr.	\$100.00/hr.
3. # OF TECHS	One (1)	1
4. HOURLY LABOR RATE ON-SITE	\$75.00	\$100.00
5. OVERTIME HOURLY RATE ON-SITE	\$115.00/hr	\$150.00/hr.
6. # OF TECHS FOR ABOVE	One (1)	1
7. TOTAL OVERTIME LINES 5+6	\$115.00	\$150.00
8. TRAVEL RATE (mileage, tolls, travel time)	\$100.00/day	\$200.00/day
9. TRAVEL RATE FLAT FEE	\$200.00/day	\$700.00/day
B. PARTS DISC/OFF PRICE LIST	10.00%	5%

s/scale maintenance and repair
2020 tab

NO: 4

TIRES 26.5R25 V-STEEL (or EQUAL)
TIRES 29.5R25 V-STEEL (or EQUAL)

BID PRICE: A. \$2,758.09/ea. (25R25 V-Steel)
B. \$3,376.94/ea. (29.5R25 V-Steel)

LOWEST RESPONSIBLE BIDDER: Barnwell House of Tires

COMPETITIVE BID: Yes – July 15, 2020

BUDGET ACCOUNT NUMBER: A8162.4-1270
A8170.4-1270
A9172.4-1270

ANTICIPATED EXPENDITURE: \$100,000.00

DEPARTMENT: Environmental Control

JUSTIFICATION OF NEED: Replacement tires.

WHEREAS, the Town solicited competitive bids for the purchase of TIRES 26.5R25 V-STEEL (or EQUAL), TIRES 29.5R25 V-STEEL (or EQUAL), CONTRACT #720-22; and

WHEREAS, on July 15, 2020 sealed bids were opened and Barnwell House of Tires, 65 Jetson Lane, Central Islip, NY 11722 submitted the apparent low dollar bid; and

WHEREAS, Barnwell House of Tires has been determined to be a responsible bidder.

NOW, THEREFORE, on a motion of
seconded by _____, be it

RESOLVED, that the Town Board of the Town of Islip hereby award the contract to Barnwell House of Tires in the amount of: A. \$2,758.09/ea. (26.5R25 V-Steel); B. \$3,376.94/ea. (29.5R25 V-Steel) for one (1) year from date of award with the Town's option to renew for one (1) additional year

Upon a vote being taken, the result was:

TIRES 26.5R25 V-STEEL (or EQUAL)
TIRES 29.5E25 V-STEEL (or EQUAL)

CONTRACT # 720-22

DATE: JULY 15, 2020

11:00 A.M.

THIS TABULATION OF SEALED BIDS OPENED IN ACCORDANCE WITH SECTION 103 OF THE
GENERAL MUNICIPAL LAW FOR THE PURPOSE OF CONSIDERING THE AWARD OF A PURCHASE
CONTRACT FOR USE IN THE TOWN OF ISLIP.

BUDGET # A8162.4; A8170.4; A8172.4-1270 ESTIMATED AMOUNT \$100,000.00

COMPTROLLER'S APPROVAL

ACCOUNT TITLE Tires, Repairs & Supplies

BARNWELL HOUSE OF TIRES
65 JETSON LANE
CENTRAL ISLIP NY 11722

A. \$2,758.09/ea.

B. \$3,376.94/ea.

CUSTOM BANDAG OF LI LLC
12402 ATLANTIC AVE
RICHMOND HILL NY 11419

A. \$3,462.61/ea.

B. \$4,600.90/ea.

HEMPSTEAD TIRE SERVICE
265 HEMPSTEAD AVE
WEST HEMPSTEAD NY 11552

A. \$3,695.00/ea.

B. \$4,749.00/ea.

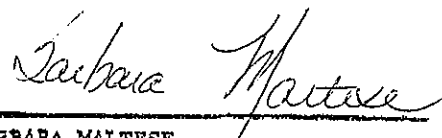
NOT LICENSED IN NYS

SMILEY TIRE & RETREADING
2715 HAYES AVE
FREMONT OH 43420

IT IS RECOMMENDED TO AWARD TO THE LOWEST RESPONSIBLE BIDDER AS INDICATED.
COMMISSIONER M. BELLOW CONCURS.

SIGNED BY:


MICHAEL RAND
DIRECTOR


BARBARA MALTESE
PRINCIPAL OFFICE ASSISTANT

NO: 5 49,400 LB. TRACKED HYDRAULIC EXCAVATOR

BID PRICE: \$169,500.00/ea.

LOWEST RESPONSIBLE BIDDER: All Island Equipment

COMPETITIVE BID: June 17, 2020 (1st Advertisement)
 July 8, 2020 (2nd Advertisement)

BUDGET ACCOUNT NUMBER: H19 8162.3-2303

ANTICIPATED EXPENDITURE: \$169,500.00/ea.

DEPARTMENT: Environmental Control

JUSTIFICATION OF NEED: Excavator is used for maintaining the Landfill.

PLEASE NOTE: This bid was advertised twice. The first advertisement produced only one (1) responding bidder. The second advertisement produced only one (1) responding bidder.

WHEREAS, the Town solicited competitive bids for the purchase of a 49,400 LB.
TRACKED HYDRAULIC EXCAVATOR, CONTRACT #620-233; and

WHEREAS the bid was advertised twice and opened on July 8, 2020; and

WHEREAS, All Island Equipment, 39 Jersey St., West Babylon, NY 11704 submitted the
only bid for this contract; and

WHEREAS, All Island Equipment has been determined to be a responsible bidder.

NOW, THEREFORE, on a motion of
seconded by _____, be it

RESOLVED, that the Town Board of the Town of Islip hereby award the contract to All
Island Equipment in the amount of \$169,500.00/ea. for one (1) year from date of award.

Upon a vote being taken, the result was:

49,400 LB. TRACKED
HYDRAULIC EXCAVATOR

CONTRACT # 620-233

DATE: JULY 8, 2020

11:00 A.M.

THIS TABULATION OF SEALED BIDS OPENED IN ACCORDANCE WITH SECTION 103 OF THE
GENERAL MUNICIPAL LAW FOR THE PURPOSE OF CONSIDERING THE AWARD OF A PURCHASE
CONTRACT FOR USE IN THE TOWN OF ISLIP.

BUDGET # 019 8162.3-2303

ESTIMATED AMOUNT \$169,500.00

COMPTROLLER'S APPROVAL

ACCOUNT TITLE Heavy Equipment

(THIS BID WAS ADVERTISED TWICE)

ALL ISLAND EQUIPMENT
39 JERSEY STREET
WEST BABYLON NY 11704

\$169,500.00/ea.

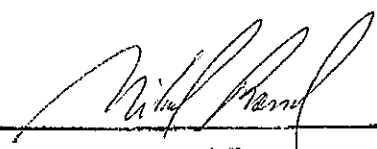
H O PENN
660 UNION AVENUE
HOLTSVILLE NY 11742

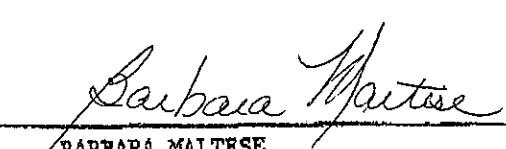
EDWARD EHRBAR
601 COATES AVE
HOLBROOK NY 11741

IT IS RECOMMENDED TO AWARD TO THE LOWEST RESPONSIBLE BIDDER AS INDICATED.

COMMISSIONER M. BELLOW CONCURS.

SIGNED BY:


MICHAEL RAND
DIRECTOR


BARBARA MALTESE
PRINCIPAL OFFICE ASSISTANT

NO: 6 200 GALLON SELF-STANDING FIBERGLASS OPEN TOP
CONICAL TANKS WITH SKIRTS

BID PRICE: \$1,379.00/ea.

LOWEST RESPONSIBLE BIDDER: Empire Fiberglass Products

COMPETITIVE BID: Yes – June 24, 2020

BUDGET ACCOUNT NUMBER: A7231.2-2500

ANTICIPATED EXPENDITURE: \$44,129.00

DEPARTMENT: Environmental Control

JUSTIFICATION OF NEED: Need to replace/upgrade existing conicals.

WHEREAS, the Town solicited competitive bids for the purchase of 200 GALLON SELF-STANDING FIBERGLASS OPEN TOP CONICAL TANKS WITH SKIRTS, CONTRACT #620-235; and

WHEREAS, on June 24, 2020 sealed bids were opened and Empire Fiberglass Products, 26800 SW 202nd Ave., Homestead, FL 33031 submitted the apparent low dollar bid; and

WHEREAS, Empire Fiberglass Products has been determined to be a responsible bidder.

NOW, THEREFORE, on a motion of

seconded by _____, be it

RESOLVED, that the Town Board of the Town of Islip hereby award the contract to Empire Fiberglass Products in the amount of \$1,379.00/ea. for one (1) year from date of award.

Upon a vote being taken, the result was:

200 GALLON SELF-STANDING
FIBERGLASS OPEN TOP CONICAL
TANKS W/SKIRTS

CONTRACT # 620-235

DATE: JUNE 24, 2020

11:00 A.M

THIS TABULATION OF SEALED BIDS OPENED IN ACCORDANCE WITH SECTION 103 OF THE
GENERAL MUNICIPAL LAW FOR THE PURPOSE OF CONSIDERING THE AWARD OF A PURCHASE
CONTRACT FOR USE IN THE TOWN OF ISLIP.

BUDGET # A7231.2-2500 ESTIMATED AMOUNT \$44,129.00

D & T FIBERGLASS
8900 OSAGE AVE
SACRAMENTO CA 95828

DOLPHIN FIBERGLASS PRODUCTS
26800 SW 202nd AVE
HOMESTEAD FL 33031

EMPIRE FIBERGLASS PRODUCTS
P O BOX 1006
59 RIVERSIDE INDUSTRIAL PARK
LITTLE FALLS NY 13365

\$1,379.00/ea.

EDGENG LLC
777 WESTCHESTER AVE, STE 101
WHITE PLAINS NY 10604

\$1,695.00/ea.

NOT LICNESED IN NYS

HYDRO COMPOSITIES LLC
2230 US HWY 87
E STOCKDALE TX 78160

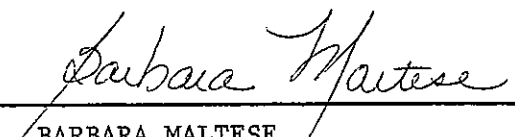
DISQUALIFIED - DID NOT BID ACCORDING TO
SPECIFICATIONS

RED EWALD
2669 SOUTH HIGHWAY 181
P O BOX 519
KARNES CITY TX 78117

IT IS RECOMMENDED TO AWARD TO THE LOWEST RESPONSIBLE BIDDER AS INDICATED.
COMMISSIONER M. BELLOW CONCURS.

SIGNED BY:


MICHAEL RAND
DIRECTOR


BARBARA MALTESE
PRINCIPAL OFFICE ASSISTANT

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 6

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

**Authorization for the Supervisor to accept funding from Suffolk County
for positive youth development and delinquency prevention programs;
Youth Services and Runaway/Homeless programs.**

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL
INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Tim Mare

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

TOWN OF ISLIP
SPONSORS MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Deputy Supervisor no later than 12 days prior the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions are previously been passed or denied by the Board.

To authorize the Supervisor to enter into agreements to accept funding from Suffolk County for Youth Development/Delinquency Prevention and Runaway/Homeless programs in the Town of Islip during the period of 1/1/20 through 12/31/20. This will be the 46th year the Town has received such funding.

In support of these programs, the Town of Islip will receive total funding of \$297,914 from Suffolk County; (\$275,754 for Youth Services and \$22,160 for Runaway/Homeless programs).

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip youth
 2. Site or location effected by resolution: Town of Islip
 3. Cost: -\$0-
 4. Budget line: A7311.44921 Brentwood YDC
A7311.44940 W.I. YES
A7311.44990 South Shore Community Organization
A7311.44355 Special Youth Sanctuary (Runaway)
 5. Amount and source of outside funding: \$297,914 from Suffolk County.
-

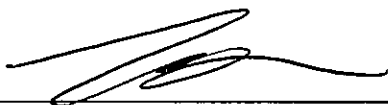
ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

_____ Yes under Section 1, Sub. A. Number _____ of Town of Islip 617 Check List, an environmental review is required.

 X No under Section 11, Sub _____, Number _____ of Town of Islip 617 Check List, no environmental review is required.

Signature of Commissioner/Department Head Sponsor

Date



August 11, 2020

WHEREAS, the Town of Islip intends to provide youth service and runaway programs for the purpose of positive youth development and delinquency prevention in the Town of Islip during the period of 1/1/20 through 12/31/20; and

WHEREAS, Suffolk County provides funding to the Town of Islip in support of these positive youth development and delinquency prevention programs in the amount of **\$297,914** for the period of 1/1/20 through 12/31/20; of which **\$275,754** is allocated for Youth Services and **\$22,160** for Runaway/Homeless programs.

NOW, THEREFORE, on a motion of _____, seconded
by _____; be it

RESOLVED, that the Supervisor of the Town of Islip is authorized to enter into agreements to accept funding from Suffolk County in the amount of **\$297,914**; (\$275,754 - Youth Services and \$22,160 - Runaway/Homeless programs) for positive youth development and delinquency prevention programs provided during the period of 1/1/20 – 12/31/20.

And be it also

RESOLVED, that the Supervisor is hereby authorized to execute this funding agreement, and any other necessary documentation attendant thereto, seeking funds from Suffolk County for positive youth development and delinquency prevention programs; Youth Services and Runaway/Homeless programs.

And be it also

RESOLVED, that the Comptroller is hereby authorized to make the accounting entries necessary to amend the budget in accordance with the terms of the agreement.

Upon a vote being taken, the result was:

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 7

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to accept NY State Aid "pass through" funds from Suffolk County for Youth Development and Runaway/Homeless Programs.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Tim Mare

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Deputy Supervisor no later than 12 days prior the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions are previously been passed or denied by the Board.

To authorize the Supervisor to accept NY State Aid "pass through" funds from Suffolk County in the amount of \$171,571 for Youth Development/Delinquency Prevention and Runaway/Homeless programs in the Town of Islip during the period of 1/1/20 through 12/31/20. This will be the 46th year the Town has received such funding.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip youth
2. Site or location effected by resolution: Town of Islip
3. Cost: -\$0-
4. Budget line: A7311.44921 Brentwood YDC
A7311.44940 W.I. YES
A7311.44990 South Shore Community Organization
A7311.44355 Special Youth Sanctuary (Runaway)
5. Amount and source of outside funding: \$171,571 from NY State through Suffolk County.

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

_____ Yes under Section 1, Sub. A. Number _____ of Town of Islip 617 Check List, an environmental review is required.

 X No under Section 11, Sub _____, Number _____ of Town of Islip 617 Check List, no environmental review is required.

Signature of Commissioner/Department Head Sponsor

Date



7/9/20

August 11, 2020

WHEREAS, the Town of Islip (“the Town”) has provided and will continue to provide youth service and runaway/homeless programs for the purpose of positive youth development and delinquency prevention to youth under the age of 21 in the Town during the period of 1/1/20 through 12/31/20; and

WHEREAS, funding for these positive youth development and delinquency prevention programs is provided to the Town as New York State Aid; and

WHEREAS, due to changes to New York State Aid eligibility regulations effective in 2019, the Town receives this New York State Aid as “pass through” funds from Suffolk County;

NOW, THEREFORE, on a motion of _____, seconded
by _____; be it

RESOLVED, that the Town is hereby authorized to accept New York State Aid as “pass through” funds from Suffolk County in the amount of \$171,571 for positive youth development and Runaway/Homeless programs provided during the period of 1/1/20 – 12/31/20; and be it further

RESOLVED, that the Town Supervisor is hereby authorized to execute any necessary documentation attendant thereto; and be it further

RESOLVED, that the Town Comptroller is hereby authorized to make the accounting entries necessary to amend the budget in accordance with the terms of this resolution.

Upon a vote being taken, the result was:

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 8

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to apply for and accept funding from the Suffolk County Office for the Aging for an Essential Transportation Program.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Thomas Owens

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

**TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS**

INSTRUCTIONS: *All items for Town Board actions must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Deputy Supervisor no later than 12 days prior to the scheduled meeting.*

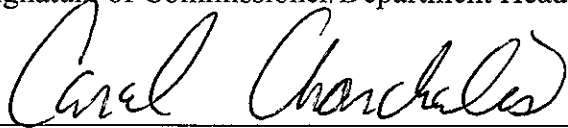
PURPOSE: *Describe the essence of the attached resolutions and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.* By this resolution, the Town Board authorizes the Supervisor to apply for and enter into an agreement with the Suffolk County Office for the Aging (SCOFA) for the purpose of providing continued partial funding for an Essential Transportation Program in the amount of \$9,018 for the period of April 1, 2020 through March 31, 2021. The Town of Islip has entered into similar agreements with SCOFA in the past.

SPECIFY WHERE APPLICABLE:

1. **Entity or individual benefitted by resolution:** Town of Islip senior citizen residents
 2. **Site or location effected by resolution:** Town of Islip
 3. **Cost:** N/A offsets pre-existing program operational costs
 4. **Budget Line:** A7622
 5. **Budget Line Name(s):** Senior Citizens, Essential Transportation for the Elderly
 6. **Amount and Source of outside funding:** Approx. \$9,018 SCOFA
-

ENVIRONMENTAL IMPACT: Is action subject to a SEQRA environmental review?

 X No Under Section II, Sub. _____ Number _____ of Town of Islip 617 Check List, no environmental review is required.

Signature of Commissioner/Department Head Sponsor: 	Date: 7/28/20
---	------------------

August 11, 2020
Resolution # _____

WHEREAS, part of the mission of the Town of Islip Department of Parks, Recreation and Cultural Affairs is to provide elderly transportation services; and

WHEREAS, the Suffolk County Office for the Aging has identified certain funds in the 2020 Suffolk County Adopted Budget in the form of AAA Transportation funds for the express intent of essential elderly transportation programs; and

WHEREAS, the Suffolk County Office for the Aging has offered to reimburse the Town of Islip a total of \$9, 018 for elderly transportation service costs for the period of April 1, 2020 through March 31, 2021; and

WHEREAS, the Town of Islip wishes to apply for and secure said County funding for the purpose of enhancing the lives of its senior citizen residents by providing them with an Essential Transportation Program.

NOW, THEREFORE, on motion of _____

seconded by _____, be it

RESOLVED, that the Supervisor is hereby authorized to apply for and accept grant funding from the Suffolk County Office for the Aging for reimbursement of elderly transportation service costs for the period of April 1, 2020 through March 31, 2021; and be it also

RESOLVED, that the Supervisor is hereby authorized to execute a grant application and grant agreement, and any necessary documentation attendant thereto, with the Suffolk County Office for the Aging for funding of an Essential Transportation Program in the Town of Islip, the form and content of which shall be subject to the approval of the Town Attorney; and be it also

RESOLVED, that the comptroller is hereby authorized to make the accounting entries necessary to amend the budget in accordance with the terms of the grant agreement.

UPON A VOTE BEING TAKEN, the result was:

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 9

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to accept grant funding from the Suffolk County Office for the Aging for funding of a supplemental Nutritional Program in the Town of Islip.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Thomas Owens

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

**TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS**

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: By this resolution, the Town Board authorizes the Supervisor to accept approximately \$531,250.00 in additional funding from Suffolk County Office for the Aging (SCOFA) for the purpose of providing home delivered meals to senior citizen residents of the Town of Islip impacted by the COVID-19 pandemic for the period of January 1, 2020 through December 31, 2020.

SPECIFY WHERE APPLICABLE:

Entity or individual benefitted by resolution:	Town of Islip senior citizen residents
Site or location effected by resolution:	Town of Islip
Cost:	No cost to the Town of Islip
Budget Line:	Partial A7622
Budget Line Name:	Senior Citizens, Nutritional Food for the Elderly
Amount and source of outside funding:	Approx. \$531,250.00 SCOFA

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

X No under 6 NYCRR 617.5(c) (20) – routine or continuing agency administration and management


Signature of Commissioner/Department Head Sponsor:

7/28/20
Date:

WHEREAS, additional funding from the New York State Office for the Aging has become available to Suffolk County Office for the Aging (herein SCOFA) for the purpose of assisting senior citizen residents affected by the COVID-19 pandemic; and

WHEREAS, the Town of Islip's Nutrition Program for the Elderly services individuals, age 60 and over, directly impacted by COVID-19, whereby home delivered meals are provided to those who need to quarantine or maintain social distancing due to medical vulnerabilities; and

WHEREAS, it is in the best interest of these senior citizen residents of the Town of Islip to continue to make available to them a Nutrition Program, which provides them with one-third (1/3) of the Recommended Dietary Allowance in an effort to improve, maintain or delay the decline of their nutritional status and overall health; and

WHEREAS, SCOFA wishes to provide the Town of Islip additional funding of approximately \$531,250.00 for meals in response to the COVID-19 pandemic for the period January 1, 2020 through December 31, 2020; and

WHEREAS, the amount of compensation from SCOFA is increased from \$821,285.00 and shall not exceed total cost of 1,352,535.00, an increase of \$531,250.00, which is the Fourth Amendment of Contract (Law No. 22-AG-015).

NOW, THEREFORE, on a motion of _____
seconded by _____, be it

RESOLVED, that the Town Board authorizes the Supervisor to execute the Fourth Amendment of Contract (Law No. 22-AG-015) to accept funding from SCOFA to provide additional home delivered meals to senior citizen residents of the Town of Islip impacted by the COVID-19 pandemic; and be it further

RESOLVED, SCOFA will reimburse the Town of Islip approximately \$1,352,535.00 for the period January 1, 2020 through December 31, 2020; and be it further

RESOLVED, that the Supervisor is hereby authorized to execute an amended grant agreement, and any necessary documentation attendant thereto, with Suffolk County Office of the Aging for funding of a supplemental Nutrition Program in the Town of Islip, the form and content of which shall be subject to the approval of the Town Attorney; and be it further

RESOLVED, that the Comptroller is hereby authorized to make the accounting entries or budgetary amendments necessary in accordance with the terms of the grant agreement.

UPON A VOTE BEING TAKEN, the result was:

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 10

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to execute an application for eligibility to participate in the NYS Office of General Services Federal Surplus Property Program.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Thomas Owens

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

**TOWN of ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS**

INSTRUCTION: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items should be reported to the Deputy Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have been passed or denied by the Board.

To authorize the Supervisor to execute the Participation Agreement and Designation of Authorized Representatives, Certifications and Agreements and Non-Discrimination Assurance Statement, and any other necessary documentation required by New York State Office of General Services to participate in the Federal Surplus Property Program.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip and Residents
2. Site or location effected by resolution: Townwide
3. Cost: No fee
4. Budget Line: N/A
5. Amount and source of outside funding:

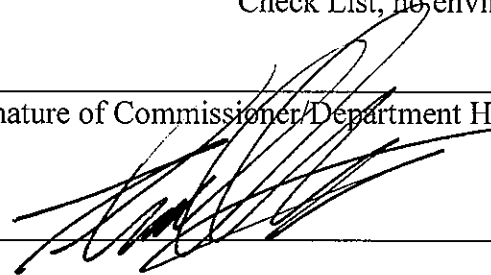
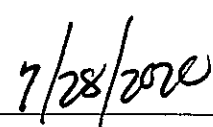
ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

_____ Yes under Section I, Sub A, Number _____, of Town of Islip 617
Check List, an environmental review is required.

 x No under Section II, Sub B, Number 3 , of Town of Islip 617
Check List, no environmental review is required.

Signature of Commissioner/Department Head Sponsor:

Date

August 11, 2020
Resolution #

WHEREAS, the New York State Office of General Services (“OGS”) Federal Surplus Property Program is responsible for the administration and distribution of donated federal surplus property (excluding real estate) to eligible organizations, including municipal government agencies; and

WHEREAS, organizations must register with OGS and be approved as an eligible organization in order to acquire federal surplus property through the OGS Federal Surplus Property Program; and

WHEREAS, the Town of Islip (“the Town”) Department of Public Works (“DPW”) is interested in participating in the New York State Office of General Services (“OGS”) Federal Surplus Property Program;

NOW THEREFORE, on a motion of _____,
seconded by _____, be it

RESOLVED, that the Supervisor is hereby authorized to execute an application for eligibility to participate in the OGS Federal Surplus Property Program, and any necessary documentation attendant thereto, the form and content of which shall be subject to the approval of the Town Attorney.

Upon a vote being taken, the result was:

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 11

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to enter into an agreement with Rosemar Contracting, Inc., for Contract DPW 3-2020, "Requirements Contract and Specifications for Full Depth Reclamation of Various Town Roads".

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Thomas Owens

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

**TOWN of ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS**

INSTRUCTION: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items should be reported to the Deputy Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have been passed or denied by the Board.

To allow the Supervisor to enter into a contract with Rosemar Contracting, Inc., P.O. Box 16, Patchogue, New York 11772 for DPW 3-2020, Requirements Contract and Specifications for Full Depth Reclamation of Various Town Roads. This contract is from date of contract execution to December 31, 2022 with two additional one-year extensions.

Rosemar Contracting, Inc. submitted the lowest responsible bid of \$7,587,670.00.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Residents of the Town of Islip
2. Site or location effected by resolution: Various Locations - Townwide
3. Cost: \$250,000.00
4. Budget Line: H20.5110.3-615 and CHIPS
5. Amount and source of outside funding: DB 5110.22507 – CHIPS 100% reimbursable

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

_____ Yes under Section I, Sub A, Number _____, of Town of Islip 617
Check List, an environmental review is required.

 x No under Section II, Sub B, Number 3 , of Town of Islip 617
Check List, no environmental review is required.

Signature of Commissioner/Department Head Sponsor:

Date

August 11, 2020
Resolution #

WHEREAS, the Town of Islip (“the Town”) Department of Public Works (“DPW”) has solicited competitive bids for DPW 3-2020, “Requirements Contract and Specifications for Full Depth Reclamation of Various Town Roads” (“the Contract”); and

WHEREAS, on July 16, 2020 sealed bids were opened, and Rosemar Contracting, Inc., P.O. Box 16, Patchogue, New York 11722, submitted the lowest bid of \$7,587,670.00; and

WHEREAS, Rosemar Contracting, Inc. has been determined to be a responsible bidder, and

WHEREAS, the length of the Contract is from the date of full contract execution to December 31, 2022, with an option to extend for two additional one (1) year periods at the sole discretion of Town Board; and

WHEREAS, the Commissioner of DPW, Thomas Owens, recommends the approval of this resolution;

NOW THEREFORE, on a motion of _____,
seconded by _____, be it

RESOLVED, that the Supervisor is hereby authorized to execute DPW 3-2020, “Requirements Contract and Specifications for Full Depth Reclamation of Various Town Roads,” with Rosemar Contracting, Inc., the lowest responsible bidder, and be it further

RESOLVED, that the Comptroller is hereby authorized to make the accounting entries necessary to amend the budget in accordance with the terms of the Contract.

Upon a vote being taken, the result was:

DPW 3-2020
REQUIREMENTS CONTRACTS AND SPECIFICATIONS FOR
FULL DEPTH RECLAMATION OF VARIOUS TOWN ROADS

BIDDERS	AMOUNT
Rosemar Contracting, Inc. P.O. Box 16 Patchogue, New York 11772	<u>\$7,587,670.00</u>
Suffolk Paving Corp. 30 N Dunton Avenue Medford, New York 11763	<u>\$7,813,400.00</u>
H & L Contracting, LLC 140 Adams Avenue Suite B14 Hauppauge, New York 11788	<u>\$8,324,725.00</u>

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 12

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Town Board approval to select IDEMIA as the sole supplier of the Livescan System equipment as well as authorized parts, service, and warranty provider for Repairs and Preventative Maintenance Services related to the fingerprinting equipment at Long Island MacArthur Airport.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Shelley Arken

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

Town of Islip

**Sponsor's Memorandum
for Town Board Resolution**

Instructions: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Town Attorney no later than 12 days prior to the scheduled meeting.

Purpose: To authorize the Supervisor, on behalf of the Town of Islip, to execute any and all documents, subject to approval of the Town Attorney, to establish IDEMIA as the sole supplier of the Livescan System equipment as well as authorized parts, service, and warranty provider for repairs and preventative maintenance services related to fingerprinting equipment at Long Island MacArthur Airport.

Specify Where Applicable:

1. Entity or individual benefitted by resolution:
Long Island MacArthur Airport
2. Site or Location effected by resolution:
Long Island MacArthur Airport
3. Cost: TBD
4. Budget Line: TBD
5. Amount and source of outside funding: N/A

Environmental Impact: Is this action subject to a SEQR environmental review?

_____ Yes under Section 1, Sub. A, Number _____ of the Town of Islip 617 Check List, an environmental review is required.

___X___ No under Section II, Sub. _____, Number _____ of the Town of Islip 617 Check List, no environmental review is required.



Signature of Commissioner/Department Head Sponsor:

Date: July 27, 2020

August 11, 2020
Resolution No.

**ESTABLISH IDEMIA AS THE SOLE SUPPLIER OF THE LIVESCAN SYSTEM,
AS WELL AS AUTHORIZED PARTS, SERVICE, AND WARRANTY PROVIDER FOR
REPAIRS AND PREVENTATIVE MAINTENANCE SERVICES**

WHEREAS, the Town of Islip ("Town") owns, operates and maintains the Long Island MacArthur Airport ("Airport"), a 14 CFR Part 139 certificated airport, with commercial (air carrier) and general aviation operations; and

WHEREAS, The Airport is responsible for offering fingerprinting services and submitting fingerprints digitally for review (the "Equipment"); and

WHEREAS, the IDEMIA Livescan system (the "System") is a highly specialized system containing proprietary IDEMIA hardware designs and proprietary application and customization software including IDEMIA patented technology; and

WHEREAS, it has been determined that the hardware and software and its functionality of this System can only be effectively supported by IDEMIA software engineers, due to the proprietary nature of its design and IDEMIA's possession of the source materials; and

WHEREAS, IDEMIA located at 5705 W. Old Shakopee Rd., Suite 100, Bloomington, MN 55437, is the only authorized distributor; and

NOW THEREFORE, on a motion by _____ Seconded by
_____ be it

RESOLVED, that IDEMIA is hereby authorized as the sole supplier of the Livescan System equipment as well as authorized parts, service, and warranty provider for Repairs and Preventative Maintenance Services related to the fingerprinting equipment at Long Island MacArthur Airport for a period, and be it

FURTHER RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with IDEMIA for the purchase of two LiveScan Desktop Systems not to exceed \$6,000.00.

UPON A VOTE being taken, the result was



July 20, 2020

Steve Siniski
Airport Administrative Supervisor
Long Island MacArthur Airport
100 Arrival Avenue, Suite 100
Ronkonkoma, NY
Tel: 631-467-3300 ext. 1383

Dear Mr. Siniski,

The Long Island MacArthur Airport has requested a quote for a Livescan System from IDEMIA (formerly MorphoTrust USA).

The purpose of this Sole Source letter is to inform you that the IDEMIA (formerly MorphoTrust USA) systems are highly specialized systems containing proprietary IDEMIA hardware designs and proprietary application and customization software. Several components of the System include IDEMIA patented technology. The hardware and software and its functionality of this system can only be effectively supported by IDEMIA software engineers, due to the proprietary nature of its design and IDEMIA's possession of the source materials.

IDEMIA does not have any reseller agreements in place for others to offer the same hardware and software.

If you have questions about the information above, please do not hesitate to give me a call. Thank you for your time, and I look forward to continuing to serving you.

Sincerely,

A handwritten signature in blue ink that reads "Gary I. Newlin".

Gary Newlin
Senior Sales Manager
Ph: (952) 442-8701

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 13

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Town Clerk to advertise for a Public Hearing to consider amending Chapter 68 (Zoning) of the Islip Town Code.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Ron Meyer

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

**Town of Islip
Sponsor's Memorandum
for Town Board Resolution**

Instructions: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Deputy Supervisor no later than 12 days prior to the scheduled meeting.

Purpose: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.

The proposed action involves amendments to Chapter 68 (Zoning) of the Town of Islip Code. Certain modifications are deemed appropriate in order to clarify, modernize, and streamline portions of the Code that are either ambiguous, lacking clarity, or are insufficient in addressing current trends.

Specify Where Applicable:

1. Entity or individual benefitted by resolution: Town of Islip
2. Site or Location effected by resolution: NA
3. Cost: NA
4. Budget Line: NA
5. Amount and source of outside funding: NA

Environmental Impact: Is this action subject to a SEQR environmental review?

 X Yes under Section 1, Sub.A, Number 1 of the Town of Islip 617 Check List, an environmental review is required

 No under Section II, Sub. , Number of the Town of Islip 617 Check List, no environmental review is required.



Signature of Commissioner/Department Head Sponsor:

7/28/2020

Date:

TOWN BOARD RESOLUTION

Date:

WHEREAS, a review of the Islip Town Code has been conducted by the Department of Planning and Development and the Office of the Town Attorney; and

WHEREAS, on the basis of said review, certain modifications are deemed appropriate in order to clarify, modernize, and streamline portions of the Code that are either ambiguous, lacking clarity, or are insufficient in addressing current trends; and

WHEREAS, pursuant to New York State General Municipal Law, the proposed code changes will be referred to the Suffolk County Planning Commission, and

WHEREAS, upon receipt of comments from the Suffolk County Planning Commission, the Planning Department will request the Clerk's Office to publish for a public hearing; and

WHEREAS, a review of the environmental impacts of these proposed regulations will be fully analyzed in connection with the State Environmental Quality Review Act;

NOW, THEREFORE, on motion of Councilperson _____, seconded by Councilperson _____, be it

RESOLVED, that the Town Clerk is authorized to advertise for a public hearing, having received notification from the Planning Department of receipt of the Suffolk County Planning Commission comments to consider amending the Islip Town Code Chapter 68.

SEE ATTACHED

Additions are indicated by UNDERLINING

Deletions are indicated by ~~STRIKEOUTS~~

Upon a vote being taken the result was:

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Islip will hold a Public Hearing on _____ at _____ p.m. at _____, Islip, NY to consider amending the Islip Town Code Chapter 68, a copy of which is available at the offices of the Town Clerk of the Town of Islip at 655 Main Street, Islip, New York.

By: Olga H. Murray
Town Clerk

TOWN BOARD RESOLUTION

Date: _____

WHEREAS, a review of the Islip Town Code has been conducted by the Department of Planning and Development and the Office of the Town Attorney; and

WHEREAS, on the basis of said review, certain modifications are deemed appropriate in order to clarify, modernize, and streamline portions of the Code that are either ambiguous, lacking clarity, or are insufficient in addressing current trends; and

WHEREAS, pursuant to New York State General Municipal Law, the proposed code changes have been referred to the Suffolk County Planning Commission, and

WHEREAS, a review of the environmental impacts of these proposed regulations indicates that no significant environmental impact will occur; and

WHEREAS, the Town Clerk has placed a Public Notice in the newspaper circulated locally which indicates the nature of the proposed Code changes; and

WHEREAS, on _____, a public hearing was held;

NOW, THEREFORE, on motion of Councilperson _____, seconded by Councilperson _____, be it

RESOLVED, that the Town Board hereby amends the Islip Town Code Chapter 68, §68-_____ as specified herein; and

SEE ATTACHED

Additions are indicated by UNDERLINING

Deletions are indicated by ~~STRIKEOUTS~~

Upon a vote being taken the result was:

Chapter 68 Zoning

Article I General Provisions

§ 68-3 Word usage and definitions.

ATTIC

The unfinished space between the ceiling assembly and the roof assembly.

BASEMENT

~~The lowest level of a structure when there is more than 50% of the lowest level above average grade. For the purposes of determining the percent above grade, the basement shall be measured from the first floor elevation (F.F.El.) to the basement floor. A basement shall be counted as gross floor area.~~

A story that is not a story above grade plane.

BUILDING HEIGHT

~~Unless otherwise stated, the vertical distance from the average grade of the ground at the base of the structure, or the average grade at the street, whichever is less, to the highest point of the roof, provided that chimneys, spires and similar permitted projections shall not be included in the height. For detached structures in conforming locations accessory to single family dwellings, the height shall be measured from the average of the four corners of the structure. For any single-family residential and any structure(s) accessory thereto, within an area of special flood hazard pursuant to Article XL of this chapter, building height shall be measured from the average grade of the ground at the base of the structure or the minimum elevation necessary to meet the prerequisites for federal flood insurance as determined by the National Flood Insurance Program/FEMA shown on any applicable Flood Insurance Rate Map. The Commissioner of Planning, or the Commissioner's designee, shall be responsible for any interpretations concerning average grade and/or base flood elevation.~~

CELLAR

~~The lowest level of a structure when there is less than 50% of the lowest level above average grade. For the purposes of determining the percent below grade, the cellar shall be measured from the first floor elevation (F.F.El.) to the cellar floor. A cellar shall be counted as gross floor area as required under the definition of gross floor area. A cellar shall not be used for permanent habitable space activities, including sleeping and cooking.~~

GRADE

The finished ground level adjoining the building at all exterior walls.

GRADE PLANE

A reference plane representing the average of the finished ground level adjoining the building at all exterior walls. Where the finished ground level slopes away from the exterior walls, the reference plane shall be established by the lowest points within the area between the building and the lot line, or when the lot line is more than 6 feet (1829 mm) from the building, between the structure and a point 6 feet (1829 mm) from the building.

NONHABITABLE SPACE

~~Space in a building used for bathrooms, toilet rooms, closets, halls, storage or utility is not considered habitable space but will be included in the floor area ratio (FAR) calculation unless located in a cellar. Recreation rooms located in a cellar will not be considered habitable space. Nonhabitable space in a cellar will not be included in the floor area ratio (FAR) calculation but will require egress and ceiling height as per NYS Codes.~~

RESIDENTIAL DAY CARE

Shall be defined to include either of the following:

(1) Family Day-Care Home, shall mean a program caring for children for more than three hours per day and from three to six children ~~in a single-family residence~~. A family day-care provider may, however, care for seven or eight children at any one time if no more than six of the children are less than school age and school-aged children care is primarily before or after the period such children are ordinarily in school, during school, during school lunch periods, on school lunch periods, on school holidays, or during those periods of the year in which school is not in session in accordance with the regulations of the New York State Social Services Department and the New York State Social Services Department inspects such home to determine whether the provider can care adequately for seven or eight children.

(2) Group Family Day-Care Home, shall mean a program caring for children for more than three hours per day per child in which child day care is provided in a ~~single-family residence~~ home for seven to 10 children of all ages, or up to 12 children where all of such children are over two years of age, except for those programs operating as a family day-care home (See definition for "family day-care home above"). A group family day-care home provider may provide child day-care services to two additional children if such children receive services only before or after the period such children are ordinarily in school or during school lunch periods, or school holidays, or during those periods of the year in which school is not in session. There shall be one caregiver for every two children under two years of age in the group family day-care home. A group family day-care home must have at least one assistant to the operator present when child day-care is being provided to seven or more children. This assistant shall be selected by the group family day care home operator and shall meet the qualifications established for such position by the regulations of the New York State Social Services Department.

STORY

~~That portion of a building included between the upper surface of a floor and the upper surface of the floor next above. For the top story of a building, the story shall be measured from the upper surface of the highest floor to the interior surface of the roof at the peak. If the interior height of the top story exceeds four feet six inches, then it shall be considered as a story on submitted plans. Mezzanines shall be defined and regulated under the New York State Building Code and the provisions of this ordinance.~~

That portion of a building included between the upper surface of a floor and the upper surface of the floor or roof next above.

STORY ABOVE GRADE PLANE

§ 68-50 Percentage of lot occupancy and floor area ratio.

A. The total building area, including all buildings, shall not exceed an FAR of 0.25.

B. Accessory buildings shall not occupy more than 10% of the total lot area nor more than 25% of the rear yard area.

C. ~~The ground floor area of patios shall not occupy more than 30% of the rear yard area.~~ A minimum of 40% of the rear yard shall be landscaped and shall not be surfaced in part or whole with concrete, asphalt, or other surface material, but shall contain earth.

§ 68-54 Front yard.

D. Accessory structures.

(1) In addition to any other applicable requirements, accessory structures may be placed no closer behind the front line of the main dwelling, as defined in § 68-3, Definitions, than the following distances:

(a) Structures no more than six feet high: four feet.

(b) Structures over six feet high: 20 feet.

(2) Accessory structures on corner lots shall also have a minimum front yard setback from the side street of 55 feet, or the arterial highway setback, whichever is greater.

(3) No accessory structure in the front yard shall be used to house poultry, as that term is defined in § 12-32 of the Islip Town Code.

(4) Accessory structures on through lots shall also have a minimum front yard setback from the through lot front yard of 40 feet.

§ 68-57 Permitted encroachments.

The following encroachments are hereby permitted:

D. Unenclosed porches encroaching not more than eight feet from the minimum front yard requirement and not more than three feet in height as measured from the existing grade of property. This exemption shall not apply to ~~nonconforming front yard setbacks and~~ nonconforming uses. In no case shall any unenclosed porch have a depth, at any point, greater than 10 feet. Depth shall be measured from the furthest point of the front line of the main dwelling from the street property line to the outside face of the porch. Existing entrances where a roof overhang is added shall be exempt from the maximum height of 3 feet. In those instances, the existing height of the entrance way shall remain.

F. ~~Cellar~~ Basement entranceways, covered or uncovered, may extend up to six feet into any required side and rear yards, provided that they are connected to the main building and are no higher than 2.5 feet above grade at any point. This exemption shall not apply to front yards, secondary front yards, nonconforming side or rear yard setbacks and nonconforming uses.

Article VA Use District Regulations: Ocean Front Dune District AAAB

§ 68-59.5 Accessory uses.

§ 68-87 Permitted encroachments.

The following encroachments are hereby permitted:

D. Unenclosed porches encroaching not more than six feet from the minimum front yard requirement and not more than three feet in height as measured from the existing grade of property. This exemption shall not apply to ~~nonconforming front yard setbacks and~~ nonconforming uses. In no case shall any unenclosed porch have a depth, at any point, greater than 10 feet. Depth shall be measured from the furthest point of the front line of the main dwelling from the street property line to the outside face of the porch. Existing entrances where a roof overhang is added shall be exempt from the maximum height of 3 feet. In those instances, the existing height of the entrance way shall remain.

F. ~~Cellar~~ Basement entranceways, covered or uncovered, may extend up to six feet into any required side and rear yards, provided that they are connected to the main building and are no higher than 2.5 feet above grade at any point. This exemption shall not apply to front yards, secondary front yards, nonconforming side or rear yard setbacks and nonconforming uses.

Article IX Use District Regulations: Residence B District

§ 68-114 Front yard.

D. Accessory structures.

(3) Accessory structures on through lots shall also have a minimum front yard setback from the through lot front yard of 15 feet.

§ 68-117. Permitted Encroachments

D. Unenclosed porches encroaching not more than five feet from the minimum front yard requirement and not more than three feet in height as measured from the existing grade of property. This exemption shall not apply to secondary front yards, ~~nonconforming front yard setbacks and~~ nonconforming uses. In no case shall any unenclosed porch have a depth, at any point, greater than 10 feet. Depth shall be measured from the furthest point of the front line of the main dwelling from the street property line to the outside face of the porch. Existing entrances where a roof overhang is added shall be exempt from the maximum height of 3 feet. In those instances, the existing height of the entrance way shall remain.

F. ~~Cellar~~ Basement entranceways, covered or uncovered, may extend up to six feet into any required side and rear yards, provided that they are connected to the main building and are no higher than 2.5 feet above grade at any point. This exemption shall not apply to front yards, secondary front yards, nonconforming side or rear yard setbacks and nonconforming uses.

Article X Use District Regulations: Residence C District

~~§ 68-123.1 Basement occupancy.~~

~~No basement or cellar shall be occupied as living or sleeping quarters, except that management and/or custodial employee's living quarters may be provided in the basement area.~~

F. ~~Cellar~~ Basement entranceways, covered or uncovered, may extend up to six feet into any required side and rear yards, provided that they are connected to the main building and are no higher than 2.5 feet above grade at any point. This exemption shall not apply to front yards, secondary front yards, nonconforming side or rear yard setbacks and nonconforming uses.

Article XIX: Use District Regulations: Business District

§ 68-263 Living area.

A. For a single-family dwelling hereafter erected, the minimum required ground floor area, exclusive of attached garages, carports, open porches and breezeways, shall be:

(1) For a one-story dwelling, 900 square feet.

(2) For a two-story dwelling where the second story contains the same living area as the first story, the minimum ground floor area shall be 650 square feet, and both stories must be finished in accordance with the provisions of the New York State Building Code.

B. For all other types of dwellings, the minimum living area ~~of the ground floor~~ shall be ~~750~~ 500 square feet; ~~provided, however, that at least 150 square feet of living area above the ground floor must be finished in accordance with the provisions of the New York State Building Code.~~

§ 68-270 ~~Fences.~~ (See Article ~~XXX.~~) Architecture.

Prior to the issuance of any new construction building permits or the commencement of the construction of any building or exterior building renovations, representative exterior architectural drawings shall be submitted to the Planning Division. The Planning Division shall review the plans for overall building design, materials, colors, screening and other architectural consideration. No building permit shall be issued until written architectural approval has been granted by the Planning Division. A denial of architectural approval by the Planning Division may be appealed to the Planning Board.

A. Building materials. Exterior walls shall be designed and constructed using quality building materials appropriately applied to create aesthetically pleasing and enduring structures that contribute positively to the overall character of the area. The use of EIFS and decorative concrete block shall be limited.

B. Architectural features. A minimum number of architectural features shall be incorporated into building facades visible from roadways. This may include canopies over doorways, cornices, decorative ornament appropriate for the architecture, window wall framing, or decorative lighting. The use of windows is encouraged on the ground floor.

C. Building design. A cohesive building design shall be utilized from the top to bottom of structure. Corner properties should be a focal point of design and utilize high quality design. (Extend cohesive design to second story (don't stop at first floor), focus on corner properties as they are the most prominent).

D. Screening. Rooftop equipment, mechanical equipment, dumpsters, loading areas etc., shall be screened consistent with the building style or, for ground-level features, with fencing and/or landscaping.

E. Signage. Signage within the Business District is not subject to the uniform design requirements as outlined in 68-397 B (6)(a), however, all signage is subject to the review and

§ 68-311 Front yard.

~~C. One family and two family dwellings. All residences hereafter erected in a B3 District shall have a minimum front yard setback, unless arterial highway setback is greater (see Article XXXII), as follows:~~

~~(1) One family dwelling, 40 feet.~~

~~(2) One family dwellings upon a corner lot shall have a second front yard of 30 feet facing the side street.~~

~~(3) One family dwelling upon a through lot, 40 feet from each street.~~

~~(4) Two family dwellings, 25 feet.~~

~~(5) Two family dwellings upon a corner lot shall have a second front yard of 25 feet facing the side street.~~

~~(6) Two family dwellings upon a through lot, 25 feet from each street.~~

Article XXV Use District Regulations: Industrial 1 District

§ 68-340.1 Uses permitted by special permit from Planning Board after public hearing.

J. Non-degree-granting schools associated with manufacturing or ~~driver training truck driving.~~

§ 68-341 Uses permitted as special exception by Board of Appeals after public hearing.

~~C. Poultry slaughterhouse.~~

~~D. Gas manufacture from coal, coke or petroleum, or the storage thereof.~~

~~E. Railway roundhouse or shop.~~

~~F. Commercial poultry farm.~~

~~G. Sheep or goat farm.~~

~~H. Fox, mink, chinchilla, rabbit farm.~~

§ 68-341.1 Adult Uses

Adult uses shall be allowable in an Industrial 1 District pursuant to the following:

B. Definitions. As used in this ordinance, the following terms shall have the meanings indicated:

MESSAGE ESTABLISHMENT

Any establishment having a fixed place of business where massages are administered for pay, including but not limited to massage parlors, sauna baths and steam baths. This definition shall not be construed to include a hospital, nursing home or medical clinic or the office of a physician, surgeon, chiropractor, osteopath or duly licensed physical therapist or barbershops or beauty salons in which massages are administered only to the scalp, face, neck or shoulders. This definition shall also exclude uses such as massage therapists or spas. This definition also shall exclude health clubs which have facilities for physical exercise, such as tennis courts, racquetball courts or exercise rooms, and which do not receive their primary source of revenue through the administration of massages.

- (a) ~~(16) (Reserved)~~ Blade sign: a facial sign that is located perpendicular to the building façade. Blade signs shall not extend more than thirty-six (36) inches from the wall to which it is attached and shall not exceed an area of twelve (12) square feet. Blade signs are only permitted in the Business District (BD) and the Downtown Development District (DDD), and shall not be illuminated if the sign is located directly across the street or adjacent to a residential district. A minimum height of eight (8') feet of clearance above finished grade is required for any blade sign under which pedestrians pass.

§ 68-396 Prohibited signs.

N. Any signs attached to or painted on a permanent canopy.

(1) Exception: Canopy signs, as defined in § 68-3, may be permitted with Sign Inspector and building permit review and approval within the Business III or Industrial Corridor Districts only, as an accessory use to a gasoline service station, provided that the following criteria are met:

(a) The size of any canopy sign is limited to 10% of the area of that face of the canopy on which it is located. In no case shall any canopy sign be larger than 12 square feet.

(b) One canopy sign may be permitted per canopy. Exception: Where a canopy is located on a corner of two public thoroughfares, one canopy sign may be permitted on each canopy face, for a maximum of two canopy signs.

(c) Canopy signs shall be of channel letter or block design only.

(d) Canopy signs may be illuminated with internal lighting or indirect lighting during permitted business hours only.

~~**(e)** Canopy fascia is to be of one uniform color, except for canopy signs.~~

§ 68-397 Type and Quantity of Permitted Signs

B. Facial sign: a sign painted on, applied on or otherwise attached to a wall of a building or storefront and is designed as a unified message.

- (1)** Quantity. Only one facial sign is permitted per building in residence, and general service and industrial districts but may be constructed in one or more parts, provided that it conveys one unified message. In business and industrial districts, only one facial sign (primary) is permitted on the face of the storefront or establishment. Where an establishment has additional exterior walls which are visible from the main thoroughfare, each such wall may have one facial sign (secondary), but not more than two such additional facial signs are permitted.

- (4)** Construction. ~~A facial sign in a Business District may not project more than 18 inches from the wall to which it is attached except a marquee sign as approved by the Planning Board and except for a facial sign that is located perpendicular to the building façade and extends no more than 36 inches from the wall to which it is attached, and provided that said sign does not exceed an area of eight square feet and provided that said sign is~~

moving and storing the trailer. If there shall be any excess, it shall be remitted to the former owner of the trailer.

B. There shall be permitted the installation of a trailer for a commercial, including multifamily developments, or industrial property at the direction of the Commissioner under the following circumstances:

- 1. The trailer shall contain a copy of the approved site plan and approved construction plans, and be accessible to all Town personnel and contractors for review of plans and meetings. Should the applicant wish to remove said trailer before the issuance of a Certificate of Occupancy, written permission must be obtained for its removal by the Building Division.**
- 2. The trailer must be placed on the same plot as the construction site, or a contiguous parcel.**
- 3. There shall be obtained from the Building Division a permit, the fee for which shall be set by the Commissioner of Planning and Development, or the Commissioner's designee.**
- 4. The length of time such trailer shall be permitted to remain shall be three months with two three-month extensions. No further extensions are permitted unless otherwise approved by the Commissioner of Planning and Development, or the Commissioner's designee. If the trailer is not removed upon expiration, the owner of the trailer shall be fined \$100 per day for each day that it remains beyond the time limit. If the trailer remains in violation for more than 10 days, the Chief Building Inspector or the Commissioner of the Department of Public Safety Enforcement, or his representative, may, after notifying the owner of said trailer, in person or by letter, return receipt requested, cause the trailer to be removed. The expense of such removal and any storage charges resulting shall be paid by the owner of the trailer, and if said cost is not paid within 10 days, the Chief Building Inspector or the Commissioner of the Department of Public Safety Enforcement may advertise the public sale of the trailer in the official paper of the Town and sell it to the highest bidder. The moneys realized from the sale shall be applied to any fines outstanding and to reimburse the Town for any expense incurred in moving and storing the trailer. If there shall be any excess, it shall be remitted to the former owner of the trailer.**

§ 420.8 Driveways and Parking

A. Legislative intent. In order to maintain an appropriate visual quality for residential properties, preserve property values, protect neighborhood character and safeguard quality of life, certain standards shall apply as specified herein.

(1) The amount of front yard area consisting of asphalt, gravel, stone or dirt or other nonvegetative material, to be used primarily for the parking of vehicles, shall not exceed 35% of the area of the primary front yard. In the instance of corner lots, the area of the secondary front yard ahead of the front line of the main dwelling is incorporated in front yard area.




submit an affidavit of residency and to notify the owners of all dwellings ~~on the same street as the subject parcel, which dwellings are within 200~~ 100 feet of the application subject property.

§ 68-618 Transfer of apartment permit.

An application for a transfer of an accessory apartment permit to a subsequent property owner shall be on such forms and in such a manner as shall be prescribed by the Board of Appeals. A ~~public hearing shall be required for such applications.~~

ZONING
68 Attachment 1
Town of Islip
Schedule of Sign Regulations (§ 68-398)
[Amended 6-7-1983; 1-17-1984; 10-6-1992; 4-5-2005]

Permitted Signs	District(s) ^f in Which Permitted	Maximum Area for Each Type of Sign			Maximum Height in Feet		Illumi- nation	Time Limit
		Ground ^{a,h}	Facial ^b	Window	Ground	Facial ^{b,c}		
Address	All	1	1	1	5	10	IND	N.R.
Public Interest	All Res.	2	2	2	5	10	IND	N.R.
	All Other	3	3	4	5	10	D	N.R.
Home Occupation	All	2	2	2	5	10	D	N.R.
Place	All	16			8		D	N.R.
Institutional	Res.	12	12		8	10	D	N.R.
	All Other	16	16		10	12	D	N.R.
Real Estate	Res.	6		4	5			To completed Transaction
	All Other	12	24	8	10	12		
Contractor	Res.	12		8	5			Permit to c/occupancy
	All Other	24		8	10			
Office	Res.	4		4	5		D	Until content of sign is changed
	Gen. Serv.	12	24	4	10	10	D	
	All Other	24	32	4	10	18	D	
Business	Res.	12	12	4	8	10	D	
	GSE only	32°	2/WS		8	P.D.	D	
	Gen. Serv.	12	12		10	12	D	
	BD ^d & DDD ^d		2/WS°	50% of window		12	D	
	B1 ^d & B2 & B3	48°	2/WS°		15°	18	D	
	IND 1 & 2	20°	1/WS°		15°	18	D	
Industrial	B1-B3	12°	1/WS°		15°	18	D	
	IND 1 & 2	32°	1/WS°		15°	18	D	
Marquee (P.D.)	BD-B3	50°	3/WS°		15°	18	D	As determined by the Planning Director (P.D.)
Directory (P.D.) if 5 or more establishments	Gen. Serv.	24°			10		D	
	B1-B3	64°			12°		D	
	IND 1 & 2	32°			12°		D	
General Service B	GSE only	32°	2WS		8°	P.D.	D	
Directional (P.D.)	GSE	12°			5		IND	
Special Events	All	32	1WS	25%	12	18		30 Days
Gasoline Price	All	6			12		D	N.R.
Corporate Lawn	ICD, IBD	32	0.25 W/S		8	18	D	N.R.

-  Permit required.
-  No Permit required but must comply with all requirements.
-  Not permitted.
- N.R. Not regulated.
- WS Width of storefront. (For quantity see § 68-397B.)
- IND Only indirect illumination is permitted. (See § 68-400A.)
- D Both indirect and direct illumination are permitted. (See § 68-400A.)

NOTES:

^a Only one ground sign permitted per parcel, which may not exceed 10 square feet, plus one square foot in sign area for every 10 linear feet of lot frontage (on one street) or the area listed in the table, whichever is smaller. ~~One additional directional sign, as limited herein, may be permitted for traffic safety purposes on business, general service or industrial parcels after review and approval of the Planning Director and Traffic Safety.~~ Setback of ground sign must equal height of sign from all property lines, up to the maximum permitted above. For one-foot setback, see § 68-397A(5).

^b Only one facial sign is permitted per building in all districts except business districts. [See § 68-397B(2) for requirements.]

^c Facial signs may not be higher than any part of actual roof except at gables.

^d Awning signs are also permitted. (See § 68-379D.)

^e The maximum area may be increased if a sign conforms to bonus criteria in § 68-399.

^f Signs on Fire Island are not included. (See § 68-400B-68-400B.)

^g Signs along Sunrise Highway and along the expressway service road-Long Island Expressway Service Road may be 18 feet high.

^h Ground signs permitted only when the building(s) they are associated with have a setback of at least 25 feet from the street curb or edge of the street pavement.

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 14

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Town Clerk to advertise for a Public Hearing to consider enacting Local Law 3 of 2020 amending Islip Town Code Chapter 68-670(A)(1).

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Ron Meyer

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

TOWN BOARD RESOLUTION

Date:

WHEREAS, a review of the Islip Town Code has been conducted by the Department of Planning and Development and the Office of the Town Attorney; and

WHEREAS, on the basis of said review, certain modifications are deemed appropriate in order to clarify, modernize, and streamline portions of the Code that are either ambiguous, lacking clarity, or are insufficient in addressing current trends; and

WHEREAS, pursuant to New York State General Municipal Law, the proposed code changes will be referred to the Suffolk County Planning Commission, and

WHEREAS, upon receipt of comments from the Suffolk County Planning Commission, the Planning Department will request the Clerk's Office to publish for a public hearing; and

WHEREAS, a review of the environmental impacts of these proposed regulations will be fully analyzed in connection with the State Environmental Quality Review Act;

NOW, THEREFORE, on motion of Councilperson _____, seconded by Councilperson _____, be it

RESOLVED, that the Town Clerk is authorized to advertise for a public hearing, having received notification from the Planning Department of receipt of the Suffolk County Planning Commission comments to consider enacting Local Law ____ of 201_ amending the Islip Town Code Chapter 68, §68-____.

SEE ATTACHED

Additions are indicated by UNDERLINING

Deletions are indicated by ~~STRIKEOUTS~~

Upon a vote being taken the result was:

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Islip will hold a Public Hearing on _____ at _____ p.m. at _____, Islip, NY to consider enacting Local Law ____ of 2020 amending the Islip Town Code Chapter 68, §68-____ and §68-____, a copy of which is available at the offices of the Town Clerk of the Town of Islip at 655 Main Street, Islip, New York.

By: Olga H. Murray
Town Clerk

TOWN BOARD RESOLUTION

Date: _____

WHEREAS, a review of the Islip Town Code has been conducted by the Department of Planning and Development and the Office of the Town Attorney; and

WHEREAS, on the basis of said review, certain modifications are deemed appropriate in order to clarify, modernize, and streamline portions of the Code that are either ambiguous, lacking clarity, or are insufficient in addressing current trends; and

WHEREAS, pursuant to New York State General Municipal Law, the proposed code changes have been referred to the Suffolk County Planning Commission, and

WHEREAS, a review of the environmental impacts of these proposed regulations indicates that no significant environmental impact will occur; and

WHEREAS, the Town Clerk has placed a Public Notice in the newspaper circulated locally which indicates the nature of the proposed Code changes; and

WHEREAS, on _____, a public hearing was held;

NOW, THEREFORE, on motion of Councilperson _____, seconded by Councilperson _____, be it

RESOLVED, that the Town Board hereby enacts Local Law ____ of 201_ amending the Islip Town Code Chapter 68, §68-_____ as specified herein; and

SEE ATTACHED

Additions are indicated by UNDERLINING

Deletions are indicated by ~~STRIKEOUTS~~

Upon a vote being taken the result was:

Article LI Use District Regulations: Great River Planned Development District

§ 68-670 Designation of subdistricts.

The following subdistricts shall be spatially defined on the concept plan and shall be so designated on the Official Map of the Town of Islip:

Office-Industrial (PDD-GR:OI)

Residential (PDD GR:RES)

A. Office and industrial.

(1) Permitted uses.

(g) Public, private or parochial school, including preschool programs, elementary, secondary schools, colleges and universities, vocational schools and other non-degree-granting schools, including self-defense, dance, swimming, gymnastics and similar instruction/programs, except those associated with manufacturing or truck driving.

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 15

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to enter into an amended agreement with Nelson and Pope, Engineers and Surveyors for additional construction oversight services for the Spray Park phase of the Roberto Clemente Pool Improvement project.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Thomas Owens

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

**TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS**

INSTRUCTIONS: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Supervisor no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board and if any similar resolutions have previously been passed or denied by the Board.

The resolution authorizes the Supervisor to enter into an amended agreement with Nelson and Pope, Engineers and Surveyors for an amount not to exceed an \$39,100, for additional construction oversight services for the Spray Park phase of the Roberto Clemente Pool Improvement project.

SPECIFY WHERE APPLICABLE:

Entity or individual benefitted by resolution: Nelson and Pope; Islip residents

Site or location effected by resolution: Roberto Clemente Park

Cost: \$39,100

Budget Line: H17.7032.31530

Amount and source of outside funding: N/A

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

___ Yes under Section I, Sub. A, Number ___ of Town of Islip 617 Check List, an Environmental review is required.

X No under section II, Sub. ___, Number ___ of Town of Islip 617 Check List, no Environmental review is required.

Signature of Commissioner/Department Head Sponsor:

Date:

July 28, 2020

RESOLUTION authorizing the Supervisor to execute an amendment to the professional services agreement dated November 19, 2013, between the Town of Islip (“the Town”) and Nelson and Pope, PLLC, 572 Walt Whitman Road, Melville, NY 11747 (hereinafter “Nelson and Pope”), for Design Services for the Main Pool Rehabilitation/Filtration Upgrade and Design Services For a Spray Park and Playground at Roberto Clemente/Timberline Park, Brentwood NY (hereinafter “Agreement”).

WHEREAS, the Town owns, operates, and maintains Roberto Clemente Park and Pool; and

WHEREAS, on October 18, 2016, the Town Board authorized an amendment to the Agreement to include necessary design and construction oversight work associated with the rehabilitation and upgrade of Roberto Clemente Park and Pool for an amount not to exceed an additional \$115,000.00; and

WHEREAS, on November 21, 2017, the Town Board authorized a second amendment to the Agreement to include an engineering and economic feasibility study for certain improvements to the administration pool building and additional construction oversight services for improvements to Roberto Clemente Park and Pool, for an amount not to exceed an additional \$63,600.00; and

WHEREAS, on January 15, 2019, the Town Board authorized a third amendment to the Agreement to include full-time construction oversight and inspection services for the spray park phase of the project for a period of 28 weeks, for an amount not to exceed an additional \$148,800.00;

WHEREAS, on December 17, 2019, the Town Board authorized a fourth amendment to the Agreement to expand the scope of services to include an additional 16 weeks of full-time construction oversight and inspection services for the spray park phase of the project, for an amount not to exceed an additional \$73,600.00; and

WHEREAS, additional evaluation and analysis by the Town Engineer and Department of Parks, Recreation and Cultural Affairs has determined a need to expand the scope of services under the Agreement to include a number of items during and additional 8.5 weeks of construction for the spray park (see attached), for an amount not to exceed an additional \$39,100.00; and

WHEREAS, Nelson and Pope has demonstrated that it possesses the qualifications and experience to perform the additional necessary services; and

WHEREAS, the Commissioner of the Department of Parks, Recreation, and Cultural Affairs, recommends that the Professional Services Agreement be amended to include the additional necessary services.

NOW, THEREFORE, on motion of Councilperson _____, seconded by Councilperson _____, be it

RESOLVED, that the Supervisor is hereby authorized to execute an amendment to the Agreement with Nelson and Pope to include additional services set forth in the attached proposal, for an amount not to exceed an additional \$39,100.00, the form and content of which shall be subject to the approval of the Town Attorney; and be it further

RESOLVED, that the Comptroller is hereby authorized to make the accounting entries necessary to amend the budget in accordance with the terms of the Agreement.

UPON A VOTE BEING TAKEN, the result was _____.

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 16

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to enter into a Professional Services Agreement with LiRo Group for Site Plan Review for Commercial Development within the Town of Islip.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Christopher Poelker

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All items for Town Board action must be accompanied by a Sponsor's Memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Town Attorney no later than 12 days prior to the scheduled meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.

This resolution authorizes the Supervisor to enter into a contract with The LiRo Group, for "Site Plan Review for Commercial Development within the Town of Islip.

SPECIFY WHERE APPLICABLE:

1. Entity or Individual benefitted by resolution:
2. Site or location effected by resolution:
3. Cost: Not to exceed \$100,000.00
4. Budget Line: B1491.45000.00 Outside Professional
5. Amount and source of outside funding:

ENVIRONMENTAL IMPACT: Is this action subject to a SEQRA environmental review?

NO Under 6 NYCRR 617.5 the proposed action is not subject to environmental review.

Signature of Sponsor

Christopher Poelker P.E., Town Engineer

CHP:mh

8-5-2020

Date:

Date: August 11, 2020

Resolution:

WHEREAS, on December 18, 2018, by Resolution # 29, the Town Board of the Town of Islip ("the Town") authorized the Supervisor to execute a professional services agreement with The LiRo Group ("the Consultant"), 3 Aerial Way, Syosset, NY 11791, for site plan review for commercial development within the Town of Islip; and

WHEREAS, the ensuing professional services agreement between the Town and the Consultant was for a term of one (1) year from the date of full execution; and

WHEREAS, the Commissioner of Planning and Development and the Town Engineer have been satisfied with the services provided by the Consultant during the foregoing term; and

WHEREAS, the Consultant has submitted a proposal to continue providing site plan review services for commercial development for proposed fees of: \$247.50 per hour for the Project Manager, \$124.91 per hour for a Plan Reviewer, and \$95.50 per hour for an additional Plan Reviewer; and

WHEREAS, the Commissioner of Planning and Development and the Town Engineer recommend that the Town enter into a new agreement for site plan review services for commercial development with the Consultant for a term of (1) year with two (2) additional options to renew upon the mutual consent of the Town and the Consultant;

NOW, THEREFORE UPON a motion by _____
seconded by _____, be it

RESOLVED, that the Supervisor is hereby authorized to execute a professional services agreement with The LiRo Group for Site Plan Review for Commercial Development within the Town of Islip, for the term and rates identified above, the form and content of which shall be subject to the approval of the Town Attorney; and be it further

RESOLVED, that the Comptroller is hereby authorized to make any and all necessary changes to the budget as needed in order to effectuate this professional services agreement.

UPON a vote being taken the result was:

Attachment "A"

FIRM	Proposal
The LiRo Group	\$95.50/hour-Site Plan Reviewer
Note: <i>Rates have not changed from the past contract with the exception of the additional reviewer added (\$95.50/hr)</i>	\$124.91/hour-experienced Site Plan Reviewer
	\$247.50/hour-Project Manager

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 17

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILWOMAN TRISH BERGIN WEICHBRODT
COUNCILMAN JOHN C. COCHRANE, JR.
COUNCILWOMAN MARY KATE MULLEN
COUNCILMAN JAMES P. O'CONNOR

FROM: JOHN R. DICIOCCIO, TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

**Town Board approval to authorize the extension of the Town's
Agreement with Roll Rite.**

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL
INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Anthony D'Amico

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: OLGA H. MURRAY, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

**Town of Islip
Sponsor's Memorandum
For Town Board Resolution**

Instructions: All items for Town Board action must be accompanied by a sponsor's memorandum which shall be the covering document for all agenda submissions. All items shall be reported to the Town Attorney no later than 12 days prior to the scheduled meeting.

Purpose: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.

This resolution will authorize the extension of the Town's Agreement with Roll Rite to perform towing services for a time period not to exceed December 31, 2020.

A new bid for said towing services will be posted after the authorization of this resolution.

Specify Where Applicable:

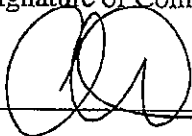
1. Entity or individual benefitted by resolution: Townwide
2. Site or Location effected by resolution: Townwide
3. Cost: N/A
4. Budget Line: N/A
5. Amount and source of outside funding: N/A

Environmental Impact: Is this action subject to a SEOR environmental review ?

_____ Yes under Section 1, Sub.A, Number _____ of the Town of Islip 617 Check List, an environmental review is required

 x No under Section 2, Sub. _____, Number _____ of the Town of Islip 617 Check List, no environmental review is required.

Signature of Commissioner/Department Head Sponsor: Anthony J. D'Amico Date: 8/10/2020



Town Board
August 11, 2020
Resolution # _____

**Resolution of the Town Board of the Town of Islip
655 Main Street, Islip, NY 11751**

WHEREAS, The Town's vehicle towing contract with Roll Rite, 639 Sunrise Highway, West Babylon 11704 has expired, and;

WHEREAS, after two rounds of bidding, Roll Rite submitted the sole proposal for vehicle removal, and;

WHEREAS, at the April 21, 2020 Town board meeting Roll Rite was awarded contract No. 220-185 for towing services for removal of vehicles from Town of Islip roadways and private property, and;

WHEREAS, Roll Rite Towing has been unable to satisfy all requirements of the bid proposal, and;

WHEREAS, in accordance with the New York State Vehicle and Traffic Law and Islip Town Code 60-2, the Town is legally responsible for the removal and disposal of abandoned vehicles and vehicles that create safety hazards on town roadways, and;

WHEREAS, The Commissioner of Public Safety recommends that the Town Board authorize the extension of services performed by Roll Rite pending the re-advertisement and bid process, for a time period not to exceed December 31, 2020, and;

NOW THEREFORE, on the motion of Councilperson _____, seconded by Councilperson _____, be it

RESOLVED, that the Town Supervisor is hereby authorized to execute all documents extending Roll Rite's vehicle removal contract for a period of time not to exceed December 31, 2020, and be it further;

RESOLVED, that the Town Comptroller is hereby authorized to make any and all budget adjustments deemed necessary.

UPON A VOTE BEING TAKEN, the result was: