

PUBLIC COMMENT ON ANY CDA RESOLUTION LISTED

BELOW:

CDA Res. #11 Authorizes the Supervisor to Execute an Agreement with DRU Associates, Inc.

CDA Res. #12 Authorizes the Chairman to Execute the Second Amendment to Agreement of Sale Dated October 2, 2007 with REPCAL, LLC

PUBLIC COMMENT ON ANY REGULAR TOWN BOARD RESOLUTION LISTED BELOW:

Res. #258 Authorizes the Supervisor to Execute the Second Amendment to Agreement of Sale Dated October 2, 2007 with REPCAL LLC

Res. #259 Bond Resolution, Subject to Permissive Referendum, Authorizing the Construction of a Rock Jetty at Wading River Creek in and for the Town of Riverhead, Suffolk County, New York, at a Maximum Estimated Cost of \$1,125,000 and Authorizing the Issuance of \$1,125,000 Bonds of Said Town to Pay the Cost Thereof

Res. #260 Sewer Extension – Belt Filter Press Budget Adjustment

Res. #261 Accepts 100% Security of New York SMSA Limited Partnership D/B/A Verizon Wireless (Jamesport Fire District Property)

Res. #262 Ratifies Attendance at the Suffolk Academy of Law Animal Law III Seminar

Res. #263 Promotes Police Officer Michael Schmidt to the Position of Detective Grade III

Res. #264 Ratifies the Appointment of a P/T Assistant Recreation Leader/Skatepark Level I to the Riverhead Recreation Department (Jose Coropuna)

Res. #265 Appoints a Park Attendant II, Level II to the Riverhead Recreation Department (Samuel Randall)

- Res. #266 Promotion to Maintenance Mechanic V in the Building and Grounds Division of the Town Engineer's Office (Gary Hubbard)
- Res. #267 Accepts Voluntary Resignation of a Recreation Employee (Frederick Boutcher IV)
- Res. #268 Accepts Retirement of a Justice Court Clerk (Constance Stelzer)
- Res. #269 Accepts Retirement of a Justice Court Clerk (Dale Young)
- Res. #270 Authorizes the Attendance of Employees at International Municipal Signal Association Certification School
- Res. #271 Appoints Public Safety Dispatchers to the Police Department (Eric Raudies & Dawn Piotrowski)
- Res. #272 Authorization to Discard Fixes Assets
- Res. #273 Authorizes the Supervisor to Execute a License Agreement with National Oceanic and Atmospheric Administration (NOAA) to Allow NOAA to Conduct a Study Relating to Bio-Transformations of Plankton Floating in East Creek
- Res. #274 Authorizes the Supervisor to Execute a License Agreement with AEROS Cultured Oyster Company to Allow the Installation of Floating Upweller Systems (Flupsy) in East Creek
- Res. #275 Authorizes the Town Clerk to Advertise for Bids on Kawasaki 60ZV-2 Wheel Loader or Equal
- Res. #276 Authorizes Supervisor to Execute Change Order Transmission Improvements at Sound Avenue and Various Locations Riverhead Water District
- Res. #277 Authorizes the Supervisor to Execute a Traffic Signal Agreement at the Intersection of County Road 73, Roanoke Avenue at Riverhead Fire Dept (Approx. 200' North of CR 43, Northville Tpke)
- Res. #278 Authorizes the Supervisor to Execute a Traffic Signal Agreement at the Intersection of County Road 43, Northville Turnpike at County Road 73, Roanoke Avenue, Riverhead

- Res. #279 Authorizes the Supervisor to Execute a Traffic Signal Agreement at the Intersection of County Road 73, Roanoke Avenue at Railroad Avenue, Riverhead
- Res. #280 Resolution to Extend Agreement between Town of Riverhead and VMS Planning Services
- Res. #281 Awards Bid Test Well Construction at Various Sites Riverhead Water District
- Res. #282 Awards Bid to Calgon Carbon Corporation Carbon Filter Changeout Riverhead Water District
- Res. #283 Awards Bid Office Pump Station Replacement Calverton Sewer District
- Res. #284 Awards Bid for Annual Construction Contract
- Res. #285 Awards Bid for Recreation Department Brochure
- Res. #286 Approves Chapter 90 Application of Our Redeemer Lutheran Church of Aquebogue (Carnival & Flower Sale)
- Res. #287 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, “Zoning” of the Riverhead Town Code (§108-179 - Pine Barrens Overlay District)
- Res. #288 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, “Zoning” of the Riverhead Town Code (§108-138 – Light Industrial (LI) Zoning Use District)
- Res. #289 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, “Zoning” of the Riverhead Town Code (§108-145.2-Calverton Office (CO) Zoning Use District)
- Res. #290 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 - Entitled, “Zoning” of the Riverhead Town Code (§108-237; §108-239; §108-240; §108-241; §108-242; §108-243; §108-244; §108-245 – Planned Recreational Park (PRP) District)

- Res. #291 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 – Entitled, “Zoning” of the Riverhead Town Code (§108-231; §108-234 – Planned Industrial Park (PIP) District
- Res. #292 Establishes Fees for Showmobile Usage
- Res. #293 Youth Services Budget Adjustment
- Res. #294 Pays Bills

Adopted

04/01/08

COMMUNITY DEVELOPMENT AGENCY
TOWN OF RIVERHEAD

Resolution # 11

AUTHORIZES THE CHAIRMAN TO EXECUTE AN
AGREEMENT WITH DRU ASSOCIATES, INC.

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

COUNCILMAN DUNLEAVY
WHEREAS, The Community Development Agency of the Town of Riverhead has determined that it requires the professional services of Dru Associates, Inc. to conduct environmental studies on property owned by the Community Development Agency, and

WHEREAS, Dru Associates has submitted a proposal to provide environmental consulting services as set forth above,

NOW, THEREFORE, be it hereby

RESOLVED that the Community Development Agency authorizes the Chairman to execute a professional services agreement with Dru Associates, Inc. substantially in the form attached hereto, and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Dru Associates, Inc., the Town Attorney and the Office of Accounting.

THE VOTE
Buckley yes no Wooten yes no
Dunleavy yes no Blass yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

April 1, 2008

TOWN OF RIVERHEAD

Adopted

CDA RESOLUTION # 12

AUTHORIZES THE CHAIRMAN TO EXECUTE THE SECOND AMENDMENT TO AGREEMENT OF SALE DATED OCTOBER 2, 2007 WITH REPCAL LLC

COUNCILMAN DUNLEAVY

offered the following

resolution, which was seconded by COUNCILMAN BUCKLEY

WHEREAS, the Town of Riverhead and the Town of Riverhead Community Development Agency have entered into an Agreement of Sale to sell some 300 acres of property located in the Light Industrial Zone at the Enterprise Park at Calverton, south of Route 25, Calverton, New York; to Repcal LLC; and

WHEREAS, REPCAL LLC has requested a thirty (30) day extension of the time period within which to file its preliminary subdivision application and site plan application for one building, as set forth in paragraph 9.1 of the Agreement of Sale; and

WHEREAS, the requested extension will not cause any additional delays with respect to the other time periods and deadlines set forth in the October 2, 2007 Agreement;

NOW, THEREFORE BE IT RESOLVED,

That the Chairman is hereby authorized to execute a second amendment to the Agreement of Sale dated October 2, 2007 in the form and content as annexed hereto;

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution and attached notice to Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP., 456 Griffing Avenue, Riverhead, New York 11901, Guy Germano, Esq., Germano & Cahill, PC., 4250 Veterans Memorial Highway, Suite 275, Holbrook, New York 11741; Chris Kempner, Director of the Community Development Agency, and Dawn C. Thomas, Esq., Town Attorney.

THIS RESOLUTION HAS BEEN PREPARED BY FRANK A. ISLERIE SPECIAL COUNSEL.

THE RESOLUTION WAS THEREFORE DULY ADOPTED

VOTE					
Buckley	✓ yes	no	Wooten	✓ yes	no
Dunleavy	✓ yes	no	Blass	✓ yes	no
Cardinale	✓ yes	no			

SECOND AMENDMENT TO AGREEMENT OF SALE
DATED OCTOBER 2, 2007

WHEREAS, the Town of Riverhead and Town of Riverhead Community Development Agency (collectively, "Seller") and REPCAL, LLC ("Purchaser") entered into an agreement of sale dated October 2, 2007 which, by its terms, had an effective date of November 1, 2007 (the "Agreement"); and

WHEREAS, pursuant to Section 9.1 of the Agreement, the Purchaser is required to file its application for preliminary subdivision and its application for a site plan for one building on or before March 30, 2008; and

WHEREAS, the parties are agreeable to extend this deadline by thirty (30) days, provided that all other deadlines set forth in the Agreement, except for the completion of the Due Diligence Period previously extended by the prior amendment, shall remain in full force and effect as measured under the original terms of the Agreement.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by each party hereto, the Seller and Purchaser agree as follows:

1. The Purchaser's time to file the preliminary subdivision application and application for site plan approval for its first industrial building, as set forth in paragraph 9.1 of the Agreement, shall be extended to April 30, 2008.
2. The Purchaser expressly agrees that it shall adhere to all other time deadlines as calculated under the terms of the original Agreement, with the exception of the time to complete the Due Diligence Period which has been previously extended by the Agreement of the parties.
3. Except as modified by this amendment, all other provisions of the Agreement shall remain in full force and effect. Any capitalized term used but not otherwise defined herein shall have the meaning ascribed to such term in the Agreement.

SELLER:

TOWN OF RIVERHEAD

BY: _____

NAME: PHILIP J. CARDINALE

TITLE: SUPERVISOR

DATE: _____

TOWN OF RIVERHEAD
COMMUNITY DEVELOPMENT
AGENCY

BY: _____

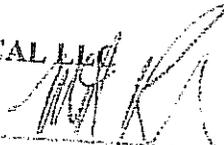
NAME: PHILIP J. CARDINALE

TITLE: CHAIR

DATE: _____

PURCHASER:

REPCAL LLC

BY:  _____

NAME: MITCHELL RECHLER

TITLE: MANAGER

DATE: 03/10/12