

**TOWN BOARD MEETING  
AGENDA  
PHILIP CARDINALE, Supervisor**

**April 4<sup>th</sup> , 2007**

**Edward Densieski, Councilman  
George Bartunek, Councilman**

**Barbara Blass, Councilwoman  
John Dunleavy, Councilman**

**Barbara Grattan, Town Clerk  
Dawn Thomas, Town Attorney**

**ELECTED OFFICIALS**

**Laverne Tennenberg  
Paul Leszczynski  
Mark Kwasna  
Maryann Wowak Heilbrunn  
Richard Ehlers  
Allen M. Smith**

**Chairwoman Board of Assessors  
Board of Assessors  
Highway Superintendent  
Receiver of Taxes  
Town Justice  
Town Justice**

**DEPARTMENT HEADS**

**William Rothaar (Financial Administrator)  
Leroy E. Barnes, Jr.  
Andrea Lohneiss  
Ken Testa  
Richard Hanley  
Chief David Hegermiller  
Ray Coyne  
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**

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

- #280 Water Extension No. 76- Burman Property Budget Adjustment
- #281 Calverton Sewer Budget Adjustment
- #282 Landfill Reclamation Capital Project 80001 Budget Adjustment
- #283 Landfill Reclamation Capital Project 80002 Budget Adjustment
- #284 Sewer Extension No.1- Burman Property Budget Adjustment
- #285 GIS Implementation Plan Grant Budget Adoption
- #286 Authorizes Attendance of One (1) Police Department Employee to NY/NJ Regional Fugitive Task Force Training
- #287 Authorizes Attendance of One (1) Police Department Employee to Empire State Law Enforcement Traffic Safety Conference
- #288 Authorizing (2) Building Department Employees to Attend a Course
- #289 Appoints Temporary Secretary to the Board of Assessment Review
- #290 Ratifies Appointment of Network and Systems Technician to the Police Department (M. Lynch)
- #291 Authorization to Publish and Post a Help Wanted Ad for Seasonal Help in the Recreation Department
- #292 Accepts Resignation of Deputy Town Attorney (C. Kent)
- #293 Appoints Deputy Town Supervisor (G. Bartunek)
- #294 Amends Resolution #255-2007 (Appoints D.Sinko)

- #295 Authorizes the Town Clerk to Publish and Post a Help Wanted Ad for School Crossing Guards
- #296 Authorizes the Publication of a Help Wanted Ad for Automotive Equipment Operator
- #297 Approves Request for Leave of Absence (A. Baldelli)
- #298 Authorizes Fire Marshal to Attend Code Development Process Final Action Hearings
- #299 Requests a Leave of Absence for Gilbert Henderson from the Riverhead Recreation Department
- #300 Request to Attend the 67<sup>th</sup> Annual Conference & Business Expo
- #301 Sets Fee for Lifeguard, First Aid, CPR/AED and Waterfront Module Recertifications for the Recreation Department
- #302 WFT Date Services-Rate Structure
- #303 Authorizes Supervisor to Execute Application and Grant Agreement with New York State Department of State
- #304 Offers Support to New York State Legislature for the Creation of the Peconic Bay Regional Transportation Council
- #305 Authorization to Publish Advertisement for Snack Vendor Services
- #306 Authorizing the Settlement of Litigation between the Town of Riverhead and the Long Island Power Authority
- #307 Authorizes the Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Economic Development Zone)
- #308 Authorizes the Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Definitions-Water Dependent Use)
- #309 Authorizes the Designation of the Paine Family House Site and Cemetery as a Landmark Pursuant to Chapter 73

Entitled, "Landmarks Preservation" of the Riverhead Town Code

- #310 Authorizes the Town Clerk to Advertise for Bids on Traffic Paint
- #311 Authorizes the Town Clerk to Advertise for Bids on Precast Concrete Drainage Rings & Associated Items
- #312 Authorizes Town Clerk to Advertise for Bids on Traffic Line Striping
- #313 Authorizes Selling of the 2007 Beach Permits By Warrens Tackle Center and Fisherman's Deli
- #314 Authorizes Supervisor to Execute a Contract with Bowne Management Systems, Inc. for GIS Services
- #315 Ratifies Agreement to Authorize Supervisor to Execute an Agreement with the County of Suffolk (Youth Bureau)
- #316 Authorizes Town Clerk to Publish and Post Public Notice of Public Hearing for the Consideration of the Designation of Certain Structure(s) as Landmarks Pursuant to Chapter 73 Entitled, "Landmarks Preservation" of the Riverhead Town Code (Fletcher Booker Homestead)
- #317 Awards Bid for Food Products
- #318 Awards Bid for Meat & Poultry
- #319 Awards Bid for Grit & Screen Removal-RSD
- #320 Awards Bid for Sludge Cake Removal-RSD
- #321 Awards Bid for on Site Yard Waste Grinding at Youngs Avenue Landfill
- #322 Awards Bid for Corrosion Control Chemical-RWD
- #323 Awards Bid for Dry Hydrated Lime-RWD
- #324 Awards Bid for Annual Diesel/Generator Maintenance for the Riverhead Water District

- #325 Memorializing Resolution in Opposition of Authorizing Statewide Cable Franchises
- #326 Adopts a Local Law to Amend Chapter 108 of the Town Code of the Town of Riverhead Entitled, "Zoning" (§108-129- Site Plan Review)
- #327 Authorizes Legal Action Against the Owners, Tenants, Occupants and Mortgagee of the Property Located at 4 Grove Street, Riverhead, New York
- #328 Authorizes Legal Action Against the Owners, Tenants, Occupants and Mortgagee of the Property Located at 2 Cherry Lane, Riverhead, New York
- #329 Approves Chapter 90 Application of Railroad Museum of Long Island ("Hobo Homecoming 2007")
- #330 Authorizing the Supervisor to Execute a License Agreement with Norman Osit (Charter Fishing Boat)
- #331 Approves Site Plan of Wal-Mart
- #332 Calls Public Hearing on Zone Change of East Riverhead Equities
- #333 Pays Bills

TOWN OF RIVERHEAD

WATER EXTENSION No. 76 – BURMAN PROPERTY

BUDGET ADJUSTMENT

RESOLUTION # 280

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 adoption:

	<u>FROM</u>	<u>TO</u>
406.092705.421050.30027    Developer Fees	774,250	
406.083200.523002.30027    Construction		650,000
406.083200.543501.30027    Engineering - Design		58,750
406.083200.549001.30027    Administrative Fees		45,500
406.083200.547900.30027    Contingency		20,000

**THE VOTE**

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

April 4, 2007

Adopted

TOWN OF RIVERHEAD

CALVERTON SEWER

BUDGET ADJUSTMENT

RESOLUTION # 281

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

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

		<u>FROM</u>	<u>TO</u>
124.081300.543504	Engineering Services	\$12880.91	
124.081300.541100	Building Repair & Maintenance		\$12880.91

**THE VOTE**

Dunleavy  Yes  No      Bartunek  Yes  No  
 Blass  Yes  No      Densieski  Yes  No  
 Cardinale  Yes  No

April 4, 2007

# Adopted

**TOWN OF RIVERHEAD**

**LANDFILL RECLAMATION  
CAPITAL PROJECT 80001**

**BUDGET ADJUSTMENT**

**RESOLUTION # 282**

COUNCILMAN BARTUNEK offered the following resolution,  
which was seconded by COUNCILMAN DUNLEAVY.

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

		<u>FROM</u>	<u>TO</u>
406.012401.441100.80001	Investment Earnings	378.61	
406.081600.491201.80001	Landfill Revenue	7.00	
406.081600.523010.80001	Wells	20,453.12	
406.081600.523023.80001	Land Clearance – Reclamation Exp	945,058.77	
406.081600.543500.80001	Professional Svc – Eng	37,765.00	
406.081600.543506.80001	Professional Svc – Lab Analysis	1,655.00	
406.081600.543507.80001	Field Investigation Expense	8,682.50	
406.095731.494200.80001	Serial Bond Proceeds		1,014,000.00

**THE VOTE**

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

TOWN OF RIVERHEAD

LANDFILL RECLAMATION  
CAPITAL PROJECT 80002

BUDGET ADJUSTMENT

RESOLUTION # 283

COUNCILMAN DUNLEAVY

\_\_\_\_\_ 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 adoption:

		<u>FROM</u>	<u>TO</u>
406.012401.441100.80002	Investment Earnings	200,000.00	
406.081600.492310.80002	DEC State Aid	1,800,000.00	
406.095731.494200.80002	Serial Bond Proceeds	1,500,000.00	
406.081600.543500.80002	Professional Svc – Eng		500,000.00
406.081600.523023.80002	Land Clearance		3,000,000.00

**THE VOTE**

Dunleavy  Yes  No      Bartunek  Yes  No  
 Blass  Yes  No      Densieski  Yes  No  
 Cardinale  Yes  No

April 4, 2007

Adopted

TOWN OF RIVERHEAD

SEWER EXTENSION No. 1 – BURMAN PROPERTY

BUDGET ADJUSTMENT

RESOLUTION # 284

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 adoption:

		<u>FROM</u>	<u>TO</u>
406.092705.421050.20017	Developer Fees	1,661,450	
406.081300.523012.20017	Construction		1,350,600
406.081300.543504.20017	Engineering		310,850

**THE VOTE**

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

April 4, 2007

Adopted

**TOWN OF RIVERHEAD**

**GIS IMPLEMENTATION PLAN GRANT**

**BUDGET ADOPTION**

**RESOLUTION # 285**

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

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

	<b><u>FROM</u></b>	<b><u>TO</u></b>
406.013100.492253.40189 State Aid	\$74,296.06	
406.013100.543900.40189 Miscellaneous Consultants		\$21,268.84
406.013100.524000.40189 Equipment		\$43,249.40
4060.13100.5115000.40189 Salaries		\$ 9,777.82

**THE VOTE**

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

04/04/2007

STATUS **Adopted**

**TOWN OF RIVERHEAD**

Resolution # 286

**AUTHORIZES ATTENDANCE OF ONE POLICE DEPARTMENT EMPLOYEE  
TO NY/NJ REGIONAL FUGITIVE TASK FORCE TRAINING**

COUNCILMAN BARTUNEK offered the following resolution, which was  
seconded by COUNCILMAN DUNLEAVY

**WHEREAS**, Police Chief Hegermiller has requested authorization from the Riverhead Town Board for the attendance of one police department employee to attend the NY/NJ Regional Fugitive Task Force Training in Atlantic City, New Jersey, and,

**WHEREAS**, the seminar will be held in Atlantic City, New Jersey from April 22 – 27, 2007.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes the attendance of one police department employee to attend the NY/NJ Regional Fugitive Task Force Training.

**BE IT FURTHER RESOLVED**, that the Town Board hereby authorizes reimbursement of expenses incurred, not to exceed \$250.00 upon submission of proper receipts; and

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Chief Hegermiller and the Office of Accounting.

**THE VOTE**

DUNLEAVY  YES \_\_\_ NO BARTUNEK  YES \_\_\_ NO  
 BLASS  YES \_\_\_ NO DENSIESKI  YES \_\_\_ NO  
 CARDINALE  YES \_\_\_ NO  
 THIS RESOLUTION  IS \_\_\_ IS NOT  
 DECLARED DULY ADOPTED

04/03/07

STATUS Adopted

**TOWN OF RIVERHEAD**

Resolution # 287

**AUTHORIZES ATTENDANCE OF ONE POLICE DEPARTMENT EMPLOYEE TO EMPIRE STATE LAW ENFORCEMENT TRAFFIC SAFETY CONFERENCE**

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

**WHEREAS**, Police Chief Hegermiller has requested authorization from the Riverhead Town Board for the attendance of one police department employee to attend the Empire State Law Enforcement Traffic Safety Conference, Saratoga Springs, New York, and,

**WHEREAS**, the seminar will be held in Saratoga Springs, New York from April 18 – 19, 2007.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes the attendance of one police department employee to attend the Empire State Law Enforcement Traffic Safety Conference.

**BE IT FURTHER RESOLVED**, that the Town Board hereby authorizes reimbursement of expenses incurred, not to exceed \$500.00 upon submission of proper receipts; and

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Chief Hegermiller and the Office of Accounting.

**THE VOTE**

DUNLEAVY  YES \_\_\_ NO BARTUNEK  YES \_\_\_ NO

BLASS  YES \_\_\_ NO DENSIESKI  YES \_\_\_ NO

CARDINALE  YES \_\_\_ NO

THIS RESOLUTION  IS \_\_\_ IS NOT DECLARED DULY ADOPTED

4/4/07

Adopted

TOWN OF RIVERHEAD

Resolution # 288

**AUTHORIZES (2) BUILDING DEPARTMENT EMPLOYEES TO ATTEND A COURSE**

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

COUNCILWOMAN BLASS:

**WHEREAS**, the Peekskill Fire House, Station #6 is offering a mandatory Certification for Code Enforcement Officials course to be held at 701 Washington Street, Peekskill, New York on May 8, 2007; and

**WHEREAS**, it is the desire of Leroy E. Barnes, Jr., Building Department Administrator that he and Building Inspector, Mark Griffin, attend such course.

**NOW THEREFORE BE IT HEREBY RESOLVED**, that the Town Board of the Town of Riverhead hereby authorizes Leroy Barnes and Mark Griffin to attend the aforementioned course on May 8, 2007; and be it further

**RESOLVED**, that all related expenses incurred by the attendees will be fully receipted upon their return, not to exceed a total cost of \$500.00 and thereafter reimbursed by the Accounting Department; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Leroy E. Barnes, Jr., Building Department Administrator and the Office of Accounting.

**THE VOTE**

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

The Resolution Is  Is Not   
Declared Duly Adopted

## 2006 CODE UPDATE

It will be mandatory to attend this 2006 Code Update program prior to June 30, 2007 to maintain certification as a Code Enforcement Official.

In order to provide the necessary level of safety, and to keep pace with the ever evolving construction and fire safety technologies, New York State is committed to periodically revise and update the standards of the New York State Uniform Fire Prevention and Building Code which are based on the documents developed by the International Codes Council. This program will touch on the update process, and highlight significant changes in the adopted codes which are expected to become effective sometime in 2006. This course will provide the student with 7 hours of Code Enforcement In-Service Training credit.

COURSE #	DATE	TIME	COUNTY
32-0038	30-Jan	8am - 4pm	Rockland
32-0039	31-Jan	8am - 4pm	Sullivan
32-0040	1-Feb	8am - 4pm	Broome
32-0042	13-Mar	8am - 4pm	Schuyler
32-0043	15-Mar	8am - 4pm	Erie
32-0044	3-Apr	8am - 4pm	Jefferson
32-0045	4-Apr	8am - 4pm	Onondaga
32-0046	5-Apr	8am - 4pm	Oneida
32-0047	24-Apr	8am - 4pm	Monroe
32-0048	25-Apr	8am - 4pm	Ontario
32-0049	8-May	8am - 4pm	Westchester

# Adopted

4/4/2007

TOWN OF RIVERHEAD

Resolution # 289

APPOINTS TEMPORARY SECRETARY  
TO THE BOARD OF ASSESSMENT REVIEW

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

WHEREAS, a position of temporary secretary currently exists on the Board of Assessment Review; and

WHEREAS, Maribeth Vail has expressed an interest in serving in this capacity;  
and

WHEREAS, all members of the Board of Assessment Review approve of her appointment.

NOW, THEREFORE, BE IT RESOLVED, that Maribeth Vail be and is hereby appointed as temporary secretary to the Board of Assessment Review at an hourly rate of \$13.00 effective May 1, 2007 through December 31, 2007; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Maribeth Vail, the Assessors' Office, the Personnel Officer, and the Office of Accounting.

**THE VOTE**

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

The Resolution Was  Was Not   
Thereupon Duly Declared Adopted

April 4, 2007

TOWN OF RIVERHEAD

Adopted

Resolution # 290

**RATIFIES APPOINTMENT OF NETWORK AND SYSTEMS TECHNICIAN TO THE POLICE DEPARTMENT**

COUNCILMAN BARTUNEK offered the following  
resolution, which was seconded by COUNCILMAN DUNLEAVY

**WHEREAS**, the position of full-time Network and Systems Technician exists in the Police Department, and

**WHEREAS**, Martin Lynch has been serving as part-time Network and Systems Technician in the Police Department, and

**WHEREAS**, Suffolk County Department of Civil Service has certified a List of Eligibles, list #07DC082, for the title of Network and Systems Technician, and Martin Lynch is reachable on that list.

**NOW, THEREFORE, BE IT RESOLVED**, that effective March 26, 2007 The Town Board hereby ratifies the appointment of Martin Lynch to the full-time position of Network and Systems Technician as found on Group 3, Step P of the Administrative Salary Schedule.

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Martin Lynch, the Police Department, and the Personnel Officer.

**The Vote**

Dunleavy ~~Yes~~ No      Bartunek ~~Yes~~ No  
Blass ~~Yes~~ No      Densieski ~~Yes~~ No  
Cardinale ~~Yes~~ No

THE RESOLUTION  WAS    WAS NOT

**THEREFORE DULY ADOPTED**

April 4, 2007

TOWN OF RIVERHEAD

Adopted

Resolution # 291

**AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST  
A HELP WANTED AD FOR SEASONAL HELP IN THE RECREATION  
DEPARTMENT**

COUNCILMAN DUNLEAVY

\_\_\_\_\_ offered the following  
COUNCILMAN DENSIESKI

resolution, which was seconded by \_\_\_\_\_

**BE IT RESOLVED**, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Ad in the April 12, 2007 issue of The News Review.

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Personnel Officer.

The Vote

Dunleavy ~~Yes~~ No

Bartunek ~~Yes~~ No

Blass ~~Yes~~ No

Densieski ~~Yes~~ No

Cardinale ~~Yes~~ No

THE RESOLUTION ~~X~~ WAS \_\_\_\_\_ WAS NOT  
THEREFORE DULY ADOPTED

## **HELP WANTED**

PLEASE TAKE NOTICE that the Town of Riverhead is actively seeking to fill the following seasonal positions: Park Attendants, Beach Attendants, Lifeguards, Water Safety Instructors, Summer Recreation Leaders and Aides, and Scorekeepers. Lifeguards must have current American Red Cross Certifications for First Aid/LFG, CPR, AED for professional rescuer and waterfront. For more information, please call Jim Janecek, Recreation Program Coordinator, at 631-727-5744, or apply at The Riverhead Town Human Resource/Senior Center at 60 Shade Tree lane, Riverhead, NY. EEO

**BY ORDER OF:  
THE RIVERHEAD TOWN BOARD  
BARBARA GRATTAN, TOWN CLERK**

April 4, 2007

Adopted

TOWN OF RIVERHEAD

ACCEPTS RESIGNATION OF DEPUTY TOWN SUPERVISOR

RESOLUTION # 292

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

**WHEREAS**, the Town has received notification from Christopher Kent, the Deputy Town Supervisor, indicating his intent to resign effective April 14, 2007.

**NOW, THEREFORE, BE IT RESOLVED**, that this Town Board hereby accepts the resignation of Chistopher Kent.

**BE IT FURTHER, RESOLVED**, that the Town Clerk be, and is hereby, directed to forward a certified copy of this Resolution to the Town Supervisor, Christopher Kent, the Personnel Officer and the Office of Accounting.

THE VOTE

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

THIS RESOLUTION  IS  IS NOT  
DECLARED DULY ADOPTED

April 4, 2007

**Adopted**

**TOWN OF RIVERHEAD**

**RESOLUTION # 293**

**APPOINTS DEPUTY TOWN SUPERVISOR**

COUNCILWOMAN BLASS offered the following resolutions, which was seconded  
by COUNCILMAN BARTUNEK.

RESOLVED, effective April 9, 2007, Councilman George Bartunek is hereby appointed to the position of Deputy Town Supervisor in which he will serve without compensation; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Councilman George Bartunek and the Office of Accounting.

**THE VOTE**

Dunleavy ~~Yes~~ No

Blass ~~Yes~~ No

Cardinale ~~Yes~~ No

Bartunek Yes No *abstain*

Densieski ~~Yes~~ No

Z:/Trina

April 4, 2007

**Adopted**

**TOWN OF RIVERHEAD**

**RESOLUTION # 294**

**AMENDS RESOLUTION #255**

COUNCILMAN BARTUNEK offered the following resolution,  
which was seconded by COUNCILMAN DUNLEAVY.

**WHEREAS**, Resolution #255 was adopted March 20, 2007 appointing Donna Sinko, an Assistant Senior Citizens Center Manager, to the Senior Citizens Program.

**WHEREAS**, The effective date was stated as March 20, 2007.

**WHEREAS**, the effective date should have been adopted as March 26, 2007

**THEREFORE, BE IT RESOLVED**, that resolution #255 be amended to reflect Donna Sinko's effective date as March 26, 2007

**BE IT FURTHER RESOLVED**, That the Town Clerk be and is hereby authorized to forward a copy of this resolution to Donna Sinko, the Senior Citizens Program, the Personnel Officer, and the Office of Accounting.

**The Vote**

Dunleavy ~~Yes~~ No      Bartunek ~~Yes~~ No

Blass ~~Yes~~ No      Densieski ~~Yes~~ No

Cardinale ~~Yes~~ No

**THE RESOLUTION ~~X~~ WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED**

April 4, 2007

TOWN OF RIVERHEAD

Adopted

Resolution # 295

**AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST  
A HELP WANTED AD FOR SCHOOL CROSSING GUARDS**

COUNCILMAN DUNLEAVY \_\_\_\_\_ offered the following  
resolution, which was seconded by \_\_\_\_\_  
COUNCILMAN DENSIESKI

**BE IT RESOLVED**, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Ad in the April 12, 2007 issue of The News Review.

The Vote

Dunleavy ~~Yes~~ No      Bartunek ~~Yes~~ No  
Blass ~~Yes~~ No      Densieski ~~Yes~~ No  
Cardinale ~~Yes~~ No

THE RESOLUTION ~~WAS~~ \_\_\_\_\_ WAS NOT  
THEREFORE DULY ADOPTED

## **HELP WANTED**

PLEASE TAKE NOTICE that the Town of Riverhead is seeking qualified individuals to serve in the position of part-time/on-call school crossing guards. Applications are to be submitted to the Personnel Department, 552 East Main Street, Riverhead, NY. No applications will be accepted after 4:00pm on April 20, 2007. EOE.

BY ORDER OF:  
THE RIVERHEAD TOWN BOARD  
BARBARA GRATTAN, TOWN CLERK

4/4/2007

# Adopted

## TOWN OF RIVERHEAD

Resolution # 296

### APPROVES REQUEST FOR LEAVE OF ABSENCE

COUNCILMAN DENSIESKI offered the following  
COUNCILWOMAN BLASS  
resolution, which was seconded by \_\_\_\_\_

**WHEREAS**, Andrew Baldelli, an Automotive Equipment Operator in the Highway Department, has requested a 3 month non-paid leave of absence from the Town Board.

**NOW, THEREFORE, BE IT RESOLVED**, that Andrew Baldelli's request for a non-paid leave of absence from April 9, 2007 through July 2, 2007 is hereby approved subject to the following condition(s):

(1) To facilitate the proper functioning of the Town offices, the employee shall submit written notice to the Town Supervisor of his intent to return to work, resign, retire or other relief at least thirty (30) days prior to the expiration of the leave of absence, and

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Andrew Baldelli, the Deputy Superintendent of Highway, the Personnel Officer and the Office of Accounting.

### The Vote

Dunleavy ~~Yes~~ No

Bartunek ~~Yes~~ No

Blass ~~Yes~~ No

Densieski ~~Yes~~ No

Cardinale ~~Yes~~ No

**THE RESOLUTION ~~X~~ WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED**

Adopted

April 4, 2007

TOWN OF RIVERHEAD

AUTHORIZE THE PUBLICATION OF A HELP WANTED AD FOR  
AUTOMOTIVE EQUIPMENT OPERATOR

RESOLUTION # 297

COUNCILWOMAN BLASS

\_\_\_\_\_ offered the following resolution,  
which was seconded by COUNCILMAN BARTUNEK\_\_\_\_\_.

**BE IT RESOLVED**, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Ad in the April 12, 2007 issue of The Riverhead News Review.

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Highway Department and the Personnel Officer.

The Vote

Dunleavy ~~Yes~~ No      Bartunek ~~Yes~~ No  
Blass ~~Yes~~ No      Densieski ~~Yes~~ No  
Cardinale ~~Yes~~ No

THE RESOLUTION  WAS  WAS NOT  
THEREFORE DULY ADOPTED

## **HELP WANTED**

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking a qualified individual to serve in the position of F/T Automotive Equipment Operator in the Highway Department. The Town requests that all applicants have a clean, valid CDL. Applications are to be submitted to the Personnel Department, 552 East Main Street, Riverhead, NY. No applications will be accepted after 4:00pm on April 20, 2007. EOE

**BY ORDER OF:  
THE RIVERHEAD TOWN BOARD  
BARBARA GRATTAN, TOWN CLERK**

TOWN OF RIVERHEAD

Adopted

Resolution # 298

**AUTHORIZES FIRE MARSHAL TO ATTEND CODE DEVELOPMENT PROCESS FINAL ACTION HEARINGS**

COUNCILMAN BARTUNEK offered the following resolution,

which was seconded by COUNCILMAN DUNLEAVY

WHEREAS, Fire Marshal Bruce E. Johnson requests to attend the International Code Council (ICC) Code Conference and Final Action Hearings in Rochester, New York; and

WHEREAS, the attendance of said hearings is essential for New York State Code Enforcement Officers to provide testimony and to vote on proposed changes to the Building, Fire and Property Maintenance Codes which are the codes that affect Building and Fire Safety in the Town of Riverhead; and

WHEREAS, the International Code Council (ICC) Code Conference and Final Action Hearings will be held May 19 through May 25, 2007 in Rochester, New York; and

WHEREAS, the cost to attend said hearings will be paid for by the New York State Fire Marshal and Inspectors Association and the National Association of State Fire Marshals and will not incur any expenses to the Town of Riverhead; and

NOW, THEREFORE BE IT RESOLVED, that the Fire Marshal be authorized to attend this hearing with the use of a town vehicle for transportation to Rochester, New York; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is authorized to forward a copy of this resolution to Fire Marshal Bruce E. Johnson and the Office of Accounting.

THE VOTE

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No Densleski  Yes  No

Cardinale  Yes  No

THE RESOLUTION WAS ADOPTED WAS NOT THEREFORE DULY ADOPTED.

# IRC FIRE SPRINKLER COALITION

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## Welcome

The IRC Fire Sprinkler Coalition was formed in 2007 to support and coordinate advocates to change the International Residential Code (IRC) to require fire sprinklers in two-family dwellings and townhouses. The IRC is a model code published by the International Code Council, and this document is adopted by jurisdictions nationwide as the code governing residential construction in the U.S. Currently, the IRC is adopted in 45 states plus the District of Columbia.

It has been more than 30 years since the concept of residential sprinklers was introduced. In that time, roughly 100,000 Americans have lost their lives in residential fires. Those who think a residential fire problem is "not that bad" only get away with making such statements because residential fires typically kill by ones and twos, ducking national attention.

Putting the residential fire death toll into perspective, it is roughly equivalent to the population of the City of Albany, New York in just 30 years. This problem demands a solution is at hand: fire sprinklers in one- and two-family dwellings and townhouses. The last significant piece still missing from America's fire safety plan.

At the International Code Council's May 2007 final action hearing in Rochester, New York, governmental members will have a unique opportunity to approve this change to the IRC, a historic contribution to fire safety that directly addresses the root of America's residential fire problem. If you are a government employee who hopes to one day have a residential fire sprinkler in your jurisdiction, the best way to accomplish this goal is to attend the hearing in Rochester for this change.

The residential sprinkler requirement will be on the agenda as Item RB114. If the International Code Council's voting governmental members approve this change, it will be part of the 2009 edition of IRC. As a government employee, YOUR attendance is critical because, to pass, this recommendation will require support by a two-thirds majority of governmental members present at the meeting.

Even if you've never attended an ICC hearing, you will find many federal, state, and local officials there who will be happy to assist you in understanding and participating in the process. Your attendance will be important because a two-thirds majority is a very high hurdle to overcome.

The specific date for the hearing on Item RB114 has not yet been set. It will occur during the May 21-26, 2007 ICC meeting. We will provide more detailed information or dates on this website after ICC announces the hearing schedule.

If you would like to support this effort, [click here](#) for more information on ICC voting membership, which is required to vote at the hearing. You can also [click here](#) for more information on attending the hearing in Rochester.

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## Supporting Organizations

### National and Regional Organizations

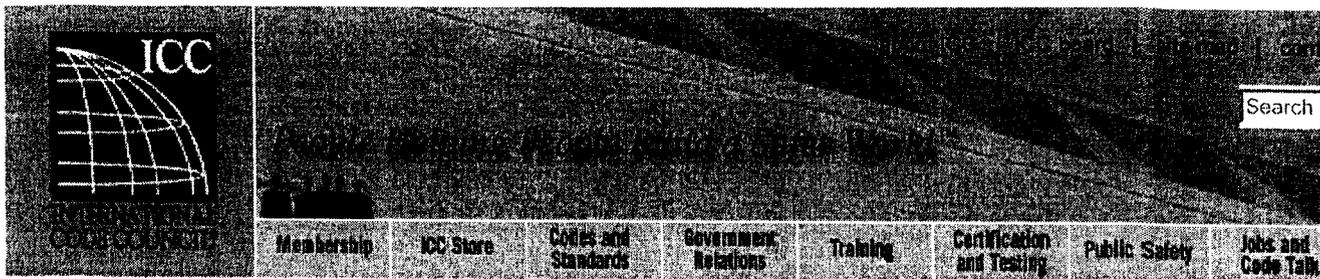
- International Association of Fire Chiefs – Fire and Life Safety Section
- Center for Campus Fire Safety
- ICC Joint Fire Service Review Committee
- Institution of Fire Engineers, US Branch
- National Association of State Fire Marshals
- New England Association of Fire Marshals
- Safe Buildings Coordinating Committee
- Southeastern Association of Fire Chiefs

### Statewide and Local Organizations

- Alaska Fire Chiefs Association
- Arizona Fire Chiefs Association
- Arizona Fire Marshals Association
- Arizona Society of Fire Protection Engineers, Arizona Chapter
- Arizona: Yuma County, AZ Fire Officer's Association
- California Fire Chiefs Association
- California: Northern California Fire Prevention Officers Section
- California: Orange County Fire Chiefs Association
- California: Southern California Fire Prevention Officers Section
- Colorado: Fire Marshals Association of Colorado
- Connecticut: Capitol Region Fire Marshals Association of Connecticut
- Florida Fire Chiefs Association
- Florida Fire Marshals and Inspectors Association
- Idaho Fire Chiefs Association
- Idaho Fire Prevention Officers Association
- Illinois Fire Chiefs Association
- Illinois Fire Inspectors Association
- Indiana: Fire Inspectors Association of Indiana
- Iowa Fire Marshals Association
- Iowa: Hawkeye State Fire Safety Association, Iowa
- Maryland State Firemen's Association
- Michigan Association of Fire Chiefs
- Michigan Fire Inspectors Society
- Michigan: Macomb County Fire Chiefs Association
- Nevada: Fire Prevention Association of Nevada
- New Jersey: Northern Ocean Fire Chiefs Association
- New Jersey: Uniform Fire Prevention/Protection Officials Association of C
- New York: Association of Fire Districts of the State of New York
- New York: Career Fire Chiefs' Association of New York State
- New York: Firemen's Association of the State of New York

- New York: Monroe County, NY Fire Marshals & Inspectors Association
- New York State Association of Fire Chiefs
- New York State Building Officials Conference
- New York State Code Coalition to Protect and Preserve our Communities
- New York State Fire Marshals and Inspectors Association
- North Carolina State Firemen's Association
- Ohio Fire Officials Association
- Oregon Fire Code Committee
- Oregon Fire Marshals Association
- Rhode Island Association of Fire Marshals
- Texas: Fire Prevention Association of North Texas
- Virginia: Central Virginia Fire and Arson Association
- Virginia Fire Chiefs Association
- Virginia Fire Prevention Association
- Washington Fire Chiefs Association
- Washington State Association of Fire Marshals

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[ICC News Releases](#) | [Building Safety Journal](#) | [Building Safety Bulletin](#) | [eNews](#) | [Annual Meeting](#) | [Event Calendar](#)



## 2007 Codes Forum

May 18-26, 2007  
Rochester, New York

**Make a difference in building safety and fire prevention.  
Participate in the 2007 Codes Forum!**

**Are you eligible to vote at the final action hearings?** The International Code Council encourages all Governmental Members to review their member records for accuracy to ensure eligible voters can obtain their voting credentials. [Click here](#) for details.

**Online Registration.** [Click here](#) to register.

- **Design Professional Institute**  
May 18-19
- **2006 Educational Updates**  
May 20
- **Final Action Hearings**  
May 21-26

**Fax/Mail Registration.** Coming soon. 

**Lodging.** [Click here](#).

**Sponsorships available.** [Click here](#) for details.

**I-Code hearings, education highlight May event.** [Click here](#) to read more.

### Meeting Service

1-888-ICC  
(422-7)

Jackie Clair  
Meeting Pl  
x 4226  
[F] 708-796

Charity Po  
Exhibit Ser  
x 5288

...

### Upcoming Conferences

2007 ICC  
(Final Act)  
May 18-26  
Rochester

2007 ICC  
Education  
Sept. 30-  
Reno, NV

2008 Inte  
Code Cou  
Conferen  
Action He  
Sept. 14-  
Minneapo





04/04/2007

# Adopted

## TOWN OF RIVERHEAD

Resolution # 300

### REQUEST TO ATTEND THE 67<sup>TH</sup> ANNUAL CONFERENCE & BUSINESS EXPO

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

**RESOLVED**, that the Town Board does authorize the Recreation Department to allow Raymond Coyne to attend the 67th Annual Conference & Business Expo on April 22, 2007 through April 25, 2007 at the Adam's Mark Hotel in Buffalo, New York

**BE IT FURTHER RESOLVED** that the Town Board authorizes payment and/or reimbursement of expenses to Raymond Coyne, not to exceed the amount of \$750 (Hotel \$115 per night, Registration \$288, Flight \$112.30) upon proper submission and presentation of receipts; and

**BE IT FURTHER RESOLVED**, that the town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department, Supervisor Office and the Office of Accounting.<sup>1</sup>

#### THE VOTE

Dunleavy  yes \_\_\_ no Bartunek  yes \_\_\_ no  
Blass  yes \_\_\_ no Densieski  yes \_\_\_ no  
Cardinale  yes \_\_\_ no

THE RESOLUTION  WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED

<sup>1</sup> Rec.Doris/ Resolution Conference Request

4/4/07

# Adopted

## TOWN OF RIVERHEAD

Resolution # 301

**SETS FEE FOR LIFEGUARD, FIRST AID, CPR/AED AND WATERFRONT  
MODULE RECERTIFICATIONS  
FOR THE  
RIVERHEAD RECREATION DEPARTMENT  
COUNCILWOMAN BLASS**

\_\_\_\_\_ offered the following resolution,  
which was seconded by \_\_\_\_\_ **COUNCILMAN BARTUNEK**

**RESOLVED**, that the Town Board does authorize the Recreation Department to set the following fee of \$30 for Lifeguard, First Aid, CPPR/AED and waterfront module re-certifications for the 2007 calendar year

**BE IT FURTHER, RESOLVED**, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

1

**THE VOTE**  
Dunleavy  yes \_\_\_ no \_\_\_ Bartunek  yes \_\_\_ no \_\_\_  
Blass  yes \_\_\_ no \_\_\_ Densieski  yes \_\_\_ no \_\_\_  
Cardinale  yes \_\_\_ no \_\_\_  
THE RESOLUTION  WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED

\_\_\_\_\_  
<sup>1</sup> Rec. Doris/Resolution Set Fee Recerts

April 4, 2007

TOWN OF RIVERHEAD

Adopted

WFT DATA SERVICES – RATE STRUCTURE

RESOLUTION # 302

COUNCILMAN BARTUNEK offered the following Resolutions which was  
seconded by COUNCILMAN DUNLEAVY.

**WHEREAS**, WFT Data Services is a Software Consultant for the Town of Riverhead since July 1993; and

**WHEREAS**, the Town of Riverhead has received a rate structure for 2007; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby approves the attached rate schedule of WFT Data Services effective April 1, 2007, and

**BE IT FURTHER, RESOLVED**, a certified copy of this resolution is forwarded to **WFT DATA Services** and the Accounting Department.

THE VOTE

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

**ADDENDUM TO AGREEMENT**

**Between**

**TOWN OF RIVERHEAD**

**And**

**WFT Data Services**

**P.O. Box 311**

**East Moriches, NY 11940**

ADDENDUM, made by and between TOWN OF RIVERHEAD and WFT Data Services amending an agreement made the 1st day of March 1999, by and between the parties which established the rate per hour for consulting fees. The rate for counseling fees is hereby amended to be NINETY (\$90.00) per hour effective April 1, 2007. All other terms and conditions of the original agreement remain in full force and effect.

Dated: Riverhead, NY 11901  
March 20, 2007

-----  
Phil Cardinale  
Town of Riverhead

-----  
William F. Todoro  
WFT Data Services

# Adopted

4/9/07

Town of Riverhead

Authorizes Supervisor to Execute Application and Grant Agreement with  
New York State Department of State

Resolution #303

**COUNCILMAN DUNLEAVY**

\_\_\_\_\_ offered the following resolution, which was

seconded by **COUNCILMAN DENSIESKI** \_\_\_\_\_.

**WHEREAS**, the Town of Riverhead has been awarded \$200,000 as a Legislative Initiative Grant from the NYS Department of State for an ice rink; and

**WHEREAS**, the Town is required to submit a Budget and Program Workplan describing the purpose of the project and use of the funds for incorporation into a Project Agreement.

**THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute the attached Project Agreement for Contract #M060683 in the amount of \$200,000 for the purchase and installation of an ice rink in the Town of Riverhead.

**BE IT FURTHER RESOLVED**, that the Town Clerk shall provide a copy of this resolution to the Engineering Department, Recreation Department and Community Development Department.

### THE VOTE

Dunleavy <del>Yes</del> No	Bartunek <del>Yes</del> No
Blass <del>Yes</del> No	Densieski <del>Yes</del> No
Cardinale <del>Yes</del> No	

**THE RESOLUTION ~~X~~ WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED.**

**Community Development**

# CONTRACT FACE PAGE

**STATE AGENCY**

New York State Department of State  
41 State Street  
Albany, New York 12231

**NYS CONTRACT NUMBER:****M060683****ORIGINATING AGENCY CODE:****19000****BOX 1 - CONTRACTOR** (Name and Business Address)

Town of Riverhead  
200 Howell Ave.  
Riverhead, NY 11901

**TYPE OF PROGRAM:****Legislative Member Initiative**State 100 % Federal 0 %**FEDERAL FUNDS CFDA #:** N/A**BOX 2 - FEDERAL TAX ID NUMBER**1 1 6 0 0 1 9 3 5**INITIAL CONTRACT PERIOD:****FROM:** 04/01/2006 **TO:** 07/31/2007**MUNICIPAL CODE #****MULTI-YEAR TERM:** N/A**FROM:** **TO:****BOX 3 - STATUS**Sectarian entity? Yes \_\_\_ No XNot-for-profit organization? Yes \_\_\_ No X**FUNDING FOR INITIAL PERIOD:****\$200,000.00****BOX 4 - CHARITIES REGISTRATION NUMBER** N/A - \_\_\_ - \_\_\_ / **EXEMPTION (E-2)** - \_\_\_  
**ESTATES, POWERS AND TRUSTS LAWS REPORTING EXEMPTION (E-3)** - \_\_\_**BOX 5 - If you did not claim an exemption to both of the items in Box 4, you must check the applicable response in the following:** N/A  
Contractor has \_\_\_ / has not \_\_\_ timely filed with the Attorney General's Charities Bureau all required periodic or annual written reports.**APPENDICES ATTACHED TO AND PART OF THIS AGREEMENT**

- APPENDIX A: Standard Clauses as Required by the Attorney General for all State Contracts
- APPENDIX A1: Agency-specific Clauses
- APPENDIX B: Budget
- APPENDIX C: Payment and Reporting Schedule
- APPENDIX D: Program Workplan
- APPENDIX E: Charities Bureau Registration and Reporting Exemptions
- APPENDIX X: Modification Agreement Form (to accompany modified appendices for changes in term or consideration on an existing period or for renewal periods)

# SIGNATURE PAGE

IN WITNESS THEREOF, the parties hereto have executed or approved this AGREEMENT on the dates below their signatures.

**CONTRACT #M060683**

CONTRACTOR

STATE AGENCY

New York State Department of State

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

State Agency Certification

"In addition to the acceptance of this Contract, I also certify that original copies of this signature page will be attached to all other exact copies of this Contract."

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

(Print Name)

(Print Name)

STATE OF NEW YORK )

COUNTY OF \_\_\_\_\_ ) ss.:

On this \_\_\_\_\_ day of \_\_\_\_\_, in the year 20\_\_\_\_, before me personally appeared \_\_\_\_\_, to me known, who being by me duly sworn, did depose and say that he/she is the \_\_\_\_\_ of \_\_\_\_\_, the organization described in and which executed the above instrument; and that he/she has the authority to sign on behalf of said organization; and that he/she executed the foregoing agreement for and in behalf of said organization.

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

**APPROVED:**

ATTORNEY GENERAL'S SIGNATURE: \_\_\_\_\_

ALAN G. HEVESI, STATE COMPTROLLER

Title: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

# STATE OF NEW YORK

## AGREEMENT

This AGREEMENT is hereby made by and between the State of New York agency (STATE) and the public or private agency (CONTRACTOR) identified on the face page hereof.

WITNESSETH:

WHEREAS, the STATE has the authority to regulate and provide funding for the establishment and operation of program services and desires to contract with skilled parties possessing the necessary resources to provide such services; and

WHEREAS, the CONTRACTOR is ready, willing and able to provide such program services and possesses or can make available all necessary qualified personnel, licenses, facilities and expertise to perform or have performed the services required pursuant to the terms of this AGREEMENT;

NOW, THEREFORE, in consideration of the promises, responsibilities and covenants herein, the STATE and the CONTRACTOR agree as follows:

I. Conditions of Agreement

- A. This AGREEMENT may consist of successive periods (PERIOD), as specified within the AGREEMENT or within a subsequent Modification Agreement(s) (Appendix X). Each additional or superseding PERIOD shall be on the forms specified by the particular State agency, and shall be incorporated into this AGREEMENT.
- B. Funding for the first PERIOD shall not exceed the funding amount specified on the face page hereof. Funding for each subsequent PERIOD, if any, shall not exceed the amount specified in the appropriate appendix for that PERIOD.
- C. This AGREEMENT incorporates the face pages attached and all of the marked appendices identified on the face page hereof.
- D. For each succeeding PERIOD of this AGREEMENT, the parties shall prepare new appendices, to the extent that any require modification, and a Modification Agreement (the attached Appendix X is the blank form to be used). Any terms of this AGREEMENT not modified shall remain in effect for each PERIOD of the AGREEMENT.

To modify the AGREEMENT within an existing PERIOD, the parties shall revise or complete the appropriate appendix form(s). Any change in the amount of consideration to be paid, or change in the term, is subject to the approval of the Office of the State comptroller. Any other modifications shall be processed in accordance with agency guidelines as stated in Appendix A1.

- E. The CONTRACTOR shall perform all services to the satisfaction of the STATE. The CONTRACTOR shall provide services and meet the program objectives summarized in the Program Workplan (Appendix D) in accordance with: provisions of the AGREEMENT; relevant laws, rules and regulations, administrative and fiscal guidelines; and where applicable, operating certificates for facilities or licenses for an activity or program.
- F. If the CONTRACTOR enters into subcontracts for the performance of work pursuant to this AGREEMENT, the CONTRACTOR shall take full responsibility for the acts and omissions of its subcontractors. Nothing in the subcontract shall impair the rights of the STATE under this AGREEMENT. No contractual relationship shall be deemed to exist between the subcontractor and the STATE.
- G. Appendix A (Standard Clauses as required by the Attorney General for all State contracts) takes precedence over all other parts of the AGREEMENT.

## II. Payment and Reporting

- A. The CONTRACTOR, to be eligible for payment, shall submit to the STATE's designated payment office (identified in Appendix C) any appropriate documentation as required by the Payment and Reporting Schedule (Appendix C) and by agency fiscal guidelines, in a manner acceptable to the STATE.
- B. The STATE shall make payments and any reconciliations in accordance with the Payment and Reporting Schedule (Appendix C). The STATE shall pay the CONTRACTOR, in consideration of contract services for a given PERIOD, a sum not to exceed the amount noted on the face page hereof or in the respective Appendix designating the payment amount for that given PERIOD. This sum shall not duplicate reimbursement from other sources for CONTRACTOR costs and services provided pursuant to this AGREEMENT.
- C. The CONTRACTOR shall meet the audit requirements specified by the STATE.

### III. Terminations

- A. This AGREEMENT may be terminated at any time upon mutual written consent of the STATE and the CONTRACTOR.
- B. The STATE may terminate the AGREEMENT immediately, upon written notice of termination to the CONTRACTOR, if the CONTRACTOR fails to comply with the terms and conditions of this AGREEMENT and/or with any laws, rules, regulations, policies or procedures affecting this AGREEMENT.
- C. The STATE may also terminate this AGREEMENT for any reason in accordance with provisions set forth in Appendix A1.
- D. Written notice of termination, where required, shall be sent by personal messenger service or by certified mail, return receipt requested. The termination shall be effective in accordance with the terms of the notice.
- E. Upon receipt of notice of termination, the CONTRACTOR agrees to cancel, prior to the effective date of any prospective termination, as many outstanding obligations as possible, and agrees not to incur any new obligations after receipt of the notice without approval by the STATE.
- F. The STATE shall be responsible for payment on claims pursuant to services provided and costs incurred pursuant to terms of the AGREEMENT. In no event shall the STATE be liable for expenses and obligations arising from the program(s) in this AGREEMENT after the termination date.

### IV. Indemnification

- A. The CONTRACTOR shall be solely responsible and answerable in damages for any and all accidents and/or injuries to persons (including death) or property arising out of or related to the services to be rendered by the CONTRACTOR or its subcontractors pursuant to this AGREEMENT. The CONTRACTOR shall indemnify and hold harmless the STATE and its officers and employees from claims, suits, actions, damages and costs of every nature arising out of the provision of services pursuant to this AGREEMENT.
- B. The CONTRACTOR is an independent contractor and may neither hold itself out nor claim to be an officer, employee or subdivision of the STATE nor make any claim, demand or application to or for any right based upon any different status.

V. Property

Any equipment, furniture, supplies or other property purchased pursuant to this AGREEMENT is deemed to be the property of the STATE except as may otherwise be governed by Federal or State laws, rules or regulations, or as stated in Appendix A1.

VI. Safeguards for Services and Confidentiality

- A. Services performed pursuant to this AGREEMENT are secular in nature and shall be performed in a manner that does not discriminate on the basis of religious belief, or promote or discourage adherence to religion in general or particular religious beliefs.
- B. Funds provided pursuant to this AGREEMENT shall not be used for any partisan political activity, or for activities that may influence legislation or the election or defeat of any candidate for public office.
- C. Information relating to individuals who may receive services pursuant to this AGREEMENT shall be maintained and used only for the purposes intended under the Contract and in conformity with applicable provisions of laws and regulations, or specified in Appendix A1.
- D. CONTRACTOR shall comply with provisions of the New York State Information Security Breach and Notification Act (General Business Law Section 899-aa; State Technology Law Section 208). CONTRACTOR shall be liable for the costs associated with such breach if caused by CONTRACTOR's negligent or willful acts or omissions, or the negligent or willful acts or omissions of CONTRACTOR's agents, officers, employees or subcontractors.

## APPENDIX A

### Standard Clauses for All New York State Contracts

The parties to the attached contract, license, lease, amendment or other agreement of any kind (hereinafter, "the contract" or "this contract") agree to be bound by the following clauses which are hereby made a part of the contract (the word "Contractor" herein refers to any party other than the State, whether a contractor, licensor, licensee, lessor, lessee or any other party):

1. **EXECUTORY CLAUSE.** In accordance with Section 41 of the State Finance Law, the State shall have no liability under this contract to the Contractor or to anyone else beyond funds appropriated and available for this contract.

2. **NON-ASSIGNMENT CLAUSE.** In accordance with Section 138 of the State Finance Law, this contract may not be assigned by the Contractor or its right, title or interest therein assigned, transferred conveyed, sublet or otherwise disposed of without the previous consent, in writing, of the State and any attempts to assign the contract without the State's written consent are null and void. The Contractor may, however, assign its right to receive payment without the State's prior written consent unless this contract concerns Certificates of Participation pursuant to Article 5-A of the State Finance Law.

3. **COMPTROLLER'S APPROVAL.** In accordance with Section 112 of the State Finance Law (or, if this contract is with the State University or City University of New York, Section 355 or Section 6218 of the Education Law), if this contract exceeds \$50,000 (or the minimum thresholds agreed to by the Office of the State Comptroller for certain S.U.N.Y. and C.U.N.Y. contracts), or if this is an amendment for any amount to a contract which, as so amended, exceeds said statutory amount, or if, by this contract, the State agrees to give something other than money when the value or reasonably estimated value of such consideration exceeds \$10,000, it shall not be valid, effective or binding upon the State until it has been approved by the State Comptroller and filed in his office. Comptroller's approval of contracts let by the Office of General Services is required when such contracts exceed \$85,000 (State Finance Law Section 163.6a).

4. **WORKERS' COMPENSATION BENEFITS.** In accordance with Section 142 of the State Finance Law, this contract shall be void and of no force and effect unless the Contractor shall provide and maintain coverage during the life of this contract for the benefit of such employees as are required to be covered by the provisions of the Workers' Compensation Law.

5. **NON-DISCRIMINATION REQUIREMENTS.** To the extent required by Article 15 of the Executive Law (also known as the Human Rights Law) and all other State and Federal statutory and constitutional non-discrimination provisions, the Contractor will not discriminate against any employee or applicant for employment because of race, creed, color, sex, national origin, sexual orientation, age, disability or marital status. Furthermore, in accordance with Section 220-e of the Labor Law, if this is a contract for the construction, alteration or repair of any public building or public work or for the manufacture, sale or distribution of materials, equipment or supplies, and to the extent that this contract shall be performed within the State of New York, Contractor agrees that neither it nor its subcontractors shall, by reason of race, creed, color, disability, sex, or national origin: (a) discriminate in hiring against any New York State citizen who is qualified and available to perform the work; or (b) discriminate against or intimidate any employee hired for the performance of work under this contract. If this is a building service contract as defined in Section 230 of the Labor Law, then, in accordance with Section 239

thereof, Contractor agrees that neither it nor its subcontractors shall by reason of race, creed, color, national origin, age, sex, or disability: (a) discriminate in hiring against any New York State citizen who is qualified and available to perform the work; or (b) discriminate against or intimidate any employee hired for the performance of work under this contract. Contractor is subject to fines of \$50.00 per person per day for any violation of Section 220-e or Section 239 as well as possible termination of this contract and forfeiture of all moneys due hereunder for a second or subsequent violation.

6. **WAGE AND HOURS PROVISIONS.** If this is a public work contract covered by Article 8 of the Labor Law or a building service contract covered by Article 9 thereof, neither Contractor's employees nor the employees of its subcontractors may be required or permitted to work more than the number of hours or days stated in said statutes, except as otherwise provided in the Labor law and as set forth in prevailing wage and supplement schedules issued by the State Labor Department. Furthermore, Contractor and its subcontractors must pay at least the prevailing wage rate and pay or provide the prevailing supplements, including the premium rates for overtime pay, as determined by the State Labor Department in accordance with the Labor Law.

7. **NON-COLLUSIVE BIDDING REQUIREMENT.** In accordance with Section 139-d of the State Finance Law, if this contract was awarded based upon the submission of bids, Contractor warrants, under penalty of perjury, that its bid was arrived at independently and without collusion aimed at restricting competition. Contractor further warrants that, at the time Contractor submitted its bid, an authorized and responsible person executed and delivered to the State a non-collusive bidding certification on Contractor's behalf.

8. **INTERNATIONAL BOYCOTT PROHIBITION.** In accordance with Section 220-f of the Labor Law and Section 139-h of the State Finance Law, if this contract exceeds \$5,000, the Contractor agrees, as a material condition of the contract, that neither the Contractor nor any substantially owned or affiliated person, firm, partnership or corporation has participated, is participating, or shall participate in an international boycott in violation of the federal Export Administration Act of 1979 (50 USC App. Sections 2401 et seq.) or regulations thereunder. If such Contractor, or any of the aforesaid affiliates of Contractor, is convicted or is otherwise found to have violated said laws or regulations upon the final determination of the United States Commerce Department or any other appropriate agency of the United States subsequent to the contractor's execution, such contract, amendment or modification thereto shall be rendered forfeit and void. The Contractor shall so notify the State Comptroller within five (5) business days of such conviction, determination or disposition of appeal (2NYCRR 105.4).

9. **SET-OFF RIGHTS.** The State shall have all of its common law, equitable and statutory rights of set-off. These rights shall include, but not be limited to, the State's option to withhold for the purposes of set-off any moneys due to the Contractor under this contract up to any amounts due and owing to the State with regard to this contract, any other contract with any State department or agency, including any contract for a term commencing prior to the term of this contract, plus any amounts due and owing to the State for any other reason including, without limitation, tax delinquencies, fee delinquencies or monetary penalties relative thereto.

The State shall exercise its set-off rights in accordance with normal State practices including, in cases of set-off pursuant to an audit, the finalization of such audit by the State agency, its representatives, or the State Comptroller.

10. **RECORDS.** The Contractor shall establish and maintain complete and accurate books, records, documents, accounts and other evidence directly pertinent to performance under this contract (hereinafter, collectively, "the Records"). The Records must be kept for the balance of the calendar year in which they were made and for six (6) additional years thereafter. The State Comptroller, the Attorney General and any other person or entity authorized to conduct an examination, as well as the agency or agencies involved in this contract, shall have access to the Records during normal business hours at an office of the Contractor within the State of New York or, if no such office is available, at a mutually agreeable and reasonable venue within the State, for the term specified above for the purposes of inspection, auditing and copying. The State shall take reasonable steps to protect from public disclosure any of the Records which are exempt from disclosure under Section 87 of the Public Officers Law (the "Statute") provided that: (i) the Contractor shall timely inform an appropriate State official, in writing, that said records should not be disclosed; and (ii) said records shall be sufficiently identified; and (iii) designation of said records as exempt under the Statute is reasonable. Nothing contained herein shall diminish, or in any way adversely affect, the State's right to discovery in any pending or future litigation.

**11. IDENTIFYING INFORMATION AND PRIVACY NOTIFICATION.**

(a) **FEDERAL EMPLOYER IDENTIFICATION NUMBER and/or FEDERAL SOCIAL SECURITY NUMBER.** All invoices or New York State standard vouchers submitted for payment for the sale of goods or services or the lease of real or personal property to a New York State agency must include the payee's identification number, i.e., the seller's or lessor's identification number. The number is either the payee's Federal employer identification number or Federal social security number, or both such numbers when the payee has both such numbers. Failure to include this number or numbers may delay payment. Where the payee does not have such number or numbers, the payee, on its invoice or New York State standard voucher, must give the reason or reasons why the payee does not have such number or numbers.

(b) **PRIVACY NOTIFICATION.** (1) The authority to request the above personal information from a seller of goods or services or a lessor of real or personal property, and the authority to maintain such information, is found in Section 5 of the State Tax Law. Disclosure of this information by the seller or lessor to the State is mandatory. The principal purpose for which the information is collected is to enable the State to identify individuals, businesses and others who have been delinquent in filing tax returns or may have understated their tax liabilities and to generally identify persons affected by the taxes administered by the Commissioner of Taxation and Finance. The information will be used for tax administration purposes and for any other purpose authorized by law.

(2) The personal information is requested by the purchasing unit of the agency contracting to purchase the goods or services or lease the real or personal property covered by this contract or lease. The information is maintained in New York State's Central Accounting System by the Director of Accounting Operations, Office of the State Comptroller, 110 State Street, Albany, New York 12236.

**12. EQUAL EMPLOYMENT OPPORTUNITIES FOR MINORITIES AND WOMEN.**

In accordance with Section 312 of the Executive Law, if this contract is: (i) a written agreement or purchase order instrument, providing for a total expenditure in excess of \$25,000.00, whereby a contracting agency is committed to expend or does expend funds in return for labor, services, supplies, equipment, materials or any combination of the foregoing, to be performed for, or rendered or furnished to the contracting

agency; or (ii) a written agreement in excess of \$100,000.00 whereby a contracting agency is committed to expend or does expend funds for the acquisition, construction, demolition, replacement, major repair or renovation of real property and improvements thereon; or (iii) a written agreement in excess of \$100,000.00 whereby the owner of a State assisted housing project is committed to expend or does expend funds for the acquisition, construction, demolition, replacement, major repair or renovation of real property and improvements thereon for such project, then:

(a) The Contractor will not discriminate against employees or applicants for employment because of race, creed, color, national origin, sex, age, disability or marital status, and will undertake or continue existing programs of affirmative action to ensure that minority group members and women are afforded equal employment opportunities without discrimination. Affirmative action shall mean recruitment, employment, job assignment, promotion, upgradings, demotion, transfer, layoff, or termination and rates of pay or other forms of compensation;

(b) at the request of the contracting agency, the Contractor shall request each employment agency, labor union, or authorized representative of workers with which it has a collective bargaining or other agreement or understanding, to furnish a written statement that such employment agency, labor union or representative will not discriminate on the basis of race, creed, color, national origin, sex, age, disability or marital status and that such union or representative will affirmatively cooperate in the implementation of the contractor's obligations herein; and

(c) the Contractor shall state, in all solicitations or advertisements for employees, that, in the performance of the State contract, all qualified applicants will be afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, age, disability or marital status.

Contractor will include the provisions of "a", "b", and "c" above, in every subcontract over \$25,000.00 for the construction, demolition, replacement, major repair, renovation, planning or design of real property and improvements thereon (the "Work") except where the Work is for the beneficial use of the Contractor. Section 312 does not apply to: (i) work, goods or services unrelated to this contract; or (ii) employment outside New York State; or (iii) banking services, insurance policies or the sale of securities. The State shall consider compliance by a contractor or subcontractor with the requirements of any federal law concerning equal employment opportunity which effectuates the purpose of this section. The contracting agency shall determine whether the imposition of the requirements of the provisions hereof duplicate or conflict with any such federal law and if such duplication or conflict exists, the contracting agency shall waive the applicability of Section 312 to the extent of such duplication or conflict. Contractor will comply with all duly promulgated and lawful rules and regulations of the Governor's Office of Minority and Women's Business Development pertaining hereto.

13. **CONFLICTING TERMS.** In the event of a conflict between the terms of the contract (including any and all attachments thereto and amendments thereof) and the terms of this Appendix A, the terms of this Appendix A shall control.

14. **GOVERNING LAW.** This contract shall be governed by the laws of the State of New York except where the Federal supremacy clause requires otherwise.

15. **LATE PAYMENT.** Timeliness of payment and any interest to be paid to Contractor for late payment shall be governed by Article 11-A of the State Finance Law to the extent required by law.

16. **NO ARBITRATION.** Disputes involving this contract, including the breach or alleged breach thereof, may not be submitted to binding arbitration (except where statutorily authorized), but must, instead, be heard in a court of competent jurisdiction of the State of New York.

17. **SERVICE OF PROCESS.** In addition to the methods of service allowed by the State Civil Practice Law & Rules ("CPLR"), Contractor hereby consents to service of process upon it by registered or certified mail, return receipt requested. Service hereunder shall be complete upon Contractor's actual receipt of process or upon the State's receipt of the return thereof by the United States Postal Service as refused or undeliverable. Contractor must promptly notify the State, in writing, of each and every change of address to which service of process can be made. Service by the State to the last known address shall be sufficient. Contractor will have thirty (30) calendar days after service hereunder is complete in which to respond.

18. **PROHIBITION ON PURCHASE OF TROPICAL HARDWOODS.** The Contractor certifies and warrants that all wood products to be used under this contract award will be in accordance with, but not limited to, the specifications and provisions of State Finance Law §165. (Use of Tropical Hardwoods) which prohibits purchase and use of tropical hardwoods, unless specifically exempted, by the State or any governmental agency or political subdivision or public benefit corporation. Qualification for an exemption under this law will be the responsibility of the contractor to establish to meet with the approval of the State.

In addition, when any portion of this contract involving the use of woods, whether supply or installation, is to be performed by any subcontractor, the prime Contractor will indicate and certify in the submitted bid proposal that the subcontractor has been informed and is in compliance with specifications and provisions regarding use of tropical hardwoods as detailed in §165 State Finance Law. Any such use must meet with the approval of the State, otherwise, the bid may not be considered responsive. Under bidder certifications, proof of qualification for exemption will be the responsibility of the Contractor to meet with the approval of the State.

19. **MACBRIDE FAIR EMPLOYMENT PRINCIPLES.** In accordance with the MacBride Fair Employment Principles (Chapter 807 of the Laws of 1992), the Contractor hereby stipulates that the Contractor either (a) has no business operations in Northern Ireland, or (b) shall take lawful steps in good faith to conduct any business operations in Northern Ireland in accordance with the MacBride Fair Employment Principles (as described in Section 165 of the New York State Finance Law), and shall permit independent monitoring of compliance with such principles.

20. **OMNIBUS PROCUREMENT ACT OF 1992.** It is the policy of New York State to maximize opportunities for the participation of New York State business enterprises, including minority and women-owned business enterprises as bidders, subcontractors and suppliers on its procurement contracts.

Information on the availability of New York State subcontractors and suppliers is available from:

NYS Department of Economic Development  
 Division for Small Business  
 30 South Pearl Street, 7<sup>th</sup> floor  
 Albany, New York 12245  
 Telephone: 518-292-5220  
 Fax: 518-292-5884      <http://www.empire.state.ny.us>

A directory of certified minority and women-owned business enterprises is available from:

NYS Department of Economic Development  
 Division of Minority and Women's Business Development Division  
 30 South Pearl Street, 2<sup>nd</sup> floor  
 Albany, New York 12245  
<http://www.empire.state.ny.us>

The Omnibus Procurement Act of 1992 requires that by signing this bid proposal or contract, as applicable, Contractors certify that whenever the total bid amount is greater than \$1 million:

(a) The Contractor has made reasonable efforts to encourage the participation of New York State Business Enterprises as suppliers and subcontractors, including certified minority and women-owned business enterprises, on this project, and has retained the documentation of these efforts to be provided upon request to the State;

(b) The Contractor has complied with the Federal Equal Opportunity Act of 1972 (P.L. 92-261), as amended;

(c) The Contractor agrees to make reasonable efforts to provide notification to New York State residents of employment opportunities on this project through listing any such positions with the Job Service Division of the New York State Department of Labor, or providing such notification in such manner as is consistent with existing collective bargaining contracts or agreements. The Contractor agrees to document these efforts and to provide said documentation to the State upon request; and

(d) The Contractor acknowledges notice that the State may seek to obtain offset credits from foreign countries as a result of this contract and agrees to cooperate with the State in these efforts.

21. **RECIPROCITY AND SANCTIONS PROVISIONS.** Bidders are hereby notified that if their principal place of business is located in a country, nation, province, state or political subdivision that penalizes New York State vendors, and if the goods or services they offer will be substantially produced or performed outside New York State, the Omnibus Procurement Act 1994 amendments and 2000 amendments (Chapter 684 and Chapter 383 respectively) require that they be denied contracts which they would otherwise obtain. NOTE: As of May 15, 2002, the list of discriminatory jurisdictions subject to this provision includes the states of South Carolina, Alaska, West Virginia, Wyoming, Louisiana and Hawaii. Contact NYS Department of Economic Development for a current list of jurisdictions subject to this provision.

22. **PURCHASES OF APPAREL.** In accordance with State Finance Law 162 (4-a), the State shall not purchase any apparel from any vendor unable or unwilling to certify that: (I) such apparel was manufactured in compliance with all applicable labor and occupational safety laws, including, but not limited to, child labor laws, wage and hours laws and workplace safety laws, and (ii) vendor will supply, with its bid (or, if not a bid situation, prior to or at the time of signing a contract with the State), if known, the names and addresses of each subcontractor and a list of all manufacturing plants to be utilized by the bidder.

## APPENDIX A1

### Agency-Specific Clauses

#### I. General

- A. For the purposes of this Agreement, the terms "State" and "Department" are inter-changeable, unless the context requires otherwise.
- B. The Contract Period as set forth on the Face Page is the inclusive period within which the provisions of this Agreement shall be performed. Costs incurred for project activities conducted prior to or after the Contract Period will not be reimbursed under this Agreement.
- C. The Contractor and Project (as described in the Legislative Initiative Form provided to the Contractor by the Department and incorporated herein by references and as detailed in the Program Workplan, Appendix D) have been identified to the Department for receipt of a local grant award not to exceed the Funding Amount as set forth on the Contract Face Page.
- D. The Department shall not be liable for expenses of any kind incurred in excess of the Funding Amount, and shall not be responsible for seeking additional appropriations or other sources of funds for the Project.
- E. The Contractor shall perform all services to the satisfaction of the Department. The Contractor shall provide all services and meet the program objectives set forth in Appendix D in accordance with: provisions of this Agreement; relevant laws, rules and regulations, administrative and fiscal guidelines; and where applicable, operating certificates for facilities or licenses for an activity or program.
- F. Pursuant to the provisions set forth in Section V., page 4 of this Agreement, the ownership of all property described therein shall reside with the Contractor unless otherwise specified in writing by the Department at anytime during the term of this Agreement and up to thirty (30) days following the issuance of the final payment.

## II. Funding

- A. Funding for this project has been appropriated in the Community Projects Fund as established by Section 99-d of the State Finance Law (Chapter 474 of the Laws of 1996). Pursuant to Paragraph 6(a) of Section 99-d, "The state shall not be liable for payments pursuant to any contract, grant or agreement made pursuant to an appropriation in any account of this fund if insufficient monies are available for transfer to such account of this fund, after required transfers pursuant to subdivision three of this section."
- B. Notwithstanding the Contract Period set forth on the Face Page, absent reappropriation in the subsequent State budget, funds for this project will cease to be available for payments on September 15, 2007; in that event, to afford reasonable assurance that payment can be made by the Department, final payment requests must be received by the Department's payment office by not later than August 20, 2007.

## III. Terminations

- A. In addition to any other actions authorized by this Agreement, the Department may terminate the Agreement in the best interests of the State of New York by providing written notice to the Contractor as provided in this Agreement.
- B. The Contractor shall complete the project as set forth in this Agreement, and failure to render satisfactory progress or to complete the project to the satisfaction of the State may be deemed an abandonment of the project and may cause the suspension or termination of any obligation of the State. In the event the Contractor should be deemed to have abandoned the project for any reason or cause other than a national emergency or an Act of God, all monies paid to the Contractor by the State and not expended in accordance with this Agreement shall be repaid to the State upon demand. If such monies are not repaid within one year after such demand, the State Comptroller of the State of New York may cause to be withheld from any State assistance to which the Contractor would otherwise be entitled an amount equal to the monies demanded.

- C. In the event that the Department has provided written notice to the Contractor directing that the Contractor correct any failure to comply with this Agreement, the Department reserves the right to direct that the Contractor suspend all work during a period of time to be determined by the Department. If the Contractor does not correct such failures during the period provided for in the notice, this Agreement shall be deemed to be terminated after expiration of such time period. During any such suspension, the Contractor agrees not to incur any new obligations after receipt of the notice without approval by the Department.

#### IV. Vendor (Contractor) Responsibility

- A. The Department is required to conduct a review of a prospective contractor to provide reasonable assurance that the contractor is responsible. To be considered responsible a contractor should have appropriate legal authority to do business in New York State, a satisfactory record of integrity, appropriate financial, organizational and operational capacity and controls and acceptable performance on previous governmental contracts, if any. The State and any of its agencies may use information gathered from whatever resources it deems appropriate to assist in making a responsibility determination.
- B. If the prospective contractor is a non-governmental entity and this contract has a total value in excess of \$50,000 in state-provided funds, a Vendor Responsibility Questionnaire and certification is included with the contract package. This Questionnaire is designed to provide information to assist the contracting agency in assessing a contractor's responsibility prior to entering into a contract and must be completed and returned with the contract.
- C. Contractor hereby acknowledges that, where required, the Vendor Responsibility Questionnaire and certification is made a part of this contract by reference hereto and that any misrepresentation of fact in the Questionnaire and attachments, or in any contractor responsibility information that may be requested by the Department, may result in termination of this contract. During the term of this Contract, any changes in the information provided in the Questionnaire shall be disclosed to the Department, in writing, in a timely manner. Failure to make such disclosure may result in a determination of non-responsibility and termination of the contract.

- D. Should it be determined at any time that a contractor is not responsible, the Department will notify the contractor in writing setting forth the basis for the determination and affording the contractor reasonable time in which to refute the determination, justify why the basis for the determination is not relevant to this contract or to take corrective action to eliminate the responsibility impediment. If the responsibility condition cannot be reconciled to the satisfaction of the Department and the State, the contract, or contract offer will be terminated by written notification.

V. Fully-Executed Agreement or Amendment Thereto

- A. If this Agreement, or amendments thereto, allocates funds totaling \$50,000 or less, it shall be deemed to be fully executed when approved and signed by the Contractor and the Department.
- B. If this Agreement, or amendments thereto, allocates funds totaling more than \$50,000, it shall be deemed to be fully executed when approved by the Office of the State Comptroller.

## **Article 15-A of the New York State Executive Law**

The Department of State administers a Minority and Women-owned Business Enterprises (MWBE) Program as mandated by Article 15-A of the New York State Executive Law. This law supersedes any other provision in state law authorizing or requiring an equal employment opportunity program or a program for securing participation by minority and women-owned business enterprises. Under this law, all state agencies must, subject to certain exceptions, establish goals for minority and women-owned business participation in certain state contracts and grants. Where MWBE goals are required, even in circumstances where this goal is zero, a Quarterly Contractor Report is required to be submitted to the Minority and Women-owned Business Program of the Department on forms provided by the Department.

Article 15-A requires that rules and regulations be established for contracts entered into by the Department. In accordance with Article 15-A, goals must be set for contracts entered into by the Department in excess of \$25,000 for labor, services, supplies, equipment, and materials, or any combination of the foregoing, and for contracts entered into by the Department in excess of \$100,000 for acquisition, construction, demolition, replacement, major repair, renovation or improvement of real property. In applying these rules and regulations, the Department must consider the availability of certified minority and women-owned businesses in the region in which the state contract will be performed, the total dollar value of the contract, the scope of work to be performed, and the project size and term.

The contractor will, when required as a part of the bid or proposal, submit a Staffing Plan on the form provided by the Department. This Plan will detail the work force anticipated in the performance of the state contract, reported by ethnic background, gender, and Federal Occupational Categories.

After a bid opening and prior to the award of a state contract, the contractor will submit an Equal Employment Opportunity (EEO) Policy Statement to the Department within the time frame established by the Department. The law requires that, as a precondition to entering into a valid and binding state contract, the contractor will agree to the following stipulations and will include them in the EEO Policy Statement:

- The contractor will not discriminate against any employee or applicant for employment because of race, creed, color, national origin, sex, age, disability or marital status.
- The contractor will undertake or continue existing programs of affirmative action to ensure that minority group members and women are afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, age, disability or marital status. For these purposes, affirmative action applies in areas of recruitment, employment, job assignment, promotion, upgrading, demotion, transfer, layoff, or termination and rates of pay or other forms of compensation.
- The contractor will make active and conscientious efforts to employ and to utilize minority group members and women at all levels and in all segments of its work force on state contracts, and the contractor will document these efforts.
- The contractor will state in all solicitations and advertisements for employees that, in the performance of the state contract, all qualified applicants will be afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, age, disability or marital status.
- The contractor will, at the request of the Department, request each employment agency, labor union, or authorized representative of workers with which it has a collective bargaining or other agreement or understanding, to furnish a written statement that such employment agency, labor union, or representative will not discriminate because of race, creed, color, national origin, sex, age, disability or marital status, and that such union or representative will affirmatively cooperate in the implementation of the contractor's obligations herein.
- The contractor will include the provisions regarding the EEO Policy Statement and the Staffing Plan enumerated above in each and every subcontract of a state contract in such a manner that the subcontractor is bound by these requirements.
- Failure to provide an EEO Policy Statement and a Staffing Plan without reasonable written justification or commitment to provide these requirements by a specified date will result in rejection of the contractor's bid or proposal.

- After the award of a state contract, the contractor will submit to the Department a Workforce Employment Utilization Report, on the form supplied by the Department, detailing the work force actually utilized on the state contract, by ethnic background, gender and Federal Occupational Categories, as specified on the form. This Report will be submitted to the Department on a quarterly basis throughout the life of the contract.

- The contractor, and any of its subcontractors, may be required to submit compliance reports relating to their operations and implementation of their affirmative action or equal employment opportunity program in effect as of the date the state contract is executed.

Questions regarding this program should be directed to the Department's Minority and Women-owned Business Program by calling (518) 474-5741. Potential contractors can access the NYS Directory of Certified Minority and Women-owned Business Enterprises on-line through the Empire State Development website at: <http://www.empire.state.ny.us>, double click (left column) on: NY ♥ BIZ (Doing Business in New York); put the cursor over: Small and Growing Business and, from that menu, click on: Minority and Women-Owned Business. From the center column, highlighted in blue, click on the bullet: "Search the Directory of Certified Minority-and Women-Owned Business Enterprises." The Department makes no representation with respects to the availability or capability of any business listed in the Directory.

**APPENDIX B****Budget****Budget Summary Sheet**

A. SALARIES, WAGES AND FRINGE	\$ _____
B. TRAVEL	\$ _____
C. SUPPLIES/MATERIALS	\$ _____
D. EQUIPMENT	\$ _____
E. CONTRACTUAL SERVICES	\$ <u>200,000</u>
F. OTHER	\$ _____
<b>TOTAL</b>	\$ <u>200,000</u>

The TOTAL of your BUDGET must equal the amount of your allocation as shown on the CONTRACT FACE PAGE!

The BUDGET is intended to show the items of expense which will be funded under this Contract. Please do not show the entire cost of the project if it exceeds the amount of funding provided by this Contract.

Questions regarding Budget preparation? Call 518-486-3905



# Budget Detail Sheet

## **C. SUPPLIES/MATERIALS**

Please use general categories such as office supplies, printing supplies, small tools, building materials and like category descriptions. Indicate the cost of each category.

**TOTAL SUPPLIES/MATERIALS**

\$ 0

## **D. EQUIPMENT**

Please list each item of equipment that exceeds \$200.00 per item and has a useful life of one year or more. Group items of less than \$200.00 each into general categories indicating total cost per category.

**TOTAL EQUIPMENT**

\$ 0

# Budget Detail Sheet

## E. CONTRACTUAL SERVICES

This category includes items such as telephone, postage, rent, utilities, rental or repairs to equipment, lease of equipment, contracted services and contracted construction costs.

THE TOWN OF RIVERHEAD WILL BID THE RINK UNIT AND INSTALLATION AS A CONSTRUCTION CONTRACT.

**TOTAL CONTRACTUAL SERVICES**

\$ 200,000

## F. OTHER

Please specify what these costs are.

**TOTAL OTHER**

\$ 0

## APPENDIX C

### Payment and Reporting Schedule

- I. This is a cost reimbursement Agreement. The Contractor may claim and be reimbursed for eligible project costs incurred (costs of eligible project activities conducted, and goods and services received and accepted by the Contractor) within the Contract Period. The total of such reimbursement shall not exceed the Funding Amount for this Agreement and shall be claimed by the Contractor in accordance with the payment option selected below.

### PAYMENT OPTIONS

#### Option A: Payment-In-Full For Completed Project

1. In the event that the project has been completed and all eligible project costs incurred within the Contract Period and prior to the submission of this Agreement to the Department for execution, the Contractor may request a one-time payment-in-full with the submission of the Agreement.
2. Complete the contract documents in accordance with the instructions, making sure that the contract budget categories add up to the total Funding Amount regardless of the total costs to be claimed. If the total costs to be claimed are less than the Funding Amount, the claim on the Standard Voucher must reflect actual expenditures.
3. Complete the Program Workplan (Appendix D) making sure it accurately describes the project activities **completed and the dates of completion**. If the project was on-going in nature, specify the time- frame (**start and end dates**) that costs were incurred. If the project was for equipment, supplies or commodities purchases, **specify the delivery date(s)** of the item(s) purchased.
4. Complete the Standard Voucher received with the contract documents in accordance with the instructions, with the exception of Section 6. **Put the following statement in Section 6:**

**“Requesting payment-in-full for eligible project costs incurred pursuant to all terms and conditions of Contract #(insert contract number) submitted herewith.”**

5. Submit the completed contract documents and voucher claiming payment-in-full in accordance with the instructions. Upon full execution of the Agreement, payment will be made pursuant to the schedule set forth in II. below, and a copy of the fully-executed Agreement will be sent to you for your records.

### **Option B: Periodic Progress Payments**

1. Contractor may request periodic progress payments for eligible project costs incurred following full execution of the Agreement by both parties.
2. Complete the contract documents and submit them to the Department in accordance with the instructions. Do not submit a voucher or other payment documents at this time.
3. Upon full execution, a copy of the fully-executed Agreement and payment request documents and instructions for claiming progress payments will be sent to you.
4. Reimbursement for eligible project costs incurred will be made upon receipt and approval of properly completed payment requests submitted in accordance with III. below.

### **Option C: Advance and Progress Payment(s)**

1. Contractor may request an advance equal to twenty-five percent (25%) of the Funding Amount.
2. Complete the contract documents in accordance with the instructions. Complete the Standard Voucher in accordance with the instructions inserting the statement "25 percent advance" in Section 6. Submit the completed contract documents and advance voucher to the Department in accordance with the instructions.
3. Upon full execution of the Agreement, the advance will be issued in accordance with the schedule set forth in II. below and a copy of the fully-executed Agreement and payment request documents and instructions for claiming progress payments will be sent to you.

4. Upon receipt of a progress payment request submitted in accordance with III. below, the Department will determine the total eligible costs, deduct 25 percent of that amount to document advance funds received, and pay the balance to the Contractor.
  5. Upon termination of this contract, the full amount of undocumented advance funds shall become immediately due and owing to the Department.
- II. The payment-in-full provided for in Option A above or the advance provided for in Option C above will be paid by no later than February 20, 2007.

In the event that the Department does not receive a properly completed contract package from the Contractor by December 22, 2006, the payment date will be recalculated to be no later than sixty (60) days following receipt of the properly completed contract package.

- III. Progress payment requests as provided for in Option B and Option C above shall be submitted to the Department's designated payment office at the following address:

New York State Department of State  
Contract Administration Unit - LMI  
41 State Street / 10th Floor  
Albany, New York 12231-0001

- A. Payments shall be made to the Contractor upon the submission by the Contractor of properly executed progress payment requests. Each such request shall contain the following: (1) "Summary Sheet Documentation Forms" as provided by the Department, for documentation of actual and eligible expenditures; (2) a narrative progress report describing in detail all significant project accomplishments for which reimbursement is claimed, with dates of completion (**NOTE: If this agreement is for the purchase of tangible goods, commodities or equipment only, a narrative is not required for payments; however, a listing of all items purchased and dates received must be detailed on the Summary Sheet Documentation Forms.**); and (3) a properly completed Standard Voucher.
- B. Notwithstanding the above requirements, upon written notification by the Department, the Contractor may be required to submit source documentation and additional verification of allowable expenditures.

- C. Payment requests as described in III.A. above shall be certified by a duly authorized representative of the Contractor as accurately representing such accomplishments and expenses as recorded in the Contractor's accounting records, including, where goods or services are provided by third parties not party to this Agreement, a certification that any payment obligations arising from the provision of such goods or services have been paid by the Contractor and do not duplicate reimbursement or costs and services received from other sources.
  - D. Claimed expenditures per cost category may exceed the amounts indicated in the Budget, Appendix B, by ten percent (10%) or \$1,000, whichever is greater, without approval of the Department, provided that the Funding Amount is not exceeded. Any expenditure in excess of such 10% or \$1,000 shall require an amendment to the Project Budget submitted in writing by the Contractor. No expenditures shall be allowed for items not set forth in the Project Budget without prior written approval of the Department.
  - E. Any payment request for any period during which all Project activities shall have been completed shall be submitted as the Contractor's final payment request and shall be clearly labeled FINAL.
    - 1. If a final progress narrative report is required to be submitted, it must describe in reasonable detail, the nature and degree of the Project's completion and results.
    - 2. If the Contractor has received prior payments exceeding total eligible expenditures, Contractor shall remit such excess to the Department with such FINAL request.
- IV. Notwithstanding the submission of timely and properly executed payment requests, the Department shall be under no obligation to make payment for expenditures incurred without the prior Department approvals and/or amendments required under this Agreement and, further, shall have the right to withhold any such payment pending the execution of such approval and/or amendment.
- A. Interest income earned on funds received pursuant to this Agreement shall be used to further the purpose of this Project or shall be deducted from total eligible costs to determine the net eligible costs to be reimbursed by the Department.

- B. The Department shall have the right to conduct on-site progress assessments and reviews of the Project and Contractor's books and records during the life of this Agreement and for a reasonable time following issuance of the FINAL payment.
- C. The Department shall be entitled to disallow any cost or expense, or terminate or suspend this Agreement, if found that the Contractor has misrepresented any expenditures or Project activities in this Agreement, or in any progress reports or payment requests made pursuant hereto .
- D. The Contractor shall maintain separate fiscal books and records for all funds received through the Department and Project activities conducted pursuant to this Agreement, and shall make all such books and records available to the Department, the Office of the State Comptroller, or their designated representatives for inspection and audit for a period of six (6) years following termination of this Agreement.

**APPENDIX D****Program Workplan**

Recipient Organization Name: Town of Riverhead Type: municipal  
Program Contact Person: Andrea Lohneiss  
Daytime Phone: (631) 727-3200 x287  
Fax: (631) 727-5772

**NARRATIVE**

The Town of Riverhead is undergoing a redevelopment project resulting from recommendations developed in the Town of Riverhead Comprehensive Plan (2003) and subsequent zoning code revisions (2004). Inherent in the recommendations are the encouragement of uses that draw visitors and residents to the downtown for experiences which include shopping, recreation and education. Consistent with the principles of smart growth and walkability is the goal of increasing use by the public of the riverfront and its amenities.

The Town of Riverhead proposes to contract for the purchase and installation of an ice rink in downtown Riverhead to increase recreational activities and encourage active use of a town park along the riverfront. Payment will be requested in full upon completion of the project which is being undertaken in conjunction with a park improvement project.

(ATTACH ADDITIONAL PAGES AS NEEDED)

## APPENDIX E

### CHARITIES AND CHARITABLE TRUSTS

Most not-for-profit organizations (including corporations and charitable trusts) are required to file annual financial reports with the Attorney General. This requirement is found in Article 7-A of the Executive Law and Article 8 of the Estates, Powers and Trusts Law (EPTL). Specifically, Section 8-1.4 of the EPTL states:

(a) For the purposes of this section, "trustee" means (1) any individual, group of individuals, corporation or other legal entity holding and administering property for charitable purposes, whether pursuant to any will, other instrument or agreement, court appointment, or otherwise pursuant to law, over which the attorney general has enforcement or supervisory powers, (2) any non-profit corporation organized under the laws of this state for charitable purposes, and (3) any non-profit foreign corporation organized for charitable purposes, doing business or holding property in this state. Neither a foreign corporation nor a trustee acting under the will of, or any agreement executed by, a non-resident of this state shall become subject to the provisions of this section merely by reason of maintaining a bank, custody, investment or similar account in this state.

(s) A trustee shall not be qualified to make application for funds or grants or to receive such funds from any department or agency of the state without certifying compliance with paragraphs (d), (f), and (g) of this section and all applicable registration and reporting requirements of Article 7-A of the Executive Law.

In addition, please note that the new Charities Registration number is a 6-digit number with a hyphen after the second and fourth digits.

Pages E-2 and E-3 contain the inclusive listing of exemptions to the registration and reporting requirements of each article of law cited above.

If the Contractor qualifies for exemption from either article of law, place the complete number, i.e., 2(b), of the exemption in the respective section of Box 4 on the Contract Face Page.

Any questions regarding the statutory requirements or applicability to your organization should be directed to:

Office of the Attorney General  
Charities Registration Bureau  
120 Broadway  
New York, New York 10271  
212-416-8400 / 212-416-8401

# CHARITIES REGISTRATION EXEMPTIONS

## EXECUTIVE LAW, ARTICLE 7-A

1. This article shall not apply to corporations organized under the religious corporations law, and other religious agencies and organizations, and charities, agencies, and organizations operated, supervised, or controlled by or in connection with a religious organization.

2. The following persons shall not be required to register with the attorney general:

(a) An educational institution confining its solicitation of contributions to its student body, alumni, faculty and trustees, and their families.

(b) Fraternal, patriotic, social, alumni, law enforcement support organizations and historical societies chartered by the New York state board of regents when solicitation of contributions is confined to their membership.

(c) Persons requesting any contributions for the relief of any individual, specified by name at the time of solicitation, if all of the contributions collected, without any deductions whatsoever, are paid to or for the benefit of the named beneficiary.

(d) Any charitable organization which does not intend to solicit and receive and does not actually receive contributions in excess of twenty-five thousand dollars during a fiscal year of such organization, provided none of its fund raising functions are carried on by professional fund raisers or commercial co-venturers. However, if the gross contributions received by such charitable organization during any fiscal year of such organization shall be in excess of twenty-five thousand dollars, it shall within thirty days after the date it shall have received total contributions in excess of twenty-five thousand dollars register with the secretary as required by section one hundred seventy-two of this article.

(e) Any charitable organization receiving an allocation from a federated fund, incorporated community appeal or a united way, provided such fund, appeal or united way is complying with the provisions of this article relating to registration and filing of annual reports with the secretary, and provided such organization does not actually receive, in addition to such allocation, contributions in excess of twenty-five thousand dollars during the fiscal year, and provided further that all the fund-raising functions of such organizations are carried on by persons who are unpaid for such services. However, if the gross contributions other than such allocation received by such charitable organization during any fiscal year of such organization shall be in excess of twenty-five thousand dollars, it shall within thirty days after the date it shall have received such contributions in excess of twenty-five thousand dollars register with the secretary as required by section one hundred seventy-two of this article.

(f) A local post, camp, chapter or similarly designated element, or a county unit of such elements, of a bona fide veterans' organization which issues charters to such local elements throughout this state, a bona fide organization of volunteer firemen, an organization providing volunteer ambulance service (as defined in section three thousand one of the public health law) or a bona fide auxiliary or affiliate of such organizations, provided all its fund-raising activities are carried on by members of such an organization or an affiliate thereof and such members receive no compensation, directly or indirectly, thereof.

(g) An educational institution which files annual financial reports with the regents of the university of the state of New York as required by the education law or with an agency having similar jurisdiction in another state or library which files annual financial reports as required by the state education department.

(h) A charitable organization which receives all or substantially all of its funds from a single governmental agency and reports annually to that agency provided such reports contain financial information substantially similar in content to that required by subdivision one of section one hundred seventy-two-b of this article; provided, however, that such organization may receive no more than twenty-five thousand dollars from sources other than the government agency to which it reports.

(I) Any police department, sheriff's department or other governmental law enforcement agency.

(j) The state parent teachers association and any parent teachers association affiliated with an educational institution that is subject to the jurisdiction of the state education department.

3. In addition to the statutory exemptions, the following are also exempt:

(a) Any Municipality.

(b) Fire Districts, School Districts, and Water Districts.

# CHARITABLE TRUSTS REPORTING EXEMPTIONS

## ESTATES, POWERS AND TRUSTS LAWS EXECUTIVE LAW, ARTICLE 8, SECTION 8-1.4(b)

The registration and reporting provisions of this section do not apply to:

1. Contractor is not a Trustee as define in Section 8-1.4(a) set forth in Appendix E.
2. Government entity
3. Entity required by law to complete an annual report to either the United States Congress or the New York State Legislature;
4. Religious organizations;
5. Educational institution incorporated under the Education Law or by special act;
6. Hospital;
7. Fraternal, patriotic, social, student, alumni, veterans, volunteer firefighters, volunteer ambulance workers' organization or historical society chartered by the New York State Board of Regents;
8. Trust or estate for which there is a corporate trustee acting as sole trustee or co-trustee under the will of a decedent who died domiciled outside New York or a trust instrument executed by a nonresident of New York State;
9. Trust or estate in which the charitable interest is delayed or contingent;
10. Officer, director or trustee of an organization exempt from registration who holds property for the religious, educational or charitable purposes of the organization;
11. Cemetery corporation subject to the provisions of Article 15 of the Not-for-Profit Corporation Law;
12. The state parent teachers association ("PTA") and any parent teachers association affiliated with an educational institutional that is subject to the jurisdiction of the State Education Department; and
13. Any corporation organized under Article 43 of the Insurance Law.

# APPENDIX X

Agency Code 19000  
Contract Period 4/1/06 - 7/31/07

Contract Number M060683  
Funding for Period \$ 200,000

This is an AGREEMENT between THE STATE OF NEW YORK, acting by and through the New York State Department of State, having its principal office in Albany, New York (hereinafter referred to as the STATE), and Town of Riverhead (hereinafter referred to as the CONTRACTOR), for modification of Contract Number M060683, as amended above.

All other provisions of said AGREEMENT shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this AGREEMENT as of the dates appearing under their signatures.

### CONTRACTOR SIGNATURE

By: \_\_\_\_\_  
Phil Cardinale  
(print name)  
Title: Supervisor  
Date: \_\_\_\_\_

### STATE AGENCY SIGNATURE

By: \_\_\_\_\_  
\_\_\_\_\_  
(print name)  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

State Agency Certification: "In addition to the acceptance of this Contract, I also certify that original copies of this signature page will be attached to all other exact copies of this Contract."

STATE OF NEW YORK )  
COUNTY OF ) ss:

On this \_\_\_\_ day of \_\_\_\_\_, in the year 20\_\_\_\_, before me personally appeared \_\_\_\_\_, to me known, who, being by me duly sworn, did depose and say that (s)he resides at \_\_\_\_\_; that (s)he is the \_\_\_\_\_ of \_\_\_\_\_, the corporation described herein which executed the foregoing instrument; and that (s)he signed (her)his name thereto by order of the board of directors of said corporation.

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

STATE OF NEW YORK )  
COUNTY OF ) ss:

On this \_\_\_\_ day of \_\_\_\_\_, in the year 20\_\_\_\_, before me personally appeared \_\_\_\_\_, to me known and known to me to be the \_\_\_\_\_ of \_\_\_\_\_, the unincorporated association described in and which executed the above agreement; and who acknowledge to me that (s)he executed the foregoing agreement for and in behalf of said unincorporated association.

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

ALAN G. HEVESI, STATE COMPTROLLER

\_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

4/4/07

# Adopted

## TOWN OF RIVERHEAD

Resolution 304

### OFFERS SUPPORT TO NEW YORK STATE LEGISLATURE FOR THE CREATION OF THE PECONIC BAY REGIONAL TRANSPORTATION COUNCIL

COUNCILMAN DENSIESKI offered the following resolution, was seconded  
by COUNCILWOMAN BLASS :

**WHEREAS**, the legislature finds that over the past thirty years, rapid growth and development in the Peconic Bay region of Long Island, while providing for a successful balance of economic opportunity and environmental protection, has also resulted in some unavoidable, adverse impacts that threaten the region's future quality of life and future economic prosperity. Traffic congestion has been one of the primary adverse impacts from such rapid development; and

**WHEREAS**, Bill 1735 has been introduced in the New York State Assembly with the intent that such legislative act would provide the necessary governmental framework and resources that would foster the cooperation necessary to develop a public transit proposal, implement the land use and other transportation improvements necessary to the future welfare of the Peconic Bay region; and

**WHEREAS**, a Home Rule request has been received by the Town of Riverhead in support of the above captioned legislation; and

**WHEREAS**, the Town recognizes the need to create the necessary governmental framework and resources that would foster the cooperation necessary to develop a public transit proposal, implement the land use and other transportation improvements necessary to the future welfare of the Peconic Bay region.

**NOW THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby supports the efforts of the New York State Legislature to create a Peconic Bay regional transportation council; and be it further

**RESOLVED**, that the Town Board authorizes the Supervisor to execute a Home Rule Request supporting this proposed State legislation; and be it further

**RESOLVED**, that a copy of this resolution be forwarded to Assemblyman Fred W. Thiele, Jr., 2302 Main Street, P.O. Box 3062, Bridgehampton, NY, 11932; the Community Development Office; the Office of Accounting and the Office of the Town Attorney.

#### THE VOTE

Dunleavy  yes \_\_\_ no \_\_\_ Bartunek  yes \_\_\_ no \_\_\_  
Blass  yes \_\_\_ no \_\_\_ Densieski  yes \_\_\_ no \_\_\_  
Cardinale  yes \_\_\_ no \_\_\_

Z:\Laura Calamita\Home Rule Requests\Home Rule LawBill#1735.doc **THE RESOLUTION WAS  WAS NOT  
THEREFORE DULY ADOPTED**

# STATE OF NEW YORK

1735

2007-2008 Regular Sessions

## IN ASSEMBLY

January 10, 2007

Introduced by M. of A. THIELE, ALESSI -- read once and referred to the  
Committee on Local Governments

AN ACT to amend the general municipal law, in relation to creating the  
Peconic Bay regional transportation council

The People of the State of New York, represented in Senate and Assem-  
bly, do enact as follows:

1 Section 1. Legislative findings. The legislature hereby finds that  
2 over the past thirty years, rapid growth and development in the Peconic  
3 Bay region of Long Island, while providing for a successful balance of  
4 economic opportunity and environmental protection, has also resulted in  
5 some unavoidable, adverse impacts that threaten the region's future  
6 quality of life and future economic prosperity. Traffic congestion has  
7 been one of the primary adverse impacts from such rapid development.

8 Expanding traffic congestion has resulted in deteriorating traffic  
9 safety with increased traffic accidents and fatalities. In addition,  
10 traffic congestion has resulted in increased trip delays, declining air  
11 quality, adverse impacts to historic and rural resources in the region's  
12 villages and hamlets, parking problems, adverse impacts to residential  
13 communities and neighborhoods resulting from the diversion of traffic  
14 from major highways and arteries to rural residential streets and roads.  
15 The region's tourist and second home industries, the cornerstone of  
16 its prosperity, are threatened if the adverse consequences of traffic  
17 congestion are not promptly and adequately addressed. Further, projec-  
18 tions from the state department of transportation and local governments  
19 indicate that there will be a continued growth in year-round population,  
20 seasonal residents, and traffic into the foreseeable future, exacerbat-  
21 ing an already major problem.

22 The legislature finds that the unique geography of the Peconic Bay  
23 region limits the ability to expand highway capacity for motor vehicles.  
24 The narrow forks limit the augmentation of future highway capacity in an  
25 east-west direction. The construction of new highways is not a feasible

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

LBD05620-01-7

1 alternative, and the option of improving capacity on existing highways  
2 is limited. In addition, to unique geography, impacts to the region's  
3 natural and historic resources, such as open space, farmland, watershed  
4 areas, wetlands, and historic sites and landmarks also limit increasing  
5 highway capacity.

6 While the region's highway infrastructure is severely overburdened,  
7 its public transit capabilities are underdeveloped. The region possesses  
8 underutilized rail capacity with minimal service from the Long Island  
9 Rail Road to the region.

10 The legislature finds that the development of new public transit  
11 opportunities for the Peconic Bay region represents the best alternative  
12 to address growing traffic congestion and other transportation problems.  
13 The region possesses an existing rail infrastructure. Existing service  
14 to the region is minimal. Further, there is no coordination between rail  
15 service and existing bus service. The opportunity to improve service is  
16 clearly available.

17 The region's local governments have recognized the adverse impacts  
18 resulting from growing traffic congestion and the need to explore other  
19 transportation options such as public transit. Independently, the  
20 comprehensive plans of the region's towns and villages have cited traf-  
21 fic congestion as a critical problem and have identified improved public  
22 transit as a future goal. Towns have created task forces and commissions  
23 to address the transportation issue.

24 Further, collectively, as a region, the local governments have joined  
25 together to explore public transit options to mitigate traffic  
26 congestion. As early as 1994, the East End Economic and Environmental  
27 Institute, under the auspices of the East End Mayors and Supervisors  
28 Association issued a report entitled Blue Print for Our Future which  
29 called for improved and coordinated bus and rail service in the Peconic  
30 Bay region.

31 In 2005, after a four-year public outreach process, the local govern-  
32 ments of the region issued the result of its SEEDS (Sustainable East End  
33 Development) project. This initiative also recognized the need to create  
34 improved transportation opportunities, including selected road improve-  
35 ments and increased and coordinated public transit.

36 The private sector has also recognized the need for improved regional  
37 transportation opportunities. The Institute for Sustainable Development,  
38 Southampton College of Long Island University, held a conference and  
39 issued a report calling for improved transportation opportunities in the  
40 region. Five Town Rural Transit, Inc., a private, not-for-profit corpo-  
41 ration, of community leaders has also recognized the need for public  
42 transit improvements. In 2005, they unveiled a conceptual plan for an  
43 East End Shuttle providing coordinated bus and rail service, and issued  
44 a development proposal to further that goal.

45 In summary, the problem of traffic congestion with its adverse impacts  
46 on the local environment, economy, and quality of life has long been  
47 recognized. Further, a multitude of local governments, regional cooper-  
48 ative initiatives, and private initiative have all identified improved  
49 public transit with increased and coordinated rail and bus service as  
50 the cornerstone for solving the problem. The concept has been at the  
51 center of public policy discussions for more than a decade.

52 The next step is the full development of these concepts to provide a  
53 proposal that is feasible and workable, before implementation of new  
54 transit opportunities can occur.

55 Currently, no governmental entity exists which can coordinate the  
56 multitude of local governments, state government, federal government,



1 and other stakeholders that must participate to insure the creation and  
2 establishment of a successful public transit initiative for the Peconic  
3 Bay region.

4 It is the intent of the legislature with this act to provide the  
5 necessary governmental framework and resources that will foster the  
6 cooperation necessary to develop a public transit proposal for the  
7 Peconic Bay region. This legislation will give the local governments  
8 the regional framework to pursue this initiative, and will mandate the  
9 cooperation of state and federal agencies necessary to create a public  
10 transit proposal capable of being implemented. Further, it will provide  
11 for the involvement of all stakeholders and community members in the  
12 development process to insure an open and comprehensive decision making  
13 process.

14 The framework created by this legislation will not only provide the  
15 mechanism to evaluate public transit opportunities for the Peconic Bay  
16 region but to also foster the cooperation and consensus necessary to  
17 implement the land use and other transportation improvements necessary  
18 to the future welfare of the Peconic Bay region.

19 § 2. The general municipal law is amended by adding a new article 5-L  
20 to read as follows:

21 ARTICLE 5-L

22 PECONIC BAY REGIONAL TRANSPORTATION COUNCIL

23 Section 119-aaa. Definitions.

24 119-bbb. Peconic Bay regional transportation council.

25 119-ccc. Powers and duties of the council.

26 119-ddd. Agency cooperation.

27 119-eee. Preparation and adoption of the transportation action  
28 plan.

29 119-fff. Submission to the legislature.

30 § 119-aaa. Definitions. As used in this article:

31 1. "Peconic Bay region" means the towns of East Hampton, Riverhead,  
32 Shelter Island, Southampton, and Southold in the county of Suffolk.

33 2. "County" means the county of Suffolk.

34 3. "Municipal corporation" means a town or village in the Peconic Bay  
35 region.

36 4. "State" means the state of New York.

37 5. "State agency" means any office, department, board, commission,  
38 bureau, division, authority, public benefit corporation, agency or  
39 instrumentality of the state.

40 6. "Transportation action plan" means the action plan for implementa-  
41 tion of public transportation projects required to be adopted pursuant  
42 to this article.

43 7. "Public transportation project" means any rapid transit, railroad,  
44 omnibus, marine transportation, or other public transportation project.

45 8. "Council" means the council created pursuant to section one hundred  
46 nineteen-bbb of this article.

47 9. "Governor" means the governor of the state of New York.

48 § 119-bbb. Peconic Bay regional transportation council. 1. There is  
49 hereby created the Peconic Bay regional transportation council. Such  
50 council shall consist of twenty voting members: one member to be  
51 appointed by the governor who will serve at the pleasure of the gover-  
52 nor, and fourteen ex officio members who are the county executive of the  
53 county of Suffolk, the five town supervisors from the Peconic Bay  
54 region, two village mayors to be appointed by the East End Village Offi-  
55 cial's Association, the United States congressman representing the Pecon-  
56 ic Bay region, the state senator representing the Peconic Bay region,



1 the two state assembly members representing the Peconic Bay region, and  
2 the two county legislators representing the Peconic Bay region, and five  
3 citizen members with an interest in transportation and public transit to  
4 be appointed by the town board of each town in the Peconic Bay region.  
5 Each town shall have one appointment. Each ex officio member may  
6 appoint a designated representative, by official authority filed with  
7 the council, to exercise his or her powers and perform his or her  
8 duties, including the right to vote on matters before the council.

9 2. The council shall elect one of its members as chairperson. Twelve  
10 members shall constitute a quorum for the transaction of any business or  
11 the exercise of any power or function of the council. An affirmative  
12 vote of eleven or more members shall be required to pass a resolution or  
13 otherwise exercise any functions or powers of the council.

14 § 119-ccc. Powers and duties of the council. The council shall have  
15 the following powers:

16 1. To make by-laws for the regulation and management of its affairs;

17 2. To establish a citizen advisory committee to assist it with its  
18 duties and responsibilities;

19 3. To establish a technical advisory committee to assist it with its  
20 duties and responsibilities;

21 4. To prepare and adopt a plan, as provided for in section one hundred  
22 nineteen-eee of this article, with the advice of the advisory commit-  
23 tees;

24 5. To utilize to the extent practicable, the state and facilities of  
25 existing state and local agencies;

26 6. To make and execute contracts and all other instruments necessary  
27 or convenient for the exercise of its powers and duties under this arti-  
28 cle;

29 7. To sue and be sued;

30 8. To appoint an executive officer, officers, agents, employees, and  
31 prescribe their duties and qualifications;

32 9. To hold hearings in the exercise of its powers, functions, and  
33 duties as provided for by this article;

34 10. To contract for professional and technical assistance and advice;

35 11. To contract for and accept any assistance, including but not  
36 limited to gifts, grants, or loans of funds, or of property from the  
37 federal government or any agency or instrumentality thereof, or any  
38 state agency, or from any other public or private source and to comply,  
39 subject to the provisions of this article, with the terms and conditions  
40 thereof.

41 § 119-ddd. Agency cooperation. 1. Every state agency shall offer full  
42 cooperation to the council in carrying out the provisions of this arti-  
43 cle.

44 2. Every agency of the county and the municipal corporations shall  
45 offer full cooperation to the council in carrying out the provisions of  
46 this article.

47 § 119-eee. Preparation and adoption of the transportation action plan.

48 1. The council is hereby directed to prepare a transportation action  
49 plan for the Peconic Bay region.

50 Such plan shall be prepared in two phases.

51 2. Phase one shall consider the following alternatives:

52 a. Establishment of shuttle trains utilizing the existing right of way  
53 of the Long Island Rail Road;

54 b. Establishment and coordination of bus transportation to complement  
55 shuttle trains;



1 c. A regional transportation authority, transportation district, or  
2 existing state and local governmental agencies to provide improved  
3 transportation services.

4 3. Phase two shall consider, but not be limited to, the following  
5 alternatives:

6 a. Establishment of park and rail facilities;

7 b. Addition of more non-stop trains from New York city to the Peconic  
8 Bay region;

9 c. Establishment of a health and human services transportation  
10 program;

11 d. Improvements to existing highway infrastructure to reduce traffic  
12 congestion;

13 e. Establishment of land use regulations to foster the transportation  
14 goals of the Peconic Bay region;

15 f. Bike lanes and paths;

16 g. Water taxi and passenger ferries;

17 h. Alternatives recommended by the SEEDS project.

18 4. The plan shall be prepared in sufficient detail and specificity to  
19 permit the relevant governmental authorities to proceed directly to the  
20 implementation of the plan's recommendations.

21 5. The plan shall establish a timetable for recommended transportation  
22 improvements.

23 6. The plan shall include no recommendation with regard to vehicle  
24 ferries in the Peconic Bay region.

25 7. The plan shall include a capital plan and budget for its implemen-  
26 tation.

27 8. A draft of phase one of the plan shall be completed by March thir-  
28 ty-first, two thousand eight.

29 9. At least five public hearings, one in each town in the Peconic Bay  
30 region shall be held on the draft of phase one of the plan.

31 10. The final version of phase one of the plan shall be completed and  
32 approved by the council by July thirty-first, two thousand eight.

33 11. Phase one of the plan as approved by the council, shall be submit-  
34 ted to the voters as a referendum in each of the towns in the Peconic  
35 Bay region at the general election to be held in November two thousand  
36 eight. Such referendum shall be deemed approved if it is approved by a  
37 majority of the voters voting on such referendum in each town in the  
38 Peconic Bay region.

39 12. The draft of phase two of the plan shall be completed by March  
40 thirty-first, two thousand nine.

41 13. At least five public hearings, one in each town in the Peconic Bay  
42 region, shall be held on the draft of phase two of the plan.

43 14. The final version of phase two of the plan shall be completed and  
44 approved by the council by July thirty-first, two thousand nine.

45 15. Phase two of the plan as approved by the council, shall be submit-  
46 ted to the voters as a referendum in each of the towns in the Peconic  
47 Bay region at the general election to be held in November two thousand  
48 nine. Such referendum shall be deemed approved if it is approved by a  
49 majority of the voters voting on such referendum in each town in the  
50 Peconic Bay region.

51 § 119-fff. Submission to the legislature. Upon approval of the plan by  
52 referendum, such approved transportation action plan shall be submitted  
53 to the legislature by the council no later than thirty days after such  
54 approval.

55 § 3. This act shall take effect immediately.

Adopted

April 4, 2007

**TOWN OF RIVERHEAD**

**Resolution #** 305

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR SNACK VENDOR SERVICES**

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

**WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for SNACK VENDOR SERVICES and;**

**BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the APRIL 12, 2007 issue of the News Review and;**

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

**THE VOTE**

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

**The Resolution Was  Was Not   
Thereupon Duly Declared Adopted**

**TOWN OF RIVERHEAD  
NOTICE TO BIDDERS**

Sealed bids for **2007-2008 SNACK VENDOR SERVICES FOR the Town of Riverhead for each of the following locations**: Wading River Beach, Reeves Beach, and Stotzky Park 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 APRIL 26, 2007.**  
**(Individual or all locations may be bid on.)**

Bid packets, including Specifications, may be obtained on the website at [www.riverheadli.com](http://www.riverheadli.com) or 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.

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 2007-2008 SNACK VENDOR SERVICES.**

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

4/4/07

TOWN OF RIVERHEAD

Adopted

Resolution # 306

**AUTHORIZING THE SETTLEMENT OF LITIGATION BETWEEN THE TOWN OF RIVERHEAD AND THE LONG ISLAND POWER AUTHORITY**

**COUNCILMAN BARTUNEK** offered the following resolution, was seconded by **COUNCILMAN DUNLEAVY** :

**WHEREAS**, the Town commenced proceedings pursuant to Article 78 of the Civil Practice Law and Rules seeking review of the "negative declarations" issued by the Long Island Power Authority in connection with its installation of the Riverhead to Jamesport transmission line upgrade project; and

**WHEREAS**, the Long Island Power Authority has agreed to a settlement of these proceedings which will include the payment of two million (\$2,000,000.00) dollars to the Town to be used in accordance with the terms of the proposed Stipulation of Settlement; and

**WHEREAS**, in light of the costs and uncertainties of litigation, it is in the best interests of the Town to accept the settlement proposal;

**NOW BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby accepts the terms of the Stipulation of Settlement in the form as annexed hereto; and it is further

**RESOLVED** that Supervisor is hereby authorized to sign the Stipulation of Settlement on behalf of the Town as well as any other documents necessary to effectuate the settlement of the litigation; and it is further

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Frank A. Isler at Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP. and the Town Attorney.

THIS RESOLUTION WAS PREPARED BY FRANK A. ISLER COUNSEL FOR THE RIVERHEAD TOWN BOARD.

THE VOTE

Dunleavy  yes \_\_\_ no Bartunek  yes \_\_\_ no  
Blass  yes \_\_\_ no Densieski  yes \_\_\_ no  
Cardinale  yes \_\_\_ no

THE RESOLUTION  WAS \_\_\_ WAS NOT THEREFORE DULY ADOPTED

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF SUFFOLK

-----X  
TOWN OF RIVERHEAD, :  
 :  
 Petitioner, : Index No. 05-7113  
 : (Peter Fox Cohalan, J.)  
 :  
 For a Judgment Pursuant to Article 78 of the :  
 Civil Practice Law and Rules, : **STIPULATION OF**  
 : **SETTLEMENT**  
 :  
 - against - :  
 :  
 THE LONG ISLAND POWER AUTHORITY, :  
 :  
 Respondent. :  
-----X

WHEREAS, this stipulation of settlement is voluntarily entered into between the Petitioner Town of Riverhead ("Town") and the Respondent Long Island Power Authority ("LIPA") for the purposes of settling this Article 78 proceeding, and reaching agreement on the matters set forth below; and

WHEREAS, the Petitioner Town of Riverhead (the "Town"), has filed two Article 78 proceedings against Respondent Long Island Power Authority challenging, among other things, the adequacy of LIPA's environmental review of the now-completed Riverhead to Jamesport Transmission Line Upgrade Project (the "Project"); and

WHEREAS, in the first Article 78 Proceeding, the Town challenged LIPA's initial determination dated September 25, 2003 that the Project would not have any significant adverse environmental impacts. In particular, the Town, asserting that the Project would adversely affect open space resources within the Town and prevent the Town from acquiring or protecting additional open space resources, contended that the transmission

line should be placed underground along its entire length in order to protect existing open space resources and to further the Town's open space preservation objectives. In response, LIPA contended, among other things, that the Project would not adversely affect the Town's open space resources.

WHEREAS, in a memorandum decision dated September 29, 2004 (the "First Decision") this Court held, among other things, that LIPA's review of the Project under SEQRA was defective because LIPA had failed to take the required "hard look" at the Town's open space acquisition programs and aesthetic resources. Based on this finding, the Court annulled LIPA's September 25, 2003 Negative Declaration for the Project under SEQRA (the "Initial Negative Declaration") and the resolution of the same date approving the Project. This Court therefore remanded the matter to LIPA "for the purpose of preparing a new EAF [environmental assessment form] and reconsideration of the issue of environmental significance of the Project."

WHEREAS, following this Court's direction, LIPA prepared a Supplemental Environmental Assessment dated November 2004 (the "SEA") for the Project, focusing on the Project's potential impacts on the aesthetic and open space preservation programs identified by the Court in its First Decision. The SEA evaluated the Project's potential impact on the Town's open space acquisition programs by identifying all relevant open space policies and programs, both of the Town and the County, and then evaluating the potential impacts of the Project on such policies and programs. The SEA again concluded that the Project would not have a significant adverse aesthetic impact.

WHEREAS, based on that review, on November 18, 2004, LIPA again determined that the Project did not have any significant adverse environmental impacts and therefore reissued its Negative Declaration for the Project (the "Second Negative Declaration").

WHEREAS, the Town brought a second Article 78 proceeding, again challenging the adequacy of LIPA's environmental review and LIPA's Second Negative Declaration, and again asserting that the Project would have a significant adverse environmental impact on open space resources. On April 5, 2006 the Supreme Court, Suffolk County (Peter Fox Cohalan, J.) issued a memorandum decision finding that LIPA's Second Negative Declaration was arbitrary and capricious (the "Second Decision"), and signed a Judgment dated May 9, 2006 and entered in the Suffolk County Clerk's Office on May 18, 2006 (the "Judgment"), annulling the Second Negative Declaration; and

WHEREAS, on June 20, 2006 LIPA filed its notice of appeal of the Second Decision and Judgment; and

WHEREAS, the parties have entered into negotiations and wish to settle and resolve all claims they have or may have against each other relating to the Project in order to avoid the time and expense of further litigating such claims; and

WHEREAS, the parties hereto acknowledge that this Agreement does not constitute any admission of wrongdoing whatsoever by any party hereto, but rather represents a compromise resolution of a disputed matter in order to avoid the cost of continued litigation and agency proceedings and for the further purpose of assuring that, by providing the Town with the resources to expand its open space program, any adverse open space impacts from the

Project will be fully mitigated, and that LIPA will not be faced with the risk of expending the substantial sums, estimated at approximately \$10 million, that would be necessary if, as the Town has requested, the Project's entire transmission line were now reinstalled underground;

NOW, THEREFORE, intending to be legally bound, and in consideration of the terms of this Settlement Agreement, and the consideration to be paid hereunder, the sufficiency of which is acknowledged, in settlement of this Article 78 Proceeding, it is hereby agreed, by and between the Town and LIPA that:

1. Upon execution of this Stipulation by the parties and its approval by the Court, the Petition shall be deemed to be withdrawn and dismissed with prejudice, the Judgment vacated in the interests of justice and upon consent of all parties.

2. LIPA's notice of appeal from the Decision and Judgment shall be withdrawn forthwith.

3. To advance the Town's open space preservation objectives, mitigate any open space impacts of the Project and compensate the Town for its costs and administrative expense in connection with this litigation, LIPA shall, within five days of the approval of this Stipulation by the Court, pay to the Town's general fund the sum of two million dollars (\$2,000,000), to be used by the Town exclusively for the capping and reclamation, in accordance with all applicable legal requirements, of the Town's Young Avenue Landfill or, if the Town so determines, acquisition, expansion and enhancement of open space and park resources.

IN WITNESS WHEREOF, the parties have executed this  
Stipulation of Settlement as of the date set forth below.

Dated: April \_\_, 2007

THE LONG ISLAND POWER AUTHORITY

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By:  
Title:

THE TOWN OF RIVERHEAD

---

By: Philip Cardinale  
Title: Town Supervisor

SO ORDERED:

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Justice of the Supreme Court

4/4/07

# Adopted

## TOWN OF RIVERHEAD

Resolution # 307

**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  
(ECONOMIC DEVELOPMENT ZONE)**

COUNCILMAN DUNLEAVY

offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

**RESOLVED**, the Town Clerk is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the April 12, 2007 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed amendment to be posted on the sign board of the Town; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Planning Department; the Riverhead Building Department; the Empire Zone Coordinator; Code Enforcement and the Office of the Town Attorney.

### THE VOTE

Dunleavy  yes \_\_\_ no Bartunek  yes \_\_\_ no  
Blass  yes \_\_\_ no Densieski  yes \_\_\_ no  
Cardinale  yes \_\_\_ no

THE RESOLUTION  WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE** that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 1st day of May, 2007 at 7:20 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code as follows:

**ARTICLE XXXIX  
Economic Development Zone**

**§ 108-207.** Allowance for inclusion of regionally significant projects.

A. In 2005 New York State has amended the Empire Zone Program to include specific projects deemed as "regionally significant projects." Regionally significant projects are defined as company and site specific projects located outside the existing zone boundaries of 1,280 acres/credits and must meet the criteria of §957(d) of the New York General Municipal Law.

B. The following projects have been determined as eligible regionally significant project designated areas:

(1) ~~Telephonics~~ **TELEPHONICS** Corporation located at 789 Park Avenue, Huntington, New York more particularly described as Suffolk County Tax Map NO. 0400-104.04-01.00-110.000; and

(2) US WEB. Inc. located at 780 Park Avenue, Huntington, New York more particularly described as Suffolk County Tax Map No. 0400-104.00-01.00-050.000; and

(3) **BLUE & WHITE FOODS, LLC** located at 535, 525 & 515 Smith Street, Farmingdale, New York more particularly described as Suffolk County Tax Map No. ~~006.00-013.000-01.00, 006.00-014.000-01.00, and 006.00-015.000-01.00~~ 0100-6-1-14, 0100-6-1-13 and 0100-6-1-15; and

(4) **CUSTOM WOODWORK, LTD. dba HERITAGE WIDE PLANK FLOORING AND RENAISSANCE WOODWORKING** located at 713-817 Pulaski Street, Riverhead, New York more particularly described as Suffolk County Tax Map No. 600-124-02-24; and

(5) V-C & N PACKAGING, INC. located at 105 Wyandanch Avenue, Wyandanch, New York more particularly described as Suffolk County Tax Map No. ~~08000-0200-119009~~ 0100-080.00-02.00-119.009; and

(6) AIR TECHNIQUES, INC. located at 1295 Walt Whitman Road, Melville, New York more particularly described as Suffolk County Tax Map No. 0400-255.00-01.00-002.005;

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

Dated: Riverhead, New York  
April 4, 2007

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

**BARBARA GRATTAN, Town Clerk**

4/4/07

# Adopted

## TOWN OF RIVERHEAD

Resolution # 308

**AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE (Definitions – Water Dependent Use)**

COUNCILMAN DENSIESKI offered the following resolution, was seconded by  
COUNCILWOMAN BLASS :

**RESOLVED**, the Town Clerk is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the April 12, 2007 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed amendment to be posted on the sign board of the Town; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Planning Department; the Riverhead Planning Board; the Riverhead Board of Appeals; the Riverhead Building Department and the Office of the Town Attorney.

THE VOTE  
Dunleavy  yes \_\_\_ no Bartunek  yes \_\_\_ no  
Blass \_\_\_ yes \_\_\_ no Densieski  yes \_\_\_ no  
Cardinale \_\_\_ yes \_\_\_ no  
THE RESOLUTION  WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE** that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 1st day of May, 2007 at 7:10 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code as follows:

Chapter 108  
**ZONING**

ARTICLE I, General Provisions

**§ 108-3. Definitions; word usage.**

WATER DEPENDENT USE – an industry, business or other activity which can only be conducted in, on, over or adjacent to a water body because such activity requires direct access to that water body and which involves, as an integral part of such activity, the use of the water body.

\* Underscore represents addition(s)

Dated: Riverhead, New York  
April 4, 2007

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

**BARBARA GRATTAN, Town Clerk**

4/4/07

Adopted

TOWN OF RIVERHEAD

Resolution # 309

**AUTHORIZES THE DESIGNATION OF THE PAINE FAMILY HOUSE SITE AND CEMETERY AS A LANDMARK PURSUANT TO CHAPTER 73 ENTITLED, "LANDMARKS PRESERVATION" OF THE RIVERHEAD TOWN CODE**

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILMAN BARTUNEK :

**WHEREAS**, the Riverhead Landmarks Preservation Commission had held a public hearing at its regularly scheduled meeting on January 22, 2007 to consider the designation of the following structures/cemeteries as landmarks:

Tax Map #0600-26-3-73.7

Owner: Wading River Historical Society

P.O. Box 263, Wading River, New York 11792

Part of Tax Map #0600-26-3-72, designated "Cemetery" on attached map

Owner: Sound Shore Club c/o Broderick

2642 Park Avenue, Baldwin, New York 11510

Part of Tax Map #0600-26-3-73.6, designated "R.O.W. to Cemetery" on attached map

Owner: Robert Pedalino

325A Smith Road, Shirley, New York 11967

**WHEREAS**, the Town Clerk had sent notification by registered mail to the owners of these properties at least 10 days prior to the date of the hearing; and

**WHEREAS**, the Town Board in its discretion may call a public hearing on these applications and hereby wishes to waive its option to hold such public hearings.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby designates the aforementioned structures/cemeteries as landmarks pursuant to Chapter 73 "Landmarks Preservation", of the Riverhead Town Code be as specified in the attached notice of adoption; and be it further

**RESOLVED**, that the Town Clerk is hereby authorized to publish the attached notice of adoption once in the News Review newspaper and to post same on the signboard at Town Hall; and be it further

THE VOTE

Dunleavy  yes \_\_\_ no Bartunek  yes \_\_\_ no  
Blass  yes \_\_\_ no Densieski  yes \_\_\_ no  
Cardinale  yes \_\_\_ no

THE RESOLUTION  WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED

**RESOLVED**, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Riverhead Landmarks Preservation Commission; Riverhead Planning Board; the Riverhead Assessor's Office; the Riverhead Building Department and the Office of the Town Attorney.

**TOWN OF RIVERHEAD  
NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE**, that the Town Board of the Town of Riverhead adopted a resolution pursuant to Chapter 73 entitled, "Landmarks Preservation" of the Riverhead Town Code at its regular meeting held on April 4, 2007 designating the following structures/cemeteries as landmarks:

Tax Map #0600-26-3-73.7

Owner: Wading River Historical Society  
P.O. Box 263, Wading River, New York 11792

Part of Tax Map #0600-26-3-72, designated "Cemetery" on attached map

Owner: Sound Shore Club c/o Broderick  
2642 Park Avenue, Baldwin, New York 11510

Part of Tax Map #0600-26-3-73.6, designated "R.O.W. to Cemetery" on attached map

Owner: Robert Pedalino  
325A Smith Road, Shirley, New York 11967

Dated: Riverhead, New York  
April 4, 2007

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

**BARBARA GRATTAN, Town Clerk**



Adopted

TB 4/4/07

TOWN OF RIVERHEAD

RESOLUTION # 310  
ADOPTED APRIL 4, 2007

AUTHORIZES THE TOWN CLERK TO ADVERTISE FOR  
BIDS ON TRAFFIC PAINT

COUNCILMAN BARTUNEK OFFERED THE FOLLOWING

RESOLUTION WHICH WAS SECONDED BY COUNCILMAN DUNLEAVY.

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids for the purchase of TRAFFIC PAINT for the use of the Town of Riverhead Highway Department, AND BE IT,

RESOLVED, that the specifications and forms for bidding be prepared by the Superintendent of Highways, and all bids to be returnable up to 11:00 A.M. on April 23, 2007, AND BE IT FURTHER,

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to open publicly and read aloud on APRIL 23, 2007 at 11:00A.M. at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York, all sealed bids bearing the designation "BID ON TRAFFIC PAINT".

DUNLEAVY  YES \_\_\_ NO BARTUNEK  YES \_\_\_ NO  
BLASS  YES \_\_\_ NO DENSIESKI  YES \_\_\_ NO  
CARDINALE  YES \_\_\_ NO  
THIS RESOLUTION  IS \_\_\_ IS NOT  
DECLARED DULY ADOPTED

**NOTICE TO BIDDERS**

Sealed bids for **“TRAFFIC PAINT”** for the use of the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York 11901 until **11:00 A.M.** on **April 23, 2007.**

Instructions for bidders, specifications and forms may be obtained at the office of the Town Clerk at the Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M..

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will be listed on a separate sheet of paper bearing the designation **“Exceptions to the Specifications”**, and attached to the bid form.

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

All bids will be submitted in a sealed envelope bearing the designation **“BID on TRAFFIC PAINT”**.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD  
BARBARA A. GRATTAN, TOWN CLERK**

TB 4/4/07

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 311  
ADOPTED APRIL 4, 2007

AUTHORIZES THE TOWN CLERK TO ADVERTISE FOR BIDS ON PRECAST  
CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS

COUNCILMAN DUNLEAVY

OFFERED THE FOLLOWING

RESOLUTION WHICH WAS SECONDED BY COUNCILMAN DENSIESKI

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids for the purchase of PRECAST CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS for the use of the Town of Riverhead Highway Department, AND BE IT,

RESOLVED, that the specifications and forms for bidding be prepared by the Superintendent of Highways, and all bids to be returnable up to 11:05 A.M. on APRIL 23, 2007, AND BE IT FURTHER,

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to open publicly and read aloud on APRIL 23, 2007 at 11:05 A.M. at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York, all sealed bids bearing the designation "BID ON PRECAST CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS".

DUNLEAVY  YES \_\_\_ NO BARTUNEK  YES \_\_\_ NO  
BLASS  YES \_\_\_ NO DENSIESKI  YES \_\_\_ NO  
CARDINALE  YES \_\_\_ NO  
THIS RESOLUTION  IS \_\_\_ IS NOT  
DECLARED DULY ADOPTED

**NOTICE TO BIDDERS**

Sealed bids for **“PRECAST CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS”** for the use of the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York 11901 until **11:05 A.M. on April 23, 2007.**

Instructions for bidders, specifications and forms may be obtained at the office of the Town Clerk at the Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M...

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will be listed on a separate sheet of paper bearing the designation **“Exceptions to the Specifications”**, and attached to the bid form.

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

All bids will be submitted in a sealed envelope bearing the designation **“BID on PRECAST CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS”**.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD  
BARBARA A. GRATTAN, TOWN CLERK**

Adopted

TB 4/4/07

TOWN OF RIVERHEAD

RESOLUTION # 312  
ADOPTED APRIL 4, 2007

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS ON  
TRAFFIC LINE STRIPING

COUNCILMAN DENSIESKI OFFERED THE FOLLOWING

RESOLUTION WHICH WAS SECONDED BY COUNCILWOMAN BLASS

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids for TRAFFIC LINE STRIPING for the use of the Town of Riverhead Highway Department, AND BE IT,

RESOLVED, that the specifications and forms for bidding be prepared by the Superintendent of Highways, and all bids to be returnable up to 11:10 A.M. on APRIL 23, 2007, AND BE IT FURTHER,

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to open publicly and read aloud on APRIL 23, 2007 at 11:10 A.M. at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York, all sealed bids bearing the designation "BID ON TRAFFIC LINE STRIPING".

DUNLEAVY  YES \_\_\_ NO BARTUNEK  YES \_\_\_ NO  
BLASS  YES \_\_\_ NO DENSIESKI  YES \_\_\_ NO  
CARDINALE  YES \_\_\_ NO  
THIS RESOLUTION  IS \_\_\_ IS NOT  
DECLARED DULY ADOPTED

**NOTICE TO BIDDERS**

**Sealed bids for “TRAFFIC LINE STRIPING” for the use of the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York 11901 until 11:10 A.M. on April 23, 2007.**

**Instructions for bidders, specifications and forms may be obtained at the office of the Town Clerk at the Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M...**

**All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will be listed on a separate sheet of paper bearing the designation “Exceptions to the Specifications”, and attached to the bid form.**

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

**All bids will be submitted in a sealed envelope bearing the designation “BID on TRAFFIC LINE STRIPING”.**

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD  
BARBARA A. GRATTAN, TOWN CLERK**

4/4/07

TOWN OF RIVERHEAD

Adopted

Resolution # 313

**AUTHORIZES SELLING OF THE 2007 BEACH PERMITS BY WARREN'S TACKLE CENTER, AND FISHERMAN'S DELI**

**COUNCILWOMAN BLASS**

\_\_\_\_\_ offered the following resolution,

**COUNCILMAN BARTUNEK**

which was seconded by \_\_\_\_\_

**WHEREAS**, Warren's Tackle Center, located at 548 Main Road, Aquebogue, NY 11931 and Fisherman's Deli, located at 1315 West Main Street, Riverhead, NY 11901, request to sell annual and daily non-resident beach permits and South Jamesport boat ramp permits at their facilities from April 4, 2007 through December 31, 2007 without any reimbursement or services being charged.

**NOW THEREFORE BE IT RESOLVED**, the Town Board of Riverhead hereby authorizes Warren's Tackle Center and Fisherman's Deli to sell annual and daily non-resident beach permits and South Jamesport boat ramp permits at prices set by the Riverhead Recreation Department.

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Warren's Tackle Center, Fisherman's Deli, the Recreation Department and the Office of Accounting.

1

**THE VOTE**

Dunleavy  yes \_\_\_ no    Bartunek  yes \_\_\_ no  
 Blass  yes \_\_\_ no    Densieski  yes \_\_\_ no  
 Cardinale  yes \_\_\_ no

**THE RESOLUTION  WAS \_\_\_ WAS NOT  
 THEREFORE DULY ADOPTED**

<sup>1</sup> Rec./ Doris:Res Warren's & Fisherman's and Wading River Tackle.

April 4, 2007

# Adopted

## TOWN OF RIVERHEAD

Resolution No. 314

### AUTHORIZES SUPERVISOR TO EXECUTE A CONTRACT WITH BOWNE MANAGEMENT SYSTEMS, INC. FOR GIS SERVICES

Councilwoman Blass offered the following resolution which was seconded by Councilman Bartunek.

**WHEREAS**, the Town sought and obtained grant funding from the New York State Archives Local Government Records Management Improvement Fund (LGRMIF) to support a comprehensive Geographic Information System (GIS) Needs Assessment and Implementation Plan; and

**WHEREAS**, Bowne Management System, Inc. presented a proposal to the Town Board with a scope of work and budget estimate for providing implementation services for Geographic Information System (GIS), and

**WHEREAS**, the Town Board wishes to enter into an agreement with Bowne Management Systems, Inc.

**NOW THEREFORE BE IT RESOLVED**, the Town Board of the Town of Riverhead hereby authorizes the Supervisor to sign a contract (proposal attached herewith) between the Town of Riverhead and Bowne Management Systems, Inc.; and

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed to forward a copy of this resolution to Bowne Management Systems, Inc. PO Box 109, Mineola, NY 11501-0109, att: Scott Mastellon, Project Manager, the Town Supervisor, the Town Attorney, Community Development, Data Processing and the Office of Accounting.

#### THE VOTE

DUNLEAVY	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	BARTUNEK	<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
CARDINALE	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO					

THIS RESOLUTION  WAS  WAS NOT THEREFORE DULY ADOPTED



**Bowne Management  
Systems, Inc.**

235 East Jericho Turnpike  
PO Box 109  
Mineola, NY 11501-0109  
Phone: 516-746-2350  
Fax: 516-747-1396  
www.bownegroup.com

March 29, 2007

Barbara Blass, Councilwoman  
Town Board  
200 Howell Ave  
Riverhead, NY 11901-2515

Re: GIS Services for LGRMIF Grant

Dear Ms. Blass,

Bowne Management Systems, Inc. (BMS) is pleased to present this proposal to provide the Town of Riverhead with a scope of work and budget estimate for providing implementation services for a Geographic Information System (GIS). We understand the New York State Archives' Local Government Records Management Improvement Fund (LGRMIF) process and that the requested services are based on the GIS User Needs Assessment that BMS delivered in 2005.

BMS has reviewed the requirements according to the Request for Quotes document that was received and understands the Town's need for the technical expertise to complete the tasks outlined in the RFQ. Having successfully assisted numerous other municipalities in pursuing similar objectives, we understand the GIS services that will be most valuable to the Town, and are highly experienced with the issues the Town will likely encounter in pursuing its GIS initiatives, the alternative approaches available, and the right solution for each situation. In short, our expertise, experience and technical approach will enable the Town to optimize the use of consultant services and get the most "bang for the buck".

Thank you for the opportunity to present our capabilities and qualifications in this quotation. We hope that it addresses your initial needs regarding the assessment of GIS within the Town of Riverhead, and leads to an effective implementation of a Town-wide GIS. Please feel free to contact me if you need additional information.

Sincerely,

Scott Mastellon  
Project Manager

Cc: Joseph Maiorana  
Cc: Lori Pipczynski

**Proposed Scope of Work:**

BMS proposes the following scope of work to meet both the Town's requirements and the methodology outlined in the Town's Request for Quotes – GIS Implementation Services. In accordance with the Town's request, our proposal consists of five tasks:

- *Task 1: Assit Town in Installing and Configuring a GIS Server*
- *Task 2: Install and Configure MS SQL Server 2005 and ArcSDE 9.2*
- *Task 3: Geodatabase Design*
- *Task 4: Load GIS Data into ArcSDE and SQL Server 2005*
- *Task 5: Installing and Configuring Ten (10) Workstation for ArcGIS 9.2*
- *Task 6: Training/Mentoring Services*

The following sections describe our activities with each task.

**Task 1: Assist Town in Installation and Configuring GIS Server**

BMS will provide assistance to the Town in installing and configuring a new Windows 2003 server for the GIS. BMS assumes that the Town's Data Processing Division will assist in the installation of this server. BMS will not be responsible for purchasing the GIS server.

**Task 2: Install and Configure MS SQL Server 2005 and ArcSDE 9.2**

BMS will install, configure, and test ESRI's ArcSDE 9.2 and Microsoft's SQL Server 2005. Once ArcSDE is successfully installed, the appropriate SQL Server security roles will be implemented. BMS will not be required to purchase ArcSDE or SQL Server 2000.

**Task 3: Geodatabase Design**

BMS will review and update the geodatabase design identified in the GIS Needs Assessment and implement the Geodatabase model's structure within ArcSDE. The implementation should include required SQL Server security.

**Task 4: Load GIS Data into ArcSDE and SQL Server 2005**

BMS will provide a total of thirty-four (34) hours of service to load approximately 125 feature classes into ArcSDE. BMS will not be required to edit any data.

**Bowne Management Systems, Inc.**

March 29, 2007

Page: 3

**Task 5: Installing and Configuring Ten (10) Workstations with ArcGIS 9.2**

BMS will install and configure eight (8) PC workstations with ArcView 9.2 and two (2) PC workstations with ArcEditor 9.2. All PC workstations will be configured to point to the Geodatabase located within ArcSDE on the GIS Server. BMS will not be required to purchase ArcView or ArcEditor.

**Task 6: Training/Mentoring Services**

BMS will provide four (4) types of GIS related training/mentoring.

- ❖ One (1) day on-site GIS mentoring for the Town's GIS Coordinator.
- ❖ Two (2) day on-site "ESRI Introduction to ArcGIS I Course"
- ❖ Three (3) day on-site "ESRI Introduction to ArcGIS II Course"
- ❖ Three (3) day on-site mentoring for the use and operation of ArcSDE within the Town's current environment. The course should cover the following topics:
  - Configuring Microsoft SQL Server 2000 for ArcSDE
  - Training on Geodatabase Concepts
  - Loading Data
  - Managing Storage
  - Administrating ArcSDE and Microsoft SQL Server 2000

BMS will provide the required course material for "ESRI Introduction to ArcGIS I Course" and "ESRI Introduction to ArcGIS II Course".

**Bowne Management Systems, Inc.**

March 29, 2007

Page: 4

**COST PROPOSAL TABLE**

TASK	EMPLOYEE	RATE	HOURS/TASK	TOTAL TASK
		(\$)	(Hours)	(\$)
1. Assist the Town in Installing and Configuring a GIS Server	John LaVolpe	115.28	8.0	922.24
2. Installing and Configuring MS SQL Server and ArcSDE 9.2	Joseph Schechter	143.50	12.0	1,722.00
3. Geodatabase Design	Joseph Schechter	143.50	20.0	2,870.00
4. Loading Existing Data Files into ArcSDE 9.2	Joseph Schechter	143.50	34.0	4,879.00
5. Installing and Configuring 10 Workstations for ArcGIS 9.2	Christopher Kobos	68.64	12.0	823.68
6(a). One (1) day on-site GIS Coordinator Mentoring	Richard Annitto	168.04	8.0	1,344.32
6(b). Two (2) day on-site "ESRI Introduction to ArcGIS I"	Kristine Blanco	97.70	20.0	1,954.00
6(c). Three (3) day on-site "ESRI Introduction to ArcGIS II"	Kristine Blanco	97.70	28.0	2,735.60
6(d). Three (3) day on-site ArcSDE mentoring	Joseph Schechter	143.50	28.0	4,018.00
<b>Subtotal</b>				<b>\$21,268.84</b>

Supplies and/or Materials	Unit Cost	Quantity	Total Cost
ESRI Introduction to ArcGIS I Training Material	\$100.00	8.0	\$800.00
ESRI Introduction to ArcGIS II	\$150.00	3.0	\$450.00
<b>Subtotal</b>			<b>\$1,250.00</b>

<b>TOTAL PROJECT COST</b>	<b>\$22,518.84</b>
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Our lump sum fee for this scope of work is \$22,518.00, inclusive of travel and other out of pocket expenses. This quotation does not include prices for the hardware or software.

April 4, 2007

Adopted

**TOWN OF RIVERHEAD**

**Resolution # 315**

**RATIFIES AGREEMENT TO AUTHORIZE SUPERVISOR TO EXECUTE AN AGREEMENT WITH THE COUNTY OF SUFFOLK (YOUTH BUREAU)**

COUNCILMAN BARTUNEK offered the following resolution, which was seconded by COUNCILMAN DUNLEAVY.

WHEREAS, the Riverhead Town Board and the County of Suffolk desire to make available a Youth Development Delinquency Program in the Town of Riverhead.

NOW, THEREFORE BE IT RESOLVED, that the Supervisor be and hereby is authorized to enter into and execute an agreement between the County of Suffolk and the Town of Riverhead to make available a Youth Development Delinquency program in the Town of Riverhead; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the Suffolk County Youth Bureau, H. Lee Dennison Building, 3<sup>rd</sup> Floor, Hauppauge, New York 11788 – Attn: Louis Medina, Director; the Juvenile Aid Bureau, and the Office of Accounting.

THE VOTE

Dunleavy  yes  no Bartunek  yes  no  
Blass  yes  no Densieski  yes  no  
Cardinale  yes  no

THE RESOLUTION  WAS  WAS NOT THEREFORE DULY ADOPTED

Zamoski TAB

### Amendment of Agreement

This is the First Amendment of an Agreement, between the County of Suffolk (County), a municipal corporation of the State of New York, having its principal office at the County Center, Riverhead, New York 11901, acting through its duly constituted Youth Bureau (Department), having its principal office at H. Lee Dennison Building-3<sup>rd</sup> Floor, 100 Veterans Memorial Highway, Hauppauge, New York (Mailing Address: Box 6100 Hauppauge, New York 11788-0099), and Riverhead Juvenile Aid Bureau (J.A.B.) (Contractor), a New York not-for-profit corporation, having its principal place of business at 210 Howell Road, Riverhead, New York 11901.

The parties hereto desire to modify the Agreement by extending the term from December 31, 2006 through December 31, 2007 (1/1/07 to 12/31/07 = 2007 Budget Period) and adding a new provision in compliance with current County requirements. Sufficient funding exists in the 2007 Suffolk County Operating Budget.

**Term of Agreement:** Shall be January 1, 2006 through December 31, 2007 with one (1) one-year extension at the County's option.

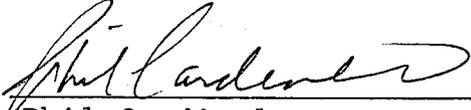
**State Aid Percentage:** 18% **Percentage of Advance:** 25%

**Total Cost of Agreement:** Shall not exceed \$63,352<Total Cost of 2 budget periods> (of which \$31,388 is for the 2007 Budget Period)

**Terms and Conditions:** Shall be as set forth in Exhibit A-1 attached.

In Witness Whereof, the parties hereto have executed this First Amendment of Agreement as of the latest date written below.

**Riverhead Juvenile Aid Bureau (J.A.B.)**

By:   
Name: Phil Cardinale  
Title: Town Supervisor  
Fed. Taxpayer ID #: 11-6001935  
Date: 3/1/07

**Approved as to Legality:**

**Christine Malafi**  
**Suffolk County Attorney**

By: \_\_\_\_\_  
Patricia M. Jordan  
Assistant County Attorney

Date: \_\_\_\_\_

**County of Suffolk**

By: \_\_\_\_\_  
Paul Sabatino II  
Chief Deputy County Executive  
Date: \_\_\_\_\_

**Approved:**  
**Youth Bureau**

By: \_\_\_\_\_  
Louis A. Medina M.S.W.  
Executive Director

**Exhibit A-1**

Whereas, the County and Contractor have entered into an Agreement, for a term from January 1, 2006 through December 31, 2006, with two (2) one-year extensions at the County's option, to provide a development delinquency prevention program; and

Whereas, the parties hereto desire to modify the Agreement to extend the term from December 31, 2006 through December 31, 2007, add a new provision in compliance with current County requirements and increase the Total Cost of Agreement for the 2007 Budget Period as set forth below;

Now, Therefore, in consideration of the covenants, promises and consent herein contained, the parties hereto agree as follows:

**1. Term of Agreement:**

The Term of Agreement paragraph on page 1 of the Agreement is amended to read January 1, 2006 through December 31, 2007 with one (1) one-year extension at the County's option as set forth on page 1 of this First Amendment of Agreement.

**2. Payment of Services:**

The Total Cost of Agreement shall be increased by the amount specified on page one for the 2007 Budget Period.

**3. Budget:**

The budget annexed hereto as Exhibit C-1 is made part of the Agreement for the 2007 Budget Period.

**4. The Contractor agrees to amend the Agreement to include the following provision in compliance with current County requirements:**

**Lawful Hiring of Employees Law:**

This Agreement is subject to the Lawful Hiring of Employees Law of the County of Suffolk (Local Law 52-2006). It provides that all covered employers, (as defined), and the owners thereof, as the case may be, that are recipients of compensation from the County through any grant, loan, subsidy, funding, appropriation, payment, tax incentive, contract, subcontract, license agreement, lease or other financial compensation agreement issued by the County or an awarding agency, where such compensation is one hundred percent (100%) funded by the County, shall submit a completed sworn affidavit (under penalty of perjury), the form of which is attached, certifying that they have complied, in good faith, with the requirements of Title 8 of the United States Code Section 1324a with respect to the hiring of covered employees (as defined) and with respect to the alien and nationality status of the owners thereof. The affidavit shall be executed by an authorized representative of the covered employer or owner, as the case may be; shall be part of any executed contract, subcontract, license

agreement, lease or other financial compensation agreement with the County; and shall be made available to the public upon request.

All contractors and subcontractors (as defined) of covered employers, and the owners thereof, as the case may be, that are assigned to perform work in connection with a County contract, subcontract, license agreement, lease or other financial compensation agreement issued by the County or awarding agency, where such compensation is one hundred percent (100%) funded by the County, shall submit to the covered employer a completed sworn affidavit (under penalty of perjury), the form of which is attached, certifying that they have complied, in good faith, with the requirements of Title 8 of the United States Code Section 1324a with respect to the hiring of covered employees and with respect to the alien and nationality status of the owners thereof, as the case may be. The affidavit shall be executed by an authorized representative of the contractor, subcontractor, or owner, as the case may be; shall be part of any executed contract, subcontract, license agreement, lease or other financial compensation agreement between the covered employer and the County; and shall be made available to the public upon request.

An updated affidavit shall be submitted by each such employer, owner, contractor and subcontractor no later than January 1 of each year for the duration of any contract and upon the renewal or amendment of the contract, and whenever a new contractor or subcontractor is hired under the terms of the contract.

The Contractor acknowledges that such filings are a material, contractual and statutory duty and that the failure to file any such statement shall constitute a material breach of this agreement.

Under the provisions of the Lawful Hiring of Employees Law, the County shall have the authority to terminate this Agreement for violations of this Law and to seek other remedies available under the law.

The Contractor represents and warrants that it has read, is in compliance with, and shall comply with the requirements of Suffolk County Code Chapter 234, Suffolk County Local Law No. 52-2006, the Lawful Hiring of Employees Law.

**Required Forms:** Suffolk County Lawful Hiring of Employees Law Form LHE-1; entitled "Suffolk County Department of Labor --"Notice Of Application To Certify Compliance With Federal Law (8 U.S.C. SECTION 1324a) With Respect To Lawful Hiring of Employees"

"Affidavit Of Compliance With The Requirements Of 8 U.S.C. Section 1324a With Respect To Lawful Hiring Of Employees" Form LHE-2.

## 5. **Gratuities:**

The Contractor represents and warrants that it has not offered or given any gratuity to any official, employee or agent of Suffolk County or New York State or of any political party, with the purpose or intent of securing an agreement or securing favorable treatment with respect to the awarding or amending of an agreement or the making of any determinations with respect to the performance of an agreement, and that he has read and is familiar with the provisions of Local Law No. 32-1980 of Suffolk County (Chapter 386 of the Suffolk County Code).

6. Except as herein amended, all other representations, terms and conditions of said Agreement, including any and all amendments or budget modifications executed prior to the date hereof, are hereby ratified and confirmed to be in full force and effect.

**End of Text for Exhibit A-1**

# INDIVIDUAL PROGRAM APPLICATION

Funding Category: YDDP/SERVICE

OCFS Central Office use only

Program Code:  
07470010S017

A001

Sponsoring Municipality: CO SUFFOLK County: SUFFOLK

Implementing Agency: RIVERHEAD JUVENILE AID BUREAU

Total Program Budget \$ 31,388 (100%)

Program Title: YOUTH COUNSELING PROGRAM

OCFS Funds Requested \$ 9,783 (31% of total)

Agency Address: 210 HOWELL AVE  
Street

RIVERHEAD  
City

NY 11901  
State Zip Code

Federal ID #: 11-6001935  
Charities Reg #: Not Applicable

Period of Actual Program Operation -- From: 01/01/07 To: 12/31/07

Mr. PHIL CARDINALE

Executive Director  Board Chairperson

*Phil Cardinale*  
Signature

(631) 727-4500  
Telephone Number

Mr. DAVID J HEGERMILLER

CHIEF

(631) 727-4500  
Telephone Number

Contact Person

Title

DAVID HEGERMILLER

CHIEF

(631) 727-4500  
Telephone Number

Fiscal Officer

Title

The Agency is:  Private, Not-for-Profit  Public  Religious Corporation

PROGRAM SITES -- Most Significant (3 Maximum)

NYC ONLY

Type	Address (Street, City, State, Zip)	Assembly Dist. No.	NYS Senate Dist No.	Local Plan'g Bd.	City Council District
OFFICE	RIVERHEAD SCH HARRISON RIVERHEAD 11901	1	1		
OFFICE	210 HOWELL AVE RIVERHEAD 11901	1	1		

**PROGRAM SUMMARY: (MAXIMUM OF 350 CHARACTERS - approximately 45 Words)**

YOUTH COUNSELOR WILL OFFER COUNSELING SERVICES TO AT-RISK YOUTH. TARGETED YOUTH ARE ON PROBATION, EXCESSIVELY TRUANT, AT RISK OF BECOMING BOTH OF THESE OR HAVE MEMBERS OF THEIR FAMILIES INVOLVED WITH THE MENTAL HEALTH OR SOCIAL SERVICES DEPARTMENTS. SUPERVISION WILL ALSO BE OFFERED TO THE PRE-PINS POPULATION.

**PROGRAM PROFILE**

	Problem/Need	Target Population	Service Methods		Number of Youth To be Served
Primary	510	518	506	810	65
Secondary	219	813	249	568	65

Unduplicated Count of Youth and Clients Served (All Activities)	65
-----------------------------------------------------------------	----

Direct Services will NOT be provided by this program

Sex of program participants - Male: 50% Female: 50%

Ethnicity - Whites: 79% Black: 20% Hispanic: 1% Native American: 0% Asian: 0% Other: 0%

Age - 0-4: 5% 5-9: 5% 10-15: 80% 16-20: 10%

Problem Need: FAMILY CONFLICT  
Target Population: MULTI-PROBLEM FAMILIES  
Service Methods: PARENT SKILLS TRAINING/PARENTING EDUC  
DIVERSION SERVICES

**PROGRAM BUDGET**  
**APPENDIX B**

A001

PROGRAM CODE: 07470010S017  
CONTRACT NUMBER: \_\_\_\_\_

AGENCY / MUNICIPALITY RIVERHEAD JUVENILE AID BUREAU

PROGRAM TITLE YOUTH COUNSELING PROGRAM

**PERSONAL SERVICES**

POSITION TITLE	RATE OF PAY	BASIS	TOTAL OCFS PROGRAM AMOUNT (1)	TOTAL OCFS FUNDS REQUESTED FOR THIS PROGRAM
Youth Counselor	\$ 2,311.91	BW	\$ 31,388.00	
	\$		\$	
	\$		\$	
	\$		\$	
	\$		\$	
	\$		\$	
	\$		\$	
TOTAL SALARIES AND WAGES			\$ 31,388.00	\$
TOTAL FRINGE BENEFITS			\$	\$
TOTAL PERSONAL SERVICES (1)			\$ 31,388.00	\$

**CONTRACTED SERVICES AND STIPENDS**

TYPE OF SERVICE OR CONSULTANT TITLE	RATE OF PAY	BASIS	TOTAL OCFS PROGRAM AMOUNT (1)	TOTAL OCFS FUNDS REQUESTED FOR THIS PROGRAM
	\$		\$	
	\$		\$	
	\$		\$	
	\$		\$	
TOTAL CONTRACTED SERVICES (2)			\$ 0	\$
TOTAL MAINTENANCE & OPERATION (3)			\$ 0	\$

LIST EQUIPMENT TO BE PURCHASED OR RENTED:

**FACILITY REPAIRS**

PROGRAM SITE	TOTAL OCFS PROGRAM AMOUNT (1)	TOTAL OCFS FUNDS REQUESTED FOR THIS PROGRAM
	\$	
	\$	
TOTAL FACILITY REPAIRS (4)	\$ 0	\$

TOTAL OCFS PROGRAM AMOUNT	\$ 31,388.00	9,783
TOTAL OCFS FUNDS REQUESTED		\$

LIST OTHER FUNDING SOURCES:  
\_\_\_\_\_  
\_\_\_\_\_

| 31,388  
21,605  
\_\_\_\_\_

REIMBURSABLE TOTAL  
MUNICIPAL FUNDING  
OTHER SOURCES

4/4/07

# Adopted

## TOWN OF RIVERHEAD

Resolution #316

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING FOR THE CONSIDERATION OF THE DESIGNATION OF CERTAIN STRUCTURE(S) AS LANDMARKS PURSUANT TO CHAPTER 73 ENTITLED, "LANDMARKS PRESERVATION" OF THE RIVERHEAD TOWN CODE (Fletcher Booker Homestead)**

COUNCILMAN DUNLEAVY offered the following resolution, was seconded by COUNCILMAN DENSIESKI :

**WHEREAS**, the Riverhead Landmarks Preservation Commission has requested to hold a public hearing concurrently with the Riverhead Town Board to consider the designation of the following structures/cemeteries as a landmark(s):

Fletcher Booker Homestead, 1185 Northville Turnpike, Riverhead

Tax Map #0600-84-3-1.7

Owner: Carol E. Joynes

247 Doctors Path, Riverhead, New York 11901; and

**WHEREAS**, the Town Clerk shall send notification by registered mail to the owners of this property at least 10 days prior to the date of the hearing.

**NOW THEREFORE BE IT RESOLVED**, that the Town Clerk is hereby authorized to publish the attached notice of public hearing once in the News Review newspaper and to post same on the signboard at Town Hall; and be it further

**RESOLVED**, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Riverhead Landmarks Preservation Commission; Riverhead Planning Board; the Riverhead Assessor's Office; the Riverhead Building Department and the Office of the Town Attorney.

**THE VOTE**  
Dunleavy  yes \_\_\_ no Bartunek  yes \_\_\_ no  
Blass  yes \_\_\_ no Densieski  yes \_\_\_ no  
Cardinale  yes \_\_\_ no  
**THE RESOLUTION  WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED**

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE** that a public hearing will be held before the Town Board of the Town of Riverhead and the Riverhead Landmarks Preservation Commission, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 17th day of April, 2007 at 7:20 o'clock p.m. to consider the designation of certain structure(s) as a landmark(s) pursuant to Chapter 73 of the Riverhead Town Code entitled, "Landmarks Preservation" as follows:

Fletcher Booker Homestead, 1185 Northville Turnpike, Riverhead

Tax Map #0600-84-3-1.7

Owner: Carol E. Joynes

247 Doctors Path, Riverhead, New York 11901

Dated: Riverhead, New York  
April 4, 2007

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

**BARBARA GRATTAN, Town Clerk**

April 4, 2007

Adopted

TOWN OF RIVERHEAD

AWARDS BID FOR FOOD PRODUCTS

RESOLUTION # 317

COUNCILMAN DENSIESKI \_\_\_\_\_ offered the following resolution,  
which was seconded by \_\_\_\_\_ COUNCILWOMAN BLASS \_\_\_\_\_.

**WHEREAS**, the Town of Riverhead advertised for bids for FOOD PRODUCTS  
and

**WHEREAS**, the Town received one bid; and

**NOW, THEREFORE, BE IT RESOLVED**, that the bid for FOOD PRODUCTS is  
hereby awarded to Savory Food Corp., Inc. for the attached prices and;

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby directed to  
forward a copy of this resolution to Savory Food Corp. and the Purchasing Department.

**THE VOTE**

Dunleavy  Yes  No      Bartunek  Yes  No  
Blass  Yes  No      Densieski  Yes  No  
Cardinale  Yes  No

The Resolution Was  Was Not   
Thereupon Duly Declared Adopted

ITEM#	DESCRIPTION	UNIT	PR
1	APPLE JUICE, 6 OZ	6 OZ.	19.65
2	APPLES, FRESH(MAC)	100 CT	24.87
3	APPLES, SLICED, CANNED	6/10	34.35
4	APRICOT HALVES	6/10	36.70
5	ASPARAGUS TIPS	6/2.5 #	19.33
6	ASSORTED HORS DOUVRES 100 PK.		31.64
7	BANANAS, FRESH (40 LB.)	CASE	23.45
8	BASE, BEEF, LUDA GOLDS LOW - SODIUM 6/16		43.63
9	BASE, CHICKEN, LUDA GOLDS LOW - SODIUM 6/16		41.60
10	BASIL	24 OZ.	16.80
11	BAY LEAF	12 OZ.	15.90
12	BEANS, FRENCH CUT, #10 CAN NOT AVAILABLE	#10 CAN	
13	BEANS, FRENCH CUT, FROZEN		25.30
14	BEANS, GARBANZO		17.50
15	BEANS, ITALIAN, FROZEN (2-1/2 LB. PKG.)	12/CS	18.80
16	BEANS, LIMA, FROZEN (25 OZ/PKG.)	12/CS	30.35
17	BEANS, STRING, REG. CUT, FROZ. 2.5 LB. PKG.	12PK/CS	17.45
18	BEEF, BOTTOM ROUND	4/15#	29.716
19	BEANS, WAXED, FROZEN (3 LB. PKGS.)	12/CS	23.35
20	BEEF STEW SPECIAL ORDER	12/5 CS	NO BID
21	BEETS, SLICED	6/#10	18.60
22	BELGIAN CARROTS 6/10	CS	23.18
23	BISCUITS, OVEN READY 175 ct	120/CS	25.55
24	BOW TIE NOODLES,	10 LB.	11.90
25	BREAD CRUMBS, ITALIAN	6/5 LB.	20.55
26	BREAD CRUMBS, ITALIAN	6/5#	20.55
27	BREADSTICKS, FRENCH	180/1.5 OZ.	30.24
28	BROCCOLI SPEARS, FROZEN (3 LB. PKG.)	12/CS	17.35
29	BROCCOLI, CHOPPED, FROZEN 2.5 LB. PKGS.	12/CS	18.80
30	BRUSSELS SPROUTS, FROZEN 2.5 LB. PKGS.	12/CS	19.35
31	BUTTER PATTIES (IND) MARKET PRICE	47CT/17 LB	NO BID
32	BUTTER SOLIDS (1 LB) 36/16 - MARKET PRICE	36/CS	NO BID
33	CABBAGE (24 CT)	50 LB/CS	19.70
34	CABBAGE, RED	6/#10	29.70

35	CABBAGE, SHREDDED	MARKET PRICE	CS	NO BID
36	CAKE MIX, DIET CHOCOLATE		6/16 OZ.	22.70
37	CAJUN SPICE		22 OZ	16.25
38	CAKE MIX, DEVILS FOOD	NUGGET		22.95
39	CAKE MIX, MODERN MAID, YELLOW (5 LB. BOX)		6/CS	29.49
40	CAKE, BROWNIE, SHEET, FROZEN		3/84 OZ	51.52
41	CAKE, CARROT, SHEET, FROZEN		<del>3/84 OZ</del>	65.58
42	CAKE, CRUMB, SHEET, FROZEN	1 ct.	<del>3/24 CUT</del>	15.14
43	CAKE, POUND (1 LB. EACH)	4 lb. Golden pound cake	<del>12/CS</del> Loaf	9.59
44	CAKE, POUND. INDIVIDUAL		12/4 OZ.	11.20
45	CAKE, RASPBERRY, SHEET, FROZEN	1 ct.	3/24 CUT	15.14
46	CANTALOUPE	MARKET PRICE	18/CS	NO BID
47	CARROT RAISIN SALAD	1 set	1/5#	13.80
48	CARROTS, DICED, FROZEN (2.5 LB. PKG.)		12/CS	12.80
49	CARROTS, FRESH		6/1LB	3.80
50	CAULIFLOWER, FROZEN, (2 LB. PKGS.)		12/CS	14.74
51	CELERY, FRESH		6 CT	12.45
52	CEREAL, BRAN FLAKES (IND.)		96 CT	19.48
53	CEREAL, CORN FLAKES (IND.)		96 CT	19.48
54	CEREAL, CREAM OF WHEAT		12/28 OZ.	38.90
55	CEREAL, OATMEAL		12/48 OZ	22.60
56	CEREAL, RAISIN BRAN (IND) KELLOGG'S		96 CT	32.16
57	CEREAL, TOASTED OATS (IND.)		96 CT	19.48
58	CHEESE, AMERICAN LOAF (5 LB.)		LB.	10.86
59	CHEESE, COTTAGE		5 LB TUB	6.15
60	CHEESE, MOZZARELLA (5 LB.)		LB.	1.88
61	CHEESE, PARMESAN, IMPORTED		5 LB. TUB	19.25
62	CHEESE, PARMESAN, PC		200 CT	26.20
63	CHEESE, RICOTTA		3 LB.	4.73
64	CHEFMATE SWEET & SOUR			42.26
65	CHERRIES		1 GAL.	12.40
66	CHICKEN CHUNKS	#94062 Swanson Special Order	6/30 OZ.	NO BID
67	CHICKEN CROQUETTES			28.10
68	CHICKEN RAVIOLI	Special order		NO BID
69	CHICKEN STEAK, 4OZ., 40CT/CS	(Breaded Beef)	CS	47.80
70	CHICKEN TENDERS			32.60
71	CHILI (50 OZ.)	Campbell's 12/#5	12/CS	62.85
72	CHILI POWDER		20 OZ.	7.25

73	CHOCOLATE CHIPS	Pure 10# Box	CS	26.26
74	CHOPPED SPINACH 12/3#			22.27
75	CINNAMON		15 OZ.	5.46
76	COD, POTATO CRUST		10 LB.	57.55
77	COFFEE (1 LB. PKGS.)	12/14g	22/CS	34.62
78	COFFEE, DECAF (1 LB. PKGS.)	12/14g	22/CS	40.59
79	COFFEE, SANKA, (IND)(5 PKGS./100)		CASE	48.50
80	COLE SLAW MIX 20 LB.	MARKET PRICE	4/5#	NO BID
81	COLLARD GREENS, FROZEN (3 LB. PKGS.)		12/CS	26.77
82	COOKIES, OATMEAL		1/10#	18.45
83	COOKIE, OREO, 4-PACK		4 PK.	37.31
84	COOKIES, CHOCOLATE CHIP		10 #	20.77
85	COOKIES, SUGAR		10#	18.45
86	COOKIES, SUGAR FREE VARIETY		5#	20.47
87	CORN COBETTES 96 ct.	3" 96 ct	<del>96</del> PK	18.35
88	CORN ON THE COB 48 ct	5" 48 ct	48 96 PK ct	14.35
89	CORN STARCH	ARGO 24/1lb.	24 LB. /116	17.93
90	CORN, FROZEN 12/2.5 #		12 24/CS 2.5	21.11
91	CORN, WHOLE KERNEL		6/10	19.76
92	CORNED BEEF BRISKET-COOKED/RAW	BEST BRAND	LB.	1.79
93	CRAB CAKES		10#	35.20
94	CRACKERS, OYSTERETTE TYPE		150 PK	12.40
95	CRACKERS, PREMIUM UNSALTED	300/2 ct	SE/500-2 PK.	10.19
96	CRANBERRY COCKTAIL	UNIPRO 12/#5	46 OZ.	17.85
97	CRANBERRY SAUCE, OCEAN SPRAY (JELLIED)		6/10	37.60
98	CRANBERRY SAUCE, PC	200 ct.	200 ct	21.59
99	CREAM CHEESE LOAF		1/3#	5.39
100	CREAM CHEESE PHILLY	BRAND	100 PK	20.57
101	CUCUMBERS	MARKET PRICE	5 LB.	NO BID
102	DANISH, ASSTD. FROZEN, WRAPPED		24 CT.	15.10
103	DRESSING, CAESAR, CREAMY (GAL. JARS)	KEN'S	4/CS	44.59
104	DRESSING, COLESLAW (GAL. JARS)	KEN'S	4/CS	35.83
105	DRESSING, HONEY MUSTARD	KENS	4/1 GAL.	39.80
106	DRESSING, ITALIAN (4 GAL. JARS)	KEN'S	CASE	34.12
107	DRESSING, ITALIAN CREAMY (GAL. JARS)	KENS	4/CS	33.58
108	DRESSING, ITALIAN, PC	NUGGET	200 ct	10.73
109	EGG PRODUCT, FROZEN (5 LB. CONTAINERS)	6/5lb	6/CS	30.50

110	EGGS, LARGE		15 DZ./CS	18.50
111	FILLING, BLUEBERRY		6/10	78.90
112	FISH CAKES	9/4.5 324.ct	360/CS 324ct	82.33
113	FISH IN A MINUTE			32.85
114	FISH, BATTER DIPPED		53/3 OZ.	23.40
115	FISH, FLOUNDER, PRECOOKED, BREADED		10 LB./CS	38.03
116	FISH SOLE SCALLOP & CRAB	Elites Stuffed	32/5 OZ.	59.80
117	FISH, RISOTTO CHEESE HOKIE	Special order/Totara	32/5 OZ.	<del>70.00</del> 428
118	FISH, SEA GRILL, PLAIN, FROZEN (4 OZ.)	CAUST	40/CS	NO BID
119	FISH, TUNA, LARGE CAN (66-1/2 OZ.)	Tungel	6/CS	44.65
120	FLOUR		25 LB. BAG	7.86
121	FLOUNDER, STUFFED		1/10#	NO BID
122	FRENCH FRIES, FROZEN, OVENCOOKED (5 LB.)		6/CASE	15.98
123	FRENCH TOAST	Aunt/Jemima	144/CS	28.83
124	FROZEN SPINACH		12/3#	22.27
125	FRUIT COCKTAIL	LIBBY Brand	6/10	40.55
126	FRUIT SALAD MEDLEY	2 GALTUB fresh	4/1 GAL.	31.00
127	FRUIT SALAD, TROPICAL	DOLE Brand	6/10	36.45
128	GARDEN SALAD	SALAD MIX	4/5#	NO 19.32
129	GARLIC POWDER		18 OZ.	6.80
130	GRAHAM CRACKER CRUMBS (10 LB. BAG)		10 LB. BAG	19.30
131	GRAHAM CRACKERS		200 20 PK	14.65
132	GRAVY MASTER		12/QT/CS	78.80
133	GRAVY, BEEF,	Campbells	12/5 CAN	26.90
134	GRAVY, CHICKEN, (51 OZ. CANS)	Campbells	12/5 CAN	33.75
135	GRAVY, TURKEY (LEGAUT)		12/#5	40.65
136	HASH, CORNED BEEF	LIBBY Brand	6/10	56.00
137	HOT CHOCOLATE, NESTLES (50 ENV. BOX)		6 BX/CS	36.45
138	ICED TEA MIX, NESTEA	LIPTON	24/12 OZ.	34.60
139	Jell-O, CITRUS		12/CS	28.80
140	JELL-O, RED 24 OZ.		12/CS	28.80
141	JELLY, GRAPE (4 LB.)	16ct	6/CS	26.50
142	JELLY, GRAPE (INDIVIDUAL)(ASST. 7.59)	Welch's	200/CS	10.70
143	JELLY, GRAPE 4 LB.	6ct	6/CS	26.50
144	JELLY, GRAPE, PC	Welch's	200ct	10.70
145	JELLY, MINT		1/4#	4.49
146	JUICE, APPLE (46 OZ.)	Wm Pro	12/CS	16.76

147	JUICE, APPLE, 48/6OZ.		CS	19.60
148	JUICE, CRANBERRY (6 OZ.)	OCEAN SPRAY	48/CS	21.30
149	JUICE, GRAPE (46 OZ.)	Juicy juice 100% 2680	12/CS	26.80
150	JUICE, GRAPE (6 OZ)	Welch's	48/CS	20.55
151	JUICE, GRAPEFRUIT (46 OZ)		12/CS	32.45
152	JUICE, GRAPEFRUIT (6 OZ)		48/CS	21.60
153	JUICE, ORANGE (46 OZ)		12/CS	26.70
154	JUICE, ORANGE -FROZEN (4 OZ)	72/4oz	48/CS	13.29
155	JUICE, PINEAPPLE DOLE (46 OZ)		12/CS	17.60
156	JUICE, TOMATO, SACRAMENTO (46 OZ)		12/CS	14.85
157	KALE, FROZEN		12/3#	26.84
158	KETCHUP, HEINZ		6/10	25.50
159	KETCHUP, HEINZ (IND)		1000/CS	25.45
160	KIDNEY BEANS (6 LB. CANS)		6/CS	17.80
161	LASAGNA ROLL UPS		64/CS	26.50
162	LEG OF LAMB, FRESH	MARKET PRICE	2/7#	NO B/B
163	LASAGNA, VEGETABLE, STOUFFERS	4/9.6oz	35156	54.95
164	LEMON JUICE		12 QT./CS	18.68
165	LEMONADE	FROZEN	48/6 OZ.	6.85
166	LEMONADE MIX, PINK		12/24 OZ	16.50
167	LEMONS, FRESH	MARKET PRICE	140/CT	NO B/B
168	LETTUCE, ICEBERG	MARKET PRICE	24/CS	NO B/B
169	LORNE DOONE		120 PC.	31.97
170	MANICOTTI, CELENTANO	60/2.75oz	80/2.4 OZ.	19.37
171	MARGARINE, BLOCK		6/30 PK.	12.60
172	MARGARINE PATTIES, 600 PK.	PROMISE BRAND	600 PK	18.84
173	MAYONNAISE, (IND.) NUGGET		200CT/CS	13.09
174	MAYONNAISE, HELLMANN'S		CS/4 GAL	39.85
175	MEATBALLS	ORO/FINO	2 OZ.	27.19
176	MILK, EVAPORATED		CS/48 TALL	44.35
177	MUFFIN MIX, BLUEBERRY (5 LB. PKGS.)	Modern M/Alb	6/CS	41.20
178	MUFFIN MIX, CORN (5 LB. PKGS.)MM DELUXE	Modern M/Alb	6/CS	41.80
179	MUSHROOMS, CANNED		6/#10	44.35
180	MUSTARD, GULDEN'S		CASE/4 GAL	26.45
181	MUSTARD, GULDEN'S (IND.)		500 CS	15.80
182	NUTMEG		16 OZ.	9.80
183	OATMEAL RAISIN	100/2 pkz	100 PCS.	18.90

184	OLIVES, GREEN (125 CT)		1 GAL.	12.90
185	OMLETTES, CHEESE		72/3.5 OZ.	33.47
186	OMLETTES, PLAIN		84/3 OZ.	31.27
187	ONION POWDER		19 OZ.	4.85
188	ONIONS, PEARL, CANNED	ONLY FROZE	6/#10	NO BID
189	ONIONS, PEARL, FROZEN		12/2#	28.76
190	ONIONS, SPANISH, FRESH	MARKET PRICE	10 lb.	NO BID
191	ORANGE DRINK MIX		12/24 OZ.	16.60
192	ORANGES, FRESH	MARKET PRICE	100/CS	NO BID
193	ORANGES, MANDARIN		93 1/2 OZ.	24.80
194	OREGANO	1.25 lbs.	<del>16</del> OZ.	12.80
195	PAM SPRAY	UNIPRO	6/16.5 OZ.	16.80
196	PANCAKE, DOWNYFLAKE	Aunt Jemima	144/CS.	18.80
197	PAPRIKA		16 OZ.	5.60
198	PARSLEY, FLAKES		11 OZ.	9.85
199	PARSLEY, FRESH		6 CT.	3.85
200	PASTA, CHOW MEIN NOODLES-frozen		4/5 LB. TUB	40.44
201	PASTA, EGG NOODLES		10 LB. BOX	9.85
202	PASTA, ELBOW MACARONI		20 LB. BOX	14.80
203	PASTA, LASAGNE		10 LB. BOX	11.25
204	PASTA, ROTINI		20 LB. BOX	14.75
205	PASTA, SHELLS, MEDIUM		20 LB. BOX	14.75
206	PASTA, SPAGHETTI		20 LB. BOX	13.80
207	PASTA, TRI-COLOR MACARONI		10 LB. BOX	20.60
208	PASTA, ZITI		20 LB. BOX	14.38
209	PC PROMISE MARGARINE		600 PK	18.84
210	PEACHES, FRESH LARGE, 39 LBS.	MARKET PRICE	CS	NO BID
211	PEACHES, SLICED		6/#10	35.70
212	PEANUT BUTTER, SKIPPY (5 LB.)	6/5/6	6/CS	46.43
213	PEAR HALVES		6/#10	36.10
214	PEARS, DICED		6#10	35.85
215	PEAS, FROZEN (2.5 LB. PKG.)		12/CS	
216	PEAS, SNAP, FROZEN (2 LB. BAG)		12/CS	

217	PEPPER STRIPS		6/#10	28.25
218	PEPPER, BLACK		16 OZ.	5.88
219	PEPPERS, FRESH GREEN	MARKET PRICE	25 LBS.	NO BID
220	PHILLY QUICK STEAKS		48/4OZ.	45.50
221	PICKLE SPEARS		5 GAL.	23.65
222	PICKLE, DILL CHIPS B & G (1 GAL. JARS)		4/CS	17.50
223	PICKLES, DILL		4 GAL/CS	20.85
224	PIE SHELLS, FROZEN 10"		20/CS	22.80
225	PIE, COCONUT CUSTARD		6/10"	25.76
226	PIE, PEACH		6/10"	27.90
227	PIE, PUMPKIN		6/10"	26.93
228	PIE, SWEET POTATO	SPECIAL ORDER	6/10"	35.50
229	PIERRE RIB-B-QUE	60/3-20Z (47.50)	60 3 OZ.	47.50
230	PIES, MRS. SMITH, APPLE 10"		6/CS	25.50
231	PINEAPPLE CHUNKS		6/#10	24.80
232	PINEAPPLE SLICED		6/#10	24.80
233	PLUMS 6/#10 CAN		6/#10	32.75
234	PLUMS, WHOLE PURPLE	SPECIAL ORDER	6/#10	
235	POPCORN, VENDING		72 CT.	18.20
236	PORK & BEANS		6/#10	16.87
237	PORK PATTIES BREADED 10#		10#	36.45
238	POT PIE, BEEF	SWANSON	24/7 OZ.	20.77
239	POT PIE, CHICKEN	SWANSON	24/7 OZ.	20.77
240	POTATO CHIPS, RUFFLES		104 CT.	26.28
241	POTATO CHIPS (VENDING)		72 CT	
242	POTATO SALAD		10 LB	7.29
243	POTATO SALAD, GERMAN STYLE 10#	SPECIAL ORDER	10 LB.	NO BID
244	POTATO SKINS 10 LB. LAMB 4/4lb	MURCHIKINS 4/4lb	10 LBS.	31.00
245	POTATOES, DICED		6/#10	21.66
246	POTATOES, FRESH, IDAHO	MARKET PRICE	100 CT	NO BID
247	POTATOES, HASH BROWN PATTY	240d	120/CS	28.57
248	POTATOES, INSTANT	IDAHO BRAND	6/#10	38.30
249	POTATOES, REDS	MARKET PRICE	50 LB.	NO BID
250	POTATOES, SLICED		6/10	19.45
251	POTATOES, SWEET, YAMS		6/#10	27.50
252	POTATOES, WHOLE 70-80 CT		6/#10	21.33
253	PRETZEL, VENDING		88 ct.	21.40
254	PROMISE MARGARINE PC		600 PK	18.84

255	PUDDING, BANANA	MUSCLEMAN	6/#10	23.70
256	PUDDING, BUTTERSCOTCH	MUSCLEMAN	6/#10	23.70
257	PUDDING, CHOCOLATE	MUSCLEMAN	6/#10	23.70
258	PUDDING, LEMON	MUSCLEMAN	6/#10	23.70
259	PUDDING, RICE	MUSCLEMAN	6/#10	25.50
260	PUDDING, TAPIOCA	MUSCLEMAN	6/#10	25.50
261	PUDDING, VANILLA	MUSCLEMAN	6/#10	23.70
262	PUNCH, FRUIT (46 OZ. CANS)	100% JUICE	12/CS	18.55
263	RAISINS	MARKET PRICE	30 LBS.	NO BID
264	RAVIOLI, CANNED		6/#10	34.07
265	RAVIOLI, CHEESE, FROZEN	Pre-cooled 220 ct	300/CT	21.90
266	RELISH	B&G BRAND	4 GAL./CS	22.34
267	RELISH (INDIVIDUAL)		200/CS	13.18
268	RICE CRISP CEREAL		96 PK	20.80
269	RICE, GARDEN BLEND, UNCLE BENS OR EQUAL		CS	41.56
270	RICE, MEXICAN FIESTA		6/25.9 OZ.	27.80
271	RICE PILAF		6/36 OZ.	25.86
272	RICE, SPANISH	special order	CS	39.00
273	RICE, UNCLE BEN'S		25 LB. BAG	19.27
274	RICE, SPANISH RICE, UNCLE BEN'S		1/6	
275	RICE, WILD (36 OZ. PKG.)		6/CS	32.68
276	RINSE		5 GAL PAIL	77.00
277	ROLLS, HOT DOG (12 PKGS.)		12/CS	14.55
278	ROLLS, DINNER		192/CS	16.55
279	ROLLS, HAMBURGER, NO SEEDS		10/12 CT	15.95
280	SALAD, THREE BEAN		6/#10	27.93
281	SALISBURY STEAK		10#	27.60
282	SALMON, SESAME CRUST		10 LB.	68.50
283	SALT		24/26 OZ.	12.23
284	SALT, SEASONED	LAWRY'S 5lb	2.5 LB.	17.54
285	SAUCE, APPLE	UN Sweetened	6/#10	19.45
286	SAUCE, BBQ (4 GAL. JARS) OPEN PIT		CASE	35.70
287	SAUCE, CHEESE, CAMPBELL'S		12/#5	33.00
288	SAUCE, SOY (1 GAL.)	Kikkoman Low-Sodium	6/CS 6/64oz	37.25
289	SAUCE, SPAGHETTI	Nugget	6/#10	19.45
290	SAUCE, TOMATO		6/#10	15.97
291	SAUCE, WORCESTERSHIRE (1 GAL.)	GOLDS	4/CS	15.80

292	SAUERKRAUT		6/#10	18.25
293	SAUSAGE LINKS, COOKED		200/.8 OZ.	27.50
294	SORBET, ORANGE	NON-STOCK-AVAILABLE	48/3 OZ.	NO BID
295	SCROD, NEW ENGLAND STYLE (10 LB. PKG.)	NOT AVAILABLE	6/CS	NO BID
296	SEA LEG SUPREME		5 LB./BOX	7.20
297	SEA NUGGETS, OVEN READY		10 LB/CS	32.50
298	SHELLS, STUFFED, MEDIUM		96 CT.	18.45
299	SHORT RIBS COOKED		6/3.34 #	38.00
300	SOUP BASE, CREAMED, KNORR		6/2 LB	60.80
301	SOUP, BEEF BARLEY-LG. 51 OZ.		12/CS	59.45
302	SOUP, BEEF NOODLE, SM. 7.25 OZ.	Special order	24/CS	<del>40.80</del>
303	SOUP, CHICKEN & RICE, SM. 7.25 OZ.		24/CS	48.80
304	SOUP, CHICKEN NOODLE, LG 51 OZ.		12/CS	43.00
305	SOUP, CHICKEN NOODLE-SM. 7.25 OZ	Special Order	24/CS	NO BID
306	SOUP, CREAM/CELERY, -LG 51 OZ.		12/CS	43.00
307	SOUP, CREAM/MUSHROOM, -LG 51 OZ.		12/CS	46.20
308	SOUP, MANHATTAN CLAM,-LG 51 OZ.		12/CS	56.30
309	SOUP, SPLIT PEA, -LG 51 OZ.		12/CS	43.25
310	SOUR CREAM		5 LB. CONT	5.70
311	SOY SAUCE (1 GAL. JAR)	Kikkoman L/S 6/64 oz	6/CS	37.25
312	SPARE RIBS, sliced	Special order - AVAILABLE	per #	NO BID
313	SPINACH, CHOPPED, FROZ (3 LB. PKG)		12/CS	22.27
314	SQUASH, YELLOW, SLICED, FROZEN (3 LB. PKG.)		12/CS	33.50
315	STRAWBERRIES, SLICED, FROZEN (6.5 OZ.)		6/CS	42.35
316	STRINGBEANS		6#10	18.94
317	STRINGBEANS		6#10	18.94
318	STUFFING, UNCLE BEN'S (1 LB. BAGS)		6/CS	28.60
319	SUGAR, 5 LB. PKG.		8/5 LB/CS	22.70
320	SUGAR, BROWN 1 LB. PKG.		24/CS	19.85
321	SUGAR, IND.		2000/CT	11.70
322	SUGAR COOKIES MIX, BULK		CS	18.45
323	SUN CUP APPLE		72/4 OZ.	9.65
324	SUN CUP APPLE JUICE		4 OZ.	9.65
325	SUN CUP CRANBERRY		4 OZ.	9.65
326	SUN CUP LEMONADE.		48/6 OZ.	6.85
327	SUN CUP PINE/ORANGE		72/4 OZ.	11.40
328	SUN CUP PUNCH		72/4 OZ.	10.90

329	SUPER CHICKEN	Special order	12#	51.50
330	SWEET & LOW (2 PKG./2000)		CASE	24.60
331	SYRUP, MAPLE, IND. PKG. <del>LOG CABIN BRAND</del>	mtf's BUTTERWORTH	100/CS 1.5oz	10.40
332	SYRUP, PANCAKE (1 GAL)		4/CS.	16.85
333	TART SHELLS, BURRY, 3"		72 PK	20.45
334	TARTAR SAUCE, PC			11.30
335	TEA, DECAF (IND.) PKG./100	6/72 d. LIPTON	5/CS	30.55
336	TEA, LIPTON		10/100	32.50
337	THYME		33 OZ.	27.80
338	TOMATO PASTE		6/10	27.70
339	TOMATO PUREE		6/10	18.60
340	TOMATOES, BEEFSTEAK	MARKET PRICE	LB.	NO BID
341	TOMATOES, CHERRY	MARKET PRICE	12/PT	NO BID
342	TOMATOES, CRUSHED		6/10	16.80
343	TOMATOES, WHOLE		6/10	17.35
344	TURKEY LINK SAUSAGE		160/1 OZ.	19.70
345	TURKEY SAUSAGE, ITALIAN		3.2 OZ. 10#	23.50
346	TURNIPS, FROZEN (2.5 LB. PKG.)		12/CS	14.90
347	VANILLA FLAVORING (IMITATION)		1 GA.	9.70
348	VEAL PATTIES-		10#	18.85
349	VEGETABLE OIL (GAL. JARS)		6/CS	34.80
350	VEGETABLE, ITALIAN BLEND, FROZEN (2 LB. BAG)		12/CS	18.70
351	VEGETABLE, NORMANDY BLEND, FROZ. (2LB. BAG)		12/CS	17.85
352	VEGETABLE, SCANDINAVIAN BLEND, FROZ. (2 LBS.)		12/CS	18.70
353	VINEGAR, WHITE, 1 GAL.		4/CS	5.80
354	WAFFLE, <del>DOWNY LAKE</del>	E660 Homestyle	120/CS	18.90
355	WATER		24/16 OZ.	6.85
356	WATER, BOTTLED SPRING		48/8 OZ.	13.10
357	WATERMELON, WHOLE X-LARGE	MARKET PRICE	12/CS	NO BID
358	WHIPPED CREAM, EVERFRESH (15 OZ.)		12/CS	24.20
359	WHIPPED TOPPING		12 QT/CS	39.85
360	WORCESTERSHIRE SAUCE	GOLD'S	4/CS.	15.80
361	YOGURT, ALL LOW FAT FLAVORS		12/8 OZ.	6.60
362	ZITI, BAKED, 516 FROZEN	ONLY SPECIAL AVAILABLE	5 LB./BX	NO BID
363	ZUCCHINI & TOMATOES		6/10	29.90
364	ZUCCHINI, SLICED, FROZEN (3 LB. PKG.)		12/CS.	29.90

April 4, 2007

Adopted

TOWN OF RIVERHEAD

AWARDS BID FOR MEAT & POULTRY

RESOLUTION # 318

\_\_\_\_\_ COUNCILWOMAN BLASS \_\_\_\_\_ offered the following resolution,  
which was seconded by \_\_\_\_\_ COUNCILMAN BARTUNEK \_\_\_\_\_.

**WHEREAS**, the Town of Riverhead advertised for bids for MEAT & POULTRY  
and

**WHEREAS**, the Town received one bid; and

**NOW, THEREFORE, BE IT RESOLVED**, that the bid for MEAT & POULTRY is  
hereby awarded to Savory Food Corp., Inc. for the attached prices and;

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby directed to  
forward a copy of this resolution to Savory Food Corp. and the Purchasing Department.

**THE VOTE**

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

The Resolution Was  Was Not   
Thereupon Duly Declared Adopted

1	BACON, FRESH, SLICED - 25-1 LB PKG/CASE	CASE	49.88
2	BEEF, FRESH, BOTTOM ROUND, USDA		
3	CHOICE, STRAPOFF-TIED, CRYO-VAC	LB	2.97
4	BEEF, FRESH, CHOPPED, CRYO-VAC - 5 LB PKG 10lb.	PKG	20.88
5	CHICKEN, CUTLETS, FRESH - 5 LB/PKG 10lb	PKG	2,201b
6	CHICKEN, CUTLETS, HOLLY FARMS #0944 - 40/CASE	CASE	32.15
7	CHICKEN, DICED	LB.	29.55
8	CHICKEN, NUGGETS - 10 LB/PKG White Breast 10lb	PKG	26.00
9	CHICKEN, WHOLE, FRESH CUT 1/4'S, SEPARATE PARTS	LB	1,441b
10	CHICKEN, WINGS, FROZEN - 10 LB/PKG 20lb Box	PKG	27.00
11	HAM, BAKED, USGS DELI HAM HONEY BAKED "New"	LB Farmland	3.24 1b
12	HAM, FRESH, SKINNED & BONELESS, TRIMMED & TIED, CRYO-VAC	LB	2.25 1b
13	HAM, OPEN PIT	LB	2.39 1b
14	HOT DOGS, ALL BEEF, SABRETT - 8/PKG, 24 1 LB PKGS/CASE 6/5	CASE	86.87 Box
15	LAMB, LEG OF, BONELESS, FRESH, AMERICAN, TIED & TRIMMED	LB	4.48
16	MEATBALLS, ITALIAN 1 OZ. - 10 LB/CASE 10lb	CASE	27.19
17	MEATBALLS, SWEDISH, NO GRAVY 1 OZ. - 10 LB/CASE	CASE	28.02
18	PEPPER STEAK, FRESH, BEEF TOP ROUND, USDA CHOICE, THIN SLICED - 5 LB/PKG 10lb	PKG →	30.26
19	PORK, CHOPS, FRESH, 1/2" CENTER CUT 32/502 10lb	LB	31.96
20	PORK, LOIN ROAST, FRESH, BONED & TIED	LB	2,49 1b
21	PORK, PATTIES, 4 OZ., BREADED, COOED - 40/CASE	CASE	36.45
22	PORK, PATTIES, RIB-B-QUE, COOKED - 60 3.2OZ/CASE	CASE	47.00
23	PORK, SHOULDER BUTTS, FRESH, SLICED (PORK STEAKS)	LB	NO BID
24	PORK, SPARE RIBS, FRESH, SLICED	LB	NO BID
25	SALISBURY STEAK, 4 OZ., NO GRAVY - 40/CASE	CASE	27.60
26	SAUSAGE, PATTIE - 12 LB/CASE	CASE	26.73
27	SAUSAGE, ITALIAN - UNITS - 5 LB/PKG 10lb	PKG	22.00
28	SAUSAGE, POLISH, FARMLAND - 5 LB/PKG 10lb	PKG	22.65
29	SIRLOIN PATTIE, 4 OZ. 10lb 40/402.	LB	23.45
30	STEAK, FLANK, FRESH, USDA CHOICE - 3/PKG	LB	39.71b
31	STEAK STRIPS	LB	NO BID
32	STEW BEEF, FRESH, USDA CHOICE, LEAN - 5 LB/PKG 10lb	LB	27.80
33	TURKEY, BREAST, PERDUE, 3 STAR	LB	2.39 1b
34	TURKEY, FRESH, GROUND - 5 LB/PKG 20lb Box	PKG	18.70
35	VEAL PATTIES, BREADED, 4 OZ. - 40/CASE	CASE	18.85

Available  
Available

THIS BID AWARD SHALL STAY IN EFFECT UNTIL DECEMBER 31, 2007.

ACCEPTANCE SHEET  
(MUST BE COMPLETED, SIGNED AND RETURNED WITH BID)

# Adopted

4/4/07

**AWARDS BID  
GRIT AND SCREEN REMOVAL  
RIVERHEAD SEWER DISTRICT**

Resolution #319

Adopted \_\_\_\_\_

Councilperson COUNCILMAN BARTUNEK offered the following resolution which was seconded by Councilperson COUNCILMAN DUNLEAVY,

WHEREAS, this Town Board did authorize the advertisement for bids for grit and screen removal for the Riverhead Sewer District, and

WHEREAS, the Town Clerk was authorized to advertise for such bids, and

WHEREAS, all bids received were opened and read aloud on the date and time advertised in the notice, and

WHEREAS, by memo dated March 22, 2007, the Riverhead Town Clerk did advise that two bids were received, and

WHEREAS, after review by the Superintendent of the Riverhead Sewer District, he did recommend that the bid be awarded to Residuals Management Services d/b/a Earthcare in the amount of \$109.40 per ton, and

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the bid for the removal of grit and screen for the Riverhead Sewer District be and is hereby awarded to Residuals Management Services d/b/a Earthcare in the amount of \$109.40 per ton,

And be it further

**RESOLVED**, that the town clerk forward certified copies of this resolution to the above named contractor, Frank A. Isler, Esq., Riverhead Sewer District and the Accounting Department, and be it further

**RESOLVED**, that the Town Clerk is hereby authorized to return to all the unsuccessful original bidders their respective bid security, and be it further

**RESOLVED**, that upon completion of fully executed contracts and the filing of said contract with the town Clerk, the town clerk is hereby authorized to release to the successful bidder the bidder's bid security.

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

**THE VOTE**

Dunleavy	<input checked="" type="checkbox"/>	yes	<input type="checkbox"/>	no	Bartunek	<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
Cardinale	<input checked="" type="checkbox"/>	yes	<input type="checkbox"/>	no					

**THE RESOLUTION ~~WAS~~ WAS NOT  
THEREFORE DULY ADOPTED**

# Adopted

4/4/07

**AWARDS BID  
SLUDGE CAKE REMOVAL  
RIVERHEAD SEWER DISTRICT**

Resolution #320

Adopted \_\_\_\_\_

Councilperson COUNCILMAN DUNLEAVY offered the following resolution which was seconded by Councilperson COUNCILMAN DENSIESKI,

**WHEREAS**, this Town Board did authorize the advertisement for bids for sludge cake removal for the Riverhead Sewer District, and

**WHEREAS**, the Town Clerk was authorized to advertise for such bids, and

**WHEREAS**, all bids received were opened and read aloud on the date and time advertised in the notice, and

**WHEREAS**, by memo dated March 22, 2007, the Riverhead Town Clerk did advise that two bids were received, and

**WHEREAS**, after review by the Superintendent of the Riverhead Sewer District, he did recommend that the bid be awarded to Residuals Management Services d/b/a Earthcare in the amount of \$109.40 per ton, and

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the bid for sludge cake removal for the Riverhead Sewer District be and is hereby awarded to Residuals Management Services d/b/a Earthcare in the amount of \$109.40 per ton,

**And be it further**

**RESOLVED**, that the town clerk forward certified copies of this resolution to the above named contractor, Frank A. Isler, Esq., Riverhead Sewer District and the Accounting Department, and be it further

**RESOLVED**, that the Town Clerk is hereby authorized to return to all the unsuccessful original bidders their respective bid security, and be it further

**RESOLVED**, that upon completion of fully executed contracts and the filing of said contract with the town Clerk, the town clerk is hereby authorized to release to the successful bidder the bidder's bid security.

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

THE VOTE

Dunleavy	<input checked="" type="checkbox"/>	yes	<input type="checkbox"/>	no	Bartunek	<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
Cardinale	<input checked="" type="checkbox"/>	yes	<input type="checkbox"/>	no					

THE RESOLUTION  WAS  WAS NOT  
THEREFORE DULY ADOPTED

April 4, 2007

# Adopted

TOWN OF RIVERHEAD  
RESOLUTION # 321  
AWARDS BID FOR ON SITE YARD WASTE GRINDING AT  
YOUNGS AVENUE LANDFILL

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

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for the On Site Yard Waste Grinding at the Youngs Avenue Landfill; and

WHEREAS, Six (6) bids were received, opened and read aloud on the 9<sup>th</sup> day of November, 2006 at 11:00 am in the Office of the Town Clerk, Riverhead Town Hall, and 200 Howell Avenue, Riverhead, New York.

NOW, THEREFORE, BE IT RESOLVED, that the bid for the On Site Yard Waste Grinding at the Youngs Avenue Landfill Facility be and is hereby awarded to WHS Materials, Inc. as follows:

Mobilization:           \$750.00  
Demobilization:       \$750.00  
Daily Grinding:       \$3,250.00/per day

; and

BE IT FURTHER RESOLVED, that the Town Board be and does hereby authorize the Town Clerk to return any and all bid bonds received in connection with the above; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to WHS Materials, Inc., P. O. Box 578, Cutchogue, NY 11535, Kenneth Testa, P.E., Purchasing Department and the Office of Accounting.

DUNLEAVY  YES \_\_\_ NO    BARTUNEK  YES \_\_\_ NO  
BLASS  YES \_\_\_ NO    DENSIESKI  YES  NO  
CARDINALE  YES \_\_\_ NO

THIS RESOLUTION  IS \_\_\_ IS NOT  
DECLARED DULY ADOPTED

Lisa/Engineering

April 4, 2007

Adopted

**TOWN OF RIVERHEAD**

**AWARDS BID FOR CORROSION CONTROL CHEMICAL**

**RESOLUTION # 322**

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

**WHEREAS**, the Town Clerk was authorized to publish and post a notice to bidders for Corrosion Control Chemical; and

**WHEREAS**, bids were received, opened and read aloud on the 23<sup>rd</sup> day of March, 2007, at 11:05 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York 11901, the date, time and place given in the notice to bidders.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the bid for Corrosion Control Chemical be and is hereby awarded to Carus Phosphates, Inc., at the cost on file in the Town Clerk's Office; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Carus Phosphates, Inc., 181 Woodlawn Avenue, Belmont, NC, 28012, the Riverhead Water District and the Purchasing Department.

**THE VOTE**

Dunleavy Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Bartunek Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Blass Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Densieski Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Cardinale Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	

**THE RESOLUTION ~~X~~ WAS  WAS NOT THEREFORE DULY ADOPTED.**

April 4, 2007

Adopted

**TOWN OF RIVERHEAD**

**AWARDS BID FOR DRY HYDRATED LIME  
(CALCIUM HYDROXIDE)**

**RESOLUTION # 323**

COUNCILMAN BARTUNEK offered the following resolution, which was seconded by COUNCILMAN DUNLEAVY:

**WHEREAS**, the Town Clerk was authorized to publish and post a notice to bidders for dry hydrated lime (calcium hydroxide); and

**WHEREAS**, bids were received, opened and read aloud on the 23<sup>rd</sup> day of March, 2007, at 11:10 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York 11901, the date, time and place given in the notice to bidders.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the bid for dry hydrated lime (calcium hydroxide) be and is hereby awarded to Long Island Cauliflower Association; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Long Island Cauliflower Association, 139 Marcy Avenue, Riverhead, New York, 11901, the Riverhead Water District and the Purchasing Department.

**THE VOTE**

Dunleavy Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Bartunek Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Blass Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Densieski Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Cardinale Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	

**THE RESOLUTION  WAS  WAS NOT THEREFORE DULY ADOPTED.**

April 4, 2007

Adopted

**TOWN OF RIVERHEAD**

**AWARDS BID FOR ANNUAL DIESEL/GENERATOR  
MAINTENANCE FOR THE RIVERHEAD WATER DISTRICT**

**RESOLUTION #<sup>324</sup>**

COUNCILMAN DUNLEAVY offered the following resolution, which was seconded by COUNCILMAN DENSIESKI:

**WHEREAS**, the Town Clerk was authorized to publish and post a notice to bidders for annual maintenance of diesels and generators used by the Riverhead Water District; and

**WHEREAS**, bids were received, opened and read aloud on the 23<sup>rd</sup> day of March, 2007, 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.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the bid for annual diesel and generator maintenance be and is hereby awarded to Atlantic Detroit Diesel-Allison of Ronkonkoma at the rate as filed with the Town Clerk's Office; and be it further

**RESOLVE**, that the Town Board hereby authorizes the Town Clerk to return any and all bid bonds, if said bid bonds have been received in connection with the above; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Atlantic Detroit Diesel-Allison, 3025 Veterans Memorial Highway Ronkonkoma, New York, 11779, the Riverhead Water District and the Purchasing Department.

**THE VOTE**

Dunleavy Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Bartunek Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Blass Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Densieski Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Cardinale Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	

**THE RESOLUTION  WAS  WAS NOT THEREFORE DULY ADOPTED.**

4/4/07

# Adopted

## TOWN OF RIVERHEAD

Resolution # 325

### MEMORIALIZING RESOLUTION IN OPPOSITION OF AUTHORIZING STATEWIDE CABLE FRANCHISES

COUNCILMAN DENSIESKI offered the following resolution, was  
seconded by COUNCILWOMAN BLASS:

**WHEREAS**, local cable franchises are an important part of Suffolk County's economy; and

**WHEREAS**, local franchises provide the following benefits: fair compensation to citizens for use of public property; public, educational and governmental channels; protects consumers' rights; and enables sound management of public rights-of-way; and

**WHEREAS**, legislation has been introduced in the New York State Legislature that would allow local cable operators to file for statewide franchises with the Public Service Commission; and

**WHEREAS**, eliminating local franchises will hurt the economy of Suffolk County.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby opposes New York State Assembly Bill A01423 and New York State Senate Bill S00744 which would authorize statewide cable franchises; and be it further

**RESOLVED**, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Governor Eliot Spitzer; the Majority Leader of the New York State Senate Joseph L. Bruno; to the Speaker of the New York State Assembly Sheldon Silver; to the Minority Leaders of the New York State Senate and the New York State Assembly and to each member of the Long Island delegation to the New York State Legislature.

THE VOTE

Dunleavy  yes  no    Bartunek  yes  no  
 Blass  yes  no    Densieski  yes  no  
 Cardinale  yes  no

THE RESOLUTION  WAS  WAS NOT  
 THEREFORE DULY ADOPTED

4/4/07

Adopted

TOWN OF RIVERHEAD

Resolution # 326

**ADOPTS A LOCAL LAW TO AMEND CHAPTER 108 OF THE TOWN CODE OF THE TOWN OF RIVERHEAD ENTITLED, "ZONING" (\$108-129 - Site Plan Review)**

COUNCILWOMAN BLASS offered the following resolution, was seconded by COUNCILMAN BARTUNEK :

**WHEREAS**, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law to amend Chapter 108 of the Town Code of the Town of Riverhead entitled, "Zoning"; and

**WHEREAS**, a public hearing was held on the 20th day of March, 2007 at 7:25 o'clock p.m. at the Riley Avenue Elementary School, Riley Avenue, Calverton, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

**NOW THEREFORE BE IT RESOLVED**, that a local law to amend Chapter 108 of the Town Code of the Town of Riverhead entitled, "Zoning" is hereby adopted as specified in the attached notice of adoption; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to publish the attached notice of adoption once in the News Review newspaper and to post same on the signboard at Town Hall; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Planning Department; the Planning Board; the Building Department and the Office of the Town Attorney.

THE VOTE  
Dunleavy  yes \_\_\_ no \_\_\_ Bartunek  yes \_\_\_ no \_\_\_  
Blass  yes \_\_\_ no \_\_\_ Densieski  yes \_\_\_ no \_\_\_  
Cardinale  yes \_\_\_ no \_\_\_  
THE RESOLUTION  WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD  
NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE**, that the Town Board of the Town of Riverhead adopted a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code at its regular meeting held on April 4, 2007. **Be it enacted** by the Town Board of the Town of Riverhead as follows:

Chapter 108  
Zoning  
**Article XXVI**  
Site Plan Review

**108-129. Review authorized; approval required; penalties; issuance of permits and certificates of occupancy; expiration.**

E. Expiration. Site plan approval shall remain in effect for 36 months. In the event that the applicant has not obtained a valid building permit within said thirty-six-month period, the ~~Planning Board~~ Board approving the site plan, may grant one twelve-month extension of site plan approval, upon the request of the applicant made at least 30 days prior to the expiration of the original thirty-six-month period. This section shall also apply to site plans which have been approved but which have not obtained a building permit prior to the date of adoption of this section.

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

Dated: Riverhead, New York  
April 4, 2007

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

**BARBARA GRATTAN, Town Clerk**

04/04/07

# Adopted

## TOWN OF RIVERHEAD

Resolution # 327

AUTHORIZES LEGAL ACTION AGAINST THE OWNERS, TENANTS, OCCUPANTS AND MORTGAGEE OF THE PROPERTY LOCATED AT 4 GROVE STREET, RIVERHEAD, NEW YORK

COUNCILMAN BARTUNEK offered the following resolution, was seconded by COUNCILMAN DUNLEAVY:

WHEREAS, the Town Board has determined that the property situated at 4 Grove Street, Riverhead, New York is being used and occupied in violation of various sections of the Code of the Town of Riverhead and the New York State Uniform Fire Prevention and Building Code;

NOW, THEREFORE

BE IT HEREBY RESOLVED, that Dawn C. Thomas, Town Attorney for the Town of Riverhead is authorized to institute legal action in the name of the Town of Riverhead against the owners, tenants, occupants and mortgagee of the dwelling situated at 4 Grove Street, Riverhead, New York in the Supreme Court of the State of New York to enjoin the illegal use, occupancy and/or maintenance of said property and the dwelling situated upon such; and be it further

RESOLVED, that it is left to the discretion of Dawn C. Thomas, Town Attorney for the Town of Riverhead as whether said cause of action should seek monetary and/or punitive damages against the owners, tenants, occupants and/or mortgagee of said property for their illegal use, occupancy and maintenance of said property.

THE VOTE

Dunleavy	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Bartunek	<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
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

THE RESOLUTION  WAS  WAS NOT THEREFORE DULY ADOPTED

04/04/07

# Adopted

## TOWN OF RIVERHEAD

Resolution # 328

AUTHORIZES LEGAL ACTION AGAINST THE OWNERS, TENANTS, OCCUPANTS AND MORTGAGEE OF THE PROPERTY LOCATED AT 2 CHERRY LANE, WADING RIVER, NEW YORK

COUNCILMAN DUNLEAVY

\_\_\_\_\_ offered the following resolution, was seconded by COUNCILMAN DENSIESKI \_\_\_\_\_:

WHEREAS, the Town Board has determined that the property situated at 2 Cherry Lane, Wading River, New York is being used and occupied in violation of various sections of the Code of the Town of Riverhead and the New York State Uniform Fire Prevention and Building Code;

NOW, THEREFORE

BE IT HEREBY RESOLVED, that Dawn C. Thomas, Town Attorney for the Town of Riverhead is authorized to institute legal action in the name of the Town of Riverhead against the owners, tenants, occupants and mortgagee of the dwelling situated at 2 Cherry Lane, Wading River, New York in the Supreme Court of the State of New York to enjoin the illegal use, occupancy and/or maintenance of said property and the dwelling situated upon such; and be it further

RESOLVED, that it is left to the discretion of Dawn C. Thomas, Town Attorney for the Town of Riverhead as whether said cause of action should seek monetary and/or punitive damages against the owners, tenants, occupants and/or mortgagee of said property for their illegal use, occupancy and maintenance of said property.

THE VOTE

Dunleavy  yes \_\_\_ no Bartunek  yes \_\_\_ no  
 Blass  yes \_\_\_ no Densieski  yes \_\_\_ no  
 Cardinale  yes \_\_\_ no

THE RESOLUTION  WAS \_\_\_ WAS NOT  
 THEREFORE DULY ADOPTED

4/4/07

TOWN OF RIVERHEAD

Adopted

Resolution # 329

**APPROVES CHAPTER 90 APPLICATION OF RAILROAD MUSEUM OF LONG ISLAND ("Hobo Homecoming 2007")**

COUNCILMAN DENSIESKI \_\_\_\_\_ offered the following resolution, was seconded by

COUNCILWOMAN BLASS \_\_\_\_\_:

**WHEREAS**, on February 19, 2007, the Railroad Museum of Long Island had submitted a Chapter 90 Application for the purpose of conducting an event entitled, "Hobo Homecoming 2007", which will include a performance/display oriented education event featuring persons who are, or at one time were, traveling hoboes. This event is to take place at the Polinaise Park Pavilion, 300 Lincoln Street, Riverhead, New York, as follows:

Thursday, September 27, 2007	7:00 p.m. to 9:00 p.m.
Friday, September 28, 2007	9:00 a.m. to 2:00 p.m.
Saturday, September 29, 2007	10:00 a.m. and 9:30 p.m.; and

**WHEREAS**, the applicant has requested the Chapter 90 Application fee be waived due to its not-for-profit status; and

**WHEREAS**, Railroad Museum of Long Island has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

**WHEREAS**, the Town Board of the Town of Riverhead has declared itself "Lead Agency" in accordance with 6 NYCRR 617.6(b); and

**WHEREAS**, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

**WHEREAS**, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application.

**NOW THEREFORE BE IT RESOLVED**, that Town of Riverhead hereby determines the action to be an "Unlisted" action in accordance with 6 NYCRR 617.7(a) and hereby issues a Negative Declaration pursuant to 6 NYCRR 617.7(a)(2); and be it further

**RESOLVED**, that the application of Railroad Museum of Long Island for the purpose of conducting an event entitled, "Hobo Homecoming 2007" to be located at the Polonaise Park Pavilion, 300 Lincoln Street, Riverhead, New York on the aforementioned dates and times is hereby

approved; and be it further

**RESOLVED**, that approval for this event shall be subject to the following:

- Receipt of required Suffolk County Department of Health permit(s), including the food handling permit(s);
- Receipt of required Public Gathering/Emergency Medical Services (EMS) permit(s);

**RESOLVED**, that the Town Board of the Town of Riverhead hereby waives the Chapter 90 Application fee for this event; and be it further

**RESOLVED**, that this approval is subject to the applicant's submission of an updated Certificate of Insurance (current Certificate of Insurance expires on June 24, 2007) **no later than September 1, 2007**; and be it further

**RESOLVED**, that this approval is subject to the provisions of Riverhead Town Code Chapter 81 - "Noise Control", Chapter 108-56 - "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be further

**RESOLVED**, that any tent installation and any and all electric shall comply with the applicable provisions of the Building and Fire Code of New York State, the National Electrical Code and National Fire Protection Agency 102 (Tents & Membrane Structures); and be it further

**RESOLVED**, that a fire safety inspection by the Town Fire Marshal is required prior to the opening of this event to the public. The Riverhead Fire Marshal shall be contacted *no later than September 17, 2007* at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Railroad Museum of Long Island, P.O. Box 726, Greenport, New York, 11944-0726; the Riverhead Fire Marshal; Chief Hegermiller, Riverhead Police Department and the Office of the Town Attorney.

THE VOTE  
Dunleavy  yes \_\_\_ no Bartunek  yes \_\_\_ no  
Blass  yes \_\_\_ no Densieski  yes \_\_\_ no  
Cardinale  yes \_\_\_ no  
THE RESOLUTION  WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED

4/4/07

# Adopted

## TOWN OF RIVERHEAD

Resolution # 330

### AUTHORIZES THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT WITH NORMAN OSIT (CHARTER FISHING BOAT)

Councilman Densieski offered the following resolution, was seconded by

Councilwoman Blass :

**WHEREAS**, the Town recognizes the importance of promoting recreational and responsible use of our riverfront and estuarine resources; and

**WHEREAS**, the Town has determined that the presence of the fishing charter vessel owned by Norman Osit at the Town dock is a positive addition to the riverfront in downtown Riverhead; and

**WHEREAS**, Norman Osit seeks permission to keep his 46 foot charter fishing vessel at the Town's riverfront dock located adjacent to the Town's parking area at a location to be determined by the Town Engineer.

**NOW THEREFORE BE IT HEREBY RESOLVED**, that the Supervisor is hereby authorized to execute the attached License Agreement with Norman Osit; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Norman Osit, 76 Moriches Road, Lake Grove, New York, 11755; James Divan, Riverhead Town Bay Constable; Department of Buildings and Grounds; the Office of Accounting and the Office of the Town Attorney.

THE VOTE

Dunleavy	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Bartunek	<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
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

THE RESOLUTION ~~WAS~~  WAS  WAS NOT  
THEREFORE DULY ADOPTED

## LICENSE

License ("License"), made as of the        day of April, 2007, by and between the Town of Riverhead, ("Licensor") having an address at 200 Howell Avenue, Riverhead, New York, 11901 and Norman Osit, ("Licensee"), having an address at 76 Moriches Road, Lake Grove, New York, 11755-2210.

## WITNESSETH

WHEREAS, Norman Osit wishes to utilize the Town of Riverhead's dock located on the Peconic Riverfront adjacent to the Town's parking area at a location to be determined by the Town Engineer ("The Licensed Premises") to keep its 46 foot charter fishing boat; and

WHEREAS, the Town of Riverhead wishes to grant the Licensee the right to conduct the aforementioned activity;

NOW, THEREFORE, in consideration of the mutual agreements herein contained, Licensor and Licensee, for themselves and their successors, hereby agree as follows:

1.     Licensing: Upon the terms and conditions hereinafter set forth, Licensor hereby licenses to Licensee the right to use the Licensed Premises.

2.     Term of the License. The term of this License (the "term") shall commence on April 1, 2007 and shall end on December 31, 2007.

3.     Condition of the License Premises. Licensee is familiar with the licensed premises, has examined same, and, except as explicitly

hereinafter provided, Licensee agrees to accept the licensed premises in its "as is" condition without any representations or warranties.

4. Obligations of Licensor: Norman Osit represents that his vessel meets all conditions required by the United States Coast Guard and that he maintains and keeps current all necessary licenses for the operation of his vessel as a charter fishing vessel. Upon request Licensee shall provide to the Town proof of the representations set forth herein. It is understood and agreed that this vessel shall be utilized for sport fishing and that occupancy/habitation of said vessel, other than sport fishing, shall not be permitted.

5. Insurance and Indemnification: Licensee will be responsible for providing comprehensive general liability insurance in the amount of not less than \$2,000,000 with a company or companies reasonably satisfactory to the Licensor. Licensee will provide certificates of the foregoing insurance, showing the Town of Riverhead as "Additional Insured" to the extent of their interest. Finally, Licensee agrees to indemnify and hold the Town of Riverhead and their respective officers, employees, agents, representatives and officials harmless from any and all loss or liability associated with its use of the property and related activities described herein, including liability for damages to property or for injuries or death to persons which may arise from, or be attributable or incident to the use by licensee and its employees, agents, representatives and concessionaires of the Property, excepting liability

solely caused by the gross negligence of the Town or its employees, agents or representatives. Without limiting the generality of the foregoing, Licensee agrees to indemnify and hold the Town of Riverhead harmless from any lien claimed or asserted for labor, materials or services furnished to Licensee in connection with the use of the property. With respect to any suit or claim by the Town, whether under this indemnification provision or otherwise, Licensee, for itself, its agents, employees and representatives, hereby expressly waives any defense which might preclude or limit either enforcement of this indemnification clause or any reasonable attorneys fees incurred by the Town of Riverhead securing compliance with the provision of this indemnification agreement. Licensee will work with the Town of Riverhead to ensure adequate coverage of all property and liability with all concerned entities being named as "additional insured".

6. License Fee. In exchange for the License set forth above for the use of the Property in connection with this Agreement, Licensee shall pay the Town of Riverhead the sum of Three Thousand Dollars (\$3,000.00), which shall include electric. All sums payable by Licensee to the Town of Riverhead under this Agreement shall be paid upon his execution of this Agreement.

7. Use of License Premises. Licensee agrees to utilize the licensed premises only as dock space to keep its boat. Passengers of said fishing charter vessel shall utilize the Town's parking area and dock for

the purposes of egress and ingress (loading upon and unloading from the vessel). Licensee understands that the licensed premises is municipal park property and that, as such, it must keep the premises free of debris. Licensee agrees that no fish will be cleaned on the municipal dock or on other municipal property. Further, licensee agrees to dispose of fish carcasses, bait and as well as other fishing waste in bags and that such bags will be removed from the premises daily by the licensees. In addition, no such waste shall be deposited in or around the Peconic River or in the water surrounding the licensed dock.

8. Repair, Maintenance and Inventory of License Premises.

a) Licensee agrees to maintain the licensed area free of trash, debris and to return the premises back to its original condition following completion of the license term.

b) The Licensee shall not be permitted to alter the licensed premises without the prior permission of the Licensor.

9. Assignment. Notwithstanding anything to the contrary contained in the License, Licensee shall not assign this license, the license premises, in whole or in part, or permit Licensee's interest to be vested in any other party other than Licensee by operation of law or otherwise. A transfer of more than fifty (50%) percent at any one time, or in the aggregate from time to time, of the stock, partnership or other ownership interests in Licensee, direct or indirectly, shall be deemed to be an assignment of this License.

10. Indemnity: Licensee shall indemnify and hold the Licensor harmless from and against any and all claims, actions, liabilities, losses (including, without limitation, consequential and special damages), costs and expenses (including, without limitation, court costs and reasonable attorney fees and expenses), arising from or in connection with the use of the licensed premises.

11. Notices: Any notices to be given under this License shall be in writing and shall be sent by registered or certified mail, return receipt requested. If such notice is directed to Licensor, it shall be addressed to the attention of the Riverhead Town Supervisor at 200 Howell Avenue, Riverhead, New York. If such notice is directed to the Licensee, it shall be addressed to 76 Moriches Raod, Lake Grove, New York, 11755.

12. Miscellaneous: Merger. All prior understandings and agreements between the parties with respect to the subject matter hereof are merged within this agreement, which alone, fully and completely sets forth the understanding of the parties with respect to the subject matter hereof. This license may not be changed or terminated orally, or in any manner, other than in writing signed by the party against whom enforcement is sought.

13. Cross Default: To the extent that the Licensor and Licensee are parties to related agreements, any default under the related agreements shall be deemed to be a default under this License, and any

default under this license shall be deemed a default under such similar agreements.

IN WITNESS WHEREOF, Licensor and Licensee do hereby execute this License as of the date and year first above written.

TOWN OF RIVERHEAD

By: \_\_\_\_\_  
Philip J. Cardinale, Supervisor

By: \_\_\_\_\_  
Norman Osit

# Tabled

April 4, 2007

## TOWN OF RIVERHEAD

Resolution # 331

### APPROVES SITE PLAN OF WAL-MART

COUNCILMAN DUNLEAVY

offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI:

**WHEREAS**, a site plan application was submitted by Headriver LLC to construct a Wal-Mart retail store of 169,547 sq. ft. (including a building of 146,018 sq. ft., an outdoor vestibule of 2,238 sq. ft., a covered garden center of 9,091 sq. ft., an uncovered garden center of 8,025 sq. ft. to the east of the building, and a 4,175 sq. ft. uncovered garden center to the south of the building) and a separate 27,000 sq. ft. retail building upon real property located on the north side of Route 58 east of Kroemer Ave., Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-119-1-1.2; and

**WHEREAS**, by resolution dated March 19, 2005, the Town Board required the preparation of a Supplemental Draft Environmental Impact Statement pursuant to 6-NY CRR Part 617 with respect to the application; and

**WHEREAS**, by resolution dated September 6, 2006, the Riverhead Town Board adopted a findings statement supporting the approval of the subject site plan application; and

**WHEREAS**, the proposed site plan is drawn predicated upon the importation of forty-one (41) Agricultural Preservation Credits pursuant to Article LXII of the Town Code of the Town of Riverhead; such credits being intended to be imported from property owned by Edwin Fishel Tuccio and subject to said property owner's compliance with all procedural requirements for allocation and redemption of preservation credits as set forth in Article LXII of the Town Code of the Town of Riverhead; and

**WHEREAS**, pursuant to §108-332 of the Town Code of the Town of Riverhead the proposed site plan will require the following dimensional relief from strict application of the Destination Retail Zoning Use District and the schedule of dimensional regulations as follows:

- (i) Parking stall dimensions of 9.5 x 19 feet and 8 x 19 with 8 foot access aisle for each handicapped accessible parking stall instead of the required 10 x 20 feet;
- (ii) Impervious surface area of 78.12 percent of the parcel instead of the required maximum of 75 percent of parcel area;

#### THE VOTE

Dunleavy	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Bartunek	<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
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

THE RESOLUTION        WAS        ~~WAS NOT~~

THEREFORE ~~DULY ADOPTED~~

# Tabled

- (iii) Floor area ratio of 21.75 percent of the parcel area instead of the required maximum floor area ratio of 20 percent of the parcel area;
- (iv) Front yard landscaped area setback of 33.43 feet to the applicant's offer of dedication of 17 feet from the roadbed of Old Country Road instead of the required 50 feet;
- (v) Contiguous landscaped area of 10.4 percent of the parcel area instead of the required minimum of 20 percent of the parcel area;
- (vi) Parking lot landscaped area of 8.4 percent of parcel area instead of the required minimum 10 percent parcel area, and

**WHEREAS**, all building elevations, drawings and renderings were submitted to the Architectural Review Board for its report and recommendation pursuant to Chapter 46-a of the Town Code of the Town of Riverhead and said report concluded that the southerly elevation of the proposed Wal-Mart Building lacked a "purity of style" and recommended that such elevation not be approved without further study; and

**WHEREAS**, consistent with the change in the Suffolk County Code that now requires the referral of certain site plans to the Suffolk County Planning Commission prior to a vote on such site plans, the site plan and related documents were referred to the Suffolk County Planning Commission. The Suffolk County Planning Commission reported back to the Town that the Commission took no action on the referral. Subsequently, when minor changes were made in the site plan at the request of the Town, the Town sought to re-refer the altered site plan to the Suffolk County Planning Commission on February 7, 2007 and was informed by letter dated March 22, 2007 that the Commission declined to consider a re-referral because the changes were not significant; and

**WHEREAS**, the Town Planning Department has reviewed the site plan dated March 22, 2007 as prepared by T. J. Filazzola, P. E. and elevations dated October 10, 2006 as prepared by PBA Architects; and

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

**WHEREAS**, the Riverhead Town Board has considered the merits of all building elevations (renderings), materials, and color samples of all buildings; 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 F33511 the Office of the Financial Administrator of the Town of Riverhead.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, that the site plan submitted by Headriver LLC to construct a Wal-Mart retail store of 169,547 sq. ft. (including a building of 146,018 sq. ft., an outdoor vestibule of 2,238 sq. ft., a covered garden center of 9,091 sq. ft. and an uncovered garden center of 8,025 sq. ft. to the east of the building, and a 4,175 sq. ft. uncovered garden center to the south of the building) and a separate 27,000 sq. ft. retail building, such site plan prepared by T. J. Filazzola, P. E. of Bohler Engineering, P.C. and dated 3/22/07 and elevations prepared by PBA Architects and dated October 10, 2006, is hereby approved by the Town Board 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 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 for 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 any restrictions imposed as a condition of the site plan approval granted herein;
4. That any outdoor lighting shall be installed pursuant to Article XLV of the **Riverhead Town Code** and no lighting shall be 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 trash 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, Headriver LLC hereby authorizes and consents to the Town of Riverhead to enter premises on the north side of Route 58 west of Kroemer Ave. in Riverhead, New York 11901, 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 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 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 or building permit, shall post a letter of credit in an amount equaling one hundred percent (100%) of the site improvement costs as estimated by the Planning Board. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said letter of credit, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The land clearing or building permit shall not be issued until the Town Clerk certifies that the letter of credit 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 clearing or building permit or any renewal thereof;
14. That the applicant shall be required to file and obtain all the necessary site inspections as prescribed in section 108-131E of the **Code of the Town of Riverhead**.
15. That no building permit shall issue until such time as forty-one (41) Agricultural Preservation Credits are redeemed pursuant to Article LXII (Transfer of Development Rights) of the Town of Riverhead Zoning Ordinance.
16. That no clearing permit shall issue prior to the installation of temporary fencing delineating the area to remain natural and undisturbed.
17. That no building permit shall issue prior to the recording of a covenant to the satisfaction of the Town Attorney indicating that no individual retail store shall have a floor area of less than 10,000 sq. ft., excepting 10% of the total floor area may be improved with a retail store of less than 10,000 sq. feet with a minimum floor area per retail store of 3,500 sq. ft.

18. That the applicable Certificate of Occupancies shall not be issued prior to the installation of the New York State Department of Transportation required traffic signal at the intersection of NYS Route 25 and Kroemer Avenue.
19. 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 is hereby authorized to forward a certified copy of this resolution to Headriver LLC, c/o Lerner-Heidenberg Properties, 234 Closter Dock Road, Closter, New Jersey, 07924; the Riverhead Planning Department; the Riverhead Building Department; the Town Attorney; the Town of Riverhead Highway Department; the Tax Assessor's Office; and the Town's Consulting Engineer.

April 4, 2007

**TOWN OF RIVERHEAD**

Resolution # 332

**Adopted**

**Calls Public Hearing on Zone Change of East Riverhead Equities**

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

**WHEREAS**, the Riverhead Town Board is in receipt of a change of zone petition from East Riverhead Equities III, LLC pursuant to Article XVIII of the Riverhead Town Code to impose the provisions of the Commercial Residential Campus (CRC) zoning use district to the exclusion of the existing Residence A-40 zone on a 4.5ac. parcel; such property more particularly described as SCTM 0600-131-1-10, and

**WHEREAS**, the Riverhead Town Board has by Resolution #99 of 1/25/07 declared themselves lead agency and the petition to be an Unlisted action for the purposes of compliance with the State Environmental Quality Review Act and has also referred the petition to the Riverhead Planning Board for their review and recommendation, and

**WHEREAS**, the Planning Board has by Resolution #25 of 3/15/07 recommended the petition be approved, and

**WHEREAS**, the Town Board wishes to proceed with the requisite public hearing, now

**THEREFORE, BE IT**

**RESOLVED**, that the Town Clerk be directed and is hereby authorized to forward a certified copy of this resolution to the Planning Department and to the applicant or his agent and to publish and post the following notice of public hearing.

**THE VOTE**

Dunleavy ~~Yes~~ No

Bartunek ~~Yes~~ No

Blass ~~Yes~~ No

Densieski ~~Yes~~ No

Cardinale ~~Yes~~ No

**THE RESOLUTION ~~X~~ WAS        WAS NOT  
THEREFORE DULY ADOPTED**

**PLEASE TAKE NOTICE** that a public hearing will be held before the Town Board of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York on the 1<sup>st</sup> of May 2007 at 7:15 o'clock PM to consider the change of zone petition of East Riverhead Equities III, LLC to impose the provisions of the Commercial Residential Campus (CRC) zoning use district to the exclusion of the existing Residence A-40 zone on a 4.5ac. parcel ; such real property being located on East Main Street, Riverhead, New York and more particularly described as Suffolk County Tax Map Parcel Number 0600-131-1-10.

Dated: Riverhead, New York  
April 12, 2007

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

# Adopted

RESOLUTION # 333 ABSTRACT #07-12 March 22, 2007 (TBM 04/03/07)				
COUNCILWOMAN BLASS offered the following Resolution which was seconded by				
COUNCILMAN DUNLEAVY				
FUND NAME		CD-3/16/07	CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1	9,500,000.00	61,715.83	9,561,715.83
PAL	4	20,000.00		20,000.00
TEEN CENTER FUND	5	15,000.00	62.54	15,062.54
RECREATION PROGRAM FUND	6	195,000.00	14,475.00	209,475.00
SITE COUNCIL	7	4,500.00		4,500.00
DARE PROGRAM	8	3,000.00		3,000.00
CHILD CARE PROGRAM	9	135,000.00		135,000.00
TOWN BOARD SPECIAL PROGRAM	24	100,000.00		100,000.00
SENIORS DAY CARE	27	15,000.00		15,000.00
ECONOMIC DEVELOPMENT ZONE FUND	30	70,000.00	96.61	70,096.61
HIGHWAY FUND	111	2,600,000.00	51,159.93	2,651,159.93
WATER DISTRICT	112	1,450,000.00	67,949.17	1,517,949.17
REPAIR & MAINTENANCE	113	950,000.00		950,000.00
RIVERHEAD SEWER DISTRICT	114	2,200,000.00	6,441.11	2,206,441.11
REFUSE & GARBAGE COLLECTION DI	115	575,000.00	322,600.39	897,600.39
STREET LIGHTING DISTRICT	116	630,000.00	246.31	630,246.31
PUBLIC PARKING DISTRICT	117	120,000.00		120,000.00
BUSINESS IMPROVEMENT DISTRICT	118	45,000.00		45,000.00
AMBULANCE DISTRICT	120	365,000.00	5,482.53	370,482.53
EAST CREEK DOCKING FACILITY	122	175,000.00	846.00	175,846.00
CALVERTON SEWER DISTRICT	124	225,000.00	24.73	225,024.73
RIVERHEAD SCAVANGER WASTE DIST	128	1,425,000.00	4,162.20	1,429,162.20
SEWER DISTRICT FUND	130	390,000.00		390,000.00
WORKERS' COMPENSATION FUND	173	1,025,000.00	5,927.59	1,030,927.59
RISK RETENTION FUND	175		2,782.32	2,782.32
UNEMPLOYMENT	176	45,000.00		45,000.00
CDBG	181	175,000.00		175,000.00
SEWER DEBT SERVICE	382	525,000.00		525,000.00
WATER DEBT SERVICE	383	310,000.00		310,000.00
GENERAL FUND DEBT SERVICE	384	11,500,000.00		11,500,000.00
SUFFOLK THEATER DEBT SERVICE	386	550,000.00		550,000.00
COMMUNITY DEVELOPMENT AGENCY C	405		77,400.92	77,400.92
TOWN HALL CAPITAL PROJECTS	406	1,875,000.00	476,226.73	2,351,226.73
CHIPS	451	45,000.00		45,000.00
YOUTH SERVICES	452	65,000.00		65,000.00
SENIORS HELP SENIORS CAP PROJE	453		111.27	111.27
EISEP	454	5,000.00		5,000.00
MUNICIPAL FUEL FUND	625		1,752.75	1,752.75
MUNICIPAL GARAGE FUND	626		157.76	157.76
TRUST & AGENCY	735		350,000.00	350,000.00
SPECIAL TRUST	736	80,000.00		80,000.00
COMMUNITY PRESERVATION FUND	737	3,500,000.00		3,500,000.00
CDA CALVERTON	914	350,000.00		350,000.00
TOTAL ALL FUNDS		41,257,500.00	1,449,621.69	42,707,121.69

THE VOTE

Dunleavy  yes  no    Bartunek  yes  no  
 Blass  yes  no    Densieski  yes  no  
 Cardinale  yes  no

THE RESOLUTION  WAS  WAS NOT  
 THEREFORE DULY ADOPTED

# Adopted

RESOLUTION # 333 ABSTRACT #07-13 March 29, 2007 (TBM 04/03/07)			
COUNCILWOMAN BLASS offered the following Resolution which was seconded by			
COUNCILMAN DUNLEAVY			
FUND NAME		CD-NONE	CHECKRUN TOTALS
			GRAND TOTALS
GENERAL FUND	1		858,604.30
RECREATION PROGRAM FUND	6		3,872.27
ECONOMIC DEVELOPMENT ZONE FUND	30		2,863.37
HIGHWAY FUND	111		76,473.71
WATER DISTRICT	112		74,327.90
RIVERHEAD SEWER DISTRICT	114		35,101.94
REFUSE & GARBAGE COLLECTION DI	115		6,698.93
STREET LIGHTING DISTRICT	116		351.28
CALVERTON SEWER DISTRICT	124		3,962.25
RIVERHEAD SCAVANGER WASTE DIST	128		13,415.46
WORKERS' COMPENSATION FUND	173		1,576.91
RISK RETENTION FUND	175		684.68
CDBG CONSORTIUM ACOUNT	181		638.32
GENERAL FUND DEBT SERVICE	384		6,115.67
COMMUNITY DEVELOPMENT AGENCY C	405		11,087.48
TOWN HALL CAPITAL PROJECTS	406		12,531.56
YOUTH SERVICES CAP PROJECT	452		4,562.92
SENIORS HELP SENIORS CAP PROJE	453		2,509.45
MUNICIPAL FUEL FUND	625		6,914.66
MUNICIPAL GARAGE FUND	626		29,101.88
TRUST & AGENCY	735		1,180,688.75
COMMUNITY PRESERVATION FUND	737		391.04
TOTAL ALL FUNDS			2,332,474.73

## THE VOTE

Dunleavy \_\_\_ yes \_\_\_ no Bartunek \_\_\_ yes \_\_\_ no  
 Blass \_\_\_ yes \_\_\_ no Densieski \_\_\_ yes \_\_\_ no  
 Cardinale \_\_\_ yes \_\_\_ no

THE RESOLUTION \_\_\_ WAS \_\_\_ WAS NOT  
 THEREFORE DULY ADOPTED