

1/22/2002

STATUS Adopted

## TOWN OF RIVERHEAD

Resolution #106

AUTHORIZATION TO PUBLISH BID FOR MEAT & POULTRY

Councilwoman Sanders offered the following resolution,

which was seconded by Councilwoman Blass

WHEREAS; the Town Clerk was authorized to publish and post a notice to bidders for MEAT & POULTRY and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the JANUARY 30, 2002 issue of the SUFFOLK COUNTY LIFE.

BE IT RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a copy of this resolution to the Purchasing Department.

THE VOTESanders  Yes  No      Blass  Yes  NoDensieski  Yes  No      Lull <sup>absent</sup>  Yes  NoKozakiewicz  Yes  No

The Resolution Was  Was Not   
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD  
NOTICE TO BIDDERS**

Sealed bids for the purchase of MEAT & POULTRY PRODUCTS for use by the TOWN OF RIVERHEAD will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until 11:00 a.m. on FEBRUARY 7, 2002.

Bid packets, including Specifications, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

All bids must be submitted on the bid form provided. Any and all exceptions to the Specifications must be listed on a separate sheet of paper, bearing the designation "EXCEPTIONS TO THE SPECIFICATIONS" and be attached to the bid form.

The Town Board reserves the right and responsibility to reject any or all bids or to waive any formality if it believes such action to be in the best interest of the Town.

1/22/02

Adopted 185

Resolution # 107

AUTHORIZING SETTLEMENT OF NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION NOTICE OF VIOLATION REGARDING THE GRANGEBEL PARK BULKHEAD REPLACEMENT PROJECT

Councilman Densieski offered the following resolution, was seconded by Councilwoman Blass :

WHEREAS, the New York State Department of Environmental Conservation served a Notice of Violation upon the Town of Riverhead, as permittee, and its contractor, South Shore Docks, in connection with the Grangebél Park Bulkhead Replacement Project; and

WHEREAS, the Town, its contractor, and the New York State Department of Environmental Conservation desire to settle the outstanding notice without costly and protracted litigation; and

WHEREAS, an Order on Consent has been prepared which resolves this matter without further litigation; and

WHEREAS, the Contractor has agreed to pay the entire penalty agreed to by the Department of Environmental Conservation; and

WHEREAS, the project can proceed without any adjustment to the contract price as awarded; and

WHEREAS, the entering into the settlement would avoid further and costly litigation and is in the best interest of the Town and its taxpayers;

NOW BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to sign the Order on Consent in the form attached hereto, as well as any other documents necessary to implement the terms thereof; and it is further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP.; the Town Attorney; and Kenneth Testa, P.E., Town Engineer.

THE VOTE:

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	
Blass	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	
Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	
Lull	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<i>absent</i>
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	

In the Matter of the Violation(s) of Articles 15,  
and/or 25 and 71, as indicated below, of the  
New York State Environmental Conservation  
Law, by :

Town of Riverhead / South Shore Docks  
- Respondent(s)

( Suffolk County)

ORDER ON CONSENT  
FILE NO. 1-

WHEREAS, Article 15, Title 5, of the New York State Environmental Conservation Law (Protection of Waters) prohibits conducting any regulated activities in any of the navigable waters or protected streams of the State without the requisite permit, or in noncompliance with the requisite permit; and

WHEREAS, Article 25, Title 4, of the New York State Environmental Conservation Law, (Tidal Wetlands Act) prohibits conducting any regulated activities on or adjacent to any tidal wetland without the requisite permit, or in noncompliance with the requisite permit; and

WHEREAS, the Department of Environmental Conservation (DEC) has documented a violation of said statutes, specifically Section 25-0401.1, Section \_\_\_\_\_, and Section \_\_\_\_\_, in that Respondent(s) caused and/or permitted to be caused,

non compliance with the approved plan of NYSDEC permit # 1-4730-00175/00001-0 in that the existing bulkhead was removed and the new bulkhead was constructed in the same location rather than 18" seaward of the existing bulkhead. and non compliance with the above permit in that the permittee failed to notify the Department prior to commencement of regulated activities, and excavation and dredging in and adjacent to a regulated tidal wetland and placement of fill in the area adjacent to a regulated tidal wetland all without the required permits.; and

WHEREAS, Respondent(s) has/have affirmatively waived his/her/its/their right to a public hearing in this matter in the manner provided by law and having consented to the entering and issuing of this Order, agree(s) to be bound by the terms and conditions contained herein.

NOW, having considered this matter and being duly advised, it is

ORDERED, that with respect to the aforesaid violation(s), there is hereby imposed upon Respondent(s) Riverhead Town , a penalty in the sum of Five Thousand ( \$5,000.00 ) Dollars, of which Three Thousand (\$ 3,000.00) Dollars shall be made payable by certified check or money order to the NYS Department of Environmental Conservation upon the signing of this Order, and the remaining Two Thousand (\$2,000.00) Dollars to be suspended provided Respondent(s) strictly adhere(s) to the terms and conditions outlined in this Order, including Schedule A, the compliance schedule attached hereto and made part hereof; and it is further

ORDERED, that with respect to the aforesaid violation(s), there is hereby imposed upon Respondent(s) South Shore Docks , a penalty in the sum of Twenty Thousand ( \$20,000.00 ) Dollars, shall be made payable by certified check or money order to the NYS Department of Environmental Conservation upon the signing of this Order, ; and it is further

ORDERED, that this Order shall not become effective until it is executed by the Regional Director on behalf of the Commissioner, and the date of execution by the Regional Director shall be the date of execution of this Order; and it is further

ORDERED, that in those instances in which the Respondent(s) desire(s) that any of the provisions, terms or conditions of this Order be changed, (s)he/it/they shall make written application, setting forth the grounds for the relief sought, to the Commissioner, c/o Regional Attorney, New York State Department of Environmental Conservation, Building 40, State University Campus, Stony Brook, New York 11790-2356; and it is further

ORDERED, that Respondent(s) shall strictly adhere to the terms and conditions outlined in this Order and in Parts I, II, and/or III of Schedule A, the compliance schedule attached hereto and made a part hereof; and it is further

ORDERED, that any change in this Order shall not be made or become effective, except as specifically set forth by written order of the Commissioner, such written order being made either upon written application of the Respondent(s) or upon the Commissioner's own findings; and it is further

ORDERED, that this Order shall be deemed binding on the Respondent(s), it/his/her/their successors and assigns and all persons, firms and corporations acting under or for it/him/her/them, including, but not limited to those who may carry on any or all of the operations now being conducted by Respondent(s), whether at the present location or at any other in this State; and it is further

ORDERED, that the failure to pay any penalty amounts due under the terms and conditions of this Order may result in a 22% surcharge in recovery costs and a potential tax refund offset by the Department of Taxation and Finance, and it is further

ORDERED, that a dishonored check fee of Twenty (\$20.00) Dollars will be charged for all checks which are returned for insufficient funds.

Dated: Stony Brook, New York

\_\_\_\_\_, 2002

Erin M. Crotty  
Commissioner of Environmental Conservation

By \_\_\_\_\_  
RAY E. COWEN, P.E.  
Regional Director

To: Town of Riverhead  
200 Howell Ave.  
Riverhead, NY 11901

South Shore Docks  
P.O. Box 1413  
Quogue, NY 11059

NOV#: 02LP02/02LP03

**CONSENT BY RESPONDENT (Individual)**

Respondent acknowledges the authority and jurisdiction of the Commissioner of Environmental Conservation of the State of New York to issue the foregoing Order, waives public hearing or other proceedings in this matter, accepts the terms and conditions set forth in the Order and consents to the issuance thereof.

SIGNATURE: \_\_\_\_\_

NAME(print): \_\_\_\_\_

STATE OF NEW YORK )

COUNTY OF \_\_\_\_\_ ) s.s.:

On the \_\_\_\_ day of \_\_\_\_\_, 2002, before me personally came \_\_\_\_\_, to me known, who being duly sworn, deposed and said that he resides at \_\_\_\_\_ that (s)he is the individual described in and who executed the foregoing instrument and acknowledged to me that (s)he executed same.

\_\_\_\_\_  
NOTARY PUBLIC

**CONSENT BY RESPONDENT (Corporation)**

Respondent acknowledges the authority and jurisdiction of the Commissioner of Environmental Conservation of the State of New York to issue the foregoing Order, waives its rights to notice and public hearing or other proceedings in this matter, and agrees to be bound by the provisions, terms and conditions contained herein and consents to the issuance thereof.

SIGNATURE: \_\_\_\_\_

TITLE: \_\_\_\_\_

of \_\_\_\_\_

(Write in name of corporation)

STATE OF NEW YORK )

COUNTY OF \_\_\_\_\_ ) s.s.:

On this \_\_\_\_ day of \_\_\_\_\_, 2002 before me personally came \_\_\_\_\_, to me known, who being by me duly sworn did depose and say that (s)resides at \_\_\_\_\_, \_\_\_\_\_, that he is the \_\_\_\_\_ (Title) of Respondent \_\_\_\_\_ and that (s)signed his name for and on behalf of said Town with full authority so to do.

\_\_\_\_\_  
Notary Public

NOV#: 02LP02/02LP03

**CONSENT BY RESPONDENT (Individual)**

Respondent acknowledges the authority and jurisdiction of the Commissioner of Environmental Conservation of the State of New York to issue the foregoing Order, waives public hearing or other proceedings in this matter, accepts the terms and conditions set forth in the Order and consents to the issuance thereof.

SIGNATURE: \_\_\_\_\_

NAME(print): \_\_\_\_\_

STATE OF NEW YORK )

COUNTY OF \_\_\_\_\_ )

s.s.:

On the \_\_\_\_ day of \_\_\_\_\_, 2002, before me personally came \_\_\_\_\_, to me known, who being duly sworn, deposed and said that he resides at \_\_\_\_\_ that (s)he is the individual described in and who executed the foregoing instrument and acknowledged to me that (s)he executed same.

\_\_\_\_\_  
NOTARY PUBLIC

**CONSENT BY RESPONDENT (Corporation)**

Respondent acknowledges the authority and jurisdiction of the Commissioner of Environmental Conservation of the State of New York to issue the foregoing Order, waives its rights to notice and public hearing or other proceedings in this matter, and agrees to be bound by the provisions, terms and conditions contained herein and consents to the issuance thereof.

SIGNATURE: \_\_\_\_\_

TITLE: \_\_\_\_\_

of \_\_\_\_\_

(Write in name of corporation)

STATE OF NEW YORK )

COUNTY OF \_\_\_\_\_ )

s.s.:

On this \_\_\_\_ day of \_\_\_\_\_, 2002 before me personally came \_\_\_\_\_, to me known, who being by me duly sworn did depose and say that (s)resides at \_\_\_\_\_, that he is the \_\_\_\_\_ (Title) of Respondent \_\_\_\_\_ and that (s)signed his name for and on behalf of said Town with full authority so to do.

\_\_\_\_\_  
Notary Public

SCHEDULE A

Compliance Schedule  
for  
Article(s) 15 and/or 25

I. GENERAL REQUIREMENTS:

Immediately, Respondent (s) shall cease and desist from any and all future violations of the New York State Environmental Conservation Law and the rules and regulations enacted pursuant thereto.

Respondent (s) shall submit photographs of the completed work, if any, required under this schedule, to the Department within five (5) days of its completion.

All submittals to the Department required under this Order shall be made by Respondent (s) as follows:

- 1) One copy to the Legal Affairs Office, Region One, New York State Department of Environmental Conservation, Building 40, S.U.N.Y., Stony Brook, New York 11790-2356;  
-and-
- 2) One Copy to Marine Habitat Protection, Region One, New York State Department of Environmental Conservation, Building 40, S.U.N.Y., Stony Brook, New York 11790-2356.

II. REMOVAL REQUIREMENTS:

Within days from the date of the execution of this Order,

Respondent (s) shall have removed the structures and/or fill which are the subject of this Order.

Removal Specifications:

No Removal Required

III. RESTORATION REQUIREMENTS:



Within thirty (30) days from the date of the execution of this Order,

Respondent(s) shall submit to the Department, an approvable\* restoration plan and time schedule for implementation of said plan.

\*Approvable in the context of this Order shall mean approvable by the DEC with minimal revision. Minimal revision shall mean that Respondent(s) incorporate(s) the revisions required by the DEC and resubmits the plan for approval within fifteen (15) business days of receipt of the DEC's comments.

This plan shall include:



Regrading



Plantings in disturbed area



Specifications : submit to the Region 1 Supervisor of Natural Resources a survey to the same scale as the approved plan of permit # 1-4736-00175/00001-0 showing the location of the newly constructed bulkhead, and showing the work required to complete the sections of the project currently in non compliance with the permit. Install silt control devices seaward of all fill areas.



Other: immediately upon the written approval of the above plan by the Region 1 Supervisor of Natural Resources the Respondent(s) may commence work at the site, as directed by the NYS Department of Environmental Conservation.

Upon approval by the Department, Respondent(s) shall implement the approved restoration plan in accordance with the approved time schedule.

Said maintenance shall ensure a success ratio of at least 85%.



No Restoration Required.

**Adopted**

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RESOLUTION #108

72113-3170

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on January 22, 2002, at 4 o'clock      P .M., Prevailing Time.

The meeting was called to order by Supervisor Kozakiewicz and upon roll being called, the following were

PRESENT:           Supervisor Kozakiewicz  
                      Councilman Densieski  
                      Councilwoman Blass  
                      Councilwoman Sanders

Also Present:       Town Clerk, Barbara Grattan

ABSENT:            Councilman Lull

The following resolution was offered by Councilwoman Blass, who moved its adoption, seconded by Councilwoman Sanders, to-wit:

BOND RESOLUTION DATED JANUARY 23, 2000.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$600,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE PURCHASE OF VEHICLES FOR CONSTRUCTION AND MAINTENANCE PURPOSES FOR USE BY THE HIGHWAY DEPARTMENT IN AND FOR SAID TOWN.

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. For the class of objects or purposes of paying the cost of the purchase of vehicles and equipment for use by the Town's Highway Department for construction and maintenance purposes, the cost of each of which is \$30,000 or more, including incidental equipment and expenses in connection therewith, for the Town of Riverhead, Suffolk County, New York, there are hereby authorized to be issued \$600,000 serial bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is \$600,000, and the plan for the financing thereof shall be by the issuance of the \$600,000 serial bonds authorized pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 28 of paragraph a of Section

11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to

the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

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

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Sections 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. Upon this resolution taking effect, the same shall be published in full in Suffolk County Life, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law.



STATE OF NEW YORK        )  
                                   )ss:  
 COUNTY OF SUFFOLK        )

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO  
 HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board  
 of said Town, including the resolution contained therein, held on January 22, 2002, with the original  
 thereof on file in my office, and that the same is a true and correct transcript therefrom and of the  
 whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open  
 Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public  
 notice of the time and place of said meeting to be given to the following newspapers and/or other  
 news media as follows:

Newspaper and/or other news media

Date given

**Suffolk County Life**

**January 31, 2002**

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)  
of posted notice

Date of Posting

**Town Clerk's Bulletin Board**

**January 23, 2002**

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on January 22, 2002.

\_\_\_\_\_  
Town Clerk

JANUARY 22, 2002

**Adopted**

TOWN OF RIVERHEAD

SCAVENGER WASTE DEBT SERVICE  
BUDGET ADJUSTMENT

RESOLUTION # 109

Councilwoman Blass offered the following resolution,  
which was seconded by Councilwoman Sanders

**BE IT RESOLVED**, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

385.000000.390599      APPROPRIATED FUND BALANCE      **FROM:**  
\$174,269.

385.010010.411000      REAL PROPERTY TAXES      **TO:**  
\$174,269.

THE VOTE

Sanders  Yes  No      Blass  Yes  No  
Densieski  Yes  No      Lull  Yes  No  
Kozakiewicz  Yes  No

JANUARY 22, 2002

201  
**Adopted**

TOWN OF RIVERHEAD

Resolution # 110

RIVERHEAD SCAVENGER WASTE DISTRICT

BUDGET ADOPTION

Councilman Densieski offered the following resolution ,  
which was seconded by COUNCILWOMAN BLASS

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget:

		FROM:
128.010010.411000	REAL PROPERTY TAXES	\$174,269.
128.012401.441100	INTEREST ON INVESTMENT	3,000.
128.012590.452310	LICENSE PERMITS	3,581.
128.082130.421083	TIPPING FEES	700,000.
<b>TOTAL ESTIMATED REVENUES</b>		<b><u>\$880,850.</u></b>
		TO:
128.081890.511500	PERSONAL SERVICE	\$230,800.
128.081890.512500	OVERTIME	15,000.
128.081890.513500	LONGEVITY	<u>10,500.</u>
<b>TOTAL PERSONAL SERVICES</b>		<b><u>\$256,300.</u></b>
128.081890.524300	OFFICE EQUIPMENT	\$1,000.
128.081890.524900	MISC. EQUIPMENT	<u>2,500.</u>
<b>TOTAL EQUIPMENT</b>		<b><u>\$3,500.</u></b>
128.081890.541150	GENERAL BLDG. MAINTENANCE	\$1,500.
128.081890.541203	LANDSCAPING	300.
128.081890.541400	EQUIPMENT REPAIR & MAINTENANCE	20,000.
128.081890.541405	GENERATOR SERVICE EXPENSE	2,000.
128.081890.541415	ALARM SYSTEM EXPENSE	1,000.
128.081890.541416	REPLACEMENT & IMPROVEMENT	7,500.
128.081890.541500	VEHICLE REPAIR	3,500.
128.081890.542100	OFFICE SUPPLIES	750.
128.081890.542303	FIRST AID SUPPLIES	900.
128.081890.542321	SMALL TOOL EXPENSE	500.
128.081890.542400	UNIFORM EXPENSE	1,400.
128.081890.542503	CHEMICAL EXPENSE	34,000.
128.081890.542506	PLANT SUPPLIES	5,000.

JANUARY 22, 2002

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## RIVERHEAD SCAVENGER WASTE DIST. BUDGET ADOPTION

CONTINUED:

		TO:
128.081890.543320	LEGAL EXPENSE	\$8,000.
128.081890.543504	ENGINEERING EXPENSE	20,000.
128.081890.546100	TELEPHONE	3,900.
128.081890.546203	PLANT ELECTRICITY	123,200.
128.081890.546300	GAS, OIL & DIESEL	1,000.
128.081890.546304	PLANT FUEL EXPENSE	5,500.
128.081890.546400	WATER EXPENSE	8,000.
128.081890.546510	S.P.D.E.S. PERMIT FEE	3,750.
128.081890.547504	SANITATION DISPOSAL EXPENSE	150,000.
128.081890.547506	LAB EXPENSE	18,000.
128.081890.549000	MISC. EXPENSE	2,500.
TOTAL CONTRACTUAL EXPENSES		<u>\$422,200.</u>
128.090100.581500	NYS RETIREMENT	\$3,800.
128.090300.582500	SOCIAL SECURITY	19,400.
128.090400.583500	WORKERS COMPENSATION	3,550.
128.090600.584500	HOSPITALIZATION	<u>59,000.</u>
TOTAL FRINGE BENEFITS		<u>\$85,750.</u>
128.099010.595001	TRANSFER TO GENERAL FUND	\$100,000.
128.099010.596500	TRANSFER TO INSURANCE RESERVE	13,100.
TOTAL INTERFUND TRANSFERS		<u>\$113,100.</u>
TOTAL APPROPRIATIONS		<u>\$880,850.</u>

## THE VOTE

Sanders  Yes  NoBlass  Yes  NoDensieski  Yes  NoLull  Yes  No  
*absent*Kozakiewicz  Yes  No

**Adopted**

Date 01/22/02

TOWN OF RIVERHEAD

Resolution # 111

**Amends Town of Riverhead Resolution Number 46,  
And Which Accepts Resignation of Town Historian Justine Wells**

Councilman Densieski offered the following resolution,  
which was seconded by Councilwoman Blass

WHEREAS, Justine Wells has notified the Town Supervisor and the Town Board, in writing, of her resignation; and

WHEREAS, on January 15, 2002, the Town Board adopted Resolution Number 46 and accepted the resignation of Justine Wells, effective December 31, 2001; and

WHEREAS, Resolution Number 46 incorrectly made the acceptance of the resignation of Justine Wells effective December 31, 2001, when the effective date should have been January 13, 2002.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Riverhead and the Town Board regrettably accept the resignation of Justine Wells, effective January 13, 2002; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Justine Wells, the Supervisor's Office and the Office of Accounting.

THE VOTE

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Lull  Yes  No  
*Absent*

Kozakiewicz  Yes  No

The Resolution Was  Was Not   
Thereupon Duly Declared Adopted

# Adopted

Date 01/22/02

## TOWN OF RIVERHEAD

Resolution # 112

**Amends Town of Riverhead Resolution Number 47,  
Which Appointed Georgette Case as Riverhead Town Historian**

Councilwoman Blass offered the following resolution,  
which was seconded by Councilman Densieski

WHEREAS, on January 13, 2002, the Town Board adopted Resolution Number 47 which appointed Georgette Case to the position of Town Historian; and

WHEREAS, Resolution Number 46 incorrectly made such appointment effective January 1, 2002; and

WHEREAS, the effective date to Town of Riverhead Resolution Number 47 should have been January 14, 2002.

NOW, THEREFORE, BE IT RESOLVED, that Town of Riverhead Resolution Number 47 be and is hereby amended such that Georgette Case be and is hereby appointed to the position of Town of Riverhead Historian for the Year of 2002 at an annual salary of \$4,000 (prorated) to be paid bi-weekly, effective January 14, 2002; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Georgette Case, the Supervisor's Office and the Office of Accounting.

THE VOTE

Sanders  Yes  NoBlass  Yes  NoDensieski  Yes  NoLuli  Yes  No  
*Absent*Kozakiewicz  Yes  No

The Resolution Was  Was Not   
Thereupon Duly Declared Adopted

**Adopted**

January 31, 2002

TOWN OF RIVERHEAD

Resolution # 113

**Seeking Additional Farmland Preservation Fund  
From Federal, State, and County Governments**

\_\_\_\_\_ **Councilman Densieski** \_\_\_\_\_ offered the following  
resolution, which was seconded by \_\_\_\_\_ **Councilwoman Blass** \_\_\_\_\_

**WHEREAS**, Suffolk County is ranked first above all counties in New York State in terms of the dollar value of agricultural production; and

**WHEREAS**, Suffolk County farmland is the source not only of thriving agricultural businesses but also of scenic vistas, open space protection and recreational opportunities for Long Island families; and

**WHEREAS**, in 1977, Suffolk County became one of the first agricultural counties in the United States to implement the concept of the purchase of development rights on a portion of the Talmage farm in Baiting Hollow in the Town of Riverhead; and

**WHEREAS**, there are approximately 34,000 acres of farmland remaining in Suffolk County; and

**WHEREAS**, the Suffolk County Agricultural and Farmland Protection Plan has identified 20,000 acres for the purchase of development rights as the necessary critical mass to ensure the veracity of the farming industry in Suffolk County; and

**WHEREAS**, the development rights have been purchased from 9,000 acres in Suffolk County through county funds and through town funds; and

**WHEREAS**, the purchase of development rights from the remaining 11,000 farmland acres over the next five years is vital to the preservation of agriculture industry in Suffolk County; and

**WHEREAS**, the State of New York has spent approximately \$14 million in Suffolk County to purchase development rights over the past six years; and

**WHEREAS**, Suffolk County has spent approximately \$50 million since the inception of its program in 1976; and

**WHEREAS**, in 1998, the residents of the five East End towns showed strong support for land preservation by passing a referendum in each town, creating the Community Preservation Fund, which has since raised \$76 million for land and development rights acquisition; and

**WHEREAS**, the Town of Riverhead has spent \$2.3 million on farmland preservation since 1998 and has committed to spending another \$2 million for farmland and \$2 million for open space through bonds approved by the electorate, in addition to the Town of Riverhead's Community Preservation Funds (East End transfer tax); and

**WHEREAS**, the Town of Riverhead has participated in the preservation of farmland and open space since it was begun in Suffolk County in 1976, having helped preserve close to 5,000 acres throughout this program through county funds, town funds and through a transfer of development rights program; and

**WHEREAS**, the Town of Riverhead still has 17,000 acres being actively tilled under the Town of Riverhead's working farmland industry; and

**WHEREAS**, throughout the past forty years, the Town of Riverhead has assisted the Federal Government, State Government and County Government in identifying and implementing preservation programs throughout the Town of Riverhead, wherein more than forty percent of the town's seventy-eight square miles (43,136 acres) has been preserved through preservation programs or as park lands, resulting in the taxpayers of the Town of Riverhead to be land-rich and tax base poor; and

**WHEREAS**, over the past decade, the Town of Riverhead has actively worked with the Federal Government, State Government and County Government identify and protect the estuary systems along the Peconic River, Flanders and the Peconic bays; and

**WHEREAS**, the federal government has expended approximately \$400,000 for Suffolk County farmland preservation since 1988; and

**WHEREAS**, various versions of the Senate's federal Farm Bill call for up to \$1 billion for farmland preservation nationwide; and

**WHEREAS**, the federal government to date has been spending \$20 billion per year in farmland subsidies, paying farmers in other parts of the country from growing certain crops; and

**WHEREAS**, New York State and Long Island farmers have never requested crop subsidies and have received little or no benefit from the prior federal farm legislation; and

**WHEREAS**, the cost to purchase the development rights on the remaining 11,000 acres over the next five years will be approximately \$275 million or \$55 million per year; and

**WHEREAS**, this goal can be attained only through the cooperation of the federal, state, county and local governments; and

**WHEREAS**, preservation of the remaining 11,000 acres of farmland will require \$16 million in federal funding each year over the next five years; and

**WHEREAS**, preservation of the remaining 11,000 acres of farmland will require \$12 million in New York State funding each year over the next five years; and

**WHEREAS**, preservation of this farmland will require \$16 million in funding from Suffolk County each year for the next five years; and

**WHEREAS**, preservation of this farmland will require \$11 million in local town funding each year over the next five years.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Riverhead requests President George W. Bush, Senator Charles E. Schumer, Senator Hillary Rodham Clinton, Congressional Representative Felix J. Grucci, Congressional Representative Gary L. Ackerman, Congressional Representative Steve J. Israel to support the Senate Farm Bill which provides up to \$1 billion in farmland preservation funding over the next five years and to secure New York State's and Suffolk County's fair share of that allocation in a sufficient amount so that \$16 million in federal funds per year for five years can be expended in Suffolk County for farmland preservation; and

**BE IT FURTHER, RESOLVED**, that the Town Board of the Town of Riverhead requests New York State Governor George Pataki, New York State Senator Kenneth P. LaValle, Senator Owen H. Johnson, Senator James J. Lack, Senator Caesar Trunzo, Senator Carl L. Marcellino, Senator Charles J. Fuschillo, Jr., Assemblywoman Patricia Acampora, Assemblyman Fred Thiele, Jr., Assemblywoman Patricia Eddington, Assemblyman Steven Englebright, Assemblyman Steve Levy, Assemblyman Robert Wertz, Assemblyman Thomas Barraga, Assemblyman Philip Boyle, Assemblyman John Flanagan, Assemblyman James Conte, and Assemblyman Robert Sweeney to secure from the New York State Farmland Preservation Program for Suffolk County a total of \$12 million each year for the next five years; and

**BE IT FURTHER, RESOLVED**, that the Town Board of the Town of Riverhead requests Suffolk County Executive Robert J. Gaffney and the members of the Suffolk County Legislature (Michael Caracciolo, George Guldi, Joseph Caracappa, Vivian Vioria Fisher, Martin Haley, Brian Foley, William Lindsay, Ginny Fields, Cameron Alden, Angie Carpenter, Andrew Crecca, Lynn C. Nowick, David Bishop, Maxine Postal, Allan Binder, Paul Tonna, and Jon Cooper) to approve Suffolk County expenditures for the purchase of farmland development rights in the amount of \$16 million per year over the next five years; and

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to President George W. Bush, Senator Charles E. Schumer, Senator Hillary Rodham Clinton, Congressional Representative Felix J. Grucci, Congressional Representative Gary L. Ackerman, Congressional Representative Steve J. Israel, New York State Governor George Pataki, New York State Senator Kenneth P. LaValle, Senator Owen H. Johnson, Senator James J. Lack, Senator Caesar Trunzo, Senator Carl L. Marcellino, Senator Charles J. Fuschillo, Jr., Assemblywoman Patricia Acampora, Assemblyman Fred Thiele, Jr., Assemblywoman Patricia Eddington, Assemblyman Steven Englebright, Assemblyman Steve Levy, Assemblyman Robert Wertz, Assemblyman Thomas Barraga, Assemblyman Philip Boyle, Assemblyman John Flanagan, Assemblyman James Conte, Assemblyman Robert Sweeney, Suffolk County Executive Robert J. Gaffney and Suffolk County Legislators Michael Caracciolo, George Guldi, Joseph Caracappa, Vivian Vioria Fisher, Martin Haley, Brian Foley, William Lindsay, Ginny Fields, Cameron Alden, Angie Carpenter, Andrew Crecca, Lynn C. Nowick, David Bishop, Maxine Postal, Allan Binder, Paul Tonna, and Jon Cooper, the Towns of East Hampton, Shelter Island, Southold and Southampton, the Long Island Farm Bureau, and the New York State Farm Bureau, and the New York State Association of Towns.

**THE VOTE**

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Lull  Yes  No

Kozakiewicz  Yes  No

The Resolution Was  Was Not   
Thereupon Duly Declared Adopted