

*Town Clerk Barbara
Grattan*

TOWN BOARD MEETING

AGENDA

October 15th, 2002

ROBERT F. KOZAKIEWICZ, Supervisor

Edward Densieski, Councilman

Barbara Blass, Councilwoman

James Lull, Councilman

Rose Sanders, Councilwoman

Barbara Grattan, Town Clerk

Dawn Thomas, Town Attorney

ELECTED OFFICIALS

Laverne Tennenberg

Madelyn Sendlewski

Paul Leszczynski

Mark Kwasna

Maryann Wowak Heilbrunn

Richard Ehlers

Allen M. Smith

Chairwoman Board of Assessors

Board of Assessors

Board of Assessors

Highway Superintendent

Receiver of Taxes

Town Justice

Town Justice

DEPARTMENT HEADS

John J. Hansen

Leroy E. Barnes, Jr.

Andrea Lohneiss

Ken Testa

Richard Hanley

Chief David Hegermiller

Jane Vanden Thoorn

Judy Doll

John Reeve

Michael Reichel

Gary Pendzick

Accounting Department

Building Department

Community Development

Engineering Department

Planning Department

Police Department

Recreation Department

Senior Services

Sanitation Department

Sewer District

Water Department

Call to Order and Salute to the Flag

Approves Minutes of Town Board Meeting of September 17th, 2002.

Janders offered the minutes to be approved, which was
seconded by Sull Syes

REPORTS

Building Dept.: Monthly report for September, 2002-Total Collected:\$117,851.55

Police Dept.: Monthly report for July & August, 2002.

Receiver of Taxes: Monthly report for September, 2002
Total Collected: \$407,048.18

APPLICATIONS

Parade Permit: Roanoke Ave.-Halloween Parade-10/31-1:00 p.m.
Sports Physical Therapy of NY-11/2/02-8am to 10am

CORRESPONDENCE

Susan Lee White^{be.}: Opposition to Res 1088

COMMITTEE REPORT

Densieski: Handicap Issues
Bloss: Oct 23 - Master Plan Mtg 6 p.m.
Sull: Public Parking Lots

PUBLIC HEARINGS

SCHEDULED OCTOBER 15th , 2002

- 7:10 P.M. The Consideration of the Application of Sound Housing;, LLC
(Willow Ponds on the Sound) for an Exemption from Chapter 109 of
the Town Code, entitled, "Moratorium on Residential Development."
- 7:15 P.M. The Consideration of a Local Law to Amend Chapter 108 of the Town
Code entitled, Section 108-3 Definitions-Country Inn.

PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:
REGULAR TOWN BOARD MEETING:

- #1054** Authorizes Town Clerk to Publish and Post Notice of Public Hearing to Consider the Adoption of the 2003 Annual Budget for the Town of Riverhead
- #1055** EPCAL Water Extension Capital Project Budget Adoption
- #1056** EPCAL Sewer Improvement Capital Project Budget Adjustment
- #1057** Calverton Sewer District Budget Adjustment
- #1058** Gammon Farmland Development Rights Capital Project Budget Adoption
- #1059** John Sipala Farmland Development Rights Capital Project Budget Adoption
- #1060** Kings Drive, Goodale Court & Ballman Court Road Improvement Capital Project Budget Adoption
- #1061** Town Board Special Program Fund Budget Adjustment
- #1062** Zilnicki III Farmland Development Rights Capital Project Budget Adoption
- #1063** Scavenger Waste District Budget Adjustment
- #1064** Refers Zoning Amendment to the Riverhead Planning Board- Article XXXXV-Outdoor Lighting
- #1065** Refers Zoning Amendment to the Riverhead Planning Board- Agriculture Worker Housing
- #1066** Order Establishing Extension 7A to the Riverhead Water District- Mill Pond Commons
- #1067** Order Establishing Lateral Sewer Main- Mill Pond Commons- Sewer Lateral-RSD
- #1068** Resolution Calling Public Hearing-Shade Tree Acres, Section 2, Wading River-Lateral Water Main-RWD
- #1069** Extends Bid for Milk
- #1070** Rejects Bid for Water Service Materials and Authorizes Town Clerk to Publish and Post Notice to Bidders
- #1071** Authorizes Town Clerk to Publish and Post Notice to Bidders for Tractor Loader Backhoe for Use in the Riverhead Water District
- #1072** Authorizes Town Clerk to Publish and Post Notice to Bidders for Sealed Bids for Junk/Abandoned Vehicles

- #1073** Appoints Valerie Marvin, Esq. as A Hearing Officer in the Matter of a Disciplinary Proceeding Against a Town Employee
- #1074** Appoints Members to the Human Services Advisory Board
- #1075** Appoints Interpretation Consultant for the Police Department and Justice Court
- #1076** Authorizes Town Clerk to Publish and Post Public Notice to Consider the Purchase of Development Rights of a Parcel Located in the Town of Riverhead (Daniel Dimola and Pamela A. Dalton)
- #1077** Accepts Offer of Sale of Development Rights (John Sipala)
- #1078** Accepts Offer of Sale of Development Rights (Hartman Family)
- #1079** Accepts Offer of Sale of Development Rights (Robert H. Gammon)
- #1080** Authorizes Town Clerk to Publish and Post Public Notice for a Local Law to Consider an Amendment to Chapter 64 Entitled, "Fire Prevention" of the Riverhead Town Code
- #1081** Authorizes Town Clerk to Publish and Post Public Notice for a Local Law to Consider a Proposed Local Law for an Amendment of Chapter 101 (Vehicles & Traffic) of the Riverhead Town Code
- #1082** Classifies Action and Declares Lead Agency on Special Permit of Paul Martin/Riverhead Commerce Park and Refers Petition to the Planning Board
- #1083** Approves Temporary Sign Permit of Little Flower School (Sign)- First Annual 5K Walk/Run
- #1084** Authorizes the Town Clerk to Post and Publish the Notice to Bidders for the Town of Riverhead Landfill Reclamation Project
- #1085** Approves Site Plan of Riverhead Enterprises- 75 East Main Street
- #1086** General Fund Budget Adjustment
- #1087** Water District Budget Adjustment
- #1088** Authorizes Supervisor to Sign Franchise Agreement with Cablevision
- #1089** Grants Extension of Military Leave
- #1090 Pays Bills
- #1091 Agreement - Cablevision

Adopted

OCTOBER 15, 2002

TOWN OF RIVERHEAD

Resolution # 1054

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING TO CONSIDER THE ADOPTION OF THE 2003 ANNUAL BUDGET FOR THE TOWN OF RIVERHEAD

COUNCILMAN BLASS offered the following resolution,
which was seconded by COUNCILMAN LULL

BE IT, RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Public Notice in the October 23, 2002 issue of the Suffolk Life;

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that a Public Hearing will be held on the 6th day of November, 2002 at 2:20 p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider the adoption of the 2003 Annual Budget for the Town of Riverhead, which shall include the following specific items:

ELECTED OFFICIALS' SALARIES

<u>Position</u>	<u>Proposed Salary</u>
Town Supervisor	\$78,000
Town Board Councilpersons (4)	\$31,000
Town Receiver of Taxes	\$57,500
Town Assessors (3)	\$57,500
Town Clerk	\$62,500
Town Justices (2)	\$58,000
Highway Superintendent	\$65,000

PLEASE TAKE FURTHER NOTICE, that a copy of the Preliminary Budget is available in the Office of the Town Clerk for inspection during normal business hours, Monday through Friday, 8:30 a.m. – 4:30 p.m.

DATED: Riverhead, New York
October 15, 2002

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

OCTOBER 15, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 1055

EPCAL WATER EXTENSION

CAPITAL PROJECT

BUDGET ADOPTION

COUNCILWOMAN SANDERS offered the following resolution ,
which was seconded by COUNCILMAN DENSIESKI

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

406.092705.421050.30027 DEVELOPER FEES FROM:
\$10,000.

406.083200.543501.30027 ENGINEERING EXPENSE TO:
10,000.

THE VOTE

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

Adopted 1974

OCTOBER 15, 2002

TOWN OF RIVERHEAD

Resolution # 1056

EPCAL SEWER IMPROVEMENT
CAPITAL PROJECT
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 adjustment:

406.092705.421050.20017 DEVELOPER FEES **FROM:**
\$45,000.

406.081300.543504.20017 ENGINEERING EXPENSE **TO:**
45,000.

THE VOTE

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

OCTOBER 15, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 1057

CALVERTON SEWER DISTRICT

BUDGET ADJUSTMENT

COUNCILWOMAN BLASS offered the following resolution ,
which was seconded by COUNCILMAN LULL

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

124.082122.422032	SEWER CHARGES	FROM: \$25,000.
124.081300.543504	ENGINEERING EXPENSE	TO: \$25,000.

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 type="checkbox"/> No
Kozakiewicz <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

OCTOBER 15, 2002

TOWN OF RIVERHEAD

Adopted

Resolution # 1058

GAMMON FARMLAND DEVELOPMENT RIGHTS

CAPITAL PROJECT

BUDGET ADOPTION

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

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

406.019400.494200.42019	SERIAL BOND PROCEEDS	FROM: \$383,400.	
406.019400.521000.42019	LAND ACQUISITION DEVELOPMENT RIGHTS		TO: \$348,400.
406.019400.521000.42019	PROFESSIONAL SERVICES		35,000.

THE VOTE

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

OCTOBER 15, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 1059

JOHN SIPALA FARMLAND DEVELOPMENT RIGHTS

CAPITAL PROJECT

BUDGET ADOPTION

COUNCILMAN LULL

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:

406.019400.494200.42017	SERIAL BOND PROCEEDS	FROM: \$1,635,000.
406.019400.521000.42017	LAND ACQUISITION DEVELOPMENT RIGHTS	TO: \$1,610,000.
406.019400.521000.42017	PROFESSIONAL SERVICES	25,000.

THE VOTE

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

OCTOBER 15, 2002

TOWN OF RIVERHEAD

Resolution # 1060

KINGS DRIVE, GOODALE COURT & BALLMAN COURT

ROAD IMPROVEMENT

CAPITAL PROJECT

BUDGET ADOPTION

COUNCILMAN DENSIESKI offered the following resolution ,
which was seconded by COUNCILMAN LULL

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

406.051100.487451.45042 TRANSFER FROM C.H.I.P.S. CAP PROJ FROM:
\$22,000.

406.051100.541301.45042 ROAD RESURFACING EXPENSE TO:
\$22,000.

THE VOTE

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

OCTOBER 15, 2002

Adopted

TOWN OF RIVERHEAD

TOWN BOARD SPECIAL PROGRAM FUND

BUDGET ADJUSTMENT

RESOLUTION # 1061

COUNCILMAN LULL 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 adjustment:

024.012610.421072	ENVIRONMENTAL FINES	FROM: \$50,000.
024.099010.597000.43003	TRANSFER TO '99 DOWNTOWN IMPROVEMENT PROJECT	TO: \$50,000.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

OCTOBER 15, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 1062

ZILNICKI III FARMLAND DEVELOPMENT RIGHTS

CAPITAL PROJECT

BUDGET ADOPTION

COUNCILMAN DENSIESKI offered the following resolution,
which was seconded by COUNCILMAN LULL

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

406.019400.494200.42018	SERIAL BOND PROCEEDS	FROM: \$341,600.
406.019400.521000.42018	LAND ACQUISITION DEVELOPMENT RIGHTS	TO: \$321,600.
406.019400.521000.42018	PROFESSIONAL SERVICES	20,000.

THE VOTE

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

October 15, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 1063

SCAVENGER WASTE DISTRICT

BUDGET ADJUSTMENT

COUNCILWOMAN SANDERS 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 adjustment:

128.000000.390599 APPROPRIATION FUND BALANCE FROM:
\$3,000.

128.081890.541400 EQUIPMENT REPAIRS & MAINTENANCE TO:
\$3,000.

THE VOTE

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

Adeptic

October 15, 2002

TOWN OF RIVERHEAD

Resolution # 1064

REFERS ZONING AMENDMENT TO THE RIVERHEAD PLANNING BOARD – ARTICLE XXXXV – OUTDOOR LIGHTING

COUNCILMAN DENALESKI offered the following resolution which was seconded by COUNCILWOMAN BLASZ

WHEREAS, the Town Board of the Town of Riverhead has drafted an amendment to the Riverhead Zoning Ordinance entitled, "Article XXXXV – Outdoor Lighting", and

WHEREAS, a public hearing was held upon such proposed amendment on October 1, 2002, and

WHEREAS, the Town Board desires the report and recommendations upon the matter from the Riverhead Planning Board, now

THEREFORE, BE IT

RESOLVED, that the Town Clerk be authorized to refer the proposed Article XXXXV – Outdoor Lighting to the Riverhead Planning Board for its report and recommendations.

THE VOTE

Banders Yes No Blazo Yes No
 Denaleski Yes No Luff Yes No
 Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY ADOPTED

Adopted

October 15, 2002

TOWN OF RIVERHEAD

Resolution # 1065

REFERS ZONING AMENDMENT TO THE RIVERHEAD PLANNING BOARD – AGRICULTURAL WORKER HOUSING

COUNCILWOMAN BLASS offered the following resolution which was seconded by COUNCILMAN LULL

WHEREAS, the Town Board of the Town of Riverhead has drafted certain amendments to Section 108-64.4 of the Riverhead Zoning Ordinance entitled, "Agricultural Worker Housing", and

WHEREAS, a public hearing was held upon the proposed amendments on October 1, 2002, and

WHEREAS, the Town Board desires the report and recommendations upon the matter from the Riverhead Planning Board, now

THEREFORE, BE IT

RESOLVED, that the Town Clerk be authorized to refer those proposed amendments to Section 108-64.4 of the Riverhead Zoning Ordinance to the Riverhead Planning Board for its report and recommendations.

THE VOTE

Sandera Yes No Blass Yes No
Densleak Yes No Lull Yes No
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

10/15/02

ADOPTED

TOWN OF RIVERHEAD

ORDER ESTABLISHING EXTENSION 7A
TO THE RIVERHEAD WATER DISTRICT
MILL POND COMMONSRESOLUTION # 1066Adopted 10/15/2002

Councilperson COUNCILWOMAN SANDERS offered the following resolution which was seconded by Councilperson COUNCILMAN DENNIS SKL

WHEREAS, a petition was filed by the developers for the Mill Pond Commons project covering property located along Elton Street, just east of Howell Avenue, to provide water facilities to their parcel of land located just outside the boundaries of the existing Water District, and

WHEREAS, a map and plan detailing the proposed construction of water mains and appurtenances has been prepared by H2M, consulting engineers to the Riverhead Water District for an extension to the Riverhead Water District to be known as Extension No. 7A, and

WHEREAS, the maximum amount to be expended for the extension is \$5,000 for the report and review of plans, and the water mains will be private lines with two master meters, the cost of which to be borne by the applicant and no public monies shall be expended for this extension, and

WHEREAS, the petitioner will be required to pay key money in the amount of \$250,000, and

WHEREAS, the Town Board called a public hearing for October 1, 2002, which hearing was held and all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED that the Town Board, upon the proceeding and record of the hearing had herein, determines that the extension to the Riverhead Water District to be known as Extension No. 7A as shown on Exhibit A attached is in the best interest of the district and will benefit the property to be served, which extension shall serve property located along Elton Street, just east of Howell Avenue, and

BE IT FURTHER RESOLVED that the Town Board determines that the installation of the water mains and appurtenances is a Type II action pursuant to the State Environmental Quality Review Act

which will not have a significant impact upon the environment, and

BE IT FURTHER RESOLVED, that this extension is conditioned and shall not become effective until the conditions contained herein are complied with, and

BE IT FURTHER RESOLVED, that the cost for the report and review of plans is \$5,000, and the mains shall be constructed subject to the following conditions:

1. The owners grant a permanent, unobstructed subsurface easement for the installation and maintenance of water mains and appurtenances within the proposed extension;

2. The developer has deposited cash, bank or certified check with the Town of Riverhead prior to the award of the bid covering the cost of the report and review of plans in the amount of \$5,000 and key money in the amount of \$250,000;

3. That the petitioner execute an acknowledgment evidencing their acceptance of the terms and conditions of this resolution and agree to be bound by it before it shall become effective; such acknowledgment to be filed with the Town Clerk, and it is further

RESOLVED, that when the conditions called for herein have been completed, the Town Clerk shall cause a copy of this Order to be recorded in the Office of the Clerk of Suffolk County and filed with the New York State Comptroller, and it is further

RESOLVED, that the Town Clerk forward a certified copy of the resolution to Frank Isler, Esq., H2M, Superintendent Gary Pendzick, and the applicant.

THIS RESOLUTION PREPARED BY FRANK A. ISLER FOR THE RIVERHEAD WATER DISTRICT

THE VOTE

Ganders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Blase	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Densleak	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT
THEREUPON FULLY ADOPTED

10/15/02

1986
Adopted

TOWN OF RIVERHEAD

ORDER ESTABLISHING LATERAL SEWER MAIN
MILL POND COMMONS SEWER LATERAL
RIVERHEAD SEWER DISTRICT

RESOLUTION # 1067

Adopted 10/15/2002

COUNCILWOMAN BLASE offered the following resolution which
was seconded by COUNCILMAN LULL,

WHEREAS, a petition has been filed by the developers of property known as Mill Pond Commons for the installation of a lateral sewer main of the Riverhead Sewer District to serve their realty subdivision located on Elton Street, Riverhead, and

WHEREAS, a preliminary wastewater collection system layout for the site has been prepared by the developer. All of the gravity sewers within the development will be 8 inches in diameter. The gravity sewers will be constructed of PVC. Class SDR 35. More than 2,100 linear feet of sewer will be installed, and

WHEREAS, the cost of the improvements is \$925,00, including construction costs, engineering, inspection, legal fees and contingencies, and all costs associated with this lateral shall be borne by the petitioner, and

WHEREAS, the petitioner will be required to pay key money in the amount of \$196,332.50, based upon a daily flow of 30,205 gpd, and

WHEREAS, a public hearing was held October 1, 2002, and all those wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead, as governing body of the Riverhead Sewer District, approves the lateral sewer main of Mill Pond Commons subject to the following conditions:

1. The owners grant a permanent, unobstructed subsurface easement for the installation and maintenance of sewer mains and appurtenances within the proposed subdivision;

2. The developer has deposited cash, bank or certified check with the Town of Riverhead prior to the award of the bid covering the cost of construction in the amount of \$925,000, and key money in the amount of \$196,332.50;

3. That the petitioner execute an acknowledgement evidencing their acceptance of the terms and conditions of this resolution and agree to be bound by it and shall be binding on the heirs and assigns of the petitioner and shall run with the land, before it shall become effective; such acknowledgement to be filed with the town Clerk, and it is further

RESOLVED, that the Town Clerk forward certified copies of this resolution to H2M Group, Frank Isler, Esq., Michael Reichel, and the applicant.

THIS RESOLUTION PREPARED BY FRANK A. ISLER ON BEHALF OF THE RIVERHEAD SEWER DISTRICT

THE VOTE

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

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

DESCRIPTION OF EXTENSION NO. 7A

MILL POND COMMONS

BEGINNING at a point on the existing Riverhead Water District boundary, 200 feet south of Elton Street and east of Howell Avenue;

Running thence easterly, southerly, westerly and northerly along the existing Riverhead Water District boundary to the point or place of BEGINNING.

This description includes all property south of Elton Street, east of Howell Avenue and north of Main Street (NY 25) not already in the Riverhead Water District. (Includes Section 109, Block 2, balance of lots 1, 2, 10, 12.1 and 13.

Adopted

10/15/02

TOWN OF RIVERHEAD

RESOLUTION CALLING PUBLIC HEARING
SHADE TREE ACRES, Section 2, WADING RIVER
LATERAL WATER MAIN
RIVERHEAD WATER DISTRICTRESOLUTION # 1068ADOPTED 10/15/2002

Councilperson COUNCILWOMAN SANDERS offered the following resolution which was seconded by Councilperson COUNCILMAN LULL,

WHEREAS, a petition has been filed by the owners of Shade Tree Acres, Section 2, a proposed second section of the subdivision located in Wading River to be known as Shade Tree Acres, Section 2, for the installation of a lateral water main of the Riverhead Water District to serve their realty subdivision, and

WHEREAS, a map and plan has been prepared by H2M, consulting engineers to the Riverhead Water District, and

WHEREAS, Section 2 is comprised of seven lots which is already located within the boundaries of the Riverhead Water District, and

WHEREAS, the map and plan is available for review and inspection at the Office of the Riverhead Town Clerk, 200 Howell Avenue, Riverhead, New York, during normal business hours, and

WHEREAS, said map and plan calls for the installation of approximately 500 linear feet of eight inch diameter water main to be installed from the end of Karen Court through the subdivision, dead ending with a new hydrant at the end of the cul-de-sac. A ten foot wide water main easement is required along the westerly property line of Lot 13 for future expansion of the District. The estimated cost of the improvements is \$33,000, and

WHEREAS, all costs associated with this lateral shall be borne by the petitioner and the petitioner will be required to pay key money in the amount of \$2,500 for each proposed dwelling unit for a total cost of \$17,500. This cost represents the infrastructure costs to the Riverhead Water District to service these additional residences, and

WHEREAS, the Town Board desires to call a public hearing to consider the aforementioned petition,

NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be and is hereby authorized to publish and post a Notice of Public Hearing to be held on the 6th day of November, 2002, at 2:20 p.m. to hear all interested persons with regard to the petition of Shade Tree Acres subdivision, Section 2, to construct a lateral water main comprised of approximately 500 liner feet of 8 inch water main and appurtenances, at the sole cost of the developer and at no cost to the District and the payment of key money pursuant to Chapter 105 of the Riverhead Town Code,

NOW, THEREFORE, BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish a copy of this resolution in full in the October 23rd edition of the Suffolk Life Newspaper, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to H2M, Gary Pendzick, Frank Isler, Esq., and the applicant.

BY ORDER OF THE RIVERHEAD TOWN BOARD
Barbara Grattan, Town Clerk

Dated: October 15, 2002
Riverhead, NY

THIS RESOLUTION PREPARED BY FRANK A. ISLER ON BEHALF OF THE RIVERHEAD WATER DISTRICT

THE VOTE
Sanders Yes ___ No ___ Blass Yes ___ No ___
Densiesid Yes ___ No ___ Lull Yes ___ No ___
Kozakiewicz Yes ___ No ___
THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD

Resolution # 1069

EXTENDS BID CONTRACT FOR MILK

COUNCILMAN DENCIESKI offered the following resolution,

COUNCILMAN LULL which was seconded by

WHEREAS, THE Purchasing Department has requested the contract with Oak Tree Dairy, originally awarded under Resolution #1174 adopted NOVEMBER 20TH, 2001, be extended until February 2, 2003 and;

WHEREAS, the above named vendor has agreed to extend the contract until December 6th, 2003 for \$0.172 per ½ pint , and;

WHEREAS, the Town Board has reviewed said request.

NOW THEREFORE BE IT

RESOLVED, that the contract for MILK be, and hereby is, extended to December 6th, 2003; and

RESOLVED, the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Oak Tree Dairy, Nutrition Center and the Purchasing Department.

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

1992

October 15, 2002

TOWN OF RIVERHEAD

**REJECTS BIDS FOR WATER SERVICE MATERIALS AND
AUTHORIZES TOWN CLERK TO PUBLISH & POST NOTICE TO BIDDERS**

RESOLUTION # 1070

COUNCILWOMAN BLASS offered the following resolution, which was seconded by COUNCILWOMAN SANDERS:

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for water service materials for use by the Riverhead Water District; and

WHEREAS, bids were received, opened and read aloud on the 4th day of October, 2002, at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York 11901, the date, time and place given in the notice to bidders; and

WHEREAS, the Town Board hereby rejects said bids.

NOW, THEREFORE, BE IT

RESOLVED, that the bids for water service materials for use by the Riverhead Water District be and is hereby rejected; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a notice to bidders for water service materials; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Water District and the Purchasing Department.

THE VOTE

Sanders Yes No Blass Yes No

Densie Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT _____

THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **WATER SERVICE MATERIALS** 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 **11:10 a.m. on November 1, 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.

All bids are to be submitted in a sealed envelope bearing the designation **BIDS FOR WATER SERVICE MATERIALS.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

Adopted

October 15, 2002

TOWN OF RIVERHEAD

AUTHORIZES TOWN CLERK TO PUBLISH & POST
NOTICE TO BIDDERS FOR TRACTOR LOADER BACKHOE
FOR USE IN THE RIVERHEAD WATER DISTRICT

RESOLUTION # 1071

COUNCILWOMAN SANDERS offered the following resolution, which was
seconded by COUNCILMAN DENESKI:

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the
attached Notice to Bidders for one (1) tractor loader backhoe; and be it further

RESOLVED, that the Town Clerk is authorized to forward a certified copy of this
resolution to the Riverhead Water District and the Purchasing Department.

THE VOTE

Sanders ✓ Yes ___ No Blass ✓ Yes ___ No
 Deneski ✓ Yes ___ No Lull ✓ Yes ___ No
 Kozakiewicz ✓ Yes ___ No

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

1995

Sealed bids for the purchase of **Tractor Loader Backhoe** for use by the **RIVERHEAD WATER DISTRICT** 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 November 1, 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.

All bids are to be submitted to the Town Clerk's Office in a sealed envelope bearing the designation BIDS FOR TRACTOR LOADER BACKHOE.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

GENERAL SPECIFICATIONS

C:\Lynn\BIDforms\BID.BACKHOE.doc

1996
Adopted

TOWN OF RIVERHEAD

RESOLUTION # 1072

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS FOR SEALED BIDS FOR JUNK/ABANDONED VEHICLES

Councilperson COUNCILMAN DENESKI offered the following resolution which was seconded by Councilperson COUNCILWOMAN SANDERS

RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to advertise for sealed bids for junk/abandoned vehicles.

BE IT FURTHER RESOLVED, sealed bids are to be opened and read aloud publicly on November 12, 2002, at 11:00 a.m. A report of said bid Opening will be made to the Town Board, by the Town Clerk, the morning following the opening of the bids.

BY ORDER OF THE RIVERHEAD TOWN BOARD,

Barbara Grattan, Town Clerk

Dated: October 15, 2002
Riverhead, New York

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 type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

NOTICE TO BIDDERS

TAKE NOTICE, that sealed bids will be received from licensed junk dealers only, by the Town Clerk, Town of Riverhead, 200 Howell Avenue, Riverhead, New York, until 11:00 a.m. on November 12, 2002, for a per vehicle bid on junk/abandoned vehicles, in possession of the Town of Riverhead, pursuant to Section 1224 of the Vehicle and Traffic Law of the State of New York, at which time and place they will be publicly opened and read aloud.

A Certificate of Non-collusion must accompany each bid. The Town of Riverhead reserves the right to reject any and all bids.

Bidders are required to enclose a valid, current Dismantelers License with sealed bid.

Conditions and Specifications may be obtained from the Town Clerk's Office, Town of Riverhead, 200 Howell Avenue, Riverhead, New York.

BY ORDER OF THE TOWN BOARD
TOWN OF RIVERHEAD,

BARBARA GRATTAN
TOWN CLERK

Adopte

October 15, 2002

TOWN OF RIVERHEAD

#1073

APPOINTS VALERIE MARVIN, ESQ. AS A HEARING OFFICER IN THE MATTER OF A DISCIPLINARY PROCEEDING AGAINST A TOWN EMPLOYEE

COUNCILMAN LULL offered the following resolution, which was seconded by COUNCILWOMAN BLASS

WHEREAS, the Town Board wishes to appoint a hearing officer to consider disciplinary charges against an employee and suspending that employee without pay pursuant to the terms of the CSEA Collective Bargaining Agreement;

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby appoints Valerie Marvin, Esq. as the hearing officer in the disciplinary charges brought against a Town Employee; and

RESOLVED, that the Town Board hereby reconfirms that the employee is suspended without pay pending the determination of the charges; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Valerie Marvin, Esq. and Richard K. Zuckerman, Esq.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

10/15/02

Adopted

TOWN OF RIVERHEAD
Resolution # 1074

Appoints Members to the
Human Services Advisory Board

Councilman Lull _____ offered the following
resolution, which was seconded by _____ Councilman Densieski _____

WHEREAS, there are two vacancies on the Human Services Advisory Board due to the resignations of Denise Flores and Augusta Field; and

WHEREAS, this Town Board wishes to thank Denise Flores and Augusta Field for their interest in and service to our community; and

WHEREAS, this Town Board desires to maintain the diversity and effectiveness of the Human Services Advisory Board; and

WHEREAS, Sister Margaret Smyth, Director of the North Fork Hispanic Apostolate is a highly regarded human services advocate who is well known for her work with our Hispanic community; and

WHEREAS, Michael Stolz, as Executive Director of Clubhouse of Suffolk, has been a leader in providing care for the mentally ill; and

WHEREAS, these individuals have expressed a willingness to further serve our community becoming members of the Human Services Advisory Board.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby appoints Sister Margaret Smyth, and Michael Stolz to the Riverhead Human Services Advisory Board; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Gwendolyn Branch, Chairperson of the Riverhead Human Services Advisory Board, Sister Margaret Smyth and Michael Stolz.

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

Adopted

10/15/02

TOWN OF RIVERHEAD

Resolution # 1075

APPOINTS INTERPRETER FOR POLICE DEPARTMENT AND JUSTICE COURT

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILMAN LULL :

WHEREAS, the Town, in connection with its municipal operations, requires services consisting of the following: Language Translation; and

WHEREAS, Sister Margaret Smyth, Contractor, is willing to provide the following services to the Town:

Description of Services: Language Translation – Spanish
Date(s) and Hours of Service: On – call, Flexible

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute the Agreement in connection with interpreter services of the aforementioned individual; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Sister Margaret Smyth, 220 Roanoke Avenue, Riverhead, New York 11901; Police Chief David Hegermiller; Justice Richard Ehlers; Justice Allen Smith; the Office of Accounting and the Town Attorney's Office.

THE VOTE
Sanders Yes No Blass Yes No
Densleski Yes No Lull Yes No
Kozakiewicz Yes No
THE RESOLUTION WAS NOT
THEREFORE ADOPTED

AGREEMENT

BETWEEN, **THE TOWN OF RIVERHEAD**, a municipal corporation with offices at 200 Howell Avenue, Riverhead, New York, hereinafter referred to as "**TOWN**" and **SISTER MARGARET SMYTH**, residing at 220 Roanoke Avenue, Riverhead, New York, 11901, hereinafter referred to as "**CONTRACTOR**".

WITNESSETH

WHEREAS, the Town, in connection with its municipal operations, requires services consisting of the following: Language Translation; and

WHEREAS, the contractor is willing to provide the following services to the Town:

Description of services:	Language Translation – Spanish
Date(s) and Hours of Services:	On-call, Flexible

IT IS HEREBY AGREED, by the Town and Contractor as follows:

1. That Contractor shall provide and fully perform to the Town's satisfaction the aforementioned services to the Town on the date(s) and times(s) stated above.
2. In return for Contractor's services, the Town shall pay Contractor as follows: The sum of Fifty (\$50.) Dollars for the first (1st) hour of service and Thirty-Five (\$35.) Dollars for each hour, or part thereof, thereafter. That sum shall be payable after the Contractor performs the services described for the Town and after contractor has filed with the Town of Riverhead, vouchers and any other documents reasonably required for payment.

Dated: Riverhead, New York
October , 2002

TOWN OF RIVERHEAD

By: _____
ROBERT F. KOZAKIEWICZ
Town Supervisor

CONTRACTOR

By: _____
SISTER MARGARET SMYTH

Adopte

October 15, 2002

TOWN OF RIVERHEAD

Resolution # 076

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE PURCHASE OF DEVELOPMENT RIGHTS OF A PARCEL LOCATED IN THE TOWN OF RIVERHEAD (DANIEL DIMOLA AND PAMELA A. DALTON)

COUNCILWOMAN BLASS offered the following resolution, was seconded by COUNCILWOMAN SANDERS :

WHEREAS, pursuant to the provisions of §247 of the New York State General Municipal Law, fee simple owners of agricultural lands may elect to sell and the Town of Riverhead may elect to purchase development rights associated with said lands; and be it further

WHEREAS, Daniel DiMola and Pamela A. Dalton have expressed a desire to sell the development rights of approximately 38.997 acres of their agricultural lands located on Sound Avenue, Calverton, New York, at \$27,000 per acre, further described as Suffolk County Tax Map #0600-60-1- p/o 4, to the Town of Riverhead.

NOW THEREFORE BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the purchase of development rights of agricultural lands owned by Daniel DiMola and Pamela A. Dalton, once in the Suffolk County Life on October 23, 2002, hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed purchase of development rights to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Peter S. Danowski, Esq., P.O. Box 779, Riverhead, New York 11901; the Farmland Preservation Committee; Peconic Land Trust, Attn: Julie T. Wesnofske, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11969; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Town Attorney's Office.

THE VOTE
Sanders Yes No Blass Yes No
Densiekl Yes No Lull Yes No
Kozakiewicz Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 6th day of November, 2002 at 2:15 o'clock p.m., at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the purchase of development rights of 38.997 acres of agricultural lands owned by Daniel DiMola and Pamela A. Dalton located on Sound Avenue, Calverton, New York, at \$27,000 per acre, further described as Suffolk County Tax Map #0600-60-1-p/o 4, pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York
October 15, 2002

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

October 15, 2002

AUG 15

TOWN OF RIVERHEAD

Resolution #1077

ACCEPTS OFFER OF SALE OF DEVELOPMENT RIGHTS
(JOHN SIPALA)

COUNCILMAN LULL

offered the following resolution, which was seconded

by COUNCILWOMAN SANDERS:

WHEREAS, the Riverhead Farmland Preservation Committee ("the Committee") has received an offer for sale of development rights from John Sipala, consisting of approximately 46 acres of real property located on Manor Road, Jamesport, New York, such real property more particularly described as Suffolk County Tax Map Number 0600-47-2-p/o 4 ; and

WHEREAS, the Committee has commissioned an appraisal of the value of development rights inherent in the subject real property; and

WHEREAS, the Committee has assessed the subject real property with respect to the criteria provided in the Agricultural Preservation Law and has formally recommended that the Town Board of the Town of Riverhead consider the purchase of development rights from these properties; and

WHEREAS, the Town Board has carefully considered the merits of the offer sale of development rights, the report of the Peconic Land Trust, the appraisal of development rights by Given Associates, the report of the Farmland Preservation Committee, the criteria set forth in the agricultural preservation law and all other pertinent planning, zoning and environmental information.

NOW THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby accepts the offer of sale of development rights from the subject real property of John Sipala, pursuant to Chapter 44, Section 44-5 B(2) of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a contract for purchase of development rights from the subject properties in an amount not to exceed Thirty Five Thousand (\$35,000.00) Dollars per acre; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., 616 Roanoke Avenue, P.O. Box 779, Riverhead, New York, 11901; the Farmland Preservation Committee: Peconic Land Trust, Attn: Julie Westnofske, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11968; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Office of the Town Attorney.

Y:\TnAttyShare\Sean H\Purchase of Dev and open Space\Sipala Accept.doc

THE VOTE
Sanders Yes No Blass Yes No
Densleski Yes No Lull Yes No
Kozakiewicz Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON FULLY ADOPTED

10/15/02

October 15, 2002

TOWN OF RIVERHEAD

Resolution #078

ACCEPTS OFFER OF SALE OF DEVELOPMENT RIGHTS
(HARTMAN FAMILY)

COUNCILMAN DENESK! offered the following resolution, which was seconded

by COUNCILWOMAN BLASS :

WHEREAS, the Riverhead Farmland Preservation Committee ("the Committee") has received an offer for sale of development rights from the Hartman Family, consisting of approximately 90 acres of real property located along Northville Turnpike, Cross River Drive and Sound Avenue, Northville, New York, such real property more particularly described as Suffolk County Tax Map Numbers 0600-44-2-p/o 12 and 0600-44-3-3.1; and

WHEREAS, the Riverhead Farmland Preservation Committee ("the Committee") has received an offer for transfer of development rights from the Hartman Family at no cost to the Town, consisting of approximately 27.9 acres of real property located along Northville Turnpike, Northville, New York, such real property more particularly described as Suffolk County Tax Map Number 0600-44-3-2; and

WHEREAS, the Committee has commissioned an appraisal of the value of development rights inherent in the subject real property; and

WHEREAS, the Committee has assessed the subject real property with respect to the criteria provided in the Agricultural Preservation Law and has formally recommended that the Town Board of the Town of Riverhead consider the purchase of development rights from these properties; and

WHEREAS, the Town Board has carefully considered the merits of the offer sale of development rights, the report of the Peconic Land Trust, the appraisal of development rights by Given Associates, the report of the Farmland Preservation Committee, the criteria set forth in the agricultural preservation law and all other pertinent planning, zoning and environmental information.

NOW THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby accepts the offer of sale of development rights from the real property owned by the Hartman Family described as Suffolk County Tax Map Numbers 0600-44-2-p/o 12 and 0600-44-3-3.1, pursuant to Chapter 44, Section 44-5 B(2) of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Riverhead Town Board hereby accepts the transfer of development rights at no cost to the Town from the real property owned by the Hartman Family

THE VOTE
Sanders Yes ___ No ___ Blass Yes ___ No ___
Densleski Yes ___ No ___ Lull Yes ___ No ___
Kozakiewicz Yes ___ No ___

Y:\TnAttyShare\Sean H\Purchase of Dev and open Space\Hartman Accept.doc

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY ADOPTED

described as Suffolk County Tax Map Number 0600-44-3-2, pursuant to Chapter 44, Section 44-5 B(2) of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a contract for purchase of development rights from the subject properties in an amount not to exceed Thirty Eight Thousand (\$38,000.00) Dollars per acre for the real property described as Suffolk County Tax Map Number 0600-44-3-2 and for the transfer of development rights at no cost to the Town for the real property described as Suffolk County Tax Map Number 0600-44-3-2; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., 616 Roanoke Avenue, P.O. Box 779, Riverhead, New York, 11901; the Farmland Preservation Committee; Peconic Land Trust, Attn: Julie Westnofske, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11968; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Office of the Town Attorney.

Adopted 2007

October 15, 2002

TOWN OF RIVERHEAD

Resolution # 1079

ACCEPTS OFFER OF SALE OF DEVELOPMENT RIGHTS
(ROBERT H. GAMMON)

COUNCILWOMAN BLASS offered the following resolution, which was seconded

by COUNCILMAN DENNESIO :

WHEREAS, the Riverhead Farmland Preservation Committee ("the Committee") has received an offer for sale of development rights from Robert H. Gammon, consisting of approximately 10 acres of real property located on Manor Lane, Jamesport, New York, such real property more particularly described as Suffolk County Tax Map Number 0600-68-2-p/o 20.1 ; and

WHEREAS, the Committee has commissioned an appraisal of the value of development rights inherent in the subject real property; and

WHEREAS, the Committee has assessed the subject real property with respect to the criteria provided in the Agricultural Preservation Law and has formally recommended that the Town Board of the Town of Riverhead consider the purchase of development rights from these properties; and

WHEREAS, the Town Board has carefully considered the merits of the offer sale of development rights, the report of the Peconic Land Trust, the appraisal of development rights by Given Associates, the report of the Farmland Preservation Committee, the criteria set forth in the agricultural preservation law and all other pertinent planning, zoning and environmental information.

NOW THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby accepts the offer of sale of development rights from the subject real property of Robert H. Gammon, pursuant to Chapter 44, Section 44-5 B(2) of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a contract for purchase of development rights from the subject properties in an amount not to exceed Thirty One Thousand Six Hundred Sixty-six (\$31,666.00) Dollars per acre; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Robert H. Gammon; the Farmland Preservation Committee; Peconic Land Trust, Attn: Julie Westnofske, 296 Hampton Road, P.O. Box 1776, Southampton, New

York, 11968; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Office of the Town Attorney.

THE VOTE
Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No
Kozakiewicz Yes No
THE RESOLUTION WAS NOT
THEREFORE ADOPTED

10/15/02

TOWN OF RIVERHEAD

Resolution # 1080

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AN AMENDMENT TO CHAPTER 64 ENTITLED, "FIRE PREVENTION" OF THE RIVERHEAD TOWN CODE

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by **COUNCILMAN LULL**:

RESOLVED, that the Town Clerk is hereby authorized to publish and post the attached public notice to consider a local law to amend Chapter 64 entitled, "Fire Prevention" of the Riverhead Town Code once in the October 23, 2002 issue of the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Building Department; the Riverhead Fire Marshal; the Planning Board; the Planning Department and the Board of Fire Commissioners.

THE VOTE

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

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 6th day of November, 2002 at 2:25 o'clock p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider a local law to amend Chapter 64 entitled, "Fire Prevention" of the Riverhead Town Code as follows:

**Chapter 64
Fire Prevention**

§64-9. Fire Prevention permit fees.

C. Installation and Operational Fire prevention Permit and Fees.

K. Operational Permits required by Article XXI, Places of Assembly: ~~\$50 for the first 300 occupants and \$0.50 per occupant in excess thereof.~~ No fee.

Dated: Riverhead, New York
October 15, 2002

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD**

BARBARA GRATTAN, Town Clerk

- Overstrike represents deletion(s)
- Underline represents addition(s)

10/15/02

TOWN OF RIVERHEAD

Resolution # 1081

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN AMENDMENT OF CHAPTER 101 (VEHICLES & TRAFFIC) OF THE RIVERHEAD TOWN CODE

COUNCILWOMAN BLASS _____ offered the following resolution,

which was seconded by **COUNCILMAN DENESIEKI** _____ :

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a proposed local law to consider the amendment of Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code, once in the October 23, 2002 issue of Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Riverhead Police Department; Riverhead Building Department and the Office of the Town Attorney.

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 type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 6th day of November, 2002 at 2:05 p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 101 of the Riverhead Town Code entitled, "Vehicles & Traffic" as follows:

§ 101-20. Additional parking regulations.

D. No person shall park a vehicle upon any highway nor any parcel of land without written consent from the owner of said land for the purpose of:

- (1) Displaying of such vehicle for sale.
- (2) Greasing or repairing such vehicle, except for such repairs as may be necessitated by an emergency.

- Underline represents addition(s)

Dated: Riverhead, New York
October 15, 2002

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

TOWN OF RIVERHEAD

Resolution # 1082

**CLASSIFIES ACTION AND DECLARES LEAD AGENCY
ON SPECIAL PERMIT OF PAUL MARTIN/RIVERHEAD
COMMERCE PARK AND REFERS
PETITION TO THE PLANNING BOARD**

COUNCILWOMAN SANDERS offered the following resolution which
was seconded by **COUNCILWOMAN BLASS**

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Richards Israel, pursuant to Sections 108-3 and 108-45B.(4.) of the Riverhead Town Code, for the construction of a 4,600sq.ft., 150 seat restaurant to be located on a 1.1 acre parcel zoned Industrial A; such property more particularly described as SCTM 0600-101-1-10.5, and

WHEREAS, a Full Environmental Assessment Form and supporting documentation was submitted as part of the petition, and

WHEREAS, the Riverhead Planning Department has reviewed these materials and has determined the petition to be an Unlisted action for which coordinated review is optional and in this case unnecessary, and

WHEREAS, the Planning Department has prepared a staff SEQR report outlining the project's potentially large and important impacts, and

WHEREAS, the Town Board desires the recommendations of the Riverhead Planning Board respecting planning and zoning issues prior to a determination of significance, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declares itself to be the lead agency for the special permit application of Paul Martin which it classifies as an Unlisted action, and

BE IT FURTHER

RESOLVED, that this classification be considered effective on the related site plan approval, and

BE IT FURTHER

RESOLVED, that the Town Clerk be directed to refer the petition to the Riverhead Planning Board for their review and recommendation and is hereby authorized to forward a certified copy of this resolution to the Planning Department and to the applicant or his agent.

THE VOTE

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

THE RESOLUTION WAS WAS NOT
 THEREUPON BEING ADOPTED

October 15th, 2002

TOWN OF RIVERHEAD
Adopted October 15th, 2002
Resolution # 1083

APPROVES TEMPORARY SIGN PERMIT OF LITTLE FLOWER SCHOOL – FIRST ANNUAL 5k WALK/RUN

COUNCILMAN DENSIESKI offered the following resolution, which

was seconded by **COUNCILMAN LULL**.

WHEREAS, a temporary sign permit application and sketch were submitted by Barbara Testa – Sparacia, for property located at North Wading River Road, Wading River, New York; and

WHEREAS, pursuant to Section 108-56 C (5) of the Code of the Town of Riverhead, the application does not require the recommendation of the Architectural Review Board; and

WHEREAS, the sketch has been approved by three (3) Town Board members;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the temporary sign permit application submitted by Barbara Testa - Sparacia for Little Flower School; and be it

RESOLVED, that said temporary sign permit extension shall expire on October 31st, 2002 and the applicant shall remove the affected sign, in its entirety, on or before said date; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Barbara Testa - Sparacia, Little Flower School, 2450 North Wading River Road, Wading River, New York 11792, the Planning Department and the Riverhead Building Department.

Planning/egr

PLANNING					
Sanders	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Class	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
	Kozakiewicz	<input checked="" type="checkbox"/> Yes		<input type="checkbox"/> No	
THE RESOLUTION WAS <input checked="" type="checkbox"/> WAS NOT <input type="checkbox"/>					
THEREUPON DULY ADOPTED					

October 15, 2002

TOWN OF RIVERHEAD

RESOLUTION # 1084

AUTHORIZES THE TOWN CLERK TO POST AND PUBLISH THE NOTICE TO BIDDERS FOR THE TOWN OF RIVERHEAD LANDFILL RECLAMATION PROJECT

Adopted: _____

COUNCILWOMAN BLAS offered the following resolution which was seconded by **COUNCILMAN LULL**.

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached Notice to Bidders in the October 30, 2002 issue of the official Town newspaper for the Landfill Reclamation Project, Riverhead, New York; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Thomas C. Wolpert, P.E., Young & Young, Ken Testa, P.E., John Reeve and the Office of Accounting.

THE VOTE

Sanders Yes No Blas Yes No
Densieski Yes No Lull Yes No
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

NOTICE TO BIDDERS

SEALED PROPOSALS for the TOWN OF RIVERHEAD LANDFILL RECLAMATION PROJECT, at Baiting Hollow, Suffolk County, New York will be received at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, until 11:00 A.M. prevailing time, on Friday, December 6, 2002, at which time and place they will be publicly opened and read aloud.

Plans and specifications may be examined and/or obtained on or about Monday, November 18, 2002, at the Office of the Town Clerk between the hours of 8:30am and 4:30pm weekdays, except holidays.

A deposit of \$100.00 will be required for each copy of the Contract Documents. Deposits shall be made by certified check, bank money order, or postal money order made payable to the Town of Riverhead, for each set furnished.

Deposits for each set of plans and specifications will be refunded to bidders who return each set within ten (10) days in good condition.

Each proposal must be accompanied by a certified check, letter of credit, or bid bond in the amount of Two Hundred Thousand Dollars (\$200,000.00), made payable to the Town of Riverhead in a form acceptable to the Town Attorney, as set forth in the Information to Bidders.

Each proposal must be submitted in a sealed envelope clearly marked "Town of Riverhead Landfill Reclamation Project".

The Town Board reserves the right to reject any or all bids, to waive any informality, and to accept such alternate bids which, in the opinion of the Town Board, will be in the best interests of the Town of Riverhead.

BY ORDER OF THE RIVERHEAD TOWN BOARD
BARBARA A. GRATTAN, TOWN CLERK
TOWN OF RIVERHEAD
RIVERHEAD, NEW YORK 11901

DATED: October 30, 2002

October 15th, 2002

TOWN OF RIVERHEAD

Resolution # 1085

APPROVES SITE PLAN OF RIVERHEAD ENTERPRISES
75 EAST MAIN STREET

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by **COUNCILMAN DENESKI**:

WHEREAS, a site plan and elevations were submitted by Richard Israel, for facade renovations to an existing building, located at 75 East Main Street, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-128.00-06-077.00; and

WHEREAS, the Planning Department has reviewed the site plan dated June 5th, 2002, as prepared by Robert J. Gruber, R.A., and elevations dated June 5th, 2002, as prepared by Robert J. Gruber, R.A., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, the Town Board has carefully considered the merits of the site plan application, the SEQRA record to date, the report of the Planning Department, as well as all other relevant Planning, Zoning and Environmental information; and

WHEREAS, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 20309 of the Office of the Supervisor of the Town of Riverhead; and;

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, That in the matter of the site plan application of Richard Israel, the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the action to be Unlisted pursuant to 6NYCRR Part 617 and that an Environmental Impact Statement need not be prepared.

BE IT FURTHER

PLANNING

RESOLVED, that the site plan and elevations submitted by Richard Israel, for facade renovations to an existing building, located at 75 East Main Street, Riverhead, New York, site plan dated June 5th, 2002, as prepared by Robert J. Gruber, R.A., and elevations dated June 5th, 2002, as prepared by Robert J. Gruber, R.A., be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan review and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Riverhead Enterprises hereby authorizes and consents to the

Town of Riverhead to enter premises at 75 East Main Street, Riverhead, New York, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

11. That all new utilities shall be constructed underground;

12. That pursuant to Section 108-133(I) of the Code of the Town of Riverhead, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.

13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;

14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Shelly Gordon, Riverhead Enterprises, 75 Lynbrook Highway, New York 11563, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

THE VOTE

Sanders Yes ___ No ___ Blass Yes ___ No ___
 Denzieski Yes ___ No ___ Lull Yes ___ No ___
 Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY ADOPTED

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 2002, made by Riverhead Enterprises, residing at 375 Sunrise Highway, Lynbrook, New York 11563, Declarant:

WITNESSETH:

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land, and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
3. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled , "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving, and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
8. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Riverhead Enterprises hereby authorizes and consents to the Town of Riverhead to enter premises at 75 East Main Street, Riverhead, New York, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
10. That all new utilities shall be constructed underground;
11. That pursuant to Section 108-133(l) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

Declarant has hereunto set his/her hand and seal the day and year above first written.

Riverhead Enterprises

STATE OF NEW YORK)

: ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____, in the year _____ before me, the undersigned, _____ personally _____ appeared

_____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

NOTARY PUBLIC

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 1086

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

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

001.031200.542309	POLICE, BARRACADES & CONES	FROM:
001.031200.541500	POLICE, AUTOMOTIVE REPAIRS	\$1,000.
		2,000.
		TO:
001.03200.542600	POLICE, PRINTING EXPENSE	\$3,000.
		FROM:
001.012200.542600	SUPERVISOR, PRINTING EXPENSE	\$550.
		TO:
001.012200.549000	SUPERVISOR, MISC. EXPENSE	\$350.
001.012200.542100	SUPERVISOR, OFFICE SUPPLIES	200.
		FROM:
001.076200.543609	ADULT REC., SR CIT INSTRUCTION EXP	\$250.
		TO:
001.076200.545000	ADULT REC., RENTAL EXPENSE	\$150.
001.076200.542112	ADULT REC., PROGRAM SUPPLIES	100.
		FROM:
001.086860.540000	COMM. DEVELOPMENT, CONTRACTED EXP	\$200.
		TO:
001.086860.524000	COMM. DEVELOPMENT, EQUIPMENT	\$200.

THE VOTE

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

October 15, 2002

TOWN OF RIVERHEAD

Resolution # 1087

WATER DISTRICT

BUDGET ADJUSTMENTS

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

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

		FROM:
112.000000.390599	APPROPRIATED FUND BALANCE	\$125,000.
112.083200.546000	POWER, LIGHTS & FUEL	TO: \$125,000.

THE VOTE

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

10/15/02

TOWN OF RIVERHEAD

Resolution # 1088

**AUTHORIZES THE SUPERVISOR TO EXECUTE STIPULATION OF SETTLEMENT
WITH CSC ACQUISITION-NY, INC.
(CABLEVISION - FRANCHISE RENEWAL AGREEMENT)**

Councilman Lull offered the following resolution, was seconded by
Councilwoman Sanders :

WHEREAS, the Town adopted Resolution #1271-01 on December 27, 2001, identifying certain alleged breaches of the cable franchise agreement with Cablevision dated October 18, 1983 ("Franchise"), specifically, the following: 1) refusal to place in operation a second access channel, 2) failure to provide a senior citizen discount, and 3) failure to produce certain required financial accountings and reports; and,

WHEREAS, the Town and Cablevision have been working to address these issues in the Franchise and to negotiate a renewal of the agreement; and,

WHEREAS, an agreement has previously been reached regarding the additional access channel and Cablevision provided the requested financial documents, both issues of which were acknowledged by the Town in Resolution # 545, adopted by the Town Board on May 22, 2002; and,

WHEREAS, the senior citizen discount dispute arose as a result of changes in federal law pertaining to the regulation of cable television rates in 1992, and the subsequent change in programming tiers established by Cablevision thereafter; and,

WHEREAS, in lieu of the costs and uncertainties that may result from litigation, and in an effort to resolve the senior citizen discount matter and enter into a franchise renewal agreement that satisfies the needs of both parties and reestablishes a discount for eligible senior citizens, the Town and Cablevision wish to enter into the this Settlement and Release Agreement (the "Agreement"),

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute a Stipulation of Settlement with CSC Acquisition-Ny, Inc. (Cablevision – Franchise Renewal Agreement); and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Adam Falk, Esq., Leibowitz and Associates, and the Town’s Cablevision Committee and the Office of the Town Attorney.

THE VOTE

Gendron Yes No Absent Yes No
 Danstak Yes No Absent Yes No
 Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

10/15/02

TOWN OF RIVERHEAD

Resolution # 1089APPROVES AN EXTENSION OF MILITARY LEAVE OF ABSENCE

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

WHEREAS; Town Board Resolution #188 approved a military leave of absence for Fred Ligon from February 7, 2002 through May 26, 2002; and

WHEREAS, Town Board Resolution #439 approved an extension of military leave of absence for Fred Ligon through September 30, 2002; and

WHEREAS, this employee has requested that his leave be extended through October 31, 2003;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby approve the requested extension of a military leave of Fred Ligon through October 31, 2003 subject to the rules and regulations of the Civil Service requirements for a Provisionally Appointed Water Treatment Plant Operator Trainee; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Fred Ligon, the Water District Superintendent and the Office of Accounting.

THE VOTE

Sanders Yes NoBlass Yes NoDensieski Yes NoLull Yes NoKozakiewicz Yes No

RESOLUTION # 1090 ABSTRACT #40-02 OCTOBER 03, 2002 (TB 10/15/02)

Councilman Sull offered the following Resolution which was seconded by
Councilwoman Glass

FUND NAME		CD 09/30/02	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 3,100,000.00	\$ 504,265.51	\$ 3,604,265.51
POLICE ATHLETIC LEAGUE	004	\$ 3,500.00	\$ 3,132.00	\$ 6,632.00
TEEN CENTER	005	\$ 3,500.00	\$ 273.00	\$ 3,773.00
RECREATION PROGRAM	006	\$ 95,000.00	\$ 374.93	\$ 95,374.93
SR NUTRITION SITE COUNCIL	007	\$ 400.00	\$ -	\$ 400.00
D.A.R.E. PROGRAM FUND	008	\$ 3,000.00	\$ -	\$ 3,000.00
CHILD CARE CENTER BUILDING FUND	009	\$ 15,000.00	\$ 160.00	\$ 15,160.00
AG-FEST COMMITTEE FUND	021	\$ -	\$ 513.12	\$ 513.12
HUMAN SERVICES FUND	022	\$ -	\$ -	\$ -
TOWN BD SPECIAL PROGRAM FND	024	\$ -	\$ 50,000.00	\$ 50,000.00
YOUTH COURT SCHOLARSHIP FUND	025	\$ 1,000.00	\$ -	\$ 1,000.00
SRS DAYCARE BUILDING FUND	027	\$ -	\$ 2,388.16	\$ 2,388.16
COMMUNITY P.E.T.S. SHELTER	028	\$ 7,500.00	\$ -	\$ 7,500.00
ANIMAL SPAY & NEUTERING FUND	029	\$ -	\$ -	\$ -
EDZ FUND	030	\$ 18,000.00	\$ 536.79	\$ 18,536.79
HIGHWAY	111	\$ 835,000.00	\$ 63,161.78	\$ 898,161.78
WATER	112	\$ 375,000.00	\$ 34,565.98	\$ 409,565.98
REPAIR & MAINTENANCE	113	\$ 50,000.00	\$ 100,000.00	\$ 150,000.00
RIVERHEAD SEWER DISTRICT	114	\$ 875,000.00	\$ 28,953.43	\$ 903,953.43
REFUSE & GARBAGE COLLECTION	115	\$ 150,000.00	\$ 4,153.79	\$ 154,153.79
STREET LIGHTING	116	\$ 135,000.00	\$ 15,436.53	\$ 150,436.53
PUBLIC PARKING	117	\$ 85,000.00	\$ 3,093.57	\$ 88,093.57
BUSINESS IMPROVEMENT DISTRICT	118	\$ 10,000.00	\$ 4,500.39	\$ 14,500.39
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ 210,000.00	\$ 225.00	\$ 210,225.00
CALVERTON SEWER DISTRICT	124	\$ 80,000.00	\$ -	\$ 80,000.00
RIVERHEAD SCAV WASTE DISTRICT	126	\$ -	\$ 30,786.94	\$ 30,786.94
WORKER'S COMPENSATION FUND	173	\$ 1,000,000.00	\$ 6,389.53	\$ 1,006,389.53
RISK RETENTION FUND	175	\$ 320,000.00	\$ 200.72	\$ 320,200.72
UNEMPLOYMENT INSURANCE FUND	176	\$ 5,700.00	\$ -	\$ 5,700.00
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ 185.00	\$ 185.00
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 1,009.89	\$ 1,009.89
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ 23,000.00	\$ -	\$ 23,000.00
SEWER DISTRICT DEBT	382	\$ 1,030,000.00	\$ 58,252.86	\$ 1,088,252.86
WATER DEBT	383	\$ 165,000.00	\$ -	\$ 165,000.00
GENERAL FUND DEBT SERVICE	384	\$ 1,000.00	\$ -	\$ 1,000.00
SCAVENGER WASTE DEBT	385	\$ 290,000.00	\$ -	\$ 290,000.00
TOWN HALL CAPITAL PROJECTS	400	\$ -	\$ 22,525.00	\$ 22,525.00
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ 1,928.24	\$ 1,928.24
SENIORS HELPING SENIORS	453	\$ -	\$ 1,372.41	\$ 1,372.41
EISEP	454	\$ -	\$ 825.30	\$ 825.30
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ 25,000.00	\$ 7,852.31	\$ 32,852.31
MUNICIPAL GARAGE	626	\$ 35,000.00	\$ 13,023.09	\$ 48,023.09
TRUST & AGENCY	735	\$ -	\$ 613,043.58	\$ 613,043.58
SPECIAL TRUST	736	\$ 50,000.00	\$ -	\$ 50,000.00
COMMUNITY PRESERVATION FUND	737	\$ 640,000.00	\$ -	\$ 640,000.00
CDA-CALVERTON	914	\$ 175,000.00	\$ -	\$ 175,000.00
COMMUNITY DEVELOPMENT AGENCY	915	\$ 12,000.00	\$ -	\$ 12,000.00
JOINT SCAVENGER WASTE	918	\$ -	\$ -	\$ -
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ 9,823,800.00	\$ 1,572,928.85	\$ 11,396,528.85

RESOLUTION # <u>1090</u> ABSTRACT #41-02 OCTOBER 10, 2002 (TB 10/15/02)			
COUNCILMAN LULL			
offered the following Resolution which was seconded by			
COUNCILWOMAN BLASS			
FUND NAME	CD NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001 \$	91,650.59	91,650.59
POLICE ATHLETIC LEAGUE	004 \$	-	-
TEEN CENTER	005 \$	-	-
RECREATION PROGRAM	006 \$	-	-
SR NUTRITION SITE COUNCIL	007 \$	-	-
D.A.R.E. PROGRAM FUND	008 \$	-	-
CHILD CARE CENTER BUILDING FUND	009 \$	7.19	7.19
AG-FEST COMMITTEE FUND	021 \$	-	-
HUMAN SERVICES FUND	022 \$	-	-
TOWN BD SPECIAL PROGRAM FND	024 \$	-	-
YOUTH COURT SCHOLARSHIP FUND	025 \$	-	-
SRS DAYCARE BUILDING FUND	027 \$	-	-
COMMUNITY P.E.T.S. SHELTER	028 \$	-	-
ANIMAL SPAY & NEUTERING FUND	029 \$	532.00	532.00
EDZ FUND	030 \$	-	-
HIGHWAY	111 \$	8,735.82	8,735.82
WATER	112 \$	30,919.43	30,919.43
REPAIR & MAINTENANCE	113 \$	-	-
RIVERHEAD SEWER DISTRICT	114 \$	1,104.69	1,104.69
REFUSE & GARBAGE COLLECTION	115 \$	273.28	273.28
STREET LIGHTING	116 \$	1,352.20	1,352.20
PUBLIC PARKING	117 \$	1,936.87	1,936.87
BUSINESS IMPROVEMENT DISTRICT	118 \$	-	-
TOR URBAN DEV CORP TRUST ACCT	119 \$	-	-
AMBULANCE DISTRICT	120 \$	755.67	755.67
CALVERTON SEWER DISTRICT	124 \$	34.83	34.83
RIVERHEAD SCAV WASTE DISTRICT	128 \$	1,686.61	1,686.61
WORKER'S COMPENSATION FUND	173 \$	-	-
RISK RETENTION FUND	175 \$	-	-
UNEMPLOYMENT INSURANCE FUND	176 \$	-	-
MAIN STREET REHAB PROGRAM	177 \$	-	-
REVOLVING LOAN PROGRAM	178 \$	-	-
RESIDENTIAL REHAB	179 \$	-	-
DISCRETIONARY/SMALL CITIES	180 \$	-	-
CDBG CONSORTIUM ACCOUNT	181 \$	663.00	663.00
URBAN DEVEL CORP WORKING	182 \$	-	-
RESTORE	184 \$	-	-
PUBLIC PARKING DEBT	381 \$	-	-
SEWER DISTRICT DEBT	382 \$	-	-
WATER DEBT	383 \$	-	-
GENERAL FUND DEBT SERVICE	384 \$	-	-
SCAVENGER WASTE DEBT	385 \$	-	-
TOWN HALL CAPITAL PROJECTS	406 \$	36,324.33	36,324.33
EIGHT HUNDRED SERIES	408 \$	-	-
WATER IMPROVEMENT CAP PROJ	409 \$	-	-
NUTRITION CAPITAL IMPS	441 \$	-	-
CHIPS	451 \$	209,500.00	209,500.00
YOUTH SERVICES	452 \$	74.04	74.04
SENIORS HELPING SENIORS	453 \$	-	-
EISEP	454 \$	-	-
SCAVENGER WASTE CAP PROJ	470 \$	-	-
MUNICIPAL FUEL FUND	625 \$	-	-
MUNICIPAL GARAGE	626 \$	1,851.24	1,851.24
TRUST & AGENCY	735 \$	10,363.15	10,363.15
SPECIAL TRUST	736 \$	-	-
COMMUNITY PRESERVATION FUND	737 \$	-	-
CDA-CALVERTON	914 \$	-	-
COMMUNITY DEVELOPMENT AGENCY	915 \$	12,290.00	12,290.00
JOINT SCAVENGER WASTE	918 \$	-	-
CENTRAL CLEARING ACCOUNT	999 \$	-	-
TOTALS		410,054.94	410,054.94

THE VOTE

Sanders Yes No Blass Yes No
 Deneski Yes No Lull Yes No
 Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THE RESOLUTION WAS ADOPTED

Adopted

October 15, 2002

TOWN OF RIVERHEAD

RESOLUTION #1091

ADOPTED: 10/15/02

COUNCILMAN Densieski offered the resolution;, which was seconded by COUNCILMAN Lull.

WHEREAS, the Town of Riverhead accepts from Cablevision, in full settlement of the matters asserted in Resolution A#13271-01; and any and all claims arising under the terms of the franchise; the amount of One Hundred and Fifteen Thousand Dollars (\$115,000) within forty-five (45) days of receipt of a signed and fully executed copy of:

- (1) The Agreement and
- (2) A mutually acceptable renewal franchise, fully executed by both parties, authoring Cablevision to continue operating the cable system within the territorial limits of the town.

(Add stip)

NOW THEREFORE BE IT RESOLVED, that a certified copy of this resolution be sent to Cablevision and Victor Prusinowski.

THE VOTE
Sanders Yes No Blank Yes No
Densieski Yes No Lull Yes No
Kozakiewicz Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

OCT 15, 2002

TOR
Resolution 1091

The Town of Riverview accepts from Cablevision, in full settlement of the matters asserted in Resolution #1271-01 and any and all claims arising under the Terms of the Franchise, the amount of One Hundred and Fifteen Thousand Dollars (\$115,000.00) within forty five (45) days of receipt of a signed and fully executed copy of:

- (1) the Agreement, and
- (2) a mutually acceptable renewal franchise, fully executed by both parties, authorizing Cablevision to continue operating the cable system within the territorial limits of the Town.

(ADD STEP.)

Dominick +
Sull

Copies To: Cablevision, Victor Pruslawski