

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

No. 1

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Meeting of the Town of Islip Industrial Development Agency.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

John Walser

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

December 13, 2022

Agenda

1. Call the meeting of the Town of Islip Industrial Development Agency to order on a motion by Mary Kate Mullen and seconded by John Cochrane. Chairwoman Angie Carpenter acknowledged that the motion passed and that a quorum was present. Members present in addition to Chairwoman were, John Cochrane, Mary Kate Mullen, Jorge Guadron and James O'Connor.
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 **November 15, 2022**
3. To consider the adoption of an Authorizing Resolution between the Town of Islip Industrial Development Agency and **Galil Importing Corp.** located at 21 Newton Place, Hauppauge.
4. To consider the adoption of an combined inducement Authorizing Resolution between the Town of Islip Industrial Development Agency and **Naka Technologies** for the acquisition renovation and equipping of a facility located at 201 Creative Drive, Central Islip N.Y.
5. To consider the adoption of an Authorizing Resolution between the Town of Islip Industrial Development Agency and **Posillico Reality Partners East, LLC** for the acquisition, demolition, renovation and equipping of a facility located at 615 Furrows Rd. Holbrook N.Y.
6. To consider the adoption of an Authorizing Resolution for a sub-lease between the Town of Islip Industrial Development Agency and **AM33 Apartments, LLC/NY Tent, LLC** facility located at 1401 Lakeland Ave. Bohemia N.Y. to Dolmit, LLC d/b/a Brick-It.
7. To consider the adoption of an Inducement Resolution between the Town of Islip Industrial Development Agency and **Europastry USA, Inc.** for enhancement to their manufacturing and processing facility located at 2001 Orville Drive North in Ronkonkoma N.Y.
8. To consider **any other business** to come before the Agency.

Date: December 13, 2022

At a meeting of the Town of Islip Industrial Development Agency (the “Agency”), held at 40 Nassau Avenue, Islip, New York 11751 on the 13th day of December, 2022 the following members of the Agency were:

Present

Excused Absence:

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 acquisition of a leasehold and subleasehold interest in a certain industrial development facility more particularly described below (Galil Importing Corporation 2022 Facility) and the leasing and subleasing of the facility to Galil Importing Corporation.

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

Voting Aye

Voting Nay

Abstain

and, therefore, the resolution was declared duly adopted.

RESOLUTION OF THE TOWN OF ISLIP INDUSTRIAL DEVELOPMENT AGENCY APPROVING THE ACQUISITION, RENOVATION, CONSTRUCTION AND EQUIPPING OF A CERTAIN INDUSTRIAL DEVELOPMENT FACILITY AND APPROVING THE APPOINTMENT OF GALIL IMPORTING CORPORATION, A NEW YORK BUSINESS CORPORATION, ON BEHALF OF ITSELF AND/OR THE PRINCIPALS OF GALIL IMPORTING CORPORATION 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, RENOVATING, 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, Galil Importing Corporation, a New York business corporation, on behalf of itself and/or the principals of Galil Importing Corporation and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the “**Company**”), has 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 3.2 acre parcel of land located at 21 Newton Place, Hauppauge, New York 11788 (the “**Land**”), the acquisition and renovation of an approximately 30,000 square foot existing building thereon and the construction and equipping of an approximately 20,000 square foot addition to 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 will be leased by the Agency to the Company, for use as a warehouse and distribution space of food products and packaging of imported foods (the “**Project**”); and

WHEREAS, the Agency, by resolution duly adopted on November 15, 2022 (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 a fee interest in the Improvements pursuant to a certain Company Lease Agreement, dated as of December 1, 2022, or such other date as the Chairman or 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 December 1, 2022 or such other date as the Chairman or 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, construction, and equipping of the Facility (collectively, the “**Loan Documents**”); and

WHEREAS, the Agency contemplates that it will provide financial assistance to the Company, consistent with the policies of the Agency, in the form of: (i) exemptions from mortgage recording taxes for one or more mortgages securing an amount presently estimated to be \$9,800,000 but not to exceed \$12,000,000, corresponding to mortgage recording tax exemptions presently estimated to be \$73,500 but not to exceed \$90,000, in connection with the financing of the acquisition, renovation, construction and equipping of the Facility and any future financing, refinancing or permanent financing of the costs of acquiring, renovating, constructing and equipping of the Facility, (ii) exemptions from sales and use taxes in an amount not to exceed \$216,250 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 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. The Agency 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 Facility preserves the public purposes of the Act by preserving or increasing the number of permanent private sector jobs in the Town of Islip. The Company has represented to the Agency that it intends to preserve and/or provide fifty-four (54) (total) full time employees within the second year after completion of the Facility; and

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

(e) The acquisition, renovation, 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.

(f) 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.

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

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

(i) The Lease Agreement will be an effective instrument whereby the Agency subleases and leases 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; and

(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) 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 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, renovating, constructing and equipping the Facility and any future Loan Documents in connection with any future refinancing or permanent financing of such costs of acquiring, renovating, constructing 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, renovation, 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 \$9,800,000 but not to exceed \$12,000,000, corresponding to mortgage recording tax exemptions presently estimated to be \$73,500 but not to exceed \$90,000, in connection with the financing of the acquisition, renovation, 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 \$216,250, 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.

Section 7. Subject to the provisions of this resolution, the Company is herewith and hereby appointed the agent of the Agency to acquire, renovate, 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, renovate, 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, renovate, 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 \$216,250, 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.

(a) 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.

(b) The Chairman, Vice Chairman, 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 11. 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 12. 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 December 13, 2022, 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 is in substantially the form presented to the Agency and/or approved by said meeting.

I FURTHER CERTIFY that public notice of the time and place of said meeting was duly given to the public and the news media in accordance with the New York Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, that all members of said Agency had due notice of said meeting and that the meeting was all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand as of the 13th day of December, 2022.

Assistant Secretary

EXHIBIT A

Proposed PILOT Benefits

Formula for In-Lieu-of-Taxes Payment: The 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), Hauppauge School District, Suffolk County and Appropriate Special Districts.

21 Newton Place, Hauppauge, New York 11788

Tax Map No. 0500-038.00-02.00-023.004

Formula: 10-year abatement starting at 50% of assessed value decreasing 5% annually

Definitions:

Normal Tax Due = 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 (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), Hauppauge School District, Suffolk County which are or may be imposed for special improvements or special district improvements, that the Company would pay without exemption.

<u>Year</u>	<u>Payment</u>
1	100% normal tax on 50% of the full assessed value
2	100% normal tax on 55% of the full assessed value
3	100% normal tax on 60% of the full assessed value
4	100% normal tax on 65% of the full assessed value
5	100% normal tax on 70% of the full assessed value
6	100% normal tax on 75% of the full assessed value
7	100% normal tax on 80% of the full assessed value
8	100% normal tax on 85% of the full assessed value
9	100% normal tax on 90% of the full assessed value
10	100% normal tax on 95% of the full assessed value
11 and beyond	100% normal tax on the full assessed value

Date: December 13, 2022

At a meeting of the Town of Islip Industrial Development Agency (the “Agency”), held at Islip Town Hall, 655 Main Street, Islip, New York on the 13th day of December, 2022 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 title to a certain industrial development facility more particularly described below (Nakaland Creative Holdings LLC Facility) and the leasing and subleasing of the facility to Nakaland Creative Holdings 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, RENOVATION AND EQUIPPING OF A CERTAIN INDUSTRIAL DEVELOPMENT FACILITY AND APPROVING THE APPOINTMENT OF NAKALAND CREATIVE HOLDINGS 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 NAKALAND CREATIVE HOLDINGS LLC 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, RENOVATING AND EQUIPPING AN INDUSTRIAL DEVELOPMENT FACILITY AND APPROVING THE FORM, SUBSTANCE AND EXECUTION OF RELATED DOCUMENTS AND MAKING CERTAIN FINDINGS AND DETERMINATIONS

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 may be 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, Nakaland Creative Holdings LLC, a New York limited liability company, on behalf of itself and/or the principals of Nakaland Creative Holdings LLC and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the “**Company**”), has 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 1.74 acre parcel of land located at 201 Creative Drive, Central Islip, New York 11722 (the “**Land**”), the renovation and equipping of an approximately 14,000 square foot building located on the Land (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 will be leased by the Agency to the Company, for use as a warehouse and distribution space of resell technology products along with consulting and implementation services (the “**Project**”); 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 December 1, 2022 or such other date as the Chairman, Executive Director or 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 December 1, 2022 or such other date as the Chairman, Executive Director or 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, 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 \$2,800,000 but not to exceed \$5,000,000, corresponding to mortgage recording tax exemptions presently estimated to be \$21,000 but not to exceed \$37,500, in connection with the financing of the acquisition, renovation and equipping of the Facility and any future financing, refinancing or permanent financing of the costs of acquiring, renovating, and equipping the Facility, (ii) exemptions from sales and use taxes in an amount not to exceed \$60,375, 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 on the Facility (as set forth in the PILOT Schedule attached as Exhibit C hereof), all consistent with the policies of the Agency; 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, construction and equipping of the Facility (collectively, the “**Loan Documents**”); and

WHEREAS, a public hearing (the “**Hearing**”) was held on December 6, 2022, so that all persons with views in favor of or opposed to either the financial assistance contemplated by the Agency or the location or nature of the Facility, could be heard; and

WHEREAS, notice of the Hearing was given on November 25, 2022 and such notice (together with proof of publication), was substantially in the form annexed hereto as Exhibit A; and

WHEREAS, the report of the Hearing is substantially in the form annexed hereto as Exhibit B; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York (collectively, the “**SEQR Act**” or “**SEQR**”), the Agency constitutes a “State Agency”; and

WHEREAS, to aid the Agency in determining whether the Facility may have a significant effect upon the environment, the Company has prepared and submitted to the Agency an Environmental Assessment Form and related documents (the “**Questionnaire**”) with respect to the Facility, a copy of which is on file at the office of the Agency; and

WHEREAS, the Questionnaire has been reviewed by the Agency; 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; and

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

Section 1. Based upon the Environmental Assessment Form completed by the Company and reviewed by the Agency and other representations and information furnished by the Company regarding the Facility, the Agency determines that the action relating to the acquisition, renovation, equipping, and operation of the Facility is Type II action, as that term is defined in the SEQR Act. The Agency also determines that the action will not have a “significant effect” on the environment, and, therefore, an environmental impact statement will not be prepared. This determination constitutes a negative declaration for purposes of SEQR. Notice of this determination shall be filed to the extent required by the applicable regulations under SEQR or as may be deemed advisable by the Chairman, Executive Director or Deputy Executive Director of the Agency or counsel to the Agency.

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 Facility preserves the public purposes of the Act by preserving or increasing the number of permanent private sector jobs in the Town of Islip. The Company has represented to the Agency that it will maintain approximately fifty-five (55) full-time employees within two (2) years of project completion; and

(d) The acquisition, renovation 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.

(e) 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 State of New York.

(f) Based upon the representations of the Company, the Project and the related financial assistance is reasonably necessary to preserve the competitive position of the Company in its respective industry.

(g) 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.

(h) 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; and

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

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

(k) 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.

(l) 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 acquire the Facility 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 7. The Agency hereby authorizes and approves the following economic benefits to be granted to the Company in connection with the acquisition, 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 \$2,800,000 but not to exceed \$5,000,000, corresponding to mortgage recording tax exemptions presently estimated to be \$21,000 but not to exceed \$37,500, in connection with the financing of the acquisition, renovation and equipping of the Facility and any future financing, refinancing or permanent financing of the costs of acquiring, renovating and equipping the Facility, (ii) exemptions from sales and use taxes in an amount not to exceed \$60,375, in connection with the purchase or lease of equipment, building materials, services or other personal property with respect to the Facility, (iii) abatement of real property taxes on the Facility thereon (as set forth in the PILOT Schedule attached as Exhibit C 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, renovate 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, 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, 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 \$60,375, 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 completion of the transaction and the execution of the documents contemplated by this resolution.

Section 9. The Company hereby agrees to comply with Section 875 of the Act. The Company further agrees that the exemption of sales and use tax provided pursuant to the Act and the appointment of the Company as agent of the Agency pursuant to this Inducement/Authorizing Resolution is 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.

(a) 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.

(b) 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. Any expenses incurred by the Agency with respect to the Facility shall be paid by the Company. By acceptance hereof, the Company agrees to pay such expenses and further agrees to indemnify the Agency, its members, directors, employees and agents and hold the Agency and such persons harmless against claims for losses, damage or injury or any expenses or damages incurred as a result of action taken by or on behalf of the Agency in good faith with respect to the Facility.

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 13th day of December, 2022, 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 public notice of the time and place of said meeting was duly given to the public and the news media in accordance with the New York Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, 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 13th day of December, 2022.

By: _____
Assistant Secretary

EXHIBIT A

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing pursuant to Title 1 of Article 18-A of the New York State General Municipal Law will be held by the Town of Islip Industrial Development Agency (the “Agency”) on the 6th day of December, 2022, at _____ a.m., local time, at the Town of Islip, Offices of Economic Development, 40 Nassau Avenue, Islip, New York 11751 in connection with the following matters:

Naka Technologies LLC, a New York limited liability company, on behalf of itself and/or the principals of Naka Technologies LLC and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the “**Company**”), has 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 1.74 acre parcel of land located at 201 Creative Drive, Central Islip, New York 11722 (the “**Land**”), the renovation and equipping of an approximately 14,000 square foot building located on the Land (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 will be leased by the Agency to the Company, for use as a warehouse and distribution space of resell technology products along with consulting and implementation services (the “**Project**”). The Facility will be initially owned, operated, and/or managed by the Company.

The Agency contemplates that it will provide financial assistance to the Company in connection with the Project and consistent with the policies of the Agency, in the form of exemptions from mortgage recording taxes in connection with the financing or any subsequent refinancing of the Facility, exemptions from sales and use taxes and abatement of real property taxes.

A representative of the Agency will at the above-stated time and place hear and accept written comments from all persons with views in favor of or opposed to either the proposed financial assistance to the Company or the location or nature of the Facility. At the hearing, all persons will have the opportunity to review the application for financial assistance filed by the Company with the Agency and an analysis of the costs and benefits of the proposed Facility.

Dated: December 6, 2022

TOWN OF ISLIP INDUSTRIAL
DEVELOPMENT AGENCY

By: John G. Walser
Title: Executive Director

EXHIBIT B

MINUTES OF PUBLIC HEARING HELD ON
DECEMBER 6, 2022 at __:__ A.M.

TOWN OF ISLIP INDUSTRIAL DEVELOPMENT AGENCY
(NAKA TECHNOLOGIES LLC 2022 FACILITY)

1. _____ of the Town of Islip Industrial Development Agency (the “Agency”) called the hearing to order.

2. _____ then appointed himself the hearing officer of the Agency, to record the minutes of the hearing.

3. The hearing officer then described the proposed transfer of the real estate, the other financial assistance proposed by the Agency and the location and nature of the Facility as follows:

Naka Technologies LLC, a New York limited liability company, on behalf of itself and/or the principals of Naka Technologies LLC and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the “Company”), has 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 1.74 acre parcel of land located at 201 Creative Drive, Central Islip, New York 11722 (the “Land”), the renovation and equipping of an approximately 14,000 square foot building located on the Land (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 will be leased by the Agency to the Company, for use as a warehouse and distribution space of resell technology products along with consulting and implementation services (the “Project”). The Facility will be initially owned, operated, and/or managed by the Company.

The Agency contemplates that it will provide financial assistance to the Company in connection with the Project and consistent with the policies of the Agency, in the form of exemptions from mortgage recording taxes in connection with the financing or any subsequent refinancing of the Facility, exemptions from sales and use taxes and abatement of real property taxes.

4. The hearing officer then opened the hearing for comments from the floor for or against the proposed transfer of real estate, the other financial assistance proposed by the Agency and the location and nature of the Facility. The following is a listing of the persons heard and a summary of their views:

5. The hearing officer then asked if there were any further comments, and, there being none, the hearing was closed at _____ a.m./p.m.

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 foregoing copy of the minutes of a public hearing held by the Town of Islip Industrial Development Agency (the “**Agency**”) on December 6, 2022, at __:__ a.m., local time, at Town of Islip, Offices of Economic Development, 40 Nassau Avenue, Islip, New York 11751, with the original thereof on file in the office of the Agency, and that the same is a true and correct copy of the minutes in connection with such matter.

IN WITNESS WHEREOF, I have hereunto set my hand as of December 6, 2022.

Assistant Secretary

EXHIBIT C

Proposed PILOT Benefits

Formula for In-Lieu-of-Taxes Payment: The 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.

201 Creative Drive, Central Islip, New York 11722

Tax Map No. 0500-207.00-01.00-004.005

Formula: 10-year abatement starting at 50% of assessed value decreasing 5% annually

Definitions:

Normal Tax Due = 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 (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), Central Islip School District, Suffolk County which are or may be imposed for special improvements or special district improvements, that the Company would pay without exemption.

Formula:

Year

- 1 100% normal tax on 50% of the taxable assessed value
- 2 100% normal tax on 55% of the taxable assessed value
- 3 100% normal tax on 60% of the taxable assessed value
- 4 100% normal tax on 65% of the taxable assessed value
- 5 100% normal tax on 70% of the taxable assessed value
- 6 100% normal tax on 75% of the taxable assessed value
- 7 100% normal tax on 80% of the taxable assessed value
- 8 100% normal tax on 85% of the taxable assessed value
- 9 100% normal tax on 90% of the taxable assessed value
- 10 100% normal tax on 95% of the taxable assessed value
- 11 and beyond 100% normal tax on the full assessed value

Date: December 13, 2022

At a meeting of the Town of Islip Industrial Development Agency (the “Agency”), held at 40 Nassau Avenue, Islip, New York 11751 on the 13th day of December, 2022 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 (Posillico Realty Partners East LLC/Posillico Materials East LLC 2022 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 POSILICO REALTY PARTNERS EAST LLC, A NEW YORK LIMITED LIABILITY COMPANY, ON BEHALF OF ITSELF AND/OR THE PRINCIPALS OF POSILICO REALTY PARTNERS EAST LLC AND/OR AN ENTITY FORMED OR TO BE FORMED ON BEHALF OF ANY OF THE FOREGOING AND POSILICO MATERIALS EAST LLC, A NEW YORK LIMITED LIABILITY COMPANY, ON BEHALF OF ITSELF AND/OR THE PRINCIPALS OF POSILICO MATERIALS EAST LLC 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, 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, Posillico Realty Partners East 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 Posillico Realty Partners East LLC and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the “**Company**”) and Posillico Materials East 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 Posillico Materials East LLC 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 18.244 acre parcel of land located at 615 Furrows Road, Holbrook, New York (more particularly described as tax map numbers 0500-068.00-01.00-023.002, 023.004, 023.008-023.013, 024.000 & 025.000 and 0500-069.00-01.00-002.000, as the same may be consolidated into one or more tax lots) (the “**Land**”), the demolition of approximately 1,730 square feet of an existing building thereon and the renovation of approximately 1,800 square feet of an existing building thereon (the “**Improvements**”), and the acquisition and installation therein of certain equipment and personal property, not part of the Equipment (as defined below) (the “**Facility Equipment**”; and together with the Land and the Improvements, the “**Company Facility**”), which Company Facility is to be leased by the Agency to the Company and subleased by the Company to the Sublessee; and the acquisition and installation of certain equipment and personal property (the

“Equipment”; and together with the Company Facility, the **“Facility”**), which Equipment is to be leased by the Agency to the Sublessee and which Facility is to be used by the Sublessee as asphalt production and office warehouse space in the Sublessee’s business as a fixed-base asphalt production and recycling facility (the **“Project”**), whereby the Project will include upgrades and enhancements to improve material handling and efficiency; and

WHEREAS, the Agency, by resolution duly adopted on August 9, 2022 (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 and title to the Facility Equipment and the Equipment, and will sublease and lease the Company Facility to the Company for further sublease to the Sublessee, and will lease the Equipment to the Sublessee; 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 December 1, 2022, or such other date as the Chairman or the 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 Facility 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 Company Facility to the Company pursuant to a certain Lease and Project Agreement, dated as of December 1, 2022 or such other date as the Chairman or 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, the Company will sub-sublease the Company Facility to the Sublessee pursuant to a sublease agreement, dated a date not yet determined (the **“Sublease Agreement”**), between the Company and the Sublessee; and

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

WHEREAS, the Agency will lease the Equipment to the Sublessee pursuant to a certain Equipment Lease Agreement, dated as of December 1, 2022 or such other date as the Chairman or Executive Director of the Agency and counsel to the Agency shall agree (the **“Equipment Lease Agreement”**), by and between the Agency and the Sublessee; and

WHEREAS, the Sublessee and the Agency will enter into a certain Agency Compliance Agreement, dated as of December 1, 2022, or such other date as may be determined by the Chairman or Executive Director of the Agency and counsel to the Agency (the **“Agency Compliance Agreement”**), whereby the Sublessee will provide certain assurances to the Agency with respect to the Facility; and

WHEREAS, the Agency contemplates that it will provide financial assistance to the Company and the Sublessee in the form of (i) exemptions from sales and use taxes in an approximate amount not to exceed \$662,831.25, 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); 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 Facility preserves the public purposes of the Act by preserving or increasing the number of permanent private sector jobs in the Town of Islip. The Company and the Sublessee have represented to the Agency that they intend to provide and maintain (by preserving and retaining current jobs) approximately eleven (11) full-time employees (total) within the second year after completion of the Facility; and

(d) The acquisition, demolition, renovation and equipping of the Facility, the leasing of the Company Facility to the Company for further subleasing to the Sublessee, and the leasing of the Equipment to the Sublessee, 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

(e) The acquisition, demolition, renovation and equipping of the Facility by the Agency is reasonably necessary to induce the Company and the Sublessee to maintain and expand their respective business operations in the Town of Islip; and

(f) Based upon representations of the Company, 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

(g) It is desirable and in the public interest for the Agency to sublease the Land and the Improvements and to lease the Facility Equipment to the Company and to lease the Equipment to the Sublessee; and

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

(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 Agreement may recapture some or all of the benefits granted to the Company; and

(j) The Equipment Lease Agreement will be an effective instrument whereby the Agency leases the Equipment to the Sublessee; and

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

Section 2. The Agency has assessed all material information included in connection with the Company's and the Sublessee'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 and the Sublessee.

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 Company Facility to the Company pursuant to the Lease Agreement, (iv) execute, deliver and perform the Lease Agreement, (v) lease the Equipment to the Sublessee pursuant to the Equipment Lease Agreement, (vi) execute, deliver and perform the Equipment Lease Agreement, and (vii) execute and deliver the Agency Compliance Agreement.

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 the personal property described in Exhibit A to the Equipment 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 hereby authorizes and approves the following economic benefits to be granted to the Company and the Sublessee in connection with the acquisition, demolition, renovation and equipping of the Facility in the form of (i) exemptions from sales and use taxes in an approximate amount not to exceed \$662,831.25, 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).

Section 6. Subject to the provisions of this resolution, the Company and the Sublessee are herewith and hereby appointed the agents of the Agency to acquire, renovate and equip the Facility. The Company and the Sublessee are hereby empowered to delegate their respective status as agents of the Agency to their respective agents, subagents, contractors, subcontractors, materialmen, suppliers, vendors and such other parties as the Company and the Sublessee may choose in order to acquire, renovate and equip the Facility. The Agency hereby appoints the agents, subagents, contractors, subcontractors, materialmen, vendors and suppliers of the Company and the Sublessee 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 and the Sublessee, as agents 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 or the Sublessee 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 and the Sublessee 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 and the Sublessee, as agents of the Agency. The aforesaid appointment of the Company and the Sublessee as agents of the Agency to acquire, 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 and the Sublessee have received exemptions from sales and use taxes in an amount not to exceed \$662,831.25, 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 and/or the Sublessee, if such activities and improvements are not completed by such time. The aforesaid appointment of the Company and the Sublessee is subject to the execution of the documents contemplated by this resolution.

Section 7. The Company and the Sublessee are hereby notified that they will be required to comply with Section 875 of the Act. The Company and the Sublessee shall be required to agree to the terms of Section 875 pursuant to the Lease Agreement and the Agency Compliance Agreement. The Company and the Sublessee are further notified that the tax exemptions and abatements provided pursuant to the Act and the appointment of the Company and the Sublessee, as agents 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 and the Agency Compliance Agreement.

Section 8. The form and substance of the Company Lease, the Lease Agreement, the Equipment Lease Agreement, and the Agency Compliance Agreement (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 9. The Chairman, Vice Chairman, 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 Equipment Lease Agreement, the Agency Compliance Agreement, all in substantially the forms thereof presented to this meeting with such changes, variations, omissions and insertions as the Chairman, Vice Chairman, 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 10. 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 11. 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 12. 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 December 13, 2022, 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 is in substantially the form presented to the Agency and/or approved by said meeting.

I FURTHER CERTIFY that public notice of the time and place of said meeting was duly given to the public and the news media in accordance with the New York Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, that all members of said Agency had due notice of said meeting and that the meeting was all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand as of the 13th day of December, 2022.

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), Sachem School District, Suffolk County and Appropriate Special Districts

Address – 615 Furrows Road, Holbrook,
Suffolk County, New York

Consolidated parcel currently consisting of SCTM Nos: 500-68-1-23.2, 23.4, 23.8, 23.9, 23.10, 23.11, 23.12, 23.13, 24 & 25

Formula: 10-year abatement starting at 50% of assessed value decreasing 5% annually

Definitions:

Normal Tax Due = 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 (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), Sachem School District, Suffolk County which are or may be imposed for special improvements or special district improvements, that the Company would pay without exemption.

<u>Year</u>	<u>Payment</u>
1	100% normal tax on 50% of the full assessed value
2	100% normal tax on 55% of the full assessed value
3	100% normal tax on 60% of the full assessed value
4	100% normal tax on 65% of the full assessed value
5	100% normal tax on 70% of the full assessed value
6	100% normal tax on 75% of the full assessed value
7	100% normal tax on 80% of the full assessed value
8	100% normal tax on 85% of the full assessed value
9	100% normal tax on 90% of the full assessed value
10	100% normal tax on 95% of the full assessed value
11 and beyond	100% normal tax on the full assessed value

Date: December 13, 2022

At a meeting of the Town of Islip Industrial Development Agency (the “Agency”), held at 40 Nassau Avenue, Islip, New York 11751 on the 13th day of December, 2022 the following members of the Agency were:

Present

Excused Absence:

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 consent to the sub-subleasing of the AM 33 Apartments LLC/NY Tent, LLC 2019 Facility from AM 33 Apartments LLC for further subleasing to Dolmit LLC d/b/a Brick-It 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

RESOLUTION OF THE TOWN OF ISLIP INDUSTRIAL DEVELOPMENT
AGENCY PERTAINING TO THE CONSENT TO THE SUBLEASING OF
THE AM 33 APARTMENTS LLC FACILITY FROM AM 33 APARTMENTS
LLC TO DOLMIT LLC D/B/A BRICK-IT AND APPROVING THE FORM,
SUBSTANCE, EXECUTION AND DELIVERY 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 may be 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 Facilities and to advance the job opportunities, health, general prosperity and economic welfare of the people of the State of New York; and

WHEREAS, the Agency previously provided assistance to AM 33 Apartments LLC, a limited liability company organized and existing under the laws of the State of New York (the “**Company**”) and NY Tent, 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 (“**NY Tent**”), in the acquisition of an approximately 3.68 acre parcel of land located at 1401 Lakeland Avenue, Bohemia, New York 11716 (the “**Land**”), including an approximately 55,658 square foot building located thereon (the “**Improvements**”; and, together with the Land, the “**Facility**”), which Facility was leased by the Agency to the Company and was further subleased by the Company to NY Tent and was used by NY Tent for warehousing, distribution and light manufacturing in its business as a distributor of tents and other event rentals (the “**Project**”); and

WHEREAS, the Agency previously acquired leasehold interest in the Facility pursuant to a certain Company Lease Agreement, dated as of March 1, 2019 (the “**Company Lease**”), by and between the Company and the Agency; and

WHEREAS, the Agency is currently subleasing and leasing the Facility to the Company, pursuant to a certain Lease and Project Agreement, dated as of March 1, 2019 (the “**Lease Agreement**”), by and between the Agency and the Company; and

WHEREAS, the Company sub-subleased the Facility to NY Tent pursuant to a certain Lease Agreement, dated March 26, 2019 (the “**NY Tent Sublease Agreement**”), by and between the Company, as sublessor and NY Tent, as sublessee; and

WHEREAS, the Company was originally 100% owned and managed by Alfons Melohn, an individual (“**Alfons Melohn**”); and

WHEREAS, pursuant to Section 8.3 of the Lease Agreement, the Company may not transfer ownership of the Company without the prior written consent of the Agency; and

WHEREAS, pursuant to an Authorizing Resolution, dated April 5, 2022, the Agency consented to a request by Alfons Melohn to transfer of up to one hundred percent (100%) interest in the Company (the “**Transfer of Ownership**”), to Elizabeth Melohn (“**Sole Member**”); and

WHEREAS, NY Tent intends to vacate the Facility and transfer its business operations to new facilities previously approved by the Agency; and

WHEREAS, the Company has now requested the Agency’s consent to sublease the Facility to Dolmit LLC, d/b/a Brick-It, a New York limited liability company (the “**Tenant**”) for use in its business in the cutting, warehousing and distribution of masonry veneers including brick, stone, stucco and engineered masonry materials and the manufacturing of thin brick (veneer) installation systems as well as office and showroom space, pursuant to a certain lease agreement (the “**Tenant Lease Agreement**”), to be dated a date to be determined, between the Company and the Tenant; and

WHEREAS, the Tenant represents that it presently employees twenty (20) full-time employees and anticipates adding an additional three (3) full-time employees by the spring of 2023; and

WHEREAS, the Facility will continue to be owned by the Company and managed and operated by the Tenant, the Company will continue to be owned and managed by the Sole Member; and

WHEREAS, the Company has requested that the Agency consent to the Tenant Lease Agreement between the Company and the Tenant; and

WHEREAS, such consent may be manifested by the execution and delivery of a Tenant Agency Compliance Agreement, to be dated a date to be determined, between the Agency and the Tenant (the “**Tenant Agency Compliance Agreement**”); 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 Company to the Tenant; and

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 continues to constitute a “project”, as such term is defined in the Act; and

(c) The subleasing of the Facility to the Tenant will promote and maintain the job opportunities, health, general prosperity and economic welfare of the citizens of the 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 Agency consents to the subleasing of the Facility to the Tenant; and

(e) The execution of the Tenant Agency Compliance Agreement will satisfy the requirement of Section 9.3 of the Lease Agreement that any subleasing of the Facility be consented to in writing by the Agency; and

(f) It is desirable and in the public interest for the Agency to consent to the subleasing of the Facility to the Tenant and to enter into the Tenant Agency Compliance Agreement.

Section 2. In consequence of the foregoing, the Agency hereby determines to: (i) consent to the subleasing of the Facility by the Company to the Tenant, (ii) execute and deliver the Tenant Agency Compliance Agreement, and (iii) execute and deliver such related documents as may be, in the judgment of the Chairman, Vice Chairman, Executive Director, Deputy Executive Director or counsel to the Agency, necessary or appropriate to effect the transactions contemplated by this resolution.

Section 3. The form and substance of the Tenant Agency Compliance Agreement (in substantially the form presented to the Agency and which, prior to the execution and delivery thereof, may be redated) are hereby approved.

Section 4.

(a) 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 Tenant Agency Compliance Agreement in the form 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, Vice Chairman, Executive Director, Deputy Executive Director or any member of the Agency and Agency Counsel, necessary or appropriate to effect the transactions contemplated by this resolution (hereinafter collectively called the "**Agency Documents**"). The execution thereof by Chairman, Vice Chairman, Executive Director, Deputy Executive Director or any member of the Agency shall constitute conclusive evidence of such approval.

(b) 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 5. 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 6. 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 13th day of December, 2022, 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 public notice of the time and place of said meeting was duly given to the public and the news media in accordance with the New York Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, that all members of said Agency had due notice of said meeting and that the meeting was all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand as of the 13th day of December, 2022.

By: _____
Assistant Secretary

RESOLUTION OF THE TOWN OF ISLIP INDUSTRIAL
DEVELOPMENT AGENCY TAKING OFFICIAL ACTION
TOWARD APPOINTING EUROPASTRY USA, INC., A NEW
YORK BUSINESS CORPORATION, ON BEHALF OF ITSELF
AND/OR THE PRINCIPALS OF EUROPASTRY USA, 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,
RENOVATING AND EQUIPPING THE FACILITY AND
MAKING CERTAIN FINDINGS AND DETERMINATIONS
WITH RESPECT TO THE FACILITY.

WHEREAS, Europastry USA, Inc., a New York business corporation, on behalf of itself and/or the principals of Europastry USA, Inc. and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the “**Company**”), has 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 5.8 acre parcel of land located at 2001 Orville Drive North, Ronkonkoma, New York (the “**Land**”), and the renovation and equipping of an approximately 72,000 square foot building located 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 will be leased by the Agency to the Company, for use in the manufacture of ciabatta bread rolls, the slicing and bagging of bread and/or bakery products, and for corporate office space (the “**Project**”); and

WHEREAS, the Company will acquire a leasehold interest in the Facility pursuant to a lease agreement, dated a date to be determined (the “**Ground Lease**”), between REP D-2030 LLC (the “**Owner**”) and the Company; and

WHEREAS, the Agency will acquire a leasehold interest in the Land and the Improvements and title to the Equipment and will sublease the Facility to the Company, all pursuant to 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 the same may be amended from time to time (collectively, 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, the Agency contemplates that it will provide financial assistance to the Company, in the form of exemptions from mortgage recording taxes, exemptions from sales and use taxes and abatement of real property taxes on the Facility, consistent with the policies of the Agency, all to be more particularly described in a Final Authorizing Resolution to be adopted by the Agency prior to the closing of the transactions described herein; 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, prior to the date of the Hearing (defined below), the Agency will have made a determination for financial assistance; and

WHEREAS, prior to the closing of the transaction described herein, a public hearing (the “**Hearing**”) will be held so that all persons with views in favor of or opposed to either the financial assistance contemplated by the Agency or the location or nature of the Facility can be heard; and

WHEREAS, notice of the Hearing will be given prior to the closing of the transaction described herein, and such notice (together with proof of publication) will be substantially in the form annexed hereto as Exhibit A; and

WHEREAS, the minutes of the Hearing are or will be annexed hereto as Exhibit B; and

WHEREAS, the Agency has given due consideration to the application of the Company and to representations by the Company that the proposed financial assistance is either an inducement to the Company to maintain the Facility in the Town of Islip or is necessary to maintain the competitive position of the Company in its industry; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York (collectively, the “**SEQR Act**” or “**SEQR**”), the Agency constitutes a “State Agency”; and

WHEREAS, to aid the Agency in determining whether the Facility may have a significant effect upon the environment, the Company has prepared and submitted to the Agency an Environmental Assessment Form and related documents (the “**Questionnaire**”) with respect to the Facility, a copy of which is on file at the office of the Agency; and

WHEREAS, the Questionnaire has been reviewed by the Agency; 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 Town of Islip Industrial Development Agency (a majority of the members thereof affirmatively concurring) that:

Section 1. Based upon the Environmental Assessment Form completed by the Company and reviewed by the Agency and other representations and information furnished by the Company regarding the Facility, the Agency determines that the action relating to the acquisition, renovation, equipping, and operation of the Facility is a Type II Action, as that term is defined in the SEQR Act. As such, no further SEQR review is required under the SEQR Act.

Section 2. The acquisition, renovation and equipping of the Facility by the Agency, the subleasing and leasing of the Facility to the Company and the provision of financial assistance on the Facility pursuant to the Act will promote job opportunities, health, general prosperity and the economic welfare of the inhabitants of the Town of Islip and the people of the State of New York and improve their standard of living, and thereby serve the public purposes of the Act, and the same is, therefore, approved.

Section 3. Subject to the provisions of this resolution, the Agency shall (i) acquire, renovate and equip the Facility, and (ii) lease and sublease the Facility to the Company.

Section 4. 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 and Project Agreement, dated a date to be determined (the "**Lease Agreement**"), by and between the Company and the Agency. 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 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 5. Counsel to the Agency is authorized and directed to work with Transaction Counsel (Nixon Peabody LLP) to prepare, for submission to the Agency, all documents necessary to affect the transactions described in the foregoing resolution.

Section 6. The Chairman, the Executive Director, the Deputy Executive Director and all members of the Agency are hereby authorized and directed (i) to distribute copies of this resolution to the Company, and (ii) to do such further things or perform such acts as may be necessary or convenient to implement the provisions of this resolution.

Section 7. Any expenses incurred by the Agency with respect to the Facility, including the expenses of Transaction Counsel, shall be paid by the Company. The Company shall agree to pay such expenses and further agree to indemnify the Agency, its members, directors, employees and agents and hold the Agency and such persons harmless against claims for losses, damage or injury or any expenses or damages incurred as a result of action taken by or on behalf of the Agency in good faith with respect to the Facility.

Section 8. 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 foregoing copy of a resolution of the Town of Islip Industrial Development Agency (the “Agency”) with the original thereof on file in the office of the Agency, and the same is a true and correct copy of such resolution and of the proceedings of the Agency in connection with such matter.

Such resolution was passed at a meeting of the Agency duly convened in public session on December 13, 2022, at Islip Town Hall, 655 Main Street, Islip, New York, at which meeting the following members were:

Present:

Absent:

Also Present:

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

Voting Aye

and, therefore, the resolution was declared duly adopted.

The Application are in substantially the form presented to and approved at such meeting.

I FURTHER CERTIFY that (i) all members of the Agency had due notice of said meeting, pursuant to Sections 103a and 104 of the Public Officers Law (Open Meetings Law), (ii) said meeting was open to the general public and public notice of the time and place of said meeting was duly given in accordance with such Sections 103a and 104, (iii) the meeting in all respects was duly held, and (iv) there was a quorum present throughout.

IN WITNESS WHEREOF, I have hereunto set my hand as of December 13, 2022.

Assistant Secretary

EXHIBIT A

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing pursuant to Title 1 of Article 18-A of the New York State General Municipal Law will be held by the Town of Islip Industrial Development Agency (the "**Agency**") on the ____ day of _____, 20__, at _____ a.m., local time, at the Town of Islip, Offices of Economic Development, 40 Nassau Avenue, Islip, New York 11751 in connection with the following matters:

Europastry USA, Inc., a New York business corporation, on behalf of itself and/or the principals of Europastry USA, Inc. and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the "**Company**"), has 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 5.8 acre parcel of land located at 2001 Orville Drive North, Ronkonkoma, New York (the "**Land**"), and the renovation and equipping of an approximately 72,000 square foot building located 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 will be leased by the Agency to the Company, for use in the manufacture of ciabatta bread rolls, the slicing and bagging of bread and/or bakery products, and for corporate office space (the "**Project**"). The Facility will be initially owned, operated, and/or managed by the Company.

The Agency contemplates that it will provide financial assistance to the Company in connection with the Project and consistent with the policies of the Agency, in the form of exemptions from mortgage recording taxes in connection with the financing or any subsequent refinancing of the Facility, exemptions from sales and use taxes and abatement of real property taxes.

A representative of the Agency will at the above-stated time and place hear and accept written comments from all persons with views in favor of or opposed to either the proposed financial assistance to the Company or the location or nature of the Facility. At the hearing, all persons will have the opportunity to review the application for financial assistance filed by the Company with the Agency and an analysis of the costs and benefits of the proposed Facility.

Dated: _____, 20__

TOWN OF ISLIP INDUSTRIAL
DEVELOPMENT AGENCY

By: John G. Walser
Title: Executive Director

EXHIBIT B

MINUTES OF PUBLIC HEARING HELD ON
_____, 20__

TOWN OF ISLIP INDUSTRIAL DEVELOPMENT AGENCY
(EUROPASTRY USA, INC. 2022 FACILITY)

1. _____, _____ of the Town of Islip Industrial Development Agency (the “**Agency**”) called the hearing to order.

2. The _____ then appointed _____, the _____ of the Agency, the hearing officer of the Agency, to record the minutes of the hearing.

3. The hearing officer then described the proposed transfer of the real estate, the other financial assistance proposed by the Agency and the location and nature of the Facility as follows:

Europastry USA, Inc., a New York business corporation, on behalf of itself and/or the principals of Europastry USA, Inc. and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the “**Company**”), has 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 5.8 acre parcel of land located at 2001 Orville Drive North, Ronkonkoma, New York (the “**Land**”), and the renovation and equipping of an approximately 72,000 square foot building located 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 will be leased by the Agency to the Company, for use in the manufacture of ciabatta bread rolls, the slicing and bagging of bread and/or bakery products, and for corporate office space (the “**Project**”). The Facility will be initially owned, operated, and/or managed by the Company.

The Agency contemplates that it will provide financial assistance to the Company in connection with the Project and consistent with the policies of the Agency, in the form of exemptions from mortgage recording taxes in connection with the financing or any subsequent refinancing of the Facility, exemptions from sales and use taxes and abatement of real property taxes.

4. The hearing officer then opened the hearing for comments from the floor for or against the proposed transfer of real estate, the other financial assistance proposed by the Agency and the location and nature of the Facility. The following is a listing of the persons heard and a summary of their views:

5. The hearing officer then asked if there were any further comments, and, there being none, the hearing was closed at _____ a.m./p.m.

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 foregoing copy of the minutes of a public hearing held by the Town of Islip Industrial Development Agency (the "Agency") on the ___ day of _____, 20__, at _____ a.m., local time, with the original thereof on file in the office of the Agency, and that the same is a true and correct copy of the minutes in connection with such matter.

IN WITNESS WHEREOF, I have hereunto set my hand as of _____, 20__.

Assistant Secretary

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

No. 2

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Meeting of the Town of Islip Resource Recovery Agency.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Martin Bellew

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



**ISLIP RESOURCE RECOVERY AGENCY
DECEMBER 13, 2022**

1. Call the Meeting of the Islip Resource Recovery Agency to Order.
2. Approval of the Minutes for the November 15, 2022 Agency Board Meeting.
3. Resolution authorizing a Professional Services Agreement between the Agency and HDR Architecture & Engineering, P.C., to Provide Technical Support to the Islip Resource Recovery Agency MacArthur Waste-to-Energy Facility Technical Feasibility Study.
4. Resolution authorizing the President to enter into a contract amendment to Contract #IRRA-2016-7 between the Agency and Lockwood, Kessler & Bartlett, Inc. (LKB), to provide Professional Engineering Design Services related to the expansion of the Blydenburgh Cleanfill.
5. Resolution authorizing the President to enter into a contract between the Agency and Envirotec Leasing and Rental Corp.; for the Loading and Transport or Landfill Leachate to In-County permitted disposal facility from the Blydenburgh Road Landfill Complex for the years 2023 and 2024; with one (1) additional two (2) year option, and another 2 year option by mutually agreed upon proposal.
6. Resolution authorizing the execution of a Management Services Agreement for the year 2023 between the Islip Resource Recovery Agency and the Town of Islip for the Provision of Solid Waste Support Systems in the Town of Islip.
7. Other Business
8. Adjournment



ISLIP RESOURCE RECOVERY AGENCY

November 15, 2022

A meeting of the Islip Resource Recovery Agency was convened at 2:48 p.m. in the Town Board Room of Islip Town Hall, 655 Main Street, Islip, NY 11751. A Quorum was present for this Agency Board Meeting.

DIRECTORS PRESENT

Angie M. Carpenter
Mary Kate Mullen
James P. O'Connor
John C. Cochrane, Jr.
Jorge Guadrón

OFFICERS PRESENT

Martin Bellew, President
Linda Bunde, Secretary

On a motion of Councilperson Guadrón seconded by Councilperson O'Connor and unanimously approved, the minutes from the October 18, 2022 Agency Board Meeting were approved.

On a motion of Councilperson Guadrón, seconded by Councilperson O'Connor and unanimously approved, a resolution was passed authorizing the Adoption the Islip Resource Recovery Agency Non-Represented White Collar Employees to be in Parity for Benefits with the Town of Islip White Collar Employees.

There being no further business to come before the Board, the meeting was adjourned on a motion of Councilperson O'Connor, seconded by Councilperson Mullen, and unanimously approved.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Linda Bunde".

Linda Bunde
Secretary

**ISLIP RESOURCE RECOVERY AGENCY
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS**

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE AGENCY AND HDR ARCHITECTURE & ENGINEERING P.C., TO PROVIDE TECHNICAL SUPPORT TO THE ISLIP RESOURCE AGENCY MACARTHUR WASTE-TO-ENERGY FACILITY TECHNICAL FEASIBILITY STUDY.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Islip Resource Recovery Agency
 2. Site or Location affected by resolution: MacArthur Waste-to-Energy Facility
 3. Cost: \$34,875
 4. Budget Line: ZR02.1020.4.5001
 5. Amount and source of outside funding: N/A
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of NYCRR. Short EAF required.
-

Maith Bellen

Signature of President/Department Head Sponsor

11/29/22

Date

AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE AGENCY AND HDR ARCHITECTURE & ENGINEERING P.C., TO PROVIDE TECHNICAL SUPPORT TO THE ISLIP RESOURCE AGENCY MACARTHUR WASTE-TO-ENERGY FACILITY TECHNICAL FEASIBILITY STUDY

WHEREAS the Agency has an Operating Agreement with Covanta MacArthur Renewable Energy, Inc., the plant operator of the MacArthur Waste-to-Energy (WTE) Facility located in Ronkonkoma, New York until 2030; and

WHEREAS the WTE processes up to 174,000 tons per annum of municipal solid waste. IRRA has requested that Covanta Energy and their consultant prepare a Technical Feasibility Study to review status of the current contract which ends in 2030, and to determine what needs to be addressed for future handling of waste in Islip; and

WHEREAS A key aspect of this project will include an analysis of the technical feasibility of the current WTE facility on the current site to address items that need to be replaced; and

WHEREAS HDR Architecture & Engineering P.C. has provided on-going professional and engineering support services to the Agency with respect to improvement programs, special projects, facility operations and maintenance and regulatory issues; and

WHEREAS the IRRA has asked HDR to provide technical assistance with the review of the technical feasibility report being prepared by Covanta and their consultant, Ramboll; now

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

RESOLVED, that the President is authorized enter into a Professional Services Agreement between the Agency and HDR ^{Architecture &} Engineering P.C, 711 Westchester Avenue, White Plains, NY; to provide Technical Support to the IRRA MacArthur Waste-to-Energy Facility Technical Feasibility Study.

UPON A VOTE being taken, the result was: _____

**ISLIP RESOURCE RECOVERY AGENCY
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS**

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 authorizing the President to enter into a contract amendment to Contract #IRRA-2016-7 between the Agency and Lockwood, Kessler & Bartlett, Inc. (LKB), to provide Professional Engineering Design Services related to the expansion of the Blydenburgh Cleanfill.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Islip Resource Recovery Agency
 2. Site or Location affected by resolution: Blydenburgh Road Cleanfill Landfill Facility
 3. Cost: \$100,000
 4. Budget Line: ZR02.1020.4.8184 – Landfill Closure and Post Closure Cost
 5. Amount and source of outside funding: N/A
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of NYCRR. Short EAF required.
-



Signature of Commissioner/Department Head Sponsor

11/29/22

Date

AUTHORIZING THE PRESIDENT TO ENTER INTO A CONTRACT AMENDMENT TO CONTRACT #IRRA-2016-7 BETWEEN THE AGENCY AND LOCKWOOD KESSLER & BARTLETT, INC. (LKB) TO PROVIDE PROFESSIONAL ENGINEERING DESIGN SERVICES RELATED TO THE EXPANSION OF THE BLYDENBURGH CLEANFILL

WHEREAS, the Agency owns and operates the Blydenburgh Road Cleanfill Landfill; and

WHEREAS, by resolution dated 3/29/16, the Agency Board awarded a contract to LKB Consulting Engineers (LKB) for Engineering Services related to the Blydenburgh Cleanfill Landfill; and

WHEREAS, the existing contract allows for Optional Services per Schedule B; and

WHEREAS, the Agency is preparing submittals to the NYSDEC for the "Operating Permit Renewal" and Phase 3 Construction, all in compliance with the proposed revisions to the NYSDEC 6NYCRR Part 360 Series Solid Waste regulations; and

WHEREAS, facilitating the approval of the cleanfill will extend the useful capacity of the facility; and

WHEREAS, LKB's services have been vital for the completion of the permit renewal application in compliance with NYSDEC requirements; and

WHEREAS, the President of the Agency recommends that the Board approve a contract amendment to Contract #IRRA-2016-7 to allow for the additional services contemplated herein.

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

RESOLVED, that the Agency Board authorizes the President to enter into a contract amendment to Contract #IRRA-2016-7 between the Agency and Lockwood, Kessler & Bartlett, Inc. (LKB), 1 Aerial Way, Syosset, NY 11791, in an amount of \$100,000, to provide Professional Engineering Design Services related to the expansion of the Blydenburgh Cleanfill.

UPON A VOTE BEING TAKEN, the result was: _____.

I'm not
sure what
"optional
service" is
being approved
- just approving
\$100K?

**ISLIP RESOURCE RECOVERY AGENCY
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS**

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 AUTHORIZATION FOR THE PRESIDENT TO ENTER INTO A CONTRACT BETWEEN THE AGENCY AND ENVIROTEC LEASING AND RENTAL CORP.; FOR THE LOADING AND TRANSPORT OF LANDFILL LEACHATE TO IN-COUNTY PERMITTED DISPOSAL FACILITY FROM THE BLYDENBURGH ROAD LANDFILL COMPLEX FOR THE YEARS 2023 AND 2024; WITH ONE (1) ADDITIONAL (2) TWO-YEAR OPTION, AND ANOTHER 2 YEAR OPTION BY MUTUALLY AGREED UPON PROPOSAL.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Islip Resource Recovery Agency
 2. Site or Location affected by resolution: Blydenburgh Rd. Landfill Complex
 3. Cost: 2023: \$776,250 2024: \$776,250
 4. Budget Line: ZR02.1020.45018
 5. Amount and source of outside funding: N/A
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of NYCRR. Short EAF required.
-



Signature of President/Department Head Sponsor

11/29/22

Date

December 13, 2022

RESOLUTION AUTHORIZATION FOR THE PRESIDENT TO ENTER INTO A CONTRACT BETWEEN THE AGENCY AND ENVIROTEC LEASING AND RENTAL CORP.; FOR THE LOADING AND TRANSPORT OF LANDFILL LEACHATE TO IN-COUNTY PERMITTED DISPOSAL FACILITY FROM THE BLYDENBURGH ROAD LANDFILL COMPLEX FOR THE YEARS 2023 AND 2024.

WHEEAS, the Agency operates the Blydenburgh Landfill Complex located at Hauppauge, NY; and

WHEREAS, the Blydenburgh Road Landfill requires the loading and transport of landfill leachate to an in-county permitted disposal facility; and

WHEREAS, the Agency advertised for and received bids from three contractors to provide the loading and transport of landfill leachate to an in-county permitted disposal facility for a term of two (2) years with one (1) additional two (2) year option and an additional 2 year option upon mutually agreed upon proposal; and

WHEREAS, Envirotec Leasing & Rental, 1110A Route 109, Lindenhurst NY 11757, was the apparent low dollar bidder, with a bid price of \$776,250 for each year; and

WHEREAS, Envirotec Leasing and Rental Corp., has been determined to be a responsible bidder.

NOW THEREFORE, on motion by _____seconded by _____, be it hereby

RESOLVED, that the President is authorized to enter into a contract between the Agency and Envirotec Leasing and Rental Corp.; the lowest responsible bidder, located at 1110A Route 109, Lindenhurst, NY 11757 for the loading and transport of Leachate from the Blydenburgh Road Landfill Complex for a term of two (2) years with one (1) additional two (2) year option, at a cost of \$776,250 for each year.

UPON A VOTE being taken, the result was: _____

IRRA Contract 2023-I-1

<i>Base Bid</i>		Envirotec Leasing & Rental Corp.	Clear River Environmental	Tully Environmental	
Up to 80,000 Gallons /day					
	2023	0.05175	\$ 0.0580	\$ 0.0690	
	2024	0.05175	\$ 0.0580	\$ 0.0720	
<i>Overage</i>					
80,001 to 120,000 gallons/day					
	2023	0.0539	\$ 0.0580	\$ 0.0800	
	2024	0.0539	\$ 0.0580	\$ 0.0900	
<i>Option Years</i>					
Up to 80,000 Gallons/day					
	2025	0.0592	\$ 0.0589	\$ 0.0800	
	2026	0.0592	\$ 0.0589	\$ 0.0900	
80,001 to 120,000 gallons/day					
	2025	0.061	\$ 0.0589	\$ 0.0900	
	2026	0.061	\$ 0.0589	\$ 0.1000	
Estimated Minimum Daily Volume		80,000			
X 15,000,000 gallons per year - estimated					
<i>Envirotec Leasing & Rental</i>		2023	2024	2 Year Total	Savings over low
Clear River Environmental	\$ 776,250	\$ 776,250	\$ 1,552,500		
Tully Environmental - Calculated	\$ 870,000	\$ 870,000	\$ 1,740,000	\$ 187,500	
Tully Environmental - Printed on Bid Form	\$ 1,035,000	\$ 1,080,000	\$ 2,115,000	\$ 562,500	
	\$ 1,036,317.74	\$ 1,086,534	\$ 2,122,851.74	\$ 570,351.74	
* 13 contracted Holidays					
19,800,000	Gallons per year is equal to 80,000/day * 5 days /week *49.5 weeks allowing for 13 contractual holidays				
Form of Bid - Filled out - pg 1-5	Yes	Yes	Yes		
Bid Questionaire - Filled out - pg 6-9	Yes	Yes	Yes		
Price Pages - pg 10-11	Yes	Yes	Yes		
Acknowledgement of Addenda - pg 13	Yes	Yes	No		
Non-Collusive Bidding Certification - pg 14-15	Yes	Yes	Yes		
Affidavit - pg 16-17	Yes	No	Yes		
Statement of Surety's Interest - pg 18	Yes	Yes	Yes		
List of Transport Tankers Used - pg 19	Yes	Yes	Yes		
Certification - pg 20	Yes	Yes	Yes		
5% Bid Bond	Yes	Yes/No *	Yes		
* Not signed and sealed by Principal					

**ISLIP RESOURCE RECOVERY AGENCY
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS**

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 authorizing the execution of a Management Services Agreement for the year 2023 between the Islip Resource Recovery Agency and the Town of Islip for the Provision of Solid Waste Support Systems in the Town of Islip.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Islip Resource Recovery Agency
 2. Site or Location affected by resolution: N/A
 3. Cost: N/A
 4. Budget Line: N/A
 5. Amount and source of outside funding: N/A
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of NYCRR. Short EAF required.
-



Signature of President/Department Head Sponsor

11/29/22

Date

December 13, 2022

AUTHORIZING THE EXECUTION OF A MANAGEMENT SERVICES AGREEMENT FOR THE YEAR 2023 BETWEEN THE ISLIP RESOURCE RECOVERY AGENCY AND THE TOWN OF ISLIP FOR THE PROVISION OF SOLID WASTE SUPPORT SYSTEMS IN THE TOWN OF ISLIP

WHEREAS the Islip Resource Recovery Agency and the Town of Islip share a mutual interest in the provision of safe, dependable and economical solid waste management services to the people of the Town of Islip, and

WHEREAS pursuant to a certain Solid Waste Disposal Agreement between the Town and the Agency dated March 31, 1985 and amended on April 18, 1994, the Agency contracted to provide solid waste disposal services to the Town and the Town contracted to provide solid waste to the Agency, and

WHEREAS the Agency and Town wish to utilize the personnel and experience of the various facilities and programs, and to establish a means of compensating the Town from Agency revenues for the provision of those services, and

WHEREAS the development of a formal agreement providing an established means of documenting the appropriate levels of reimbursement to the Town from the Agency for the provision of support services is desirable, and

WHEREAS an agreement to provide for such services and compensation to the Town is authorized pursuant to the Public Authorities Law, Section 20 46-F, now

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

RESOLVED that the Board of Directors of the Islip Resource Recovery Agency and the Islip Town Board do hereby find that the establishment of a Services Agreement between the Islip Resource Recovery Agency and the Town of Islip, as envisioned under Public Authorities Law, is in the best public interest; and be it further

RESOLVED that the President of the Islip Resource Recovery Agency and the Supervisor of the Town of Islip is hereby authorized to execute such an Agreement on behalf of the Agency and the Town of Islip for the 2023 budget year, and such other Agreements as may be deemed from time to time to be in the best interest of the Town and Agency.

UPON A VOTE being taken, the result was: _____

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

No. 3

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to enter into a License Agreement with Blue Point Oysters, Inc. and Pops Pearls, LLC. for one (1) parcel of Town-owned Bay Bottom Land for the purpose of Shellfish Cultivation in the Great South Bay.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Martin Bellew

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 AUTHORIZING THE SUPERVISOR TO ENTER INTO A LICENSE AGREEMENT FOR ONE (1) PARCEL OF TOWN-OWNED BAY BOTTOM LAND, FOR THE PURPOSE OF SHELLFISH CULTIVATION IN THE GREAT SOUTH BAY, AS OUTLINED IN "APPENDIX A".

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip
 2. Site or Location affected by resolution: Town Owned Bay Bottom in the Great South Bay
 3. Cost: _____
 4. Budget Line: _____
 5. Amount and source of outside funding: _____
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of NYCRR. Short EAF required.
-



11/29/22

Signature of Commissioner/Department Head Sponsor

Date

December 13, 2022

Reso # _____

AUTHORIZING THE SUPERVISOR TO ENTER INTO A LICENSE AGREEMENT FOR ONE (1) PARCEL OF TOWN-OWNED BAY BOTTOM LAND, FOR THE PURPOSE OF SHELLFISH CULTIVATION IN THE GREAT SOUTH BAY, AS OUTLINED IN "APPENDIX A"

WHEREAS, the Town of Islip owns underwater land in the Great South Bay (GSB) which has historically produced substantial quantities of shellfish, including clams, scallops and oysters; however, the GSB has recently seen a steady significant decline in the shellfish harvest; and

WHEREAS, the Town of Islip established a new phase of the Bay Bottom Licensing Program in 2022 for those individuals having experience in shellfish cultivation, with the intent of promoting the overall health of the Great South Bay's Ecosystem; and

WHEREAS, the Town of Islip Department of Environmental Control has interviewed the potential License holder outlined in "*Appendix A*"; and

WHEREAS, "*Appendix A*" of this Resolution contains the name(s) of recommended Licensees for the next phase of the program;

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

RESOLVED, that the Supervisor is hereby authorized to execute a License Agreement for the Town's Bay Bottom Leasing Program based upon joint Departmental recommendations, as set forth in "*Appendix A*", with said License having a term of ten (10) years and one ten (10) year option at the sole discretion of the Town of Islip; with an annual rent of \$750.00 per acre, and a security deposit of \$375.00 per acre, beginning on the commencement date of the License.

UPON A VOTE being taken, the result was _____.

"Appendix A"

Licensee Name	Parcel ID	Size of Parcel(s)
Blue Point Oysters, Inc.	B102	10
Pops Pearls, LLC	B134	10

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

No. 4

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Town of Islip Animal Shelter and Adopt-a-Pet Center to accept monetary and non-monetary gifts, including gifts of services from the Public and/or businesses for the calendar year 2023.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Martin Bellew

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 authorizing the Town of Islip Animal Shelter and Adopt-a-Pet Center to accept monetary and non-monetary gifts, and gifts of services from the Public and/or businesses for the calendar year 2023.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip Animal Shelter & Adopt-a-Pet Center
 2. Site or Location affected by resolution: Town of Islip Animal Shelter & Adopt-a-Pet Center
 3. Cost: N/A
 4. Budget Line: N/A
 5. Amount and source of outside funding: N/A
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of NYCRR. Short EAF required.
-



Signature of Commissioner/Department Head Sponsor

11/29/22

Date

December 13, 2022
Resolution # _____

AUTHORIZATION TO ALLOW THE TOWN OF ISLIP ANIMAL SHELTER & ADOPT-A-PET CENTER TO ACCEPT MONETARY AND NON-MONETARY GIFTS, AND GIFTS OF SERVICES FROM THE PUBLIC AND/OR BUSINESS FOR CALENDER YEAR 2023

WHEREAS, the Town of Islip owns and operates the Town of Islip Animal Shelter and Adopt-A-Pet Center ("Shelter"), which is located at 200 South Technology Drive, Central Islip, NY, and;

WHEREAS, during the year, from time to time, members of the public (individuals and/or businesses) collect and/or purchase items which can be utilized to benefit the animals at the Shelter, and;

WHEREAS, from time to time, members of the public desire to make gifts to the Shelter including, but not limited to animal food, leashes, beds & bedding, toys, carry cages, various animal care and cleaning supplies as well as monetary donations, and;

WHEREAS, from time to time, members of the public and/or business are interested in donating services to the Shelter (such as grooming services, veterinary services, vet tech services, etc.), and;

WHEREAS, the Shelter can utilize these types of gifts and services to supplement the day-to-day operations, including the care of animals.

On a motion made by Councilperson _____ ,

Seconded by Councilperson _____ be it

RESOLVED, that the Islip Town Board Authorized the Town of Islip Animal Shelter and Adopt-A-Pet Center to accept any and all gifts, monetary and non-monetary, as well as gifts of services from members of the public and/or businesses for the benefit of the animals at the Shelter and the surrounding community on an ongoing basis and; be it further;

RESOLVED, that the Comptroller is hereby authorized to make any and all budgetary adjustments and accounting entries to facilitate the acceptance of these donations.

UPON A VOTE BEING TAKEN, the result was: _____

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

No. 5

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to execute a Management Services Agreement for 2023 with the Town of Islip Resource Recovery Agency for the Provision of Solid Waste Support Systems in the Town of Islip.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Martin Bellew

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 authorizing the Supervisor to Execute a Management Services Agreement for 2023 between the Town of Islip and the Islip Resource Recovery Agency for the Provision of Solid Waste Support Systems in the Town of Islip.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip
 2. Site or Location affected by resolution: N/A
 3. Cost: N/A
 4. Budget Line: N/A
 5. Amount and source of outside funding: N/A
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of NYCRR. Short EAF required.
-



Signature of Commissioner/Department Head Sponsor

11/29/22

Date

AUTHORIZING THE SUPERVISOR TO EXECUTE A MANAGEMENT SERVICES AGREEMENT FOR THE YEAR 2023 BETWEEN THE TOWN OF ISLIP AND THE ISLIP RESOURCE RECOVERY AGENCY FOR THE PROVISION OF SOLID WASTE SUPPORT SYSTEMS IN THE TOWN OF ISLIP

WHEREAS the Town of Islip and the Islip Resource Recovery Agency share a mutual interest in the provision of safe, dependable and economical solid waste management services to the people of the Town of Islip, and

WHEREAS, pursuant to a certain Solid Waste Disposal Agreement between the Town and the Agency dated March 31, 1985 and amended on April 18, 1994, the Agency contracted to provide solid waste disposal services to the Town, and

WHEREAS, the Town and Agency wish to utilize the services of the Town, including but not limited to its personnel, facilities programs, and desire to establish a means of compensating the Town for the provision of those services, and

WHEREAS, the development of a formal agreement providing an established means of documenting the appropriate levels of reimbursement to the Town from the Agency in exchange for solid services.

WHEREAS, an agreement to provide for such services and compensation to the Town is authorized pursuant to the Public Authorities Law, Section 20 46-F, now

THEREFORE, on a motion of Councilperson _____, seconded by Councilperson _____, be it hereby

RESOLVED, that the Islip Town Board does hereby find that the establishment of a Services Agreement between the Town of Islip and the Islip Resource Recovery Agency, as envisioned under Public Authorities Law, is in the best public interest; and be it further

RESOLVED, that the Supervisor of the Town of Islip is hereby authorized to execute such an Agreement on behalf of the Town of Islip and the Agency for the 2023 budget year, and such other Agreements as may be deemed from time to time to be in the best interest of the Town and Agency.

UPON A VOTE being taken, the result was

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

No. 6

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Town Board approval to adopt the Negative Declaration in connection with the Blydenburgh Landfill Complex and authorization for the Supervisor to execute same.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Martin Bellew

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 authorizing the Town Board to Adopt *negative declaration*, pursuant to NYCRR Part 617.2, for the construction of a new Lined Third Construction and Demolition Debris Cleanfill Phase 3, at the Blydenburgh Landfill Complex; and authorization for the Supervisor to execute the *Determination of Significance* regarding same.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip
 2. Site or Location affected by resolution: Blydenburgh Landfill Complex
 3. Cost: N/A
 4. Budget Line: _____
 5. Amount and source of outside funding: N/A
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of NYCRR. Short EAF required.
-



Signature of Commissioner/Department Head Sponsor

12/6/22
Date

December 13, 2022

AUTHORIZATION FOR THE TOWN BOARD TO ADOPT THE *NEGATIVE DECLARATION*, PURSUANT TO NYCRR PART 617.2, FOR THE CONSTRUCTION OF A NEW LINED THIRD CONSTRUCTION AND DEMOLITION DEBRIS CLEANFILL PHASE 3, AT THE BLYDENBURGH LANDFILL COMPLEX; AND AUTHORIZATION FOR THE SUPERVISOR TO EXECUTE THE *DETERMINATION OF SIGNIFICANCE* REGARDING SAME

WHEREAS, the Town of Islip Department of Environmental Control has recommended that a third Construction and Demolition Cleanfill (Phase 3) be constructed

WHEREAS, a Short Environmental Assessment Form has been completed and submitted to the Planning Department, and no significant environmental impacts are anticipated; now

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

RESOLVED, that the Town Board of the Town of Islip, as Lead Agency, hereby determines that this project is an Unlisted Action under NYCRR Part 617.2 and that the proposed project will not have a significant adverse effect on the environment for the reasons set forth in the attached Determination of Significance; and be it further

RESOLVED, that the Town Board hereby adopts the Negative Declaration and the Supervisor is authorized to sign the Determination of Significance.

Upon a vote being taken, the result was: _____.

**SEQR
NEGATIVE DECLARATION
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE**

This notice is issued pursuant to Part 217 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review) of the Environmental Conservation Law.

TITLE OF ACTION: Blydenburgh Road Landfill Phase 3 Cleanfill

LEAD AGENCY: Islip Resource Recovery Agency
401 Main Street
Islip, New York 11751

APPLICANT: Town of Islip/Islip Resource Recovery Agency (IRRA)

SEQR CLASSIFICATION: Type 1

DESCRIPTION OF ACTION: The project consists of construction of a lined third Construction and Demolition Debris Cleanfill approximately 7 acres located between the capped closed 52 acre Municipal Solid Waste Landfill and the 30 acre Phase 1 and Phase 2 Cleanfills all within the existing Landfill Complex property lines (perimeter). The Phase 3 cell will be constructed with a NYSDEC approved Liner System, leachate collection system and drainage system, to insure groundwater protection.

LOCATION: 440 Blydenburgh Road
Hauppauge, NY 11788

Suffolk County Tax Map Nos.: 476-16-2-4, 0500-27-2-1, 464-27-2-2, and
405-16-1-16.1

DETERMINATION: The Town of Islip Department of Environmental Control and the Islip Resource Recovery Agency has determined that the proposed action will not have a significant environmental impact and that a draft Environmental Impact Statement will not be prepared.

REASONS SUPPORTING THE DETERMINATION:

1. The Department of Environmental Control, and the Resource Recovery Agency, with assistance from its environmental consultants, upon reviewing the proposed action in accordance with SEQR Parts 617.3 and 617.6 and using the information available and comparing it with the thresholds set forth in Parts 617.4 and 617.5 has determined that the proposed action is a Type I Action.

2. The Department of Environmental Control, and the Islip Resource Recovery Agency, with assistance from its environmental consultants, has analyzed the proposed action and reviewed the Environmental Assessment Form and all other available supporting information to analyze the relevant areas of environmental concern.
3. The project consists of construction of a lined third Construction and Demolition Debris Cleanfill approximately 7 acres located between the capped closed 52 acre Municipal Solid Waste Landfill and the 30 acre Phase 1 and Phase 2 Cleanfills all within the existing Landfill Complex property lines (perimeter). The Phase 3 cell will be constructed with a with a NYSDEC approved Liner System, leachate collection system and drainage system to insure groundwater protection.
4. No significant adverse impacts are expected to occur to the land, groundwater, drainage systems, ecological resources, aesthetic characteristics, historic or archaeological resources, open space and recreational lands, transportation networks and traffic, or energy nor have any potential nuisance impacts or public health issues been identified.
5. The project involves construction of a lined Phase 3 Construction and Demolition cleanfill landfill and construction of necessary stormwater and leachate controls. No significant impacts are expected on the growth and character of the community.

REVIEW AGENCY: Town of Islip Department of Environmental Control and Islip Resource Recovery Agency

CONTACT PERSON: Anthony Varrichio, P.E., Chief Engineer of IRRA

ADDRESS: 401 Main Street, Islip, NY 11751

PHONE NO.: 631-224-5644

THIS DETERMINATION IS NOT COMPLETE UNTIL AUTHORIZED AS FOLLOWS:

ADOPTED BY RESOLUTION: _____

TOWN CLERK: _____



October 25, 2022

New York State Department of Environmental Conservation
Division of Solid & Hazardous Material
Region I, SUNY
50 Circle Rd.
Stony Brook, New York 11790-3409

Att: Syed H. Rahman, P.E.
Regional Materials Management Engineer

Re: Blydenburgh Clean fill. Landfill Phase 3
SEQRA

Dear Mr. Rahman:

This letter is to advise you that the Islip Resource Recovery Agency intends to assume Lead Agency status for the required coordinated review as described by GNYCRR Part 617.6. The action has been preliminarily classified as a Type I Action. Attached for your review is the completed Full Environmental Assessment Form.

Please respond with any objections to the Islip Resource Recovery Agency's assumption of Lead Agency status no later than November 15, 2022. If no response is made within the 30 day coordination period required by SEQRA, it will be assumed that your agency does not have any objections to the Islip Resource Recovery Agency's assumption of Lead Agency status.

Should you have any questions or require further information, please do not hesitate to contact this office.

Sincerely,

Anthony J. Varrichio, P.E.

Chief Engineer, IRRA

Cc: Martin Bellew, Pres. IRRA



Full Environmental Assessment Form
Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: IRRA Blydenburgh Road Cleanfill Landfill Phase 3 Infill		
Project Location (describe, and attach a general location map): 440 Blydenburgh Road, Hauppauge, NY 11788 (A general location map is provided as Figure 1 in Section F.)		
Brief Description of Proposed Action (include purpose or need): The Phase 3 cleanfill involves the construction and operation of a 7-acre area within the existing footprint of the Blydenburgh Road Landfill and a maximum vertical addition of 20 feet. Without Phase 3, the Phase 1 & 2 cleanfill landfill is expected to reach its permit capacity and close within 3 years, leaving no NYSDEC-permitted facility within the Town for the disposal of construction and demolition debris (C&D), including C&D generated during storm events. The closure of this NYSDEC-permitted cleanfill landfill will increase the Town's C&D disposal costs and may contribute to an increase in illegal dumping. Phase 3 is anticipated to increase the facility's life by 19 years. Phase 3 will be located in the area between and along the side slopes of the cleanfill landfill and the closed/capped MSW landfill. A site plan is provided as Figure 2 in Section F. Phase 3 will be constructed in conformance with NYSDEC regulations which include a double composite liner system. Construction will necessitate removing the existing flare facility and abandoning three MSW landfill leachate collection manholes (approved by NYSDEC). A new flare will be installed on an existing concrete pad at the northwest corner of the site in the location formerly occupied by the landfill gas-to-energy facility. A new site entrance will be constructed, and the new access/haul road completed in 2020 will become the primary access to the cleanfill operating face.		
Name of Applicant/Sponsor: Martin Ballew - President, Islip Resource Recovery Agency (IRRA)		Telephone: 631-595-3500 E-Mail: mballew@islipny.gov
Address: 401 Main Street		
City/PO: Islip	State: NY	Zip Code: 11751
Project Contact (if not same as sponsor; give name and title/role):		Telephone: E-Mail:
Address:		
City/PO:	State:	Zip Code:
Property Owner (if not same as sponsor):		Telephone: E-Mail:
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)

Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Council, Town Board, <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No or Village Board of Trustees		
b. City, Town or Village <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Planning Board or Commission		
c. City, Town or <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Village Zoning Board of Appeals		
d. Other local agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Islip Resource Recovery Agency (IRRA)	
e. County agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
g. State agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	NYSDEC 6NYCRR Parts 360 and 363 regulations.	
h. Federal agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
i. Coastal Resources.		
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
(Note: * The Town's LWRP is limited to its south shore communities and does not include the project site.) *		
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
iii. Is the project site within a Coastal Erosion Hazard Area?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

C. Planning and Zoning

C.1. Planning and zoning actions.

Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? ☐ Yes ☒ No

- If Yes, complete sections C, F and G.
- If No, proceed to question C.2 and complete all remaining sections and questions in Part I

C.2. Adopted land use plans.

a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? ☐ Yes ☒ No

If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? ☐ Yes ☐ No

b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) ☒ Yes ☐ No

If Yes, identify the plan(s):

The project is located within New York State's Long Island North Shore Heritage Area, but is near its southern boundary.

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? ☐ Yes ☒ No

If Yes, identify the plan(s):

C.3. Zoning	
a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. If Yes, what is the zoning classification(s) including any applicable overlay district? <u>Residential</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
b. Is the use permitted or allowed by a special or conditional use permit?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
c. Is a zoning change requested as part of the proposed action? If Yes, i. What is the proposed new zoning for the site? _____	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
C.4. Existing community services.	
a. In what school district is the project site located? <u>Hauppauge Union Free School District</u>	
b. What police or other public protection forces serve the project site? <u>Suffolk County Police Department 4th Precinct</u>	
c. Which fire protection and emergency medical services serve the project site? <u>Hauppauge Volunteer Fire Department</u>	
d. What parks serve the project site? <u>Not applicable to this project.</u>	

D. Project Details

D.1. Proposed and Potential Development	
a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Construction of existing municipally-owned cleanfill landfill within the same landfill complex area.	
b. a. Total acreage of the site of the proposed action? _____	7 acres
b. Total acreage to be physically disturbed? _____	8 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____	109 acres
c. Is the proposed action an expansion of an existing project or use? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % _____ Units: _____	
d. Is the proposed action a subdivision, or does it include a subdivision? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes, i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) _____	
ii. Is a cluster/conservation layout proposed? <input type="checkbox"/> Yes <input type="checkbox"/> No	
iii. Number of lots proposed? _____	
iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____	
e. Will the proposed action be constructed in multiple phases? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
i. If No, anticipated period of construction: _____ 12 months	
ii. If Yes:	
• Total number of phases anticipated _____	
• Anticipated commencement date of phase 1 (including demolition) _____ month _____ year	
• Anticipated completion date of final phase _____ month _____ year	
• Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____	

f. Does the project include new residential uses? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
If Yes, show numbers of units proposed.				
	<u>One Family</u>	<u>Two Family</u>	<u>Three Family</u>	<u>Multiple Family (four or more)</u>
Initial Phase	_____	_____	_____	_____
At completion	_____	_____	_____	_____
of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes,	
i. Total number of structures _____	
ii. Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length	
iii. Approximate extent of building space to be heated or cooled: _____ square feet	

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes, (Note: Leachate from Phase 3 will be directed to existing leachate storage tanks at the complex.)	
i. Purpose of the impoundment: _____	
ii. If a water impoundment, the principal source of the water: <input type="checkbox"/> Ground water <input type="checkbox"/> Surface water streams <input type="checkbox"/> Other specify: _____	
iii. If other than water, identify the type of impounded/contained liquids and their source. _____	
iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres	
v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length	
vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____	

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
(Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)	
If Yes:	
i. What is the purpose of the excavation or dredging? _____	
ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?	
• Volume (specify tons or cubic yards): _____	
• Over what duration of time? _____	
iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them. _____	
iv. Will there be onsite dewatering or processing of excavated materials? <input type="checkbox"/> Yes <input type="checkbox"/> No	
If yes, describe. _____	
v. What is the total area to be dredged or excavated? _____ acres	
vi. What is the maximum area to be worked at any one time? _____ acres	
vii. What would be the maximum depth of excavation or dredging? _____ feet	
viii. Will the excavation require blasting? <input type="checkbox"/> Yes <input type="checkbox"/> No	
ix. Summarize site reclamation goals and plan: _____	

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes: (Note: There are no wetlands or surface water bodies in the vicinity of the landfill complex.)	
i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____	

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

iii. Will the proposed action cause or result in disturbance to bottom sediments?

☐ Yes ☐ No

If Yes, describe: _____

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation?

☐ Yes ☐ No

If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

c. Will the proposed action use, or create a new demand for water?

☐ Yes ☒ No

If Yes:

i. Total anticipated water usage/demand per day: _____ gallons/day

ii. Will the proposed action obtain water from an existing public water supply?

☐ Yes ☐ No

If Yes:

- Name of district or service area: _____
- Does the existing public water supply have capacity to serve the proposal? ☐ Yes ☐ No
- Is the project site in the existing district? ☐ Yes ☐ No
- Is expansion of the district needed? ☐ Yes ☐ No
- Do existing lines serve the project site? ☐ Yes ☐ No

iii. Will line extension within an existing district be necessary to supply the project?

☐ Yes ☐ No

If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____
- Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site?

☐ Yes ☐ No

If Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes?

☒ Yes ☐ No

If Yes:

i. Total anticipated liquid waste generation per day: 12,200 gallons/day (Estimate based existing records for Phases 1 & 2)

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____

Landfill leachate (Rainwater percolated through the cleanfill. Treated at an off-site private facility prior to discharge to County sewer system.)

iii. Will the proposed action use any existing public wastewater treatment facilities?

☒ Yes ☐ No

If Yes:

- Name of wastewater treatment plant to be used: Suffolk County Bergin Point WWTP (After treatment at Clear Flo Technologies, Inc.)
- Name of district: Southwest (SD #3)
- Does the existing wastewater treatment plant have capacity to serve the project? ☒ Yes ☐ No
- Is the project site in the existing district? ☐ Yes ☒ No
- Is expansion of the district needed? ☐ Yes ☒ No

<ul style="list-style-type: none"> • Do existing sewer lines serve the project site? _____ • Will a line extension within an existing district be necessary to serve the project? _____ <p>If Yes:</p> <ul style="list-style-type: none"> • Describe extensions or capacity expansions proposed to serve this project: _____ 	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? _____	
If Yes: <ul style="list-style-type: none"> • Applicant/sponsor for new district: _____ • Date application submitted or anticipated: _____ • What is the receiving water for the wastewater discharge? _____ 	
v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans): _____	
vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____	
e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? _____	
If Yes: <ul style="list-style-type: none"> i. How much impervious surface will the project create in relation to total size of project parcel? _____ Square feet or _____ acres (impervious surface) _____ Square feet or _____ acres (parcel size) ii. Describe types of new point sources. _____ iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)? _____ 	
• If to surface waters, identify receiving water bodies or wetlands: _____	
• Will stormwater runoff flow to adjacent properties? _____	
iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? _____	
f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? _____	
If Yes, identify: <ul style="list-style-type: none"> i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles) Construction and Demolition Debris delivery vehicles and heavy equipment. Both are anticipated to be similar to current operations. ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers) None iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation) Process emissions. (The landfill gas collection system for the Phase 3 cleanfill will be connected to the new flare system serving Phases 1-3.) 	
g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? _____ (Note: The facility already has a NYSDEC Title V air permit.)	
If Yes: <ul style="list-style-type: none"> i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) _____ ii. In addition to emissions as calculated in the application, the project will generate: (Note: All emissions are accounted for in the facility's existing air permit.) <ul style="list-style-type: none"> • _____ 0 Tons/year (short tons) of Carbon Dioxide (CO₂) • _____ 0 Tons/year (short tons) of Nitrous Oxide (N₂O) • _____ 0 Tons/year (short tons) of Perfluorocarbons (PFCs) • _____ 0 Tons/year (short tons) of Sulfur Hexafluoride (SF₆) • _____ 0 Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs) • _____ 0 Tons/year (short tons) of Hazardous Air Pollutants (HAPs) 	

<p>h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Estimate methane generation in tons/year (metric): <u>150</u></p> <p>ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): <u>The Phase 3 cleanfill will be equipped with an active methane gas collection system. The gas will be directed to the new flare where it will undergo thermal destruction.</u></p>			
<p>i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust):</p> <p style="margin-left: 20px;">Minor emissions of diesel exhaust from operating equipment during normal business hours, consistent with current operations. Dust is controlled by surface application of water. Fugitive gas emissions are controlled by the active gas collection system which draws the landfill gas to the flare.</p>			
<p>j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. When is the peak traffic expected (Check all that apply): <input type="checkbox"/> Morning <input type="checkbox"/> Evening <input type="checkbox"/> Weekend</p> <p style="margin-left: 20px;"><input type="checkbox"/> Randomly between hours of _____ to _____.</p> <p>ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____</p> <p>iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____</p> <p>iv. Does the proposed action include any shared use parking? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____</p> <p>vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>			
<p>k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Estimate annual electricity demand during operation of the proposed action: _____</p> <p>ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____</p> <p>iii. Will the proposed action require a new, or an upgrade, to an existing substation? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>			
<p>l. Hours of operation. Answer all items which apply.</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> <p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: <u>7am - 3pm</u> • Saturday: _____ • Sunday: _____ • Holidays: _____ </td> <td style="width: 50%; vertical-align: top;"> <p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: <u>7am - 3pm</u> • Saturday: <u>8am - 1pm</u> • Sunday: _____ • Holidays: _____ </td> </tr> </table>		<p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: <u>7am - 3pm</u> • Saturday: _____ • Sunday: _____ • Holidays: _____ 	<p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: <u>7am - 3pm</u> • Saturday: <u>8am - 1pm</u> • Sunday: _____ • Holidays: _____
<p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: <u>7am - 3pm</u> • Saturday: _____ • Sunday: _____ • Holidays: _____ 	<p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: <u>7am - 3pm</u> • Saturday: <u>8am - 1pm</u> • Sunday: _____ • Holidays: _____ 		

<p>m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? (Note: Since operations will be the same, noise levels are anticipated to be similar to current noise levels.)</p> <p>If yes:</p> <p>i. Provide details including sources, time of day and duration:</p> <p>_____</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<p>ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen?</p> <p>Describe: _____</p>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<p>n. Will the proposed action have outdoor lighting? (Note: The facility operates during normal daytime business hours.)</p> <p>If yes:</p> <p>i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:</p> <p>_____</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<p>ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen?</p> <p>Describe: _____</p>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<p>o. Does the proposed action have the potential to produce odors for more than one hour per day?</p> <p>If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____</p> <p><u>Potential odors associated with fugitive emissions of landfill gas are possible, but based on existing operations are rare occurrences since emissions are mitigated by the active gas control system. The nearest structure (a barn) is approximately 750 ft from the Proposed Phase 3.</u></p>	
<p>p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage?</p> <p>If Yes:</p> <p>i. Product(s) to be stored _____</p> <p>ii. Volume(s) _____ per unit time _____ (e.g., month, year)</p> <p>iii. Generally, describe the proposed storage facilities: _____</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<p>q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation?</p> <p>If Yes:</p> <p>i. Describe proposed treatment(s):</p> <p>_____</p> <p>_____</p> <p>_____</p>	
<p>ii. Will the proposed action use Integrated Pest Management Practices?</p>	
<input type="checkbox"/> Yes <input type="checkbox"/> No	
<p>r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)?</p> <p>If Yes:</p> <p>i. Describe any solid waste(s) to be generated during construction or operation of the facility:</p> <ul style="list-style-type: none"> • Construction: _____ Estimated up to 10 tons per _____ during construction (unit of time) • Operation : _____ 43,000 (disposed at site) tons per _____ year (unit of time) <p>ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:</p> <ul style="list-style-type: none"> • Construction: <u>Materials removed for construction will be recycled to the extent feasible.</u> • Operation: _____ <p>iii. Proposed disposal methods/facilities for solid waste generated on-site:</p> <ul style="list-style-type: none"> • Construction: <u>Non-recycled C&D debris materials will be disposed of in the on-site Phase 2 cleanfill landfill. The contractor will be responsible for the proper disposal of other solid waste.</u> • Operation: <u>Non-recycled C&D debris materials will be disposed of in the new Phase 3 cleanfill landfill. Other types of solid waste generated on-site will be disposed of as part of the facility's solid waste pick up.</u> 	
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

s. Does the proposed action include construction or modification of a solid waste management facility? ☒ Yes ☐ No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): Cleanfill landfill within existing landfill complex, in accordance with NYSDEC regulations.

ii. Anticipated rate of disposal/processing:

- 3,600 Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: Phase 3 provides 19 additional years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? ☐ Yes ☒ No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? ☐ Yes ☐ No

If Yes: provide name and location of facility: _____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility: _____

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

☐ Urban ☐ Industrial ☐ Commercial ☒ Residential (suburban) ☐ Rural (non-farm)

☐ Forest ☐ Agriculture ☐ Aquatic ☒ Other (specify): Project site is existing landfill complex, surrounding land is residential.

ii. If mix of uses, generally describe: _____

b. Land uses and covertypes on the project site.

Land use or Covertypes	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces			
• Forested			
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)			
• Agricultural (includes active orchards, field, greenhouse etc.)			
• Surface water features (lakes, ponds, streams, rivers, etc.)			
• Wetlands (freshwater or tidal)			
• Non-vegetated (bare rock, earth or fill)			
• Other Describe: <u>Phase 3 cleanfill landfill in area between Phase 1&2 cleanfill and MSW landfill</u>	0	7	7

<p>c. Is the project site presently used by members of the community for public recreation? i. If Yes: explain: _____</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<p>d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? If Yes, i. Identify Facilities: <u>The Gersh Academy for Students on the Autism Spectrum is located on the west side of Hoffman Lane, across from the existing cleanfill landfill.</u> <u>The Opportunity Pre-School (privately operated) is located north of the landfill complex.</u></p>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<p>e. Does the project site contain an existing dam? If Yes: i. Dimensions of the dam and impoundment: • Dam height: _____ feet • Dam length: _____ feet • Surface area: _____ acres • Volume impounded: _____ gallons OR acre-feet ii. Dam's existing hazard classification: _____ iii. Provide date and summarize results of last inspection: _____ _____</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<p>f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? If Yes: i. Has the facility been formally closed? • If yes, cite sources/documentation: <u>IRRA capped 15 acres of the cleanfill in 2020. The MSW landfill was capped in 1993.</u> ii. Describe the location of the project site relative to the boundaries of the solid waste management facility: <u>The Phase 3 cleanfill landfill will be within and between the footprints of the existing cleanfill Phases 1 & 2 and the capped MSW Landfill.</u> iii. Describe any development constraints due to the prior solid waste activities: _____ <u>NYSDEC approval per the 6NYCRR Parts 360 and 363 regulations.</u></p>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<p>g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? If Yes: i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred: <u>The adjacent closed and capped MSW landfill was subject to a NYSDEC order on consent for alleged disposal of hazardous wastes. The MSW landfill was capped in 1993. Remediation of a ground water plume from the MSW landfill is ongoing.</u></p>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<p>h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? If Yes: i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: <input checked="" type="checkbox"/> Yes – Spills Incidents database <input checked="" type="checkbox"/> Yes – Environmental Site Remediation database <input type="checkbox"/> Neither database Provide DEC ID number(s): <u>2107302</u> Provide DEC ID number(s): <u>152002</u> ii. If site has been subject of RCRA corrective activities, describe control measures: _____ <u>Not applicable.</u> iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? If yes, provide DEC ID number(s): <u>152002</u> iv. If yes to (i), (ii) or (iii) above, describe current status of site(s): <u>DEC reported spill # 2107302, closed 11/8/2021. DEC Site 152002 - Blydenburgh Landfill, - Capped and Closed</u></p>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

v. Is the project site subject to an institutional control limiting property uses? ☒ Yes ☐ No

- If yes, DEC site ID number: DEC Site 152002 (MSW Landfill)
- Describe the type of institutional control (e.g., deed restriction or easement): Deed restriction for MSW landfill.
- Describe any use limitations: NYSDEC approval required prior to development or use of groundwater.
- Describe any engineering controls: Fencing, active gas control, leachate collection, groundwater plume remediation.
- Will the project affect the institutional or engineering controls in place? ☐ Yes ☒ No
- Explain: The Phase 3 liner system will "piggy back" onto a side slope of the closed and capped MSW landfill, but its cap will not be disturbed. Abandonment of three MSW leachate collection manholes in the Phase 3 area is being performed with NYSDEC approval.

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? 1,500 feet

b. Are there bedrock outcroppings on the project site? ☐ Yes ☒ No
If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %

c. Predominant soil type(s) present on project site:

Made Land	<u>21.1</u> %
Plymouth Loamy Coarse Sand	<u>75.9</u> %
Riverhead Sandy Loam	<u>3.0</u> %

d. What is the average depth to the water table on the project site? Average: 42 feet

e. Drainage status of project site soils: ☒ Well Drained: 100 % of site
☐ Moderately Well Drained: _____ % of site
☐ Poorly Drained: _____ % of site

f. Approximate proportion of proposed action site with slopes: ☒ 0-10%: 15 % of site
☐ 10-15%: _____ % of site
☒ 15% or greater: 85 % of site (Landfill side-slopes)

g. Are there any unique geologic features on the project site? ☐ Yes ☒ No
If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? ☐ Yes ☒ No

ii. Do any wetlands or other waterbodies adjoin the project site? ☐ Yes ☒ No
If Yes to either i or ii, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? ☐ Yes ☐ No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

Streams:	Name _____	Classification _____
Lakes or Ponds:	Name _____	Classification _____
Wetlands:	Name _____	Approximate Size _____
Wetland No. (if regulated by DEC)	_____	

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? ☐ Yes ☐ No
If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? ☐ Yes ☒ No

j. Is the project site in the 100-year Floodplain? ☐ Yes ☒ No

k. Is the project site in the 500-year Floodplain? ☐ Yes ☒ No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? ☒ Yes ☐ No
If Yes:

i. Name of aquifer: Nassau-Suffolk Sole-Source Aquifer (Shallowest is Upper Glacial Aquifer)

<p>m. Identify the predominant wildlife species that occupy or use the project site: _____</p> <p>None known, active landfill site. _____</p> <p>_____</p>	
<p>n. Does the project site contain a designated significant natural community? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Describe the habitat/community (composition, function, and basis for designation): _____</p> <p>ii. Source(s) of description or evaluation: _____</p> <p>iii. Extent of community/habitat:</p> <ul style="list-style-type: none"> • Currently: _____ acres • Following completion of project as proposed: _____ acres • Gain or loss (indicate + or -): _____ acres 	
<p>o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes: (Note: Although the surrounding area is mapped as Northern Long-Eared Bat habitat, there are no stands of trees on the project site.)</p> <p>i. Species and listing (endangered or threatened): _____</p> <p>_____</p>	
<p>p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Species and listing: _____</p> <p>_____</p>	
<p>q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If yes, give a brief description of how the proposed action may affect that use: _____</p> <p>_____</p>	
<p>E.3. Designated Public Resources On or Near Project Site</p>	
<p>a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes, provide county plus district name/number: _____</p>	
<p>b. Are agricultural lands consisting of highly productive soils present? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>i. If Yes: acreage(s) on project site? _____</p> <p>ii. Source(s) of soil rating(s): _____</p>	
<p>c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Nature of the natural landmark: <input type="checkbox"/> Biological Community <input type="checkbox"/> Geological Feature</p> <p>ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____</p> <p>_____</p>	
<p>d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. CEA name: _____</p> <p>ii. Basis for designation: _____</p> <p>iii. Designating agency and date: _____</p>	

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes: <ul style="list-style-type: none"> i. Nature of historic/archaeological resource: <input type="checkbox"/> Archaeological Site <input type="checkbox"/> Historic Building or District ii. Name: _____ iii. Brief description of attributes on which listing is based: _____ 	
f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (Note: The landfill complex is located within an CRIS archeological buffer area, but these resources are not present at the complex.)	
g. Have additional archaeological or historic site(s) or resources been identified on the project site? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes: <ul style="list-style-type: none"> i. Describe possible resource(s): _____ ii. Basis for identification: _____ 	
h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes: <ul style="list-style-type: none"> i. Identify resource: <u>Lakeland County Park on Johnson Avenue in Islandia, NY (South of Long Island Expressway)</u> ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): <u>Local passive-use park with wooded walking trails.</u> iii. Distance between project and resource: <u>2.7</u> miles. 	
i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes: <ul style="list-style-type: none"> i. Identify the name of the river and its designation: _____ ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? <input type="checkbox"/> Yes <input type="checkbox"/> No 	

F. Additional Information (See attached Section F for Additional Information)

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name Martin Bellew

Date

11/25/22

Signature

Martin Bellew

Title

President, IRRRA

SECTION F

ADDITIONAL INFORMATION

- Figure 1 – Blydenburgh Road Cleanfill Landfill Location Map
- Figure 2 – Blydenburgh Road Cleanfill Landfill Site Plan
- EAF Mapper Summary Report for the Site

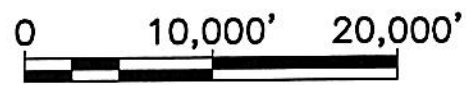
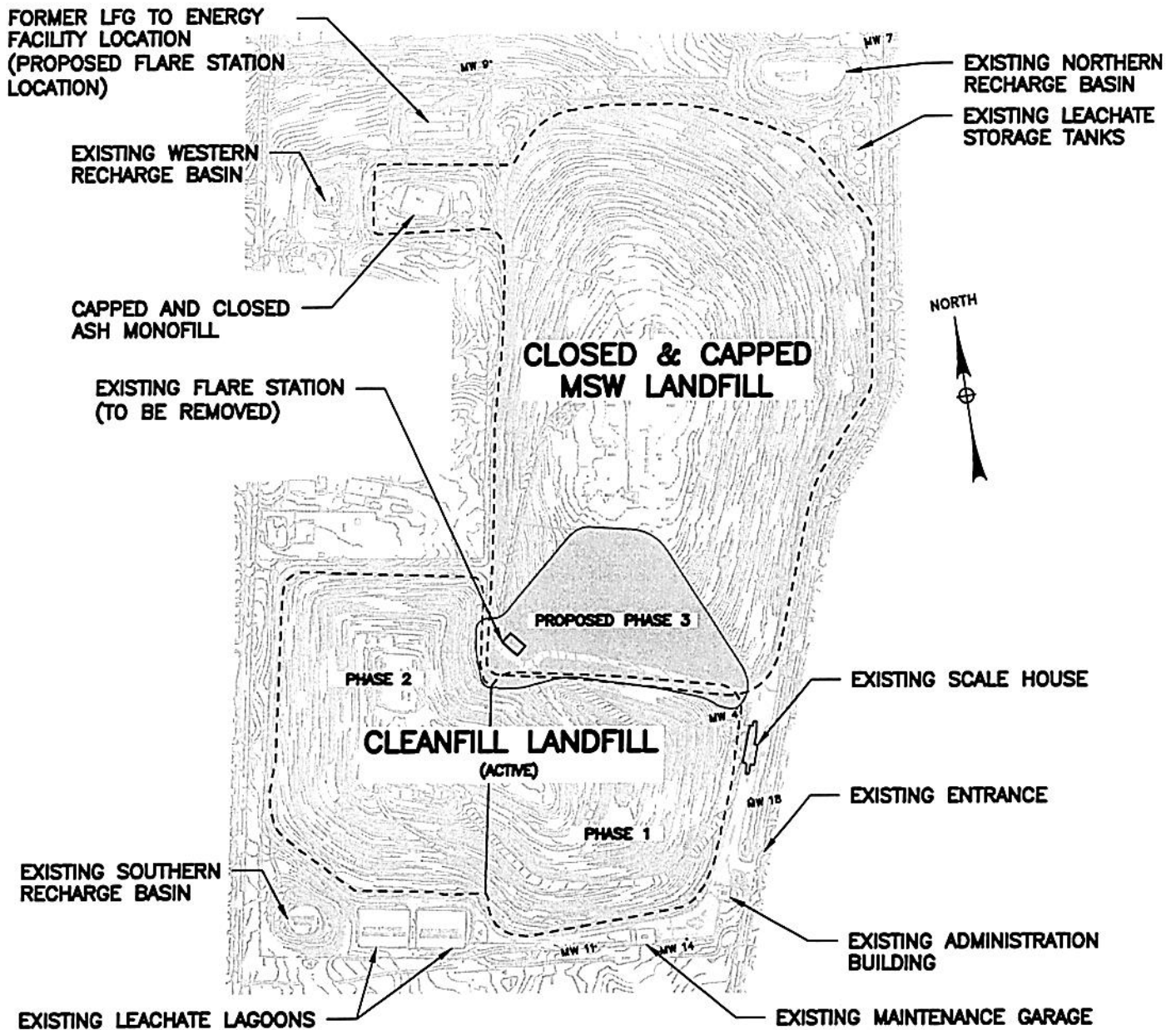


FIGURE 1



LEGEND:

- PERIMETER ROADWAY
- LINER/CAP LIMIT
- LIMITS OF PROPOSED PHASE 3 CLEAN FILL
- SCALE HOUSE
- FENCING
- GROUNDWATER MONITORING WELL(S)

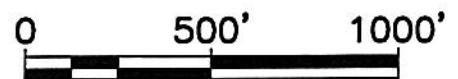
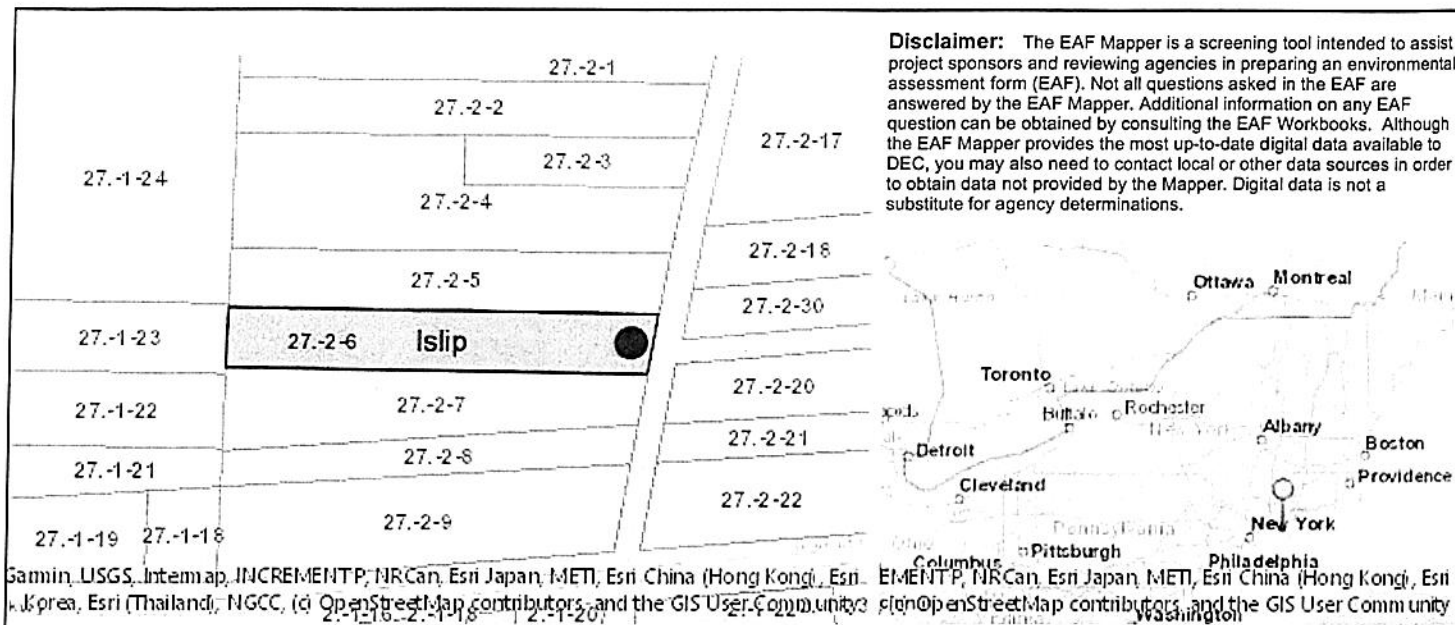


FIGURE 2

EAF Mapper Summary Report

Wednesday, September 7, 2022 11:52 AM



B.i.i [Coastal or Waterfront Area]	No
B.i.ii [Local Waterfront Revitalization Area]	No
C.2.b. [Special Planning District]	Yes - Digital mapping data are not available for all Special Planning Districts. Refer to EAF Workbook.
C.2.b. [Special Planning District - Name]	Remediation Sites:152002, NYS Heritage Areas:LI North Shore Heritage Area
E.1.h [DEC Spills or Remediation Site - Potential Contamination History]	Yes - Digital mapping data for Spills Incidents are not available for this location. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Listed]	Yes
E.1.h.i [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Yes
E.1.h.i [DEC Spills or Remediation Site - DEC ID Number]	152002
E.1.h.iii [Within 2,000' of DEC Remediation Site]	Yes
E.1.h.iii [Within 2,000' of DEC Remediation Site - DEC ID]	152002
E.2.g [Unique Geologic Features]	No
E.2.h.i [Surface Water Features]	No
E.2.h.ii [Surface Water Features]	No
E.2.h.iii [Surface Water Features]	No
E.2.h.v [Impaired Water Bodies]	No
E.2.i. [Floodway]	No
E.2.j. [100 Year Floodplain]	No
E.2.k. [500 Year Floodplain]	No

E.2.i. [Aquifers]	Yes
E.2.i. [Aquifer Names]	Sole Source Aquifer Names:Nassau-Suffolk SSA
E.2.n. [Natural Communities]	No
E.2.o. [Endangered or Threatened Species]	Yes
E.2.o. [Endangered or Threatened Species - Name]	Northern Long-eared Bat
E.2.p. [Rare Plants or Animals]	No
E.3.a. [Agricultural District]	No
E.3.c. [National Natural Landmark]	No
E.3.d [Critical Environmental Area]	No
E.3.e. [National or State Register of Historic Places or State Eligible Sites]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.3.f. [Archeological Sites]	Yes
E.3.i. [Designated River Corridor]	No

Project: _____

Date: _____

Short Environmental Assessment Form

Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

- ☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
- ☒ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

 Name of Lead Agency
Mart Bellow
 Print or Type Name of Responsible Officer in Lead Agency
MARTIN BELLOW
 Signature of Responsible Officer in Lead Agency

11/29/22

 Date
PRESIDENT LRRA
 Title of Responsible Officer

 Signature of Preparer (if different from Responsible Officer)

Full Environmental Assessment Form
Part 2 - Identification of Potential Project Impacts

Agency Use Only [If applicable]
 Project : _____
 Date : _____

Part 2 is to be completed by the lead agency. Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

If the lead agency is a state agency and the action is in any Coastal Area, complete the Coastal Assessment Form before proceeding with this assessment.

Tips for completing Part 2:

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer "Yes" to a numbered question, please complete all the questions that follow in that section.
- If you answer "No" to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box "Moderate to large impact may occur."
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the "whole action".
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

1. Impact on Land Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1) <i>If "Yes", answer questions a - j. If "No", move on to Section 2.</i> <div style="text-align: right;"> <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES </div>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may involve construction on land where depth to water table is less than 3 feet. Average depth to water is 42 feet.	E2d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
No impacts to existing landfill side-slopes are anticipated. b. The proposed action may involve construction on slopes of 15% or greater.	E2f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface. Depth to bedrock is 1,500 feet.	E2a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material. Phase 3 will be built mostly on the existing landfill surface.	D2a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may involve construction that continues for more than one year or in multiple phases. Anticipated period of construction is 12 months.	D1e	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Landfill side-slopes will be maintained, and erosion controlled during construction. f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Project is not located in a Coastal Erosion hazard area. g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

2. Impact on Geological Features

The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g) **These resources are not present on or near the project site.**
If "Yes", answer questions a - c. If "No", move on to Section 3.

☒ NO☐ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached: _____	E2g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark. Specific feature: _____	E3c	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

3. Impacts on Surface Water

The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h)
If "Yes", answer questions a - l. If "No", move on to Section 4. **There are no SW resources on or near the site.**

☒ NO☐ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e	<input type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h	<input type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h	<input type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d	<input type="checkbox"/>	<input type="checkbox"/>

I. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
----------------------------------	--	--------------------------	--------------------------

4. Impact on groundwater

The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer.

☐ NO

☒ YES

(See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t)

If "Yes", answer questions a - h. If "No", move on to Section 5.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells. No supply wells or water use involved.	D2c	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. No water use involved. Cite Source: _____	D2c	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may allow or result in residential uses in areas without water and sewer services. The project does not entail residential uses.	D1a, D2c	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. Leachate will still be collected and disposed of off-site at an approved facility. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated. No supply wells involved.	D2c, E1f, E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer. No PBS or CBS involved.	D2p, E2l	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources. This project does not involve the use of pesticides.	E2h, D2q, E2l, D2c	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: <u>The proposed Phase 3 cleanfill is not anticipated to impact groundwater because it will be double-lined and incorporated into the monitoring plan for the site. Also, the fill will consist primarily of inert materials.</u>		<input checked="" type="checkbox"/>	<input type="checkbox"/>

5. Impact on Flooding

The proposed action may result in development on lands subject to flooding.

☒ NO

☐ YES

(See Part 1. E.2) **The site and surrounding lands are not susceptible to flooding. The soils are well-drained.**

If "Yes", answer questions a - g. If "No", move on to Section 6.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in development in a designated floodway.	E2i	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in development within a 100 year floodplain.	E2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in development within a 500 year floodplain.	E2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	<input type="checkbox"/>	<input type="checkbox"/>
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	<input type="checkbox"/>	<input type="checkbox"/>

g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
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6. Impacts on Air The proposed action may include a state regulated air emission source. <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES (See Part 1. D.2.f., D.2.h, D.2.g) <i>If "Yes", answer questions a - f. If "No", move on to Section 7.</i> The facility already has a Title V air permit.			
*All emissions are accounted for in the facility's existing Title V permit. The flare facility will be relocated, but emissions are expected to remain unchanged. The EPA GHG tailoring rule was repealed and does not apply to landfills.	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels: i. More than 1000 tons/year of carbon dioxide (CO ₂) ii. More than 3.5 tons/year of nitrous oxide (N ₂ O) iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs) iv. More than .045 tons/year of sulfur hexafluoride (SF ₆) v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions vi. 43 tons/year or more of methane Methane will be destroyed in on-site flares.	D2g D2g D2g D2g D2g D2h	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour. The project does not entail burning of refuse.	D2s	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

7. Impact on Plants and Animals The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.) <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <i>If "Yes", answer questions a - j. If "No", move on to Section 8.</i> No R/T/E species occur on the landfill complex.			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2p	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.	E2p	<input type="checkbox"/>	<input type="checkbox"/>

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source: _____	E2n	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source: _____	E1b	<input type="checkbox"/>	<input type="checkbox"/>
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	<input type="checkbox"/>	<input type="checkbox"/>
j. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

8. Impact on Agricultural Resources

The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.)

☒ NO

☐ YES

If "Yes", answer questions a - h. If "No", move on to Section 9. No agricultural land exists at the landfill complex.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	E1 a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

9. Impact on Aesthetic Resources The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1. E.1.a, E.1.b, E.3.h.) The project is a continuation of current land use within an existing landfill complex. If "Yes", answer questions a - g. If "No", go to Section 10.			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>
f. There are similar projects visible within the following distance of the proposed project: 0-1/2 mile 1/2 -3 mile 3-5 mile 5+ mile	D1a, E1a, D1f, D1g	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

10. Impact on Historic and Archeological Resources The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.) The project is a continuation of current land use within an existing landfill complex. If "Yes", answer questions a - e. If "No", go to Section 11.			
		<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on the National or State Register of Historical Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places. No historic sites on or near project.	E3e	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory. Adjacent to buffer zone.	E3f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: <u>The project site is an existing landfill complex that has already been entirely disturbed.</u>	E3g	<input checked="" type="checkbox"/>	<input type="checkbox"/>

d. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>
If any of the above (a-d) are answered "Moderate to large impact may occur", continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	<input type="checkbox"/>	<input type="checkbox"/>
ii. The proposed action may result in the alteration of the property's setting or integrity.	E3e, E3f, E3g, E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.	E3e, E3f, E3g, E3h, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>

11. Impact on Open Space and Recreation The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1. C.2.c, E.1.c., E.2.q.) The project will occur entirely within an existing landfill complex. <i>If "Yes", answer questions a - e. If "No", go to Section 12.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b E2h, E2m, E2o, E2n, E2p	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c E1c, E2q	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c	<input type="checkbox"/>	<input type="checkbox"/>
e. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

12. Impact on Critical Environmental Areas The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d) <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES If "Yes", answer questions a - c. If "No", go to Section 13. There are no CEAs on or near the project site.			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

13. Impact on Transportation
The proposed action may result in a change to existing transportation systems. ☒ NO ☐ YES
(See Part 1, D.2.j) The project is a continuation of existing land use and will not change transportation systems.
If "Yes", answer questions a - f. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action will degrade existing transit access.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

14. Impact on Energy
The proposed action may cause an increase in the use of any form of energy. ☒ NO ☐ YES
(See Part 1, D.2.k) The project is a continuation of existing land use and will not result in increased energy use.
If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1g, D2k	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may utilize more than 2,500 MW/hrs per year of electricity.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	<input type="checkbox"/>	<input type="checkbox"/>
e. Other impacts: _____			

15. Impact on Noise, Odor, and Light
The proposed action may result in an increase in noise, odors, or outdoor lighting. ☒ NO ☐ YES
(See Part 1, D.2.m, n, and o) The project is a continuation of current land use on an existing landfill complex
If "Yes", answer questions a - f. If "No", go to Section 16, and will not increase noise, odor or light.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in routine odors for more than one hour per day.	D2o	<input type="checkbox"/>	<input type="checkbox"/>

d. The proposed action may result in light shining onto adjoining properties.	D2n	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

16. Impact on Human Health

The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1.D.2.q., E.1. d. f. g. and h.)

☐ NO

☒ YES

If "Yes", answer questions a - m. If "No", go to Section 17.

*Emissions are expected to remain unchanged. Operations, monitoring and reporting at the landfill complex, including the Phase 3 cleanfill, will continue to be performed per NYSDEC-approved plans.	Relevant Part I Question(s)	No, or * small impact may occur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	<input checked="" type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	<input checked="" type="checkbox"/>	<input type="checkbox"/>
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	<input checked="" type="checkbox"/>	<input type="checkbox"/>
m. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

17. Consistency with Community Plans The proposed action is not consistent with adopted land use plans. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1. C.1, C.2. and C.3.) The project is a continuation of current land use on an existing landfill complex <i>If "Yes", answer questions a - h. If "No", go to Section 18. and will not impact surrounding residences.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	<input type="checkbox"/>	<input type="checkbox"/>
h. Other: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

18. Consistency with Community Character The proposed project is inconsistent with the existing community character. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1. C.2, C.3, D.2, E.3) The project is a continuation of current land use at an existing landfill complex <i>If "Yes", answer questions a - g. If "No", proceed to Part 3. and will not impact the LI North Shore Heritage Area.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.	E3e, E3f, E3g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)	C4	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.	C2, E3	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

Full Environmental Assessment Form
Part 3 - Evaluation of the Magnitude and Importance of Project Impacts
and
Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

Reasons Supporting This Determination:

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

1. Impact on Land: No significant impact. Depth to water is 42 feet. Steep slopes are landfill side-slopes to be maintained. Depth to bedrock is 1,500 feet. Phase 3 cleanfill to be constructed on existing land surface. Construction period is 12 months. Project is not in coastal erosion hazard area.
2. Impact on Geological Features: No impact. These resources are not present in or near the project area.
3. Impacts on Surface Water: No impacts. There are no surface water resources on or near the site.
4. Impact on Groundwater: Potential to impact groundwater but risk is small due to benign nature of fill material, use of liner, and monitoring/reporting.
5. Impact on Flooding: No impact. The site and surrounding lands are not susceptible to flooding, and the soils are well-drained.
6. Impacts on Air: No new impacts. One flare will be relocated on-site but emissions will not change. The site already has a NYSDEC Title V air permit that accounts for all emissions. Methane generated by the landfill complex is destroyed in the on-site flares. There will be no burning of refuse.
7. Impact on Plants and Animals: No impact. These resources do not occur on or near the project site.
8. Impact on Agricultural Resources: No impact. Agricultural land is not present at the project site.
9. Impact on Aesthetic Resources: No impact. The project is a continuation of current land use within an existing landfill complex.
10. Impact on Historic and Archeological Resources: No significant impact. There are no historic buildings on or near the site. The entire site has been previously disturbed. The surrounding area is just an archeological buffer zone.
11. Impact on Open Space and Recreation: No impact. The project will occur entirely within an existing landfill complex.
12. Impact on Critical Environmental Areas: No impact. There are no Critical Environmental Areas on or near the project site.
13. Impact on Transportation: No impact. The project is a continuation of existing land use and will not change transportation systems.
14. Impact on Energy: No impact. The project is a continuation of an existing land use and will not result in increased energy use.
15. Impact on Noise, Odor and Light: No increases. The project is a continuation of current land use on an existing landfill complex.
16. Impact on Human Health: No significant impacts. Emissions are expected to remain unchanged. Operations, monitoring and reporting at the landfill complex, including the Phase 3 cleanfill, will continue to be performed per NYSDEC-approved plans.
17. Consistency with Community Plans: The project is consistent with adopted land use plans. The project is a continuation of current land use on an existing landfill complex, and will not impact surrounding residences.
18. Consistency with Community Character: The project is consistent with the existing community character. The project is a continuation of current land use at an existing landfill complex, and will not impact the NYSDEC Long Island North Shore Heritage Area.

Determination of Significance - Type 1 and Unlisted Actions

SEQR Status: ☒ Type 1 ☐ Unlisted

Identify portions of EAF completed for this Project: ☒ Part 1 ☒ Part 2 ☒ Part 3

Upon review of the information recorded on this EAF, as noted, plus this additional support information
First-hand knowledge of the site and proposed project.

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the
Islip Resource Recovery Agency as lead agency that:

☒ A. This project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, this negative declaration is issued.

☐ B. Although this project could have a significant adverse impact on the environment, that impact will be avoided or substantially mitigated because of the following conditions which will be required by the lead agency:

There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this conditioned negative declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6 NYCRR 617.7(d)).

☐ C. This Project may result in one or more significant adverse impacts on the environment, and an environmental impact statement must be prepared to further assess the impact(s) and possible mitigation and to explore alternatives to avoid or reduce those impacts. Accordingly, this positive declaration is issued.

Name of Action: IRRA Blydenburgh Road Cleanfill Landfill Phase 3 Infill

Name of Lead Agency: Islip Resource Recovery Agency

Name of Responsible Officer in Lead Agency: Martin Bellew

Title of Responsible Officer: President

Signature of Responsible Officer in Lead Agency: Martin Bellew

Date: 11/29/22

Signature of Preparer (if different from Responsible Officer)

Date:

For Further Information:

Contact Person: Anthony Varrichio, PE, Chief Engineer, IRRA

Address: 401 Main Street, Islip, NY 11751

Telephone Number: (631) 595-3630 ext. 1342

E-mail: avarrichio@islipny.gov

For Type 1 Actions and Conditioned Negative Declarations, a copy of this Notice is sent to:

Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of)

Other involved agencies (if any)

Applicant (if any)

Environmental Notice Bulletin: <http://www.dec.ny.gov/enb/enb.html>

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

No. 7

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Bid Awards.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

12/13/2022

- | | |
|--|-----------------------------|
| 1) Reject Gravel (1022-156) | Watral Brothers |
| 2) Galvanized Hardware (922-35) | East Islip Lumber Co. LLC |
| 3) New 2023 Model Year or Newer Mack Granite
GR64FR Hook Lift Truck (or Equal) (1022-222) | Gabrielli Truck Sales, Ltd. |

No: 1

BID ITEM: 1022-156 Reject Gravel

BID PRICE: See attached tabulation

LOWEST RESPONSIBLE BIDDER: Watral Brothers

COMPETITIVE BID: Yes, 10/26/22

BUDGET ACCOUNT NUMBER : DB.5110.41950

ANTICIPATED EXPENDITURE: \$25,000.00

DEPARTMENT: DPW

JUSTIFICATION OF NEED: Drainage Projects

EXPLANATION IF NOT LOW BIDDER:

Reject Gravel

Contract# 1022-156

Date: 10/26/22

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# DB.5110.41950 **Estimated Amount** \$25,000⁰⁰

Vendor	Amount
Watral Brothers Inc. 45 S. 4th Street Bay Shore, NY 11706	Bid
Prime Time Trucking Inc. 39A Park Lane Pl. Massapequa, NY 11758	
Atlas Rolloff Corp. 895 Essex St. Brooklyn, NY 11208	Bid

It is Recommended to Award to the Lowest Responsible Bidder as Indicated.

Commissioner

Concurs.

Signed by:

Michael Rand
Director

Nelly Smith
Senior Office Assistant

Reject Gravel		
CONTRACT # 1022-156	Atlas Rolloff Corp.	Watral Brothers, Inc.
A. 3/4" to 2" Diameter		
1. Delivered to DPW Yard		
Carleton Ave., C. Islip, NY	\$49.00/yd.	\$29.14/yd.
2. Picked Up at Bidders Plant	NA	\$29.14/yd.
B. 2" to 5" Diameter		
1. Delivered to DPW Yard		
Carleton Ave., C. Islip, NY	\$55.00/yd.	\$29.14/yd.
2. Picked Up at Bidders Plant	NA	\$29.14/yd.

December 13, 2022

WHEREAS, the Town solicited competitive bids for **Reject Gravel, Contract 1022-156**
and

WHEREAS, the bid was advertised and sealed bids were opened on October 26, 2022
and Watral Brothers Inc., 45 S. 4th Street, Bay Shore, NY 11706 submitted the lowest
responsible bid; and

WHEREAS, Watral Brothers, 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
Watral Brothers Inc., in the amount of various prices as per bid items A & B for two (2) years
from date of award with an option for two (2) one (1) year options under the same terms and
conditions.

Upon a vote being taken, the result was:

No: 2

BID ITEM: 922-35 Galvanized Hardware

BID PRICE: See Attached Tabulation

LOWEST RESPONSIBLE BIDDER: East Islip Lumber Co. LLC

COMPETITIVE BID: Yes, 10/20/22 (2nd Advertisement)

BUDGET ACCOUNT NUMBER : ~~H~~15-1650.3-1550 (\$10,00.00), A1650.4-1810 (\$3,000.00)
A7114.4-1810 (\$3,000.00)

ANTICIPATED EXPENDITURE: \$16,000.00

DEPARTMENT: Parks & Recreation

JUSTIFICATION OF NEED: to repair docks & park facilities where galvanized
hardware is needed.

EXPLANATION IF NOT LOW BIDDER: _____

PLEASE NOTE: This Bid was advertised twice. The first advertisement produced no bids. The second advertisement only one (1) responsive bidder.

Galvanized Hardware

Contract# 922-35

Date: 10/20/22 (2nd Adv.)

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#	Estimated Amount
Vendor	Amount
Freeport Marine Supply 47 W. Merrick Rd. Freeport, NY 11520	
Port Lumber 101 Kroemer Ave Riverhead, NY 11901	
Sea Spike 25 Linden Pl. PT. Jefferson, NY 11777	
East Islip Lumber 33 Wall St East Islip, NY 11730	BID

It is Recommended to Award to the Lowest Responsible Bidder as Indicated.

Commissioner Tom Owens Concurs.



Michael Rand
Director

Nelly Smith
Senior Office Assistant

GALVANIZED HARDWARE			
CONTRACT # 922-35			EAST ISLIP LUMBER
A. Hot Dipped Galvanized Bolts with Hex Nuts & Washers			
ITEM #	Size	Description	Unit Price
1	1/2" X 4"	Carriage	\$1.27/ea.
2	1/2" x 6"	Carriage	\$1.69/ea.
3	1/2" x 7"	Carriage	\$2.82/ea.
4	1/2" x 8"	Carriage	\$2.18/ea.
5	1/2" x 10"	Carriage	\$3.64/ea.
6	1/2" x 12"	Carriage	\$4.20/ea.
7	1/2" x 16"	Carriage	\$3.45/ea.
8	1/2" x 18"	Carriage	\$3.76/ea.
9	1/2" x 20"	Carriage	NO BID
10	1/2" x 22"	Carriage	NO BID
11	1/2" x 24"	Carriage	NO BID
12	5/8" x 4"	Carriage	\$2.69/ea.
13	5/8" x 6"	Carriage	\$3.15/ea.
14	5/8" x 8"	Carriage	\$5.13/ea.
15	5/8" x 10"	Carriage	NO BID
16	5/8" x 12"	Carriage	NO BID
17	5/8" x 14"	Carriage	NO BID
18	5/8" x 16"	Carriage	NO BID
19	5/8" x 18"	Carriage	NO BID
20	5/8" x 20"	Carriage	NO BID
21	5/8" x 22"	Carriage	NO BID
22	5/8" x 24"	Carriage	NO BID
B. Threaded Rod 6" Thread Bolt Ends w/ 2 Nuts & 2 Dock Washers Cut Thread, Hot Dipped Galvanized			
ITEM #	Size	Description	Unit Price
1	3/4" x 8'	Threaded Rod 6" Thread Bolt Ends w/ 2 Nuts & 2 Washers Cut Thread	NO BID
2	3/4" x 10'	Threaded Rod 6" Thread Bolt Ends w/ 2 Nuts & 2 Washers Cut Thread	NO BID
3	3/4" x 12'	Threaded Rod 6" Thread Bolt Ends w/ 2 Nuts & 2 Washers Cut Thread	NO BID
4	3/4" x 14'	Threaded Rod 6" Thread Bolt Ends w/ 2 Nuts & 2 Washers Cut Thread	NO BID
5	3/4" x 16'	Threaded Rod 6" Thread Bolt Ends w/ 2 Nuts & 2 Washers Cut Thread	NO BID
6	1" x 12'	Threaded Rod 6" Thread Bolt Ends w/ 2 Nuts & 2 Washers Cut Thread	NO BID
7	1" x 8'	Threaded Rod 6" Thread Bolt Ends w/ 2 Nuts & 2 Washers Cut Thread	NO BID
8	1" x 10'	Threaded Rod 6" Thread Bolt Ends w/ 2 Nuts & 2 Washers Cut Thread	NO BID
9	1" x 14'	Threaded Rod 6" Thread Bolt Ends w/ 2 Nuts & 2 Washers Cut Thread	NO BID

GALVANIZED HARDWARE			
CONTRACT # 922-35			EAST ISLIP LUMBER
B.Threaded Rod 6" Thread Bolt Ends w/ 2 Nuts & 2 Dock Washers Cut Thread, Hot Dipped Galvanized			
ITEM #	Size	Description	Unit Price
10	1" x16'	Threaded Rod 6"Thread Bolt Ends w/ 2 Nuts & 2 Washers Cut Thread	NO BID
11	1" x 19'	Threaded Rod 6"Thread Bolt Ends w/ 2 Nuts & 2 Washers Cut Thread	NO BID
12	1" x 20'	Threaded Rod 6"Thread Bolt Ends w/ 2 Nuts & 2 Washers Cut Thread	NO BID
C. Hot Dipped Galvanized Shoulder Nut Eye Bolts w/ Nuts & Washers			
ITEM #	Size	Description	Unit Price
1	1/2" x 6"	Shoulder Nut Eye Bolt w/ Nuts & Washers	\$9.50/ea.
2	1/2" x 4"	Shoulder Nut Eye Bolt w/ Nuts & Washers	NO BID
3	1/2" x 12"	Shoulder Nut Eye Bolt w/ Nuts & Washers	NO BID
D. Proof Coil Chain, Hot Dipped Galvanized Welded			
ITEM #	Size	Description	Unit Price
1	1/4" x 1000'	Proof Coil Chain, Hot Dipped Galvanized Welded	NO BID
2	1/4" x 141'	Proof Coil Chain, Hot Dipped Galvanized Welded	NO BID
E. Timber Bolts with Hex Nuts and Washers Hot Dipped Galvanized			
ITEM #	Size	Description	Unit Price
1	5/8" x 4"	Timber Bolts w/ Hex nuts and Washers	NO BID
2	5/8" x 6"	Timber Bolts w/ Hex nuts and Washers	NO BID
3	5/8" X 10"	Timber Bolts w/ Hex nuts and Washers	\$5.14/ea.
4	5/8" x 12"	Timber Bolts w/ Hex nuts and Washers	\$5.74/ea.
5	5/8" x 14"	Timber Bolts w/ Hex nuts and Washers	\$6.34/ea.
6	5/8" x 16"	Timber Bolts w/ Hex nuts and Washers	\$6.97/ea.
7	5/8" x 18"	Timber Bolts w/ Hex nuts and Washers	NO BID
8	5/8" x 20"	Timber Bolts w/ Hex nuts and Washers	NO BID
9	5/8" x 22"	Timber Bolts w/ Hex nuts and Washers	NO BID
10	5/8" x 24"	Timber Bolts w/ Hex nuts and Washers	NO BID
11	3/4" x 4"	Timber Bolts w/ Hex nuts and Washers	NO BID
12	3/4" x 6"	Timber Bolts w/ Hex nuts and Washers	NO BID
13	3/4" x 8"	Timber Bolts w/ Hex nuts and Washers	\$6.86/ea.
14	3/4" x 10"	Timber Bolts w/ Hex nuts and Washers	\$7.63/ea.
15	3/4" x 12"	Timber Bolts w/ Hex nuts and Washers	\$8.66/ea.
16	3/4" x 14"	Timber Bolts w/ Hex nuts and Washers	\$9.54/ea.
17	3/4" x 16"	Timber Bolts w/ Hex nuts and Washers	\$10.62/ea.
18	3/4" x 18"	Timber Bolts w/ Hex nuts and Washers	\$11.62/ea.
19	3/4" x 20"	Timber Bolts w/ Hex nuts and Washers	\$12.25/ea.
20	3/4" x 22"	Timber Bolts w/ Hex nuts and Washers	NO BID
21	3/4" x 24"	Timber Bolts w/ Hex nuts and Washers	NO BID
22	1/2" x 4"	Timber Bolts w/ Hex nuts and Washers	NO BID
23	1/2" x 6"	Timber Bolts w/ Hex nuts and Washers	\$2.54/ea.

GALVANIZED HARDWARE		
CONTRACT # 922-35		EAST ISLIP LUMBER

E. Timber Bolts with Hex Nuts and Washers Hot Dipped Galvanized

ITEM #	Size	Description	Unit Price
24	1/2" x 7"	Timber Bolts w/ Hex nuts and Washers	NO BID
25	1/2" x 8"	Timber Bolts w/ Hex nuts and Washers	\$2.85/ea.
26	1/2" x 10"	Timber Bolts w/ Hex nuts and Washers	\$3.15/ea.
27	1/2" x 12"	Timber Bolts w/ Hex nuts and Washers	\$3.55/ea.
28	1/2" x 14"	Timber Bolts w/ Hex nuts and Washers	\$3.66/ea.
29	1/2" x 16"	Timber Bolts w/ Hex nuts and Washers	NO BID
30	1/2" x 18"	Timber Bolts w/ Hex nuts and Washers	NO BID
31	1/2" x 20"	Timber Bolts w/ Hex nuts and Washers	NO BID
32	1/2" x 22"	Timber Bolts w/ Hex nuts and Washers	NO BID
33	1/2" x 24"	Timber Bolts w/ Hex nuts and Washers	NO BID

F. Nails- Hot Dipped Galvanized

ITEM #	Size	Description	Unit Price
1	8	Nails- Hot dipped Galvanized	\$142.00/50# box
2	10	Nails- Hot dipped Galvanized	\$142.00/50# box
3	16	Nails- Hot dipped Galvanized	\$142.00/50# box
4	20	Nails- Hot dipped Galvanized	\$142.00/50# box
5	40	Nails- Hot dipped Galvanized	\$135.00/50# box
6	60	Nails- Hot dipped Galvanized	\$135.00/50# box

G. Hot Dipped Galvanized Lag Bolts with Washer

ITEM #	Size	Description	Unit Price
1	5/16" x 2 1/2"	Hot Dipped Galvanized Lag Bolts w/ Washers	\$.44/ea.
2	3/8" x 6"	Hot Dipped Galvanized Lag Bolts w/ Washers	\$1.05/ea.
3	3/8" x 8"	Hot Dipped Galvanized Lag Bolts w/ Washers	\$1.05/ea.

December 13, 2022

WHEREAS, the Town solicited competitive bids for the purchase of **Galvanized Hardware, Contract # 922-35**; and

WHEREAS, the bid was advertised twice and sealed bids were opened on October 20, 2022 and East Islip Lumber, 33 Wall St., East Islip, NY 11730 submitted the only bid; and

WHEREAS, East Islip Lumber 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 East Islip Lumber for the following items: A:1 - 8, 12 -14; C:1; E:3-6, 13-19,23, 25 - 28; F:1 - 6; G: 1-3 listed on the attached tabulation for one (1) year from date of award.

Upon a vote being taken, the result was:

No: # 3

BID ITEM: 1022-222 New 2023 Model Year Mack Granite GR64FR Hook Lift Truck

BID PRICE: A) \$295,430.00/ea., B) 27% discount, C) \$165.00/hr.

LOWEST RESPONSIBLE BIDDER: Gabrielli Truck Sales LTD

COMPETITIVE BID: Yes, 10/26/22 (2nd Advertisement)

BUDGET ACCOUNT NUMBER : H20.8170.32303, H21.8170.32303

ANTICIPATED EXPENDITURE: \$295,430.00

DEPARTMENT: DEC

JUSTIFICATION OF NEED: New equipment needed to replace old equipment

EXPLANATION IF NOT LOW BIDDER: _____

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

New 2023 Model Year Mack Granite GR64FR Hook Lift Truck

Contract# 1022-222

Date: 10/26/2022 (2nd Advert.)

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# \$20 8170.32803 421 8170.32808 Estimated Amount \$295,430

Vendor	Amount
Gabrielli Truck Sales LTD 880 South Oyster Bay Rd. Hicksville, NY 11801	A. \$295,430.00/ea. B. 27% discount C. \$165.00/hr.
Long Island Kenworth 153-20 South Conduit Ave. Jamaica, NY. 11434	
Trius Inc. 458 Johnson Ave. Bohemia, NY 11716	

It is Recommended to Award to the Lowest Responsible Bidder as Indicated.

Dep. Commissioner Greg Harade [Signature] Concurs.

Signed by:

[Signature]
Michael Rand
Director

[Signature]
Nelly Smith
Senior Office Assistant

December 13, 2022

WHEREAS, the Town solicited competitive bids for the purchase of **New 2023 Model Year or Newer Mack Granite GR64FR Hook Lift Truck (or Equal), Contract 1022-222**, and

WHEREAS, the bid was advertised twice and sealed bids were opened on October 26 2022 and Gabrielli Truck Sales, Ltd., 153-20 S. Conduit Ave Jamaica, NY 11434 submitted the only bid; and

WHEREAS, Gabrielli Truck Sales Ltd., 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 Gabrielli Truck Sales Ltd., in the amount of A) \$295,430.00 /each; B) 27% Discount (Parts); C) \$165.00/Hr. (Labor) for one (1) year from date of award with the Town's option to renew for one (1) additional year under the same terms and conditions.

Upon a vote being taken, the result was:

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

No. 8

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Option Year Resolutions.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

OPTION YEAR RESOLUTIONS

12/13/22

- | | |
|--|-----------------------------|
| 1) Office Supplies (1121-21) | W.B. Mason |
| 2) Portland Cement (1120-25) | State Material Mason Supply |
| 3) Liquid Runway Deicer (1221-225) | Peters Chemical |
| 4) Snow & Ice Removal from Sidewalks at 5
Railroad Stations (Bay Shore, Islip, Great River,
Oakdale, Sayville) (221-114) | Laser Industries |

No: 1

BID ITEM: 1121-21 Office Supplies

VENDOR: W.B. Mason

OPTION: One (1) year

ANTICIPATED EXPENDITURE: \$30,000.00

DEPARTMENT: Purchasing

JUSTIFICATION OF NEED: Office Supplies for the Town

WHEREAS, the Town solicited competitive bid for the purchase of OFFICE SUPPLIES,
CONTRACT #1121-21; and

WHEREAS, the bid was advertised twice and opened on November 17, 2021; and

WHEREAS, W B Mason, 90 Nicon Court, Hauppauge, NY 11788 submitted the lowest
dollar bid; and

WHEREAS, W B Mason has been determined to be a responsible bidder.

NOW, THEREFORE, on a motion of Councilperson James P. O'Connor
seconded by Councilperson Trish Bergin, be it

RESOLVED, that the Town Board of the Town of Islip hereby award the contract to W B
Mason in the amount of various discounts as per bid items #A through I for one (1) year from
date of award with the Town's option to renew for one (1) additional year under the same
terms and conditions.

Upon a vote being taken, the result was: unanimous

December 13, 2022

WHEREAS, by a Town Board resolution adopted December 14, 2021, **Contract # 1121-21** for **Office Supplies** was awarded to W.B. Mason, 90 Nikon Court, Hauppauge, NY 11788 , the lowest responsible bidder; and

WHEREAS, said contract was for a period from date of award to December 14, 2022, with an option to renew for one (1) year, under the same terms and conditions; and

WHEREAS, the Director of Purchasing has recommended that the Town exercise the option to renew this contract for the one (1) year period.

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

RESOLVED, that the Town Board of the Town of Islip hereby authorizes to exercise the option to renew the contract with W. B. Mason. (Contract # 1121-21) in the amount of various discounts as per bid items # A through I for the one (1) year period under the same terms and conditions.

Upon a vote being taken, the result was:

Number: 2

BID ITEM: 1120-25 Portland Cement

VENDOR: State Material Mason Supply

OPTION: one (1) year period.

ANTICIPATED EXPENDITURE: \$10,000.00

DEPARTMENT: DPW

JUSTIFICATION OF NEED: Repairs, Drainage



TOWN OF ISLIP OFFICE OF THE SUPERVISOR
Department of Purchase

401 MAIN STREET • ROOM 227 • ISLIP, NEW YORK 11751 • PHONE: (631) 224-5515 • FAX: (631) 224-5517

Angie M. Carpenter, Supervisor

TO: Tom Owens, Commissioner of DPW
FROM: Michael Rand, Director of Purchasing
DATE: 11/14/22
RE: Portland Cement, Contract # 1120-25

The option year for the above mentioned contract is **2/9/23**. Please indicate below your intentions:

We agree with extending the referenced contract

☒

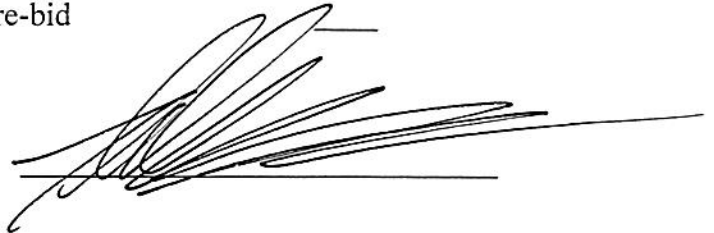
We do not wish to extend this contract

☐

We request that the service/commodity be re-bid

☐

SIGNED



WHEREAS, the Town solicited competitive bids for the purchase of PORTLAND CEMENT,
CONTRACT #1120-25; and

WHEREAS, the bid was advertised twice and opened on December 9, 2020; and

WHEREAS, State Material Mason Supply, 243 Grand Ave., Westbury, NY 11950
submitted the apparent low dollar bid for this contract; and

WHEREAS, State Material Mason Supply has been determined to be a responsible
bidder.

NOW, THEREFORE, on a motion of Councilman John C. Cochrane, Jr.,
seconded by Councilwoman Mary Kate Muller, be it

RESOLVED, that the Town Board of the Town of Islip hereby award the contract to State
Material Mason supply in the amount of: A. \$9.50/bag (delivered-Bay Shore); B.\$9.50/bag
(delivered -CI); C. \$10.50/bag (picked-up) for two (2) years from date of award with the Town's
option to renew for one (1) additional year under the same terms and conditions.

Upon a vote being taken, the result was: carried 5-0

December 13, 2022

WHEREAS, by a Town Board resolution adopted February 9, 2021; **Contract #1122-25** for **Portland Cement** was awarded to State Material Mason Supply, 243 Grand Ave., Westbury, NY 11950, the lowest responsible bidder.

WHEREAS, said contract was for a period of two (2) years from date of award with the Town's option to renew for one (1) additional year, under the same terms and conditions.

WHEREAS, the Commissioner of DPW has recommended that the Town exercise the option to renew the contract for the one (1) year period.

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

RESOLVED, that the Town Board of the Town of Islip hereby authorizes the option to renew the contract with State Material Mason Supply (Contract #1120-25) in the amount of: A. \$9.50/bag (delivered-Bay Shore); B. \$9.50/bag. (delivered- CI) ; C. \$10.50/bag (picked up) for the additional one (1) year period under the same terms and conditions.

Upon a vote being taken the result was:

Number: 3

BID ITEM: 1221-225 Liquid Runway Deicer

VENDOR: Peters Chemical

OPTION: one (1) year period.

ANTICIPATED EXPENDITURE: \$80,000.00

DEPARTMENT: DAT

JUSTIFICATION OF NEED: Snow & Ice control for runways & taxiways



TOWN OF ISLIP OFFICE OF THE SUPERVISOR
Department of Purchase

401 MAIN STREET • ROOM 227 • ISLIP, NEW YORK 11751 • PHONE: (631) 224-5515 • FAX: (631) 224-5517

Angie M. Carpenter, Supervisor

TO: Shelley LaRose, Commissioner of DAT
FROM: Michael Rand, Director of Purchasing
DATE: 11/14/22
RE: Liquid Runway Deicer, Contract # 1221-225

The option year for the above mentioned contract is 2/8/23. Please indicate below your intentions:

We agree with extending the referenced contract

X

We do not wish to extend this contract

We request that the service/commodity be re-bid

SIGNED



WHEREAS, the Town solicited competitive bids for the purchase of LIQUID RUNWAY
DEICER, CONTRACT #1221-225; and

WHEREAS, the bid was advertised twice and opened on December 22, 2021; and

WHEREAS, Peters Chemical, P. O. Box 193, Hawthorne, NJ 07507 submitted the only bid
for this contract; and

WHEREAS, Peters Chemical has been determined to be a responsible bidder.

NOW, THEREFORE, on a motion of Council James P. O'Connor,
seconded by Council Mary Kate Mullen, be it,

RESOLVED, that the Town Board of the Town of Islip hereby award the contract to
Peters Chemical in the amount of \$9.75/gal. for one (1) year from date of award with the
Town's option to renew for one (1) additional year under the same terms and conditions.

Upon a vote being taken, the result was: 5-0

December 13, 2022

WHEREAS, by a Town Board resolution adopted February 8, 2022; **Contract #1221-225** for **Liquid Runway Deicer** was awarded to Peters Chemical, P.O. Box 193, Hawthorne, NJ 07507, submitted the only bid for this contract; and

WHEREAS, said contract was for a period of one (1) year from date of award with the Town's option to renew for one (1) additional year, under the same terms and conditions.

WHEREAS, the Commissioner of DAT has recommended that the Town exercise the option to renew the contract for the one (1) year period.

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

RESOLVED, that the Town Board of the Town of Islip hereby authorizes the option to renew the contract with Peters Chemical (Contract #1221-225) in the amount of \$9.75/gal. for the additional one (1) year period under the same terms and conditions.

Upon a vote being taken the result was:

No: 4

BID ITEM: 221-114 Snow & Ice Removal from Sidewalks at 5 Railroad Stations
(Bay Shore, Islip, Great River, Oakdale, Sayville)

VENDOR: Laser Industries

OPTION: One (1) Year

ANTICIPATED EXPENDITURE: \$37,000.00

DEPARTMENT: Parks & Recreation

JUSTIFICATION OF NEED: Snow & Ice Removal from Sidewalks @ RR Stations



TOWN OF ISLIP OFFICE OF THE SUPERVISOR
Department of Purchase

401 MAIN STREET • ROOM 227 • ISLIP, NEW YORK 11751 • PHONE: (631) 224-5515 • FAX: (631) 224-5517

Angie M. Carpenter, Supervisor

OK'D

TO: Tom Owens, Commissioner of Parks & Recreation
FROM: Michael Rand, Director of Purchasing
DATE: 11/14/22
RE: Snow & Ice Removal from Sidewalks @ 5 Railroad Stations, Contract # 221-114

The 1st option year for the above mentioned contract is 2/9/23. Please indicate below your intentions:

We agree with extending the referenced contract

☒

We do not wish to extend this contract

☐

We request that the service/commodity be re-bid

☐

SIGNED

WHEREAS, the Town solicited competitive bids SNOW & ICE REMOVAL FROM
SIDELWALKS @ FIVE (5) RAILROAD STATIONS (BAY SHORE, ISLIP, GREAT RIVER, OAKDALE,
SAYVILLE), CONTRACT #221-114; and

WHEREAS, on February 4, 2021 sealed bids were opened and Laser Industries, 1775
Route 25, Ridge, NY 11961 submitted the apparent low dollar bid; and

WHEREAS, Laser Industries has been determined to be a responsible bidder.

NOW, THEREFORE, on a motion of Councilman John C. Cochrane, Jr.,
Councilwoman Mary Kate Mullen
seconded by , be it

RESOLVED, that the Town Board of the Town of Islip hereby award the contract to Laser
Industries in the amount of various prices as per bid items #A1 through E2 for two (2) years
from date of award with the Town's option to renew for two (2) one (1) year periods under the
same terms and conditions.

Upon a vote being taken, the result was: carried 5-0

December 13, 2022

WHEREAS, by a Town Board resolution adopted February 9, 2021,
Contract # 221-114 for Snow & Ice Removal from Sidewalks @ 5 Railroad Stations (Bay Shore, Islip, Great River, Oakdale, Sayville) was awarded to Laser Industries, 1775 Route 25., Ridge NY 11961 , the lowest responsible bidder; and

WHEREAS, said contract was for two (2) years with an option to renew for two (2) one (1) year periods,

WHEREAS, the Commissioner of Parks & Recreation has recommended that the Town exercise the option to renew this contract for the 1st one (1) year option under the same terms and conditions.

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

RESOLVED, that the Town Board of the Town of Islip hereby authorizes to exercise the 1st year option to renew the contract with Laser Industries (Contract # 221-114) under the same terms and conditions.

Upon a vote being taken, the result was:

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

No. 9

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to exercise the option to renew its Agreement with Cale America, Inc. for the parking program for the fourth one-year extension through October 20, 2023.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 exercise the 4th 1-year extension with CALE, the company that provides parts and support maintenance for the parking meter program.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Bay Shore
 2. Site or location effected by resolution: Various locations in Bay Shore
 3. Cost: \$100,000
 4. Budget Line: A.1670.43910, A.1670.45020
 5. Amount and source of outside funding: N/A
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-

Signature of Commissioner/Department Head Sponsor

11/22/22

Date

December 13, 2022

WHEREAS, on October 20, 2014, the Town of Islip entered into an Agreement with Cale America, Inc. to provide a multi-space parking meter program and related work; and

WHEREAS, the original term for said agreement was for five (5) years with the Town's option to renew for five (5) one-year extension periods; and

WHEREAS, the Comptroller's office recommends that the Town exercise its option to renew the Agreement for the fourth one-year extension period through October 20, 2023 to continue providing parts and software maintenance, and;

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

RESOLVED, that the Town Board of the Town of Islip hereby exercises the Town's option to renew its Agreement for the fourth one-year extension through October 20, 2023.

Upon a vote being taken, the result was:

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

No. 10

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Comptroller to make any and all budgetary adjustments deemed necessary to reconcile and close the books for the fiscal year ending December 31, 2022.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 authorizes the Comptroller to make any and all budgetary adjustments necessary to properly reflect the operations for the Town's 2022 fiscal year.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip
 2. Site or location effected by resolution: N/A
 3. Cost: N/A
 4. Budget Line: Various - as needed
 5. Amount and source of outside funding: N/A
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-



Signature of Commissioner/Department Head Sponsor

11/22/22

Date

December 13, 2022

WHEREAS, the Town of Islip's 2022 fiscal year ends on December 31, 2022 and:

WHEREAS, there is activity that occurs subsequent to the calendar year end and is related to the 2022 fiscal year; and

WHEREAS, the recording of this activity in the proper period is essential in order to provide the most accurate financial picture of the Town, and:

WHEREAS, to properly record these transactions, adjustments to the operating revenue and/or expenditure budgets of the various funds of the Town might be required.

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

RESOLVED, that the Comptroller is hereby authorized to make all budget adjustments that are deemed necessary to reconcile and close the books for the fiscal year ending December 31, 2022.

Upon a vote being taken, the result was:

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

No. 11

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

FROM: MICHAEL P. WALSH, ACTING 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 ON **DECEMBER
13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Jeffrey Panasci, 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

December 13, 2022 @ 2pm

TOWN BOARD

1. 19 Marianna Place, East Islip.
0500 - 425.00 - 03.00 - 050.000 — BC
2. 22 Andrew Avenue, Islip Terrace
0500 - 273.00 - 03.00 - 015.000 — CU
3. 29 Gladstone Avenue, West Islip
0500 - 468.00 - 05.00 - 018.000 — BU
4. 97 Pardee Avenue, Islip
0500 - 344.00 - 02.00 - 037.000 — CU

POST ON

NOVEMBER 29, 2022

Closing Date

TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 and clean the vacant premises located at 19 Marianna Place, East Islip, NY 11730.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Surrounding area residents and travelers of Location
 2. Site or location effected by resolution: 19 Marianna Place, East Islip, NY 11730
 3. Cost: N/A
 4. Budget Line: N/A
 5. Amount and source of outside funding: N/A
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number (1) and (8). SEQR review complete.
- ☐ Action not listed as Type 1 or Type II under Part 617 of the NYCRR. Short EAF required.
-

Jeffrey Panasci
Signature of Commissioner/Department Head Sponsor

11/29/2022
Date

December 13, 2022

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 19 Marianna Place, East 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 and Chapter 32, §32-5 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, Donna Burke, and also upon Rushmore Loan Management, and also upon MTGLQ Investors LP, and also upon Safeguard Properties LLC, and also upon Wilmington Finance, AIG Federal Savings Bank, and also upon MorEquity, Inc., and also upon DLJ Mortgage Capital, Inc., c/o Select Portfolio Servicing, Inc., and also upon Wilmington Savings Fund Society, and also upon JPMorgan Chase Bank, N.A., and also upon U.S. Bank National Association, and also upon Alexander M. Budd, Esq., Shapiro, DiCaro & Barak, LLC, and also upon Richard F. Komosinski, Esq., Knuckles, Komosinski & Manfro, LLP, by Registered Mail, Return Receipt Requested on November 29, 2022, 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 December 13, 2022; and

WHEREAS, pursuant to Chapters 68 and 32 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 November 29, 2022, 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 December 13, 2022; 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 December 13, 2022, at Islip Town Hall, 655 Main Street, Islip, New York, 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), (two (2) sheds) 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 (including any and all unregistered vehicles/boats/trailers), 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. 0500-425.00-03.00-050.000.

UPON a vote being taken, the result was:
(G:\Board up\Clean-up - 19 Marianna Place, East Islip)

TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 22 Andrew Avenue, Islip Terrace, NY 11752.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Surrounding area residents and travelers of Location
 2. Site or location effected by resolution: 22 Andrew Avenue, Islip Terrace, NY 11752
 3. Cost: N/A
 4. Budget Line: N/A
 5. Amount and source of outside funding: N/A
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number (8) _____. SEQR review complete.
- ☐ Action not listed as Type 1 or Type II under Part 617 of the NYCRR. Short EAF required.
-

Jeffrey Panasci
Signature of Commissioner/Department Head Sponsor

11-29-2022
Date

December 13, 2022

WHEREAS, numerous reports and complaints regarding high grass, overgrown vegetation and litter and debris on property located at 22 Andrew Avenue, Islip Terrace, Town of Islip, County of Suffolk, State of New York, SCTM No. 0500-273.00-03.00-015.000, 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, Estate of Arthur Schnittger, by Certified Mail, Return Receipt requested on November 29, 2022, 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 December 13, 2022; 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 November 29, 2022, 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 December 13, 2022, 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, December 13, 2022, at Islip Town Hall, Town Board Room, 655 Main Street, Islip, New York, 11751, 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/boats/trailers), 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-
273.00-03.00-015.000.

UPON a vote being taken, the result was:

(G: Clean Up - 22 Andrew Avenue, Islip Terrace)

TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 29 Gladstone Avenue, West Islip, NY 11795.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Surrounding area residents and travelers of Location
 2. Site or location effected by resolution: 29 Gladstone Avenue, West Islip, NY 11795
 3. Cost: N/A
 4. Budget Line: N/A
 5. Amount and source of outside funding: N/A
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number (1). SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-

Jeffrey Panasci
Signature of Commissioner/Department Head Sponsor

11-29-2022
Date

December 13, 2022

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 29 Gladstone Avenue, West 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 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, Michelle Garafola, and also upon Selene Finance LP, and also upon ServiceLink, and also upon First Guaranty Mortgage Corporation, and also upon Government National Mortgage Association, and also upon LoanCare, a Division of Fnf Servicing, Inc., and also upon Sahar Hamrani, Esq., McCabe, Weisberg & Conway, P.C., by Registered Mail, Return Receipt Requested on November 29, 2022, 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 December 13, 2022; 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 November 29, 2022, 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 December 13, 2022; 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 December 13, 2022, at Islip Town Hall, 655 Main Street, Islip, New York, 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, 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. 0500-468.00-05.00-018.000.

UPON a vote being taken, the result was:
(G:\Board up - 29 Gladstone Avenue, West Islip)

TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 97 Pardee Avenue, Islip, NY 11751.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Surrounding area residents and travelers of Location
 2. Site or location effected by resolution: 97 Pardee Avenue, Islip, NY 11751
 3. Cost: N/A
 4. Budget Line: N/A
 5. Amount and source of outside funding: N/A
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number (8)_____. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-

Jeffrey Panasci
Signature of Commissioner/Department Head Sponsor

11-29-2022
Date

December 13, 2022

WHEREAS, numerous reports and complaints regarding high grass, overgrown vegetation and litter and debris on property located at 97 Pardee Avenue, Islip, Town of Islip, County of Suffolk, State of New York, SCTM No. 0500-344.00-02.00-037.000, 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, Michael E. and Christine L. Crowe, and also upon US Bank Trust NA, as Trustee, and also upon Fay Servicing, and also upon Safeguard Properties Management LLC, and also upon MBNA America (Delaware), N.A., and also upon Household Finance Realty of New York and also upon Citibank, N.A., and also upon Ralph L. Vartolo, Esq., Friedman Vartolo LLP, by Certified Mail, Return Receipt requested on November 29, 2022, 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 December 13, 2022; 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 November 29, 2022, 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 December 13, 2022, 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, December 13, 2022, at Islip Town Hall, Town Board Room, 655 Main Street, Islip, New York, 11751, 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/boats/trailers), 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. 0500-344.00-02.00-037.000.

UPON a vote being taken, the result was:

(G: Clean Up - 97 Pardee Avenue, Islip)

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

No. 12

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to execute a Personal Services Agreement with Michael S. Siniski to assist the Assessor's office in any transition to a new system platform and train employees to use such software.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Anne Danziger

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 authorizes the Supervisor to execute a personal services agreement with Michael S. Siniski for a term of one (1) year with two (2) one (1) year options to renew.

As part of his responsibilities, Mr. Siniki will advise and assist the Assessor's Office in any transition from the Land Data Base System to a new system platform and software not limited to the assessment software being developed by the New York State Department of Taxation and Finance Office of Real Property Tax Services, and to train employees to use and create reports using any such software in addition to software developed for the Alpha 5 operating system.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Michael S.Siniski and all taxpayers of the TOI.
 2. Site or location effected by resolution: Assessor's Office - 40 Nassau Avenue, Islip NY 11751
 3. Cost: \$50,000
 4. Budget Line: 4A 1355.4 5000
 5. Amount and source of outside funding: _____
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-



Signature of Commissioner/Department Head Sponsor

November 21, 2022

Date

Date: _____
Resolution No. ____

WHEREAS, the Town of Islip Land Data Base System is comprised of extensive property records and inventory of the approximate 100,000 parcels of land and over 100,000,000 pieces of informational data located within the Town of Islip, including land ownership and property transfers, as well as over 100,000 property tax exemptions, photographs and legal records; and

WHEREAS, the Assessor's Office is solely responsible for the proper maintenance and management of the entire Land Data Base System for the Town of Islip, which is utilized by almost every department, specifically Planning, Building, Zoning Board of Appeals, Code and Law Enforcement, Town Attorney, Elected Officials and Comptroller's Offices; and

WHEREAS, Michael S. Siniski has been providing the above services to the Town of Islip pursuant to a yearly personal services agreement, as he has the necessary qualifications and experience to do so; and

WHEREAS, Anne M. Danziger, Assessor, hereby recommends that the Town Board authorize the Supervisor to enter into a personal services agreement with Michael S. Siniski, in an amount not to exceed Fifty Thousand (\$50,000) dollars, to provide services and updates to the Assessor's Office software programs during the conversion to an operating platform known as Alpha 5, to advise and assist the Office of Information and Technology (IT) on certain matters as they pertain to the Land Base Operating System in the Town of Islip, to advise and assist the Assessor's Office in any transition to software not limited to the assessment software being developed by the New York State Department of Taxation and Finance Office of Real Property Tax Services (NYS DTF software), and to train employees to use and create reports using the software developed for the Alpha 5 operating system and NYS DTF software, for a term of one (1) year with two (2) one (1) year options to renew.

NOW, THEREFORE, on motion of _____,

seconded by _____, be it hereby

RESOLVED, that the Supervisor is authorized to enter into a personal services agreement with Michael S. Siniski in an amount not to exceed Fifty Thousand (\$50,000) dollars, to provide services and updates to the Assessor's Office software programs during the conversion to an operating platform known as Alpha 5, to advise and assist the Office of Information and Technology (IT) on certain matters as they pertain to the Land Base Operating System in the Town of Islip, to advise and assist the Assessor's Office in any transition to software not limited to the NYS DTF software, and to train employees to use and create reports using the software developed for the Alpha 5 operating system and NYS DTF software, for a term of one (1) year with two (2) one (1) year options to renew; and be it

FURTHER RESOLVED THAT, the Comptroller is hereby authorized to make any and all budgetary adjustments deemed necessary.

Upon a vote being taken, the result was:

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

No. 13

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to execute a Personal Services Agreement with Michael Ramundo to assist the Assessor's office in any transition to a new system platform and train employees to use such software.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Anne Danziger

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 authorizes the Supervisor to execute a personal services agreement with Michael Ramundo for a term of one (1) year with two (2) one (1) year options to renew.

As part of his responsibilities, Mr. Ramundo will advise and assist the Assessor's Office in any transition from the Land Data Base System to a new system platform and software not limited to the assessment software being developed by the New York State Department of Taxation and Finance Office of Real Property Tax Services, and to train employees to use and create reports using such software.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Michael Ramundo and all taxpayers of the TOI.
 2. Site or location effected by resolution: Assessor's Office - 40 Nassau Avenue, Islip NY 11751
 3. Cost: \$50,000
 4. Budget Line: 4A 1355.4 5000
 5. Amount and source of outside funding: _____
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-



Signature of Commissioner/Department Head Sponsor

November 21, 2022

Date

Date:
Resolution No. __

WHEREAS, the Town of Islip Land Data Base System is comprised of extensive property records and inventory of the approximate 100,000 parcels of land and over 100,000,000 pieces of informational data located within the Town of Islip, including land ownership and property transfers, as well as over 100,000 property tax exemptions, photographs and legal records; and

WHEREAS, the Assessor's Office is solely responsible for the proper maintenance and management of the entire Land Data Base System for the Town of Islip, which is utilized by almost every department, specifically Planning, Building, Zoning Board of Appeals, Code and Law Enforcement, Town Attorney, Elected Officials and Comptroller's Offices; and

WHEREAS, Michael D. Ramundo has been providing the above services to the Town of Islip pursuant to a yearly personal services agreement, as he has the necessary qualifications and experience to do so; and

WHEREAS, Michael D. Ramundo will remain involved in the training of the existing Land Data Base System, as well as, providing technical expertise in the maintenance of the current system to the staff of the (IT) department; and

WHEREAS, Anne M. Danziger, Assessor, hereby recommends that the Town Board authorize the Supervisor to enter into a personal services agreement with Michael D. Ramundo, in an amount not to exceed Fifty Thousand (\$50,000) dollars, to provide services and updates to the Assessor's Office software programs during the conversion to a new system platform, to advise and assist the Office of Information and Technology (IT) on certain matters as they pertain to the Land Base Operating System in the Town of Islip, to advise and

assist the Assessor's Office in any transition to software not limited to the assessment software being developed by the New York State Department of Taxation and Finance Office of Real Property Tax Services (NYS DTF software), and to train employees to use and create reports using the existing Land Data Base System, for a term of one (1) year with two (2) one (1) year options to renew.

NOW, THEREFORE, on motion of _____,

seconded by _____, be it hereby

RESOLVED, that the Supervisor is authorized to enter into a personal services agreement with Michael D. Ramundo, in an amount not to exceed Fifty Thousand (\$50,000) dollars, to provide services and updates to the Assessor's Office software programs during the conversion to a new system platform, to advise and assist the Office of Information and Technology (IT) on certain matters as they pertain to the Land Base Operating System in the Town of Islip, to advise and assist the Assessor's Office in any transition to software not limited to the NYS DTF software, and to train employees to use and create reports using the existing Land Data Base System, for a term of one (1) year with two (2) one (1) year options to renew; and be it

FURTHER RESOLVED THAT, the Comptroller is hereby authorized to make any and all budgetary adjustments deemed necessary.

Upon a vote being taken, the result was:

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

No. 14

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to apply for and accept funding from Suffolk County Office for the Aging for reimbursement of elderly transportation services and execute any documents necessary for funding an Essential Transportation Program in the Town of Islip.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board meeting.

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

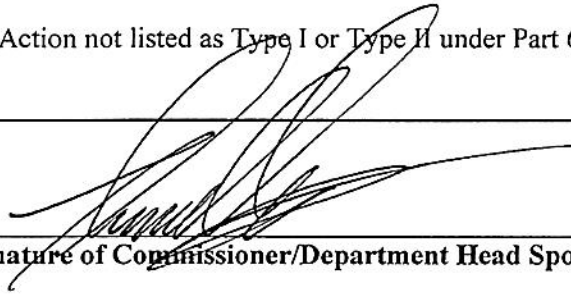
By this resolution, the Town Board authorizes the Supervisor to apply for and accept funding from Suffolk County Office for the Aging (SCOFA), for the purpose of providing continued partial funding for an Essential Transportation Program in the amount of approximately \$9,018.00 for the period of January 1, 2023 through December 31, 2023. The Town of Islip has entered into similar grant agreements with SCOFA for the past several decades.

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:** A.7622.1 partial
 5. **Amount and source of outside funding:** Approximately \$9,018.00 Suffolk County Office for the Aging
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5©, number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-



Signature of Commissioner/Department Head Sponsor

11/17/2022

Date

December 13, 2022
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 2023 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 approximately \$9,018.00 for elderly transportation service costs for the period of January 1, 2023 through December 31, 2023; 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 Town Board authorizes the Supervisor to apply for and accept funding from the Suffolk County Office for the Aging for reimbursement of elderly transportation service costs for the period of January 1, 2023 through December 31, 2023; and be it further

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 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 grant agreement.

UPON A VOTE BEING TAKEN, the result was:

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

No. 15

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to enter into agreements with up to ten (10) individuals to provide housekeeping services and to receive the required training hours for the EISEP Program.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implication, 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 enter into agreements with up to ten (10) individuals, to provide housekeeping services and to receive the required training hours for the EISEP Program pursuant to the terms set forth in the SCOFA Agreement. The contract will be for a maximum of 17.5 hours per week (could increase to 19.5 hours provided we stay within budgetary constraints), Monday through Friday, between the hours of 8:30 a.m. and 5:00 p.m., excluding Saturdays, Sundays, and holidays, at the rate of approximately \$17.00 per hour for the period of January 1, 2023 through December 31, 2023. The hourly rate shall always at a minimum, equal the Suffolk County Living Wage Rate, for the period 1/1/23 - 12/31/23. Agreements are contingent upon grant funding.

SPECIFY WHERE APPLICABLE:

1. **Entity or individual benefitted by resolution:** Town of Islip senior citizen residents
 2. **Site or location effected by resolution:** Clients' homes in the Town of Islip
 3. **Cost:** Approximately \$51.00 per returning housekeeper and an additional \$221.00 per new hire (training hours are not reimbursed by Suffolk County Office of the Aging)
 4. **Budget Line:** A.7633.4.5000
 5. **Amount and source of outside funding:** Approximately \$103,300 – Suffolk County Office of the Aging
Approximately \$5000 – Cost Share Fees
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5©, number 26 SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-

Signature of Commissioner/Department Head Sponsor

Date

11/16/2022

WHEREAS, the New York State Expanded In-Home Services to the Elderly Program ("EISEP") provides services for people aged 60 and older who require assistance with everyday activities, want to remain at home, and are not eligible for Medicaid; and

WHEREAS, the Town of Islip ("the Town") receives grant funding for the provision of non-medical in-home services under EISEP, including housekeeping; and

WHEREAS, the Town's Division of Senior Citizen Services is requesting authorization to enter into agreements with up to ten (10) individuals during the time period January 1, 2023 through December 31, 2023; and

WHEREAS, the rate of pay shall be approximately \$17.00 per hour for a maximum of 17.5 hours per week (with a possible increase to 19.5 hours per week, provided that the Town stays within budgetary constraints), and shall always be no less than the Suffolk County Living Wage Rate; and

WHEREAS, the Town currently wishes to enter into agreements with Mary E. Blanton, Loretta Bochicchio, Gloria Dugin, Rebecca Hubert, Rose M. Ramunto, Debra Riolo and Maritza Salvatore to provide housekeeping services under EISEP and to undergo three (3) hours of mandatory training, and new hires receive an additional thirteen (13) hours within the first year, as required by the EISEP agreement ("the EISEP Agreement") between the Town and the Suffolk County Office for the Aging ("SCOFA");

NOW, THEREFORE, on motion of _____

seconded by _____, be it

RESOLVED, that the Town Supervisor is hereby authorized to enter into agreements with up to ten (10) individuals to provide housekeeping services under EISEP during the time period January 1, 2023 through December 31, 2023, the form and content of which shall be subject to the approval of the Town Attorney; and be it further

RESOLVED, that in the event that any of the EISEP service agreements are terminated, the Supervisor is authorized to enter into agreements with replacement service providers for the remainder of the 1/1/2023 - 12/31/2023 period, 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 EISEP service agreements.

UPON A VOTE BEING TAKEN, the result was:

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

No. 16

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

FROM: MICHAEL P. WALSH, ACTING 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 the purpose of providing continued funding for a Nutrition Program to Senior Citizen Residents of the Town of Islip.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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 apply for and accept funding from Suffolk County Office for the Aging (SCOFA) for the purpose of providing continued funding for a Nutrition Program as set forth by Title III of the Older Americans Act to senior citizen residents of the Town of Islip in the amount of approximately \$1,236,050.00 for the period of January 1, 2023 through December 31, 2023. The Town of Islip has entered into similar agreements with SCOFA for numerous past years.

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:	Approx. \$736,470.00
Budget Line:	Partial A7621, Partial A7622
Amount and source of outside funding:	Approx. \$1,236,050.00 SCOFA \$50,000.00 Participant Donations

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.

☒ Type 2 action under 6 NYCRR, Section 617.5©, number 26 SEQRA review complete.

☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.

Signature of Commissioner/Department Head Sponsor

Date

11/17/2022

December 13, 2022
Resolution# _____

WHEREAS, it is in the best interest of the 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 to remain independent in their own homes and communities; and

WHEREAS, the Suffolk County Office for the Aging (herein SCOFA) wishes for the Town of Islip to apply for and accept funding from SCOFA for the continued provision of the Nutrition Program as set forth in Title III of the Older Americans Act, in which the Town of Islip will provide congregate (i.e. in-person) and home delivered meals to senior citizen residents of the Town of Islip; and

WHEREAS, the Town of Islip shall be reimbursed by SCOFA approximately \$1,236,050.00 for the period of January 1, 2023 through December 31, 2023;

NOW, THEREFORE, on motion of _____

seconded by _____, be it

RESOLVED, that the Town Board authorizes the Supervisor to apply for and accept funding from SCOFA for the continued provision of a Nutrition Program as set forth by Title III of the Older Americans Act, in which the Town of Islip will provide congregate and home delivered meals to senior citizen residents of the Town of Islip, for the period of January 1, 2023 through December 31, 2023; and be it further

RESOLVED, SCOFA will reimburse the Town of Islip approximately \$1,236,050.00, with an individual congregate reimbursement rate of approximately \$5.59 per meal, an individual homebound reimbursement rate of approximately \$6.25 per meal, and approximately \$136,000.00 for personnel expenses; and be it further

RESOLVED, that the Town Board authorizes the Supervisor to execute a grant application and 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. 17

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

FROM: MICHAEL P. WALSH, ACTING 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 a Residential Repair Program.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implication, 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 accept funding from Suffolk County Office for the Aging (SCOFA), for the purpose of providing continued funding for a Residential Repair Program as set forth by Title IIIB of the Older Americans Act, to senior citizen residents of the Town of Islip, in the amount of approximately \$25,500.00 for the period of January 1, 2023 through December 31, 2023. The Town of Islip has entered into similar grant agreements with SCOFA for the past several decades.

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:** Approximately \$16,700.00
 4. **Budget Line:** A.7624
 5. **Amount and source of outside funding:** Approximately \$25,500.00 Suffolk County Office for the Aging
\$1,700.00 Participant Donations
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5©, number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.

Signature of Commissioner/Department Head Sponsor

Date

11/17/2022

December 13, 2022
Resolution# _____

WHEREAS, the Suffolk County Office for the Aging wishes to provide continued funding for a Residential Repair Program as set forth by the Title IIIB of the Older Americans Act, to senior citizen residents of the Town of Islip; and

WHEREAS, the Suffolk County Office for the Aging has agreed to reimburse the Town of Islip a total of approximately \$25,500.00 for the period of January 1, 2023 through December 31, 2023; 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 allowing them to live independently by providing them with a Residential Repair Program; and

WHEREAS, said funding will be used to offset the expense of supplies, salaries and fringe expenses;

NOW, THEREFORE, on motion by _____

seconded by _____, be it

RESOLVED, that the Town Board authorizes the Supervisor to apply for and accept funding from the Suffolk County Office for the Aging for a Residential Repair Program, for the period of January 1, 2023 through December 31, 2023; and be it also;

RESOLVED, that the Supervisor is hereby authorized to execute a grant application and grant agreement, and any other necessary documentation attendant thereto, with the Suffolk County Office for the Aging for funding a Residential Repair 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. 18

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to enter into various agreements for programs or events to be held throughout the Town to be funded either by registration or grant funds.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

December 13, 2022

Date	Name	Program Event	Location
1/9/23	Suffolk County Tennis and Education Foundation	Pickleball Instruction	Town Hall West 401 Main St., Islip
1/10/23	Bonnie Rubell	Adult Chair Yoga	Brookwood Hall Ballroom 50 Irish Lane, East Islip
1/12/23	Denise DeMarco	Garden Terrariums	Bohemia Recreation Center 50 Irish Lane, East Islip
1/13/23	Jodi Cameron	Yoga	Brookwood Hall Ballroom 50 Irish Lane, East Islip
1/31/23	Madness Sports for Kids, LLC.	Basketball Leagues	Town Hall West 401 Main St., Islip
2/3/23	Keith Owens	Culinary Cooking	Brentwood Recreation Center Ronkonkoma Recreation Center

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

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board meeting.

PURPOSE: By this resolution, the Town Board authorizes the Supervisor to enter into an agreement with Keith Owens to provide six (6) separate sessions of culinary cooking. Three (3) separate sessions will be held on Fridays, February 3, March 3 and April 7, 2023 at Brentwood Recreation Center. Three (3) separate sessions will be held on Fridays, February 10, March 10 and April 14, 2023 at Ronkonkoma Recreation Center. The registration fee for this program is \$33.00 for residents per session with an \$8.25 surcharge for non-residents. The minimum amount of participants for each class will be one (1) and the maximum amount of participants will be thirty (30) for a total of one hundred and eighty (180). This program will be self-sustaining. Minimum revenue will be \$33.00 and the maximum revenue will be \$7,425.00 including the non-resident surcharge. Compensation for said services to Keith Owens will be 80% of the total revenue for a maximum amount of \$4,752.00 excluding the non-resident surcharge. Dates are subject to change at the discretion of the Town of Islip Department of Parks, Recreation and Cultural Affairs.

SPECIFY WHERE APPLICABLE:

Entity of individual benefitted by resolution:	Keith Owens
Site or location effected by resolution:	Brentwood Recreation Center, 99 Third Ave, Brentwood NY 11717 Ronkonkoma Recreation Center, 299 Rosevale Ave., Ronkonkoma, NY 11779
Cost:	No cost to the Town of Islip - self-sustaining
Budget Line:	A7035.4-5006
Amount and source of outside funding:	Maximum revenue is \$7,425.00 including non-resident surcharge. Maximum revenue to be retained by the Town is \$2,673.00.

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5©, number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.

Signature of Commissioner/Department Head Sponsor:

Date:

11/28/2022

December 13, 2022

Resolution # _____

WHEREAS, the Town of Islip, Department of Parks, Recreation and Cultural Affairs provides a variety of recreational opportunities and has identified a need to provide access to culinary cooking for our citizens; and

WHEREAS, Keith Owens, has the required skills, background and existing infrastructure to perform this task in a satisfactory manner; and

WHEREAS, the Town of Islip is desirous of entering into an Agreement with Keith Owens to provide said instruction;

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

RESOLVED, that the Town Board authorizes the Supervisor to execute an Agreement with Keith Owens to provide culinary cooking for our citizens for an amount not to exceed \$4,752.00, 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 or budgetary amendments necessary in accordance with the terms of the contract.

UPON A VOTE BEING TAKEN, the result was:

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

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board meeting.

PURPOSE: By this resolution, the Town Board authorizes the Supervisor to enter into an agreement with Jodi Cameron to provide six (6) separate classes of yoga. Three (3) separate classes will be held on Fridays, January 13, 2023 thru May 19, 2023 at Brookwood Hall Ballroom. Three (3) separate classes will be held on Saturdays, January 14, 2023 thru May 20, 2023 at Town Hall West Gymnasium. The registration fee is \$90.00 for residents and \$25.00 surcharge for non-residents. The minimum amount of participants for each class will be one (1) and the maximum amount of participants will be thirty (30) for a maximum total of one hundred and eighty (180). This program will be self-sustaining. The total minimum revenue will be \$90.00 and the maximum revenue including the non-resident surcharge will be \$20,700.00. Compensation for said services to Jodi Cameron will be 80% of the total revenue for an amount not to exceed \$12,960.00 excluding the non-resident surcharge. Dates are subject to change at the discretion of the Town of Islip Department of Parks, Recreation & Cultural Affairs.

SPECIFY WHERE APPLICABLE:

Entity of individual benefitted by resolution: Jodi Cameron

Site or location effected by resolution: Brookwood Hall, 50 Irish Lane, East Islip, NY 11730
Town Hall West, 401 Main Street, Islip, NY 11751

Cost: No cost to the Town of Islip- self-sustaining.

Budget Line: A7035.4-5006

Amount and source of outside funding: Maximum revenue is \$20,700.00 including non-resident surcharge.
Maximum revenue to be retained by the Town is \$7,740.00.

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5©, number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.

Signature of Commissioner/Department Head Sponsor:

11/28/2022

Date:

December 13, 2022

Resolution # _____

WHEREAS, the Town of Islip, Department of Parks, Recreation and Cultural Affairs provides a variety of recreational opportunities and has identified a need to provide yoga instruction for our citizens; and

WHEREAS, Jodi Cameron, has the required skills, background and existing infrastructure to perform this task in a satisfactory manner; and

WHEREAS, the Town of Islip is desirous of entering into an Agreement with Jodi Cameron to provide said activities;

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

RESOLVED, that the Town Board authorizes the Supervisor to execute an Agreement with Jodi Cameron to provide access to yoga instruction for our citizens for an amount not to exceed \$12,960.00, 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 or budgetary amendments necessary in accordance with the terms of the contract.

UPON A VOTE BEING TAKEN, the result was:

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

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board meeting.

PURPOSE: By this resolution, the Town Board authorizes the Supervisor to enter into an agreement with Bonnie Rubell to provide three (3) separate sessions of adult chair yoga at Brookwood Hall Ballroom. Session 1 will be held on Tuesdays, January 10, 2023 thru February 28, 2023 from 10:30 a.m. - 12:00 p.m. Session 2 will be held on Tuesdays, March 7, 2023 thru April 25, 2023 from 10:30 a.m. - 12:00 p.m. Session 3 will be held on Tuesdays, May 2, 2023 thru June 27, 2023 from 10:30 a.m. - 12:00 p.m. The registration fee for this program is \$60.00 for residents with a \$15.00 surcharge for non-residents. The minimum amount of participants for each session will be one (1) and the maximum amount of participants will be twenty five (25) for a maximum total of seventy five (75). This program will be self-sustaining. Minimum revenue will be \$60.00 and the maximum revenue will be \$5,625.00 including the non-resident surcharge. Compensation for said services to Bonnie Rubell will be 80% of the total revenue for a maximum amount of \$3,600.00 excluding the non-resident surcharge. Dates are subject to change at the discretion of the Town of Islip Department of Parks, Recreation and Cultural Affairs.

SPECIFY WHERE APPLICABLE:

Entity of individual benefitted by resolution:	Bonnie Rubell
Site or location effected by resolution:	Brookwood Hall Ballroom, 50 Irish Lane, East Islip NY 11730
Cost:	No cost to the Town of Islip - self-sustaining
Budget Line:	A7035.4-5006
Amount and source of outside funding:	Maximum revenue is \$5,625.00 including non-resident surcharge. Maximum revenue to be retained by the Town is \$2,025.00.

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5©, number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.

Signature of Commissioner/Department Head Sponsor:

Date:

11/28/2022

December 13, 2022

Resolution # _____

WHEREAS, the Town of Islip, Department of Parks, Recreation and Cultural Affairs provides a variety of recreational opportunities and has identified a need to provide access to chair yoga for our citizens; and

WHEREAS, Bonnie Rubell, has the required skills, background and existing infrastructure to perform this task in a satisfactory manner; and

WHEREAS, the Town of Islip is desirous of entering into an Agreement with Bonnie Rubell to provide said instruction;

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

RESOLVED, that the Town Board authorizes the Supervisor to execute an Agreement with Bonnie Rubell to provide three (3) sessions of chair yoga for our citizens for an amount not to exceed \$3,600.00, 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 or budgetary amendments necessary in accordance with the terms of the contract.

UPON A VOTE BEING TAKEN, the result was:

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

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board meeting.

PURPOSE: By this resolution, the Town Board authorizes the Supervisor to enter into an Agreement with the Suffolk County Tennis and Education Foundation to provide (5) five sessions of pickleball instruction to be held Mondays & Wednesdays, January 9, 2023 thru March 29, 2023. Classes will be held at Town Hall West gymnasium. The registration fee is \$135.00 for each registrant and a \$25.00 surcharge for each non-resident registrant. The minimum amount of participants for each class will be one (1) and the maximum amount of participants will be fifteen (15) for a maximum total of seventy five (75). This program will be self-sustaining. The maximum revenue including the non-resident surcharge will be \$12,000.00. Compensation for said services to the Suffolk County Tennis and Education Foundation will be 80% of the total revenue with a maximum amount not to exceed \$8,100.00 excluding the non-resident surcharge. Dates are subject to change at the discretion of the Town of Islip Department of Parks, Recreation & Cultural Affairs.

SPECIFY WHERE APPLICABLE:

Entity or individual benefitted by resolution: Suffolk County Tennis and Education Foundation

Site or location effected by resolution: Town Hall West, 401 Main Street, Islip, NY 11751

Cost: No cost to the Town of Islip - self-sustaining.

Budget Line: A7035.4-5006

Amount and source of outside funding: Maximum revenue is \$12,000.00 including non-resident surcharge.
Maximum revenue to be retained by the Town is \$3,900.00.

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5©, number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.

Signature of Commissioner/Department Head Sponsor:

Date:

11/28/2022

December 13, 2022
Resolution # _____

WHEREAS, the Town of Islip, Department of Parks, Recreation and Cultural Affairs provides a variety of recreational opportunities and has identified a need to provide access to pickleball instruction for our citizens; and

WHEREAS, the Suffolk County Tennis and Education Foundation has the required skills, background and existing infrastructure to perform this task in a satisfactory manner; and

WHEREAS, the Town of Islip is desirous of entering into an agreement with the Suffolk County Tennis and Education Foundation to provide said instruction;

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

RESOLVED, that the Town Board authorizes the Supervisor to execute an agreement with the Suffolk County Tennis and Education Foundation to provide pickleball instruction to our citizens for an amount not to exceed \$8,100.00, 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 or budgetary amendments necessary in accordance with the terms of the contract.

UPON A VOTE BEING TAKEN, the result was:

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

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board meeting.

PURPOSE: By this resolution, the Town Board authorizes the Supervisor to enter into an agreement with Madness Sports for Kids, LLC to offer five (5) basketball leagues (10 week sessions). The leagues will be held at Town Hall West gymnasium on: Tuesdays, January 31, 2023 thru April 11, 2023; Fridays, January 27, 2023 thru April 7, 2023; Mondays, January 30, 2023 thru April 10, 2023 and Sundays, January 29, 2023 thru April 9, 2023 (2 separate leagues). Fees for the basketball leagues will be \$100.00 per registrant with a \$25.00 surcharge for non-residents. These programs will be self-sustaining. The total minimum revenue will be \$100.00 and the maximum revenue will be \$25,000.00 including the non-resident surcharge. Compensation for said services to Madness Sports for Kids, LLC will be 80% of the total revenue for an amount not to exceed \$16,000.00 excluding the non-resident surcharge. Dates are subject to change at the discretion of the Town of Islip Department of Parks, Recreation & Cultural Affairs

SPECIFY WHERE APPLICABLE:

Entity or individual benefitted by resolution:	Madness Sports for Kids, LLC
Site or location effected by resolution:	Town Hall West, 401 Main Street, Islip, NY 11751
Cost:	No cost to the Town of Islip – self-sustaining
Budget Line:	A7035.4 5006
Amount and source of outside funding:	Maximum revenue is \$25,000.00 including non-resident surcharge. Maximum revenue to be retained by the Town is \$9,000.00.

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5©, number 26____. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-


Signature of Commissioner/Department Head Sponsor:


Date:

WHEREAS, the Town of Islip, Department of Parks, Recreation and Cultural Affairs provides a variety of recreational opportunities and has identified a need to provide access to basketball leagues for our citizens; and

WHEREAS, Madness Sports for Kids, LLC has the required skills, background and existing infrastructure to perform this task in a satisfactory manner; and

WHEREAS, the Town of Islip is desirous of entering into an Agreement with Madness Sports for Kids, LLC, to provide instruction for basketball leagues;

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

RESOLVED, that the Town Board authorizes the Supervisor to execute an Agreement with Madness Sports for Kids, LLC, to provide access to a basketball leagues for our citizens for an amount not to exceed \$16,000.00, 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 or budgetary amendments necessary in accordance with the terms of the contract.

UPON A VOTE BEING TAKEN, the result was:

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

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board meeting.

PURPOSE: By this resolution, the Town Board authorizes the Supervisor to enter into an agreement with Denise DeMarco to provide twelve (12) separate classes of garden terrariums. Six (6) separate classes will be held on Thursdays, January 12, 2023 thru June 15, 2023 and six (6) separate classes will be held on Saturdays, January 21, 2023 thru June 10, 2023 at Bohemia Recreation Center. The registration fee for ages 7 – 16 is \$28.00 for residents with an \$7.00 surcharge for non-residents. The registration for 17 and older is \$32.00 for residents with an \$8.00 surcharge for non-residents. The minimum amount of participants for each class will be one (1) and the maximum amount of participants will be twenty (20) for a maximum total of two hundred and forty (240). This program will be self-sustaining. Minimum revenue will be \$28.00 and the maximum revenue will be \$9,000.00 including the non-resident surcharge. Compensation for said services to Denise DeMarco will be 80% of the total revenue for a maximum amount of \$5,760.00 excluding the non-resident surcharge. Dates are subject to change at the discretion of the Town of Islip Department of Parks, Recreation and Cultural Affairs.

SPECIFY WHERE APPLICABLE:

Entity of individual benefitted by resolution:	Denise DeMarco
Site or location effected by resolution:	Bohemia Recreation Center, 1 Ruzika Way, Bohemia NY 11716
Cost:	No cost to the Town of Islip - self-sustaining
Budget Line:	A7035.4-5006
Amount and source of outside funding:	Maximum revenue is \$9,000.00 including non-resident surcharge. Maximum revenue to be retained by the Town is \$3,240.00.

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type I action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5©, number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.

Signature of Commissioner/Department Head Sponsor:

Date:

11/28/2022

December 13, 2022

Resolution # _____

WHEREAS, the Town of Islip, Department of Parks, Recreation and Cultural Affairs provides a variety of recreational opportunities and has identified a need to provide access to garden terrarium classes for our citizens; and

WHEREAS, Denise DeMarco, has the required skills, background and existing infrastructure to perform this task in a satisfactory manner; and

WHEREAS, the Town of Islip is desirous of entering into an Agreement with Denise DeMarco to provide said instruction;

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

RESOLVED, that the Town Board authorizes the Supervisor to execute an Agreement with Denise DeMarco to provide garden terrarium classes for our citizens for an amount not to exceed \$5,760.00, 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 or budgetary amendments necessary in accordance with the terms of the contract.

UPON A VOTE BEING TAKEN, the result was:

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

No. 19

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

FROM: MICHAEL P. WALSH, ACTING 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 a Shopping Assistance Program.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board meeting.

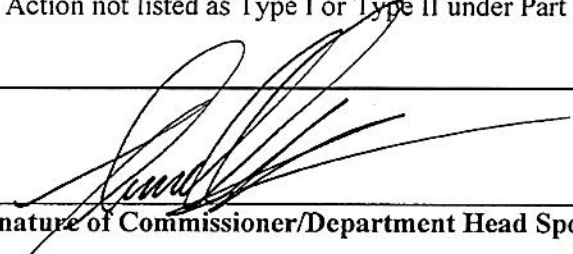
PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implication, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board. By this resolution, the Town Board authorizes the Supervisor to apply for and accept funding from Suffolk County Office for the Aging (SCOFA), for the purpose of providing new funding for a Shopping Assistance Program, which will augment our existing senior citizen essential shopping services. The amount shall be approximately \$40,000.00 for the period of January 1, 2023 through December 31, 2023.

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:** No cost to the Town of Islip
 4. **Budget Line:** A.7622
 5. **Amount and source of outside funding:** Approximately \$40,000.00 Suffolk County Office for the Aging
Approximately \$200.00 Participant Donations
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5©, number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-



Signature of Commissioner/Department Head Sponsor

11/17/2022

Date

December 13, 2022
Resolution# _____

WHEREAS, the Suffolk County Office for the Aging wishes to provide new funding for a Shopping Assistance Program, which will augment our existing essential shopping services to senior citizen residents of the Town of Islip; and

WHEREAS, the Suffolk County Office for the Aging has agreed to reimburse the Town of Islip a total of approximately \$40,000.00 for the period of January 1, 2023 through December 31, 2023; 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 allowing them to live independently by providing them with a Shopping Assistance Program; and

NOW, THEREFORE, on motion by _____

seconded by _____, be it

RESOLVED, that the Town Board authorizes the Supervisor to apply for and accept funding from the Suffolk County Office for the Aging for a Shopping Assistance Program, for the period of January 1, 2023 through December 31, 2023; and be it also;

RESOLVED, that the Supervisor is hereby authorized to execute a grant application and grant agreement, and any other necessary documentation attendant thereto, with the Suffolk County Office for the Aging for funding a Shopping Assistance 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. 20

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to execute a vehicle lease renewal with the Suffolk County Office for Aging for a 2008, 14-passenger Ford for the purpose of providing continued transportation to the senior citizen residents of the Town of Islip.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implication, 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 execute a vehicle lease renewal for a 2008, 14 passenger Ford E450, vehicle identification number 1FD4E45S48DB51055 with the Suffolk County Office for the Aging for the purpose of providing continued transportation to the senior citizen residents of the Town of Islip. This is a renewal on the prior Agreement of Lease No. 525-CAP-CAP-17057-2018-12.

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
 4. **Budget Line:** N/A
 5. **Amount and source of outside funding:** N/A
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5©, number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-



Signature of Commissioner/Department Head Sponsor



Date

WHEREAS, the Suffolk County Office for the Aging wishes to extend the term of the vehicle Agreement of Lease No. 525-CAP-CAP-17057-2018-12 for a 2008, 14 passenger Ford E450, vehicle identification number 1FD4E45S48DB51055 to the Town of Islip at no cost; and

WHEREAS, the term of the vehicle renewal lease will be for the period January 1, 2023 through December 31, 2027; and

WHEREAS, the Town of Islip wishes to accept the renewal extension for the purpose of providing transportation services to its resident senior citizens;

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

RESOLVED, that the Town Board authorizes the Supervisor to execute a vehicle lease renewal Agreement for a 2008, 14 passenger Ford E450, vehicle identification number 1FD4E45S48DB51055 with the Suffolk County Office for the Aging at no cost to the Town for the period January 1, 2023 through December 31, 2027; and be it further

RESOLVED, that the Supervisor is hereby authorized to execute any other necessary documentation thereto, seeking renewal of said lease agreement; 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 lease agreement.

UPON A VOTE BEING TAKEN, the result was:

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

No. 21

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

**Authorization for the Supervisor to execute a contract extension with
Vincent Cirino to provide golf professional services at Gull Haven Golf
Club.**

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER
13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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.

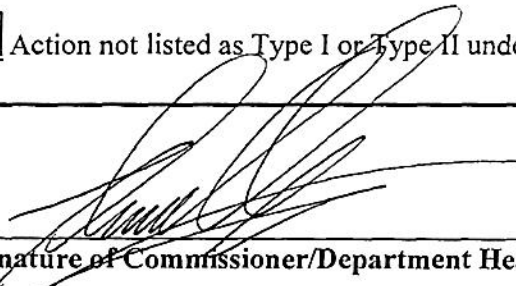
Authorization for the Town Board to exercises the option to extend the contract of Vincent Cirino for the first five (5) year option period, which shall commence on January 1, 2023 and end on December 31, 2027

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: the Town, Residents, Vincent Cirino
 2. Site or location effected by resolution: Gull Haven Golf Club
 3. Cost: \$61,500.00 per year; plus percentages of revenue
 4. Budget Line: A.7116.45000; A.7116.45074
 5. Amount and source of outside funding: Golf course revenues
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-



Signature of Commissioner/Department Head Sponsor

11/16/2022

Date

WHEREAS, the Town of Islip (the "Town") Department of Parks, Recreation and Cultural Affairs ("Parks Department") owns, operates, and maintains Gull Haven Golf Club; and

WHEREAS, the Town is currently under contract with Vincent Cirino to render services as a golf professional at Gull Haven Golf Club, which is due to expire on December 31, 2022; and

WHEREAS the Town's contract with Vincent Cirino includes two (2) five (5) year options to extend upon mutual consent of the Town and Mr. Cirino; and

WHEREAS, by letter dated November 14, 2022, Mr. Cirino requested that the Town exercise the option to extend the term of his contract for the first five (5) year option period; and

WHEREAS, Vincent Cirino has the necessary experience, skills, knowledge and attributes to continue successfully providing golf professional services at Gull Haven Golf Club; and

WHEREAS, the Commissioner of the Parks Department recommends that the Town Board extend the contract of Vincent Cirino for the first five (5) year option period, which shall commence on January 1, 2023 and end on December 31, 2027; and

WHEREAS, the yearly compensation due to Mr. Cirino under the first option period shall be \$61,500.00 per year and the commission incentive shall remain as follows: 5% of golf cart fees, 5% of league play fees, and 50% of reservation fees;

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

RESOLVED, that the Town Board hereby exercises the option to extend the contract of Vincent Cirino for the first five (5) year option period, which shall commence on January 1, 2023 and end on December 31, 2027; 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 _____.

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

No. 22

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to enter into a Professional Services Agreement with M & J Engineering, P.C. for Design and Construction Management Services for the Central Islip Downtown Revitalization-C1001606 Enhanced Pedestrian Experience.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 professional services agreement with M & J Engineering P.C. for Design and Construction Management Services for The Central Islip Downtown Revitalization - C1001606 Enhanced Pedestrian Experience.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Residents and Merchants of Central Islip
 2. Site or location effected by resolution: Hamlet of Central Islip
 3. Cost: \$ 177,400.00
 4. Budget Line: To be determined by the comptroller
 5. Amount and source of outside funding: NYS DRI Round 3 Grant - \$3,000,000.00
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number 1. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-



Signature of Commissioner/Department Head Sponsor

11-29-2022

Date

Resolution #:

Date:

WHEREAS, the Town of Islip (the "Town") advertised a Request for Proposals ("RFP") for Design and Construction Management Services for The Central Islip Downtown Revitalization – C1001606 Enhanced Pedestrian Experience; and

WHEREAS, four (4) professional service providers submitted a response to the RFP (see attachment "A"); and

WHEREAS, a review committee (the "Committee") was formed to review all proposals received in response to the RFP; and

WHEREAS, the Committee conducted a thorough review of all proposals received and recommends that a professional service agreement be awarded to M & J Engineering, P.C, 110 Bi-County Blvd. Suite 101, Farmingdale, NY 11735 which received the highest allotment of points pursuant to the rating system outlined in the Town's RFP; and

WHEREAS, **M & J Engineering, P.C.** has been determined to be a responsible proposer who has the necessary qualifications and experience to conduct the work required by the RFP;

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

RESOLVED, that the Supervisor is hereby authorized to execute a professional service agreement with M & J Engineering for Design and Construction Management Services for The Central Islip Downtown Revitalization – C1001606 Enhanced Pedestrian Experience for an amount not to exceed \$177,400.00 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 and budgetary amendments necessary to amend the budget in accordance with the terms of the professional services agreement.

Upon a vote being taken, the result was _____.

Attachment "A"

FIRM	POINTS
M & J Engineering, P.C.	94.67
N & P Engineering, Architecture and Land Surveying, PLLC	83.19
NV5 New York – Engineers, Architects, Landscape Architects and Surveyors	91.00
Cameron Engineering & Associates, LLP	90.95

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

No. 23

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to enter into a contract with Louis Barbato Landscaping, Inc. (the lowest responsible bidder) for 2022-2024 Town Wide Street Trees, Contract Number DPD 3-22.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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.

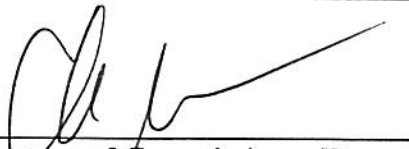
This resolution authorizes the Supervisor to enter into a contract with Louis Barbato Landscaping Inc. (the lowest responsible bidder) for 2022-2024 Town Wide Street Trees, Contract Number DPD 3-22.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: The Town
 2. Site or location effected by resolution: Various locations around the Town.
 3. Cost: \$95,844.00
 4. Budget Line: To be determined by the comptroller
 5. Amount and source of outside funding: _____
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number 3. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-



Signature of Commissioner/Department Head Sponsor

11-29-2022
Date

Resolution:

Date: December 13, 2022

WHEREAS, the Town of Islip (the "Town") Department of Planning and Development solicited competitive bids for DPD 3-22, "2022-2024 Town Wide Street Trees"; and

WHEREAS, on November 17, 2022, sealed bids for DPD 3-22 were opened, and Louis Barbato Landscaping, Inc., 1600 Railroad Avenue, Holbrook, NY 11741, submitted the lowest total bid of \$95,844.00; and

WHEREAS, Louis Barbato Landscaping, Inc. has been determined to be a responsible bidder; and

WHEREAS, the Commissioner of Planning and Development, Ela Dokonal, and the Town Engineer, Christopher H. Poelker, P.E., hereby recommend award of this contract to Louis Barbato Landscaping Inc.;

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

RESOLVED that the Supervisor is hereby authorized to execute contract DPD 3-22 with Louis Barbato Landscaping, Inc. for "2022-2024 Town Wide Street Trees", in the amount of \$95,844.00; 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 contract.

UPON a vote being taken the result was:

BID ANALYSIS

2022-2024 Town Wide Street Trees Contract No. DPD 3-22

Bid Opening: November 17, 2022

<u>Contractors Name</u>	<u>Total Bid</u>
Louis Barbato Landscaping, Inc.	\$ 95,844.00
Ironwood Industries, Inc.	\$203,642.00
Dom's Lawn Maker, Inc.	\$249,753.00

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

No. 24

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Town Board approval of the appointment of Randi E. Alarcon, Esq. to serve as a Parking Violations Hearing Officer and enter into an agreement for same.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Anthony Prudenti

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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.

That the Town Board approves the appointment of Randi E. Alarcon, Esq. to perform the duties of Hearing officer for Town of Islip Parking Violations Bureau and authorize the Supervisor to enter into agreement for same

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip
2. Site or location effected by resolution: N/A
3. Cost: N/A
4. Budget Line: B1130.45000
5. Amount and source of outside funding: N/A

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.

Signature of Commissioner/Department Head Sponsor

11/29/2022
Date

WHEREAS, the Town of Islip has established a Parking Violations Bureau under the Islip Town Uniform Traffic Code Chapters TC-7; and

WHEREAS, Chapter TC-7 empowers the Commissioner of the Department of Public Safety Enforcement to administer the Bureau and recommend the appointment of hearing officers to the Town Board; and

WHEREAS, the Commissioner of the Department of Public Safety Enforcement hereby recommends that the Town Board approve the appointment of Rani E. Alarcon, Esq., to serve as Parking Violations Hearing Officer; and

WHEREAS, Randi E. Alarcon, Esq., possesses the necessary knowledge required to serve as Parking Violations Hearing Officer.

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

RESOLVED, that the Town Board hereby approves the appointment of Randi E. Alarcon, Esq., to serve as Parking Violations Hearing Officer; and be it

FURTHER RESOLVED, that the Supervisor is authorized to enter into an agreement with Randi E. Alarcon, Esq., to perform the duties of hearing officer for the Town of Islip Parking Violations Bureau at a rate of \$250 per hearing and \$225 per weekly review.

Upon a vote being taken, the result was:

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

No. 25

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Town Board approval of the appointment of Michael S. Pernisiglio, Esq. to serve as a Parking Violations Hearing Officer and enter into an agreement for same.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Anthony Prudenti

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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.

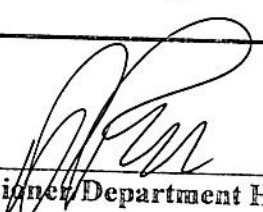
That the Town Board approves the appointment of Michael Pernesiglio, Esq. to preform the duties of Hearing officer for Town of Islip Parking Violations Bureau and authorize the Supervisor to enter into an agreement for Same

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip
2. Site or location effected by resolution: N/A
3. Cost: N/A
4. Budget Line: B1130.45000
5. Amount and source of outside funding: N/A

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.



Signature of Commissioner/Department Head Sponsor

11/29/2022

Date

WHEREAS, the Town of Islip has established a Parking Violations Bureau under the Islip Town Uniform Traffic Code Chapters TC-7; and

WHEREAS, Chapter TC-7 empowers the Commissioner of the Department of Public Safety Enforcement to administer the Bureau and recommend the appointment of hearing officers to the Town Board; and

WHEREAS, the Commissioner of the Department of Public Safety Enforcement hereby recommends that the Town Board approve the appointment of Rani E. Alarcon, Esq., to serve as Parking Violations Hearing Officer; and

WHEREAS, Michael Pernesiglio, Esq., possesses the necessary knowledge required to serve as Parking Violations Hearing Officer.

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

RESOLVED, that the Town Board hereby approves the appointment of Michael Pernesiglio, Esq., to serve as Parking Violations Hearing Officer; and be it

FURTHER RESOLVED, that the Supervisor is authorized to enter into an agreement with Michael Pernesiglio, Esq., to perform the duties of hearing officer for the Town of Islip Parking Violations Bureau at a rate of \$250 per hearing and \$225 per weekly review.

Upon a vote being taken, the result was:

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

No. 26

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to execute any and all documents necessary for the awarding of the Electrical Contracting contract to Commander Electric Inc. in connection with Phase II of the Rehabilitation of the Main Terminal Building at Long Island MacArthur Airport.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Shelley LaRose

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 Supervisor on behalf of the Town of Islip, to execute any and all documents, subject to approval of the Town Attorney, to award the Electrical Contracting contract in connection with Phase II of the Rehabilitation of the Main Terminal Building at Long Island MacArthur Airport to Commander Electric Inc., in the amount of \$213,000.⁰⁰

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip
2. Site or location effected by resolution: Long Island MacArthur Airport
3. Cost: Not to exceed \$213,000.⁰⁰
4. Budget Line: TBD
5. Amount and source of outside funding: 90% FAA; 5% NYSDOT; 5% PFC

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number 2. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.



Signature of Commissioner/Department Head Sponsor

11/29/2002

Date

December 13, 2022

Resolution No. _____

RESOLUTION AUTHORIZING the Supervisor to award an agreement for electrical services to Commander Electric Inc., as the electrical contractor in connection with Phase II of the Rehabilitation of the Main Terminal Building at Long Island MacArthur Airport (the "Airport").

WHEREAS, the Town of Islip ("Town") owns and operates the Airport; and

WHEREAS, in embarking on a transformative stage of growth and to remedy ongoing operational and maintenance concerns in the main terminal building for future growth, replacement of baggage carousels and replacement of existing vestibule doors is necessary to complete Phase II of the Rehabilitation of the Main Terminal Building (the "Project"); and

WHEREAS, the Department of Aviation and Transportation will submit an application to the Federal Aviation Administration ("FAA") for funding of the costs through Airport Improvement Program ("AIP") grants at the Airport based on the following allocation: 90% FAA; 5% New York State Department of Transportation ("NYSDOT"); and 5% Passenger Facility Charge ("PFC"); and

WHEREAS, compliance with Wick's Law is required as the project cost will exceed Seven Million Dollars, and therefore, there will be a total of three contractors for this project consisting of Electrical, General Contracting, and HVAC; and

WHEREAS, the Department of Aviation and Transportation prepared and advertised a bid for Contract DAT 2022-001 Elect, for Electrical in connection with Phase II of the Rehabilitation of the Main Terminal Building; and

WHEREAS, sealed bids were opened April 21, 2022; and

WHEREAS, upon review of the bids, Palace Electrical Contractors, Inc., located at 3558 Park Avenue, Wantagh, NY 11793, was the apparent low dollar bidder with a bid of \$183,600.00; and

WHEREAS, on June 14, 2022, the Town Board by Resolution No. 40, authorized the Supervisor to execute a contract with Palace Electrical Contractors, Inc., to award the Electrical Contracting contract in connection with Phase II of the Rehabilitation of the Main Terminal Building; and

WHEREAS, Palace Electrical Contractors, Inc., has subsequently withdrawn its bid; and

WHEREAS, Commander Electric Inc., of 500 Johnson Avenue, Bohemia, NY 11716, was the next apparent low bidder with a bid of \$213,000.00; and

WHEREAS, Commander Electric Inc., has been determined to be responsible; and

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

RESOLVED, the Supervisor is hereby authorized to execute all documents necessary, subject to the approval of the Town Attorney, for at the awarding of the Electrical Contracting contract in connection with Phase II of the Rehabilitation of the Main Terminal Building at Long Island MacArthur Airport to Commander Electric Inc., in the amount of \$213,000.00.

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 carried _____.

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

No. 27

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Acceptance of the donation of four (4) shuttle buses from ParkCo to be used at Long Island MacArthur Airport.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Shelley LaRose

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 Supervisor on behalf of the Town of Islip, to execute any and all documents, subject to approval of the Town Attorney.


to accept the donation of four (4) shuttle buses from LDATC 1.7 - PARKCO LLC

SPECIFY WHERE APPLICABLE:

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

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number _____. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.



Signature of Commissioner/Department Head Sponsor

11/29/2022
Date

December 13, 2022
Resolution No. _____

RESOLUTION AUTHORIZING the Supervisor to accept the donation of four (4) shuttle buses to be used by Long Island MacArthur Airport (the "Airport").

WHEREAS, the Town of Islip ("Town") owns and operates the Airport; and

WHEREAS, in continuing its efforts to enhance the customer experience, the Airport seeks to establish shuttle service at designated areas at the Airport and nearby locations to provide passengers the added convenience in navigating the Airport and plane to train connectivity; and

WHEREAS, LDAC 17 - ParkCo LLC ("ParkCo") currently operates and maintains the parking concession at the Airport and owns four (4) shuttle buses; and

WHEREAS, ParkCo wishes to donate said shuttle buses to the Airport; and

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

RESOLVED, the Supervisor is hereby authorized to execute all documents necessary, subject to the approval of the Town Attorney, for accepting the donation of four (4) shuttle buses from ParkCo to be used at the Airport.

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 carried _____.

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

No. 28

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to execute a change order increasing the amount with WHM Plumbing and Heating Contractors, Inc. in connection with the Hangar One Fire Sprinkler Upgrade at Long Island MacArthur Airport.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Shelley LaRose

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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.

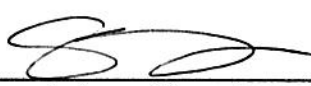
To authorize the Supervisor on behalf of the Town of Islip, to execute any and all documents, subject to approval of the Town Attorney, to execute a change order increasing the contract amount with WTM Plumbing and Heating Contractors, Inc., to include an additional cost of \$140,828.35, for a total cost not to exceed \$260,495.85 in connection with the Itangar One Fire Sprinkler Upgrade at the Airport.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip
2. Site or location effected by resolution: Long Island MacArthur Airport
3. Cost: Not to exceed \$260,495.85
4. Budget Line: TBD
5. Amount and source of outside funding: NYS DOT \$260,495.85

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number 2. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.



Signature of Commissioner/Department Head Sponsor

11/29/2022
Date

December 13, 2022
Resolution No.

RESOLUTION AUTHORIZING the Supervisor to execute a change order to the agreement with WHM Plumbing and Heating Contractors, Inc., as the contractor for the Hangar One Fire Sprinkler Upgrade at Long Island MacArthur Airport (the "Airport").

WHEREAS, the Town of Islip ("Town") owns and operates the Airport; and

WHEREAS, the Airport seeks to upgrade the fire suppression system in Hangar One, which was originally constructed in the 1950's (the "Project"); and

WHEREAS, the Department of Aviation & Transportation accepted a grant offer from New York State Department of Transportation ("NYSDOT") under the Airport Improvement and Revitalization (AIR '99) in the amount of \$293,166.00 and has committed funds for the local match in the amount of \$125,642.00, for a Total Project Cost of \$418,808.00 for completion of the Project; and

WHEREAS, the Department of Aviation and Transportation prepared and advertised a bid for Contract DAT 2022-008, Hangar One Fire Sprinkler Upgrade; and

WHEREAS, upon review of the bids, WHM Plumbing and Heating Contractors, Inc., of 6H Enterprise Drive, East Setauket, NY 11733, was the apparent low dollar bidder with a bid of \$119,667.50; and

WHEREAS, on October 18, 2022, the Town Board by Resolution No. 30 authorized the Supervisor to execute a contract with WHM Plumbing and Heating Contractors, Inc., to award the contract for the Hangar One Fire Sprinkler Upgrade at the Airport; and

WHEREAS, Pursuant to a subsequent inspection by the Town Fire Marshal, it has been determined that additional work is necessary to bring the system up to code at an additional cost of \$140,828.35, for a total cost not to exceed \$260,495.85; and

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

RESOLVED, that the Supervisor, or her designee, is hereby authorized to execute a change order increasing the contract amount with WHM Plumbing and Heating Contractors, Inc., to include an additional cost of \$140,828.35, for a total cost not to exceed \$260,495.85 in connection with the Hangar One Fire Sprinkler Upgrade at the Airport; and be it

FURTHER RESOLVED, that the Comptroller is authorized to make any and all budgeting adjustments necessary to facilitate this Amendment to the Agreement.

Upon a vote being taken, the result was:

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

No. 29

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

Authorization for the Supervisor to execute a Fourth Amendment to the Amended and Restated Concession Agreement with ParkCo.

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Shelley LaRose

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 Supervisor to execute a Fourth Amendment to the Amended and Restated Concession Agreement with ParkCo.

SPECIFY WHERE APPLICABLE:

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

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.

Signature of Commissioner/Department Head Sponsor

Date

WHEREAS, the Town of Islip (the “**Town**”) owns and operates Long Island MacArthur Airport (the “**Airport**”);

WHEREAS, the Town and APCOA, Inc., entered into that certain Concession Agreement dated May 7, 1985, with respect to the Airport’s public parking facilities, (the “**Original Agreement**”); and

WHEREAS, APCOA/Standard Parking, Inc., successor-in-interest to APCOA, Inc., assigned the Original Agreement to ECH pursuant to that certain Assignment and Assumption of the Original Agreement dated April 16, 1999; and

WHEREAS, the Town and ECH entered into that certain Second Amended and Restated Concession Agreement dated July 1, 2019 (the “**Second Amendment**”); and

WHEREAS, with the Town’s consent, ECH assigned its right, title and interest in and to the Second Amended and Restated Concession Agreement to LDAC 17 - ParkCo LLC (“**ParkCo**”) by entering into that certain Bill of Sale, Assignment and Assumption dated November 22, 2019 (the “**Assignment**”); and

WHEREAS, the Town and ParkCo entered into the Third Amendment to the Amended and Restated Concession Agreement on May 2, 2022 to allow the Town to satisfy its installment loan prior to the 360 month period without a prepayment penalty and to extend the Amended and Restated Concession Agreement for an additional term ending on February 28, 2041(the “**Third Amendment**”); and

WHEREAS, the Town and ParkCo mutually desire to amend Section 5 and Exhibit E of the Amended and Restated Concession Agreement to alleviate ParkCo of any Shuttle Service and/or Shuttle Maintenance.

NOW, THEREFORE, on motion of Councilperson _____, seconded by Councilperson _____; it is hereby

RESOLVED, that the Supervisor is authorized and directed to execute any and all documents, subject to the Town Attorney’s approval, to effectuate the desired amendments for the Fourth Amendment to the Amended and Restated Concession Agreement; and be it

FURTHER RESOLVED, that the Comptroller is authorized to make any and all budgeting adjustments necessary to facilitate this Amendment.

UPON a vote being taken, the result was:

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

No. 30

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

**Authorization for the Supervisor to execute a contract with Metro
Environmental Services, LLC for DPW 2-2023, Repair of Fuel Pumps at
Various Locations in the Town of Islip.**

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER
13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Shelley LaRose

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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 execute a contract with Metro Environmental Services, LLC, 208 Route 109, Suite 106, Farmingdale, New York 11735, for DPW 2-2023, Repair of Fuel Pumps at Various Locations in the Town of Islip. The length of the contract is from January 1, 2023 to December 31, 2025, with an option to extend for one (1) year at the sole discretion of the Town Board. Metro Environmental Services, LLC submitted the lowest responsible bid of \$1,979.00.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip
 2. Site or location effected by resolution: Various locations throughout the Town.
 3. Cost: \$1,979.00 (requirements contract)
 4. Budget Line: DB1640.4-4112
 5. Amount and source of outside funding: NA
-

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number 26. SEQR review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-



Signature of Commissioner/Department Head Sponsor

12/1/2022

Date

December 13, 2022
Resolution #

WHEREAS, the Town of Islip Department of Public Works has solicited competitive bids for DPW 2-2023, Repair of Fuel Pumps at Various Locations in the Town of Islip; and

WHEREAS, the solicitation for bids was advertised twice, and sealed bids were opened on December 1, 2022; and

WHEREAS, Metro Environmental Services, LLC, 208 Route 109, Suite 106, Farmingdale, New York 11735, submitted the lowest bid price of \$1,979.00; and

WHEREAS, Metro Environmental Services, LLC, has been determined to be a responsible bidder; and

WHEREAS, the length of this contract is from January 1, 2023 to December 31, 2025, with an option to extend for one (1) year at the sole discretion of the Town Board; and

WHEREAS, the Commissioner of Public Works recommends that DPW 2-2023, Repair of Fuel Pumps at Various Locations in the Town of Islip, be awarded to Metro Environmental Services, LLC.;

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

RESOLVED, that the Supervisor is hereby authorized to execute a contract with Metro Environmental Services, LLC, for DPW 2-2023, Repair of Fuel Pumps at Various Locations in the Town of Islip, in the amount of \$1,979.00; 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 2-2023

REPAIR OF FUEL PUMPS AT VARIOUS LOCATIONS IN THE TOWN OF ISLIP

BIDDERS	AMOUNT
Metro Environmental Services, LLC 208 Route 109 Suite 106 Farmingdale, NY 11735	<u>\$1,979.00</u>
Global Fueling Systems Inc. 42 Field Street West Babylon, NY 11704	<u>\$2,106.25</u>

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

No. 31

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

**Authorization for Town Clerk to advertise for a Public Hearing
amending Islip Town Code Chapter 68, entitled "Zoning".**

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER 13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Ela Dokonal

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 submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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. Specifically, amendments are proposed to Article XIV Planned Development District. This resolution authorizes the Town Clerk to advertise for a public hearing to consider the proposed amendments to the local law, following notification from the Town's Planning Department that: (1) it has received comments on the proposed amendments from the Suffolk County Planning Commission; or (2) the SC Planning Commission has failed to comment within the period of time prescribed by law.

SPECIFY WHERE APPLICABLE:

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

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☐ Type 2 action under 6 NYCRR, Section 617.5(c), number _____. SEQR review complete.
- ☒ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-

Ela Dokonal

Digitally signed by Ela Dokonal
Date: 2022.12.06 11:22:28 -05'00'

Signature of Commissioner/Department Head Sponsor

12/06/2022

Date

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 201_ amending the Islip Town Code Chapter 68, §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 (the "Planning Department") and the Office of the Town Attorney; and

WHEREAS, on the basis of said review, amendments are proposed to Article XXIV (Planned Development District) of Chapter 68 of the Islip Town Code (entitled, "Zoning"); and

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

WHEREAS, upon receipt of comments on the proposed amendments from the Suffolk County Planning Commission, or the failure of the Suffolk Planning Commission to comment within the period prescribed by law, the Planning Department will request that the Town Clerk's Office advertise for a public hearing to consider the proposed code amendments; and

WHEREAS, a review of the environmental impacts of these proposed code amendments 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 shall be authorized to advertise for a public hearing to consider the proposed code amendments upon notification from the Planning Department that: (1) it has received comments on the proposed amendments from the Suffolk County Planning Commission; or (2) the Suffolk County Planning Commission has failed to comment on the proposed amendments within the period of time prescribed by law.

SEE ATTACHED FOR PROPOSED AMENDMENTS.

Additions are indicated by UNDERLINING

Deletions are indicated by ~~STRIKEOUTS~~

Upon a vote being taken the result was:

TOWN BOARD RESOLUTION

Date: _____

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

WHEREAS, on the basis of said review, amendments are proposed to Article XXIV (Planned Development District) of Chapter 68 of the Islip Town Code (entitled, "Zoning"); and

WHEREAS, pursuant to New York State General Municipal Law, the proposed code amendments 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 amendments; 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 XXIV Use District Regulations: Planned Development District

§ 68-324 Subdistrict regulations.

C. Retail/service.

(1) Permitted uses.

(m) Non-degree-granting schools including self-defense, dance, swimming, gymnastics and similar instruction/programs, except those associated with manufacturing or truck driving.

(2) Uses permitted by special permit from Planning Board after a public hearing:

(g) Private or parochial school, including preschool programs, elementary and secondary schools and vocational schools.

D. Office.

(8) Uses permitted by special permit from Planning Board after a public hearing:

(a) Private or parochial school, including preschool programs, elementary and secondary schools, 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.

F. Recreation.

(2) Permitted accessory uses.

(d) Accessory parking for any permitted use in any subdistrict.

G. Municipal.

(5) Uses permitted by special permit from Planning Board after a public hearing:

(a) Private or parochial school, including preschool programs, elementary and secondary schools and vocational schools.

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

No. 32

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

FROM: MICHAEL P. WALSH, ACTING TOWN ATTORNEY

RE: TOWN BOARD DISCUSSION AGENDA

**Authorization for the Town Clerk to advertise for a Public Hearing
amending the Islip Town Code, Chapter 39, entitled "Peddlers".**

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON **DECEMBER
13, 2022 AT 2:00 PM** IN THE TOWN BOARD ROOM, ISLIP TOWN HALL.

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

Michael Walsh, 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 OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS**

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board 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.

Auhorization for the Islip Town Clerk to advertise for a public hearing to amend the Islip Town Code, Chapter 39, entitled "Peddlers".

SPECIFY WHERE APPLICABLE:

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

ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- ☐ Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- ☒ Type 2 action under 6 NYCRR, Section 617.5(c), number 26. SEQr review complete.
- ☐ Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
-

Signature of Commissioner/Department Head Sponsor

Date

December 13, 2022
Resolution #32

WHEREAS, the Town Board of the Town of Islip enacted Chapter 39 of the Town of Islip Town Code in response to the major demand by stationary peddlers to sell food products within the Town of Islip; and

WHEREAS, it was the intent of the Town Board to allow for the practice of stationary peddling within the Town of Islip subject to certain restrictions; and

WHEREAS, it is necessary and proper, pursuant to the powers granted unto the Town of Islip by virtue of Town Law § 136, to regulate the practice of peddling; and

WHEREAS, the Town Board has determined that some restrictions in Chapter 39 of the Islip Town Code, as amended, need to be altered; and

WHEREAS, certain modifications are deemed necessary to portions of the Islip Town Code, Chapter 39, entitled "Peddlers".

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

RESOLVED, that the Town Clerk is authorized to advertise for a public hearing to consider amending Islip Town Code, Chapter 39, entitled "Peddlers".

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 to consider amending Chapter 39 of the Islip Town Code entitled “Peddlers” on Tuesday, January _____, 2023 at _____ pm. The Town Board Meeting will be held at 655 Main Street, Islip, New York 11751. The format of this meeting is subject to change, attendees should check the Town website for instructions prior to the date of the meeting.

A copy of the draft amendments are available upon request from the Office of the Islip Town Clerk located at 655 Main Street, Islip, NY 11751.

Public comment can be made at the Town Board meeting on January _____, 2023, or by providing written comment prior to the date of the public hearing to the Islip Town Clerk at townclerk@islipny.gov.

January __, 2023

WHEREAS, the Town Board of the Town of Islip enacted Chapter 39 of the Town of Islip Town Code in response to the major demand by stationary peddlers to sell food products within the Town of Islip; and

WHEREAS, it was the intent of the Town Board to allow for the practice of stationary peddling within the Town of Islip subject to certain restrictions; and

WHEREAS, it is necessary and proper, pursuant to the powers granted unto the Town of Islip by virtue of Town Law § 136, to regulate the practice of peddling; and

WHEREAS, the Town Board has determined that some restrictions in Chapter 39 of the Islip Town Code, as amended, need to be altered; and

WHEREAS, certain modifications are deemed necessary to portions of the Islip Town Code, Chapter 39, entitled "Peddlers"; and

WHEREAS, a public hearing was held therefor on January __, 2023.

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

RESOLVED, that the Town Board of the Town of Islip hereby amends Islip Town Code, Chapter 39, entitled "Peddlers", as follows:

SEE ATTACHED

Additions are indicated by UNDERLINING
DELETIONS are indicated by ~~STRIKEOUTS~~

Upon a vote being taken, the result was:

§ 39-2.1 Stationary peddler's license.

- B. The number of stationary peddler's licenses issued hereunder shall be limited to a total of ~~30~~ 37 with a maximum of ~~two per hamlet~~ per hamlet as follows:

<u>HAMLET</u>	<u>Maximum # of Licenses</u>
<u>Bay Shore</u>	<u>Four (4)</u>
<u>Bayport</u>	<u>Two (2)</u>
<u>Bohemia</u>	<u>Two (2)</u>
<u>Brentwood</u>	<u>Five (5)</u>
<u>Central Islip</u>	<u>Four (4)</u>
<u>East Islip</u>	<u>Two (2)</u>
<u>Great River</u>	<u>Two (2)</u>
<u>Hauppauge</u>	<u>Two (2)</u>
<u>Holbrook</u>	<u>Two (2)</u>
<u>Islip</u>	<u>Two (2)</u>
<u>Islip Terrace</u>	<u>Two (2)</u>
<u>Oakdale</u>	<u>Two (2)</u>
<u>Ronkonkoma</u>	<u>Two (2)</u>
<u>Sayville</u>	<u>Two (2)</u>
<u>West Islip</u>	<u>Two (2)</u>