

Adopted

8/17/99

Town of Riverhead Community Development Agency

Resolution # 16

Authorizes Chairman to Procure Services of Strategic Power Management, LLC.

COUNCILMAN CARDINALE offered the following resolution,

~~and~~ was seconded by COUNCILMAN KWASNA :

WHEREAS, the Town of Riverhead desires to retain the services of Strategic Power Management, LLC. to conduct an analysis of energy options available to the Town of Riverhead involving the Calverton Enterprise Park.

THEREFORE, BE IT FURTHER RESOLVED, that the CDA hereby authorizes the Chairman to procure the services of Strategic Power Management, LLC. pursuant to the attached rate sheet.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Community Development Director Andrea Lohneiss and Dan Duthie, of Strategic Power Management, LLC. (PO Box 508, Syosset, NY 11791).

THE VOTE

Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kwasna	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lut	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Villella	<input type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT

THE TOWN COUNCIL HAS UNANIMOUSLY DECLARED ADOPTED

STRATEGIC POWER MANAGEMENT, LLC
Regulatory, Energy and Management Consultants

51 Greenwich Avenue
Goshen, NY 10924
Phone: 914-294-7746
Fax: 914-294-0643
spm@frontiernet.net

P.O. Box 508
Syosset, NY 11791
Phone: 516-364-7608
Fax: 516-364-5985
duthie@ibm.net

August 17, 1999

VIA FAX

Ms. Andrea H. Lohneiss
Director
Town of Riverhead, Community Development Agency
200 Howell Avenue
Riverhead, NY 11901

Re: Fee Schedule

Dear Andrea:

As you requested I have attached Strategic's fee schedule, effective January 1, 1999. I am sorry for the confusion. Our normal hourly rate for principals is \$185 per hour. We discount 20% for governmental assignments, hence the \$148 per hour rate. My earlier letter used \$150 per hour as a "round number."

If you have any questions, please do not hesitate to call.

Very truly yours,

Daniel P. Duthie

Daniel P. Duthie

DPD:bsb
w/enc

STRATEGIC POWER MANAGEMENT, LLC
Regulatory, Energy and Management Consultants

FEE SCHEDULE
Effective 1/1/99

Principals	\$185 per hour
Senior Associates	\$150 per hour
Associates	\$125 per hour
Assistants	\$75 per hour
Support Staff	\$35 per hour

Travel time is billed at one-half the hourly rate after an initial allowance of 2 hours per round trip.

Bills are rendered monthly and are payable within 10 days of receipt.

Disbursements are billed at cost. No expenses in excess of \$250.00 will be incurred without client approval.

Governmental clients receive a 20% discount on all fees. For example, a Principal would be billed at \$148 per hour and Support Staff at \$28.00 per hour.

August 17, 1999

Adopted

TOWN OF RIVERHEAD

Resolution # 741

ADOPTION OF POLICIES UNDER THE FEDERAL EXCESS

PROPERTY PROGRAM

COUNCILMAN CARDINALE

_____ offered the following resolution,

which was seconded by **COUNCILMAN KENT** _____

WHEREAS, The Town of Riverhead Police Department has enrolled to participate in the Federal Excess Property Program, to acquire excess federal property at no cost; and

WHEREAS, It is a requirement of this program to establish a policy for control and disposal of these acquired assets; and

WHEREAS, the Town Board is directly responsible and accountable for the control and disposition of property owned by the Town and in the custody of the Police Department; and

NOW, THEREFORE, BE IT, RESOLVED, that the Town Board hereby adopts these policies; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Police Department and the Office of Accounting.

THE VOTE

Cardinale	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Kent	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Kwasna	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Lull	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Villella	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No					

THE RESOLUTION WAS WAS NOT _____
THEREUPON DULY DECLARED ADOPTED

PROPERTY DISPOSAL POLICY

ISSUE DATE: August 13, 1999
ISSUING AUTHORITY: Town Board, Town of Riverhead
SUBJECT: PROPERTY CONTROL

Property

The purpose of this directive is to explain the policy with respect to the disposal of property owned by the **Town of Riverhead**, and under the supervision of the Police Department.

Policy

It is the policy of the Police Department that all property owned by the **Town of Riverhead** and in the custody of the Police Department will be disposed of in accordance with applicable municipal and agency inventory and property control procedures, as well as all applicable Federal, State and local laws and environmental regulations, when it is determined that such property is no longer needed or suitable for law enforcement use.

Procedure

The Town Board is directly responsible and accountable for the disposition of property owned by the **Town of Riverhead** and in the custody of the Police Department.

The Town Board may designate a member to facilitate the disposal of property when it is determined that such property is no longer needed or suitable for law enforcement use.

All property will be disposed of in accordance with the local laws, regulations, policies, and practices of the **Town of Riverhead**.

The Town Board or their designee will maintain a written record of the disposition of all property owned by the **Town of Riverhead** and under the supervision of the Police Department. This record will be retained in accordance with applicable Federal, State and local laws and regulations, but in no case less than 60 months from the date of disposition.

PROPERTY CONTROL POLICIES

ISSUE DATE: August 13, 1999
ISSUING AUTHORITY: Town Board, Town of Riverhead
SUBJECT: PROPERTY CONTROL

Purpose

The purpose of this directive is to explain the policy with respect to the inventory and control of property owned by the **Town of Riverhead**, and in the custody of the Police Department.

Policy

It shall be the policy of the Riverhead Police Department to maintain strict inventory of the property owned by the **Town of Riverhead** and in the custody of the Police Department. The Town Board is directly responsible for all of the property in the custody of or used by the Police Department. The Town Board or his/her designee shall maintain control over all such property.

Procedure

The Town Board or their designee shall maintain a written record of all property owned by the **Town of Riverhead** and in the custody of the Police Department.

There will be a strict accounting of the location of all property in the custody of the Police Department.

Property must be used solely for Police Department related business, and property may not be requisitioned for personal use.

Property must be physically inventoried at least once each year.

08/17/99

Withdrawn

TOWN OF RIVERHEAD

Resolution # 742

APPOINTS A SEASONAL LABORER
IN BUILDINGS AND GROUNDS DEPARTMENT

COUNCILMAN KENT

_____ offered the following
resolution, which was seconded by COUNCILMAN KWASNA

WHEREAS, due to the resignation of a Seasonal Laborer in the Buildings and Grounds Department, there is a need to appoint a replacement to fill this position for the remainder of the season, and

WHEREAS, a recommendation has been made by the Department Head of Buildings and Grounds that Christopher Reed be appointed.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the appointment of Christopher Reed to the position of Seasonal Laborer in the Buildings and Grounds Department at an hourly rate of \$10.00 to work from August 18, 1999 through September 17, 1999.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Christopher Reed, the Buildings and Grounds Department, and the Office of Accounting.

THE VOTE

Cardinale <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Kent <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Kwasna <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Lull <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Villella <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

THE RESOLUTION WAS ~~WAS NOT~~

THEREUPON DULY DECLARED ~~ADOPTED~~

Withdrawn

08/17/99

Adopted at a Special Board Meeting of 08/24/99

TOWN OF RIVERHEAD

Resolution # 743

Tabled
Adopted

at Special Board Meeting of August 24, 1999

**RECLASSIFIES AN EMPLOYEE
IN THE DEPARTMENT OF SENIOR CITIZEN PROGRAMS**

COUNCILMAN KWASNA

_____ offered the following
resolution, which was seconded by **COUNCILMAN LULL**

WHEREAS, a vacancy exists in Department of Senior Citizen Programs for the position of Food Service Worker; and

WHEREAS, Margaret Brown who currently holds the position of Mini Bus Driver has applied for this position; and

WHEREAS, the job was posted, interviews have been conducted, and a recommendation has been made by the Senior Citizen Program Director that we reclassify the position of Margaret Brown to that of a Food Service Worker effective August 23, 1999.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby appoints Margaret Brown to the position of Food Service Worker as found on Group D, Step 11 of the Clerical and Supervisory Salary Schedule of the CSEA contract.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Margaret Brown, the Department of Senior Citizen Programs, and the Office of Accounting.

COUNCILMAN KENT OFFERED THIS RESOLUTION TO BE TABLED, WHICH WAS SECONDED BY COUNCILMAN CARDINALE.

ALL COUNCILMAN IN FAVOR OF TABLING THIS RESOLUTION.

THE RESOLUTION WAS THEREUPON DECLARED TO BE DULY TABLED.

Soecial Board Meeting of 08/24/99
Councilman Kwasna offered this resolution to be brought off the table, which was seconded by Councilman Lull.

All in favor of bringing resolution off the table.

Councilman Kwasna offered the resolution for adoption, which was seconded by Councilman Lull. All in favor of adoption

The Resolution was thereupon declared to be duly **ADOPTED**

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
Kwasna Yes ___ No ___ Lull Yes ___ No ___
Villalia Yes ___ No ___

THE RESOLUTION WAS NOT ~~ADOPTED~~
THEREUPON DULY DECLARED ~~ADOPTED~~

Tabled
Adopted
08./24/99

Tabled

08/17/99

ADOPTED AT A SPECIAL BOARD MEETING OF AUGUST 24, 1999

TOWN OF RIVERHEAD

Resolution # 744

Adopted

at a Special Board Meeting of August 24, 1999

RATIFIES APPOINTMENT OF BUS DRIVER IN THE DEPARTMENT OF SENIOR CITIZEN PROGRAMS

COUNCILMAN LULL

_____ offered the following resolution, which was seconded by _____

COUNCILMAN CARDINALE

WHEREAS, a vacancy exists in Department of Senior Citizen Programs for the position of Bus Driver; and

WHEREAS, James Pfeifer has filled this position on a temporary basis for us; and

WHEREAS, the job was posted, interviews have been conducted, and a recommendation has been made by the Senior Citizen Program Director that we hire James Pfeifer as a Bus Driver.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby ratifies the appointment of James Pfeifer to the position of Bus Driver effective August 16, 1999 as found on Group 4, Step P of the Clerical and Supervisory Salary Schedule of the CSEA contract, and

BE IT FURTHER, RESOLVED, that this position is subject to the following conditions:

1. All applications and appropriate forms must be completed (in the Office of Accounting) PRIOR to start date.
2. Subject to the approval of the Suffolk County Department of Civil Service and possession of a clean, valid, Commerical Drivers License with the necessary passenger endorsements.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to James Pfeifer, the Department of Senior Citizen Programs, and the Office of Accounting.

COUNCILMAN CARDINALE OFFERED TO TABLE THIS RESOLUTION, WHICH WAS SECONDED BY COUNCILMAN LULL.

ALL COUNCILMAN IN FAVOR OF TABLING THE RESOLUTION.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
 Kwasna Yes ___ No ___ Lull Yes ___ No ___
 Villella Yes ___ No ___

THE RESOLUTION WAS ~~ADOPTED~~

THEREUPON DUELY DECLARED ~~ADOPTED~~

Adopted
08/24/99

Tabled

08/17/99

Adopted

TOWN OF RIVERHEAD

Resolution # 745

**ACCEPTS RESIGNATION OF A P/T HOME CHORE AIDE
IN THE OFFICE OF SENIOR CITIZEN PROGRAMS**

COUNCILMAN CARDINALE

_____ offered the following
resolution, which was seconded by **COUNCILMAN KENT**

WHEREAS, Lisa Fuhlbrugge has notified the Town Board of her intent to resign from her position of P/T Home Chore Aide in the Office of Senior Citizen Programs effective August 18, 1999, and

NOW, THEREFORE, BE IT RESOLVED, effective August 18, 1999 the Town Board hereby accepts the resignation of Lisa Fuhlbrugge, and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Lisa Fuhlbrugge, the Office of Senior Citizen Programs, and the Office of Accounting.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
Kwasnal Yes ___ No ___ Lull Yes ___ No ___
Vilella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

August 17, 1999

Adopted

TOWN OF RIVERHEAD

AWARDS BID FOR
1999 1/2 TON, 2-WHEEL DRIVE STANDARD CAB PICKUP

RESOLUTION # 746

COUNCILMAN KENT

_____ offered the following resolution, which was seconded
by COUNCILMAN KWASNA.

WHEREAS, the Town Clerk was authorized to publish and post a notice to
bidders for **1999 1/2 TON, 2-WHEEL DRIVE STANDARD CAB PICKUP**;

WHEREAS, bids were received, opened, and read aloud on the 9th day of August
1999, 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 **1999 1/2 TON, 2-WHEEL DRIVE STANDARD
CAB PICKUP**, be and is hereby awarded to Dyer Motors for \$17,795.00 which includes
the rotating beacon, aluminum toolbox and bedliner overrail options.

RESOLVED, that the Town Clerk be and is hereby authorized to forward a
certified copy of this resolution to Dyer Motors, Cassel GMC, Milea Truck Sales Corp.,
the Riverhead Water District and the Purchasing Department.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
Kwasna Yes ___ No ___ Lull Yes ___ No ___
Vilella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

AUGUST 17, 1999

Adopted

TOWN OF RIVERHEAD

RESOLUTION# 747

AUTHORIZATION TO PUBLISH BID FOR
RESCUE BOAT

COUNCILMAN KWASNA

_____ offered the following resolution which was
seconded by COUNCILMAN LULL

BE IT RESOLVED, that the Town Board hereby authorized the Town Clerk to advertise for sealed bids for the purchase of **RESCUE BOAT** for use by the Town of Riverhead Police Department Dive Rescue Unit.

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the **August 12, 1999** issue of the News Review.

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

Cardinale Yes ___ No ___ Kent Yes ___ No ___
Kwasna Yes ___ No ___ Lull Yes ___ No ___
Vilella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

y

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of 23' ALUMINUM HULL, ALUMINUM DECK, FOAM SPONSON RESCUE BOAT for use by the Town Of Riverhead Police Department Dive Rescue Unit will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until 11:05 am on August 23, 1999.

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

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

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

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

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

August 17, 1999

Adopted

TOWN OF RIVERHEAD

RESOLUTION# 748

AUTHORIZATION TO PUBLISH BID FOR
1999 3/4 TON, 4-WHEEL DRIVE STANDARD CAB PICKUP

COUNCILMAN LULL

_____ offered the following resolution which was
seconded by COUNCILMAN CARDINALE

BE IT RESOLVED, that the Town Board hereby authorized the Town Clerk to advertise for sealed bids for the purchase of **1999 3/4 TON, 4-WHEEL DRIVE STANDARD CAB PICKUP** for use by the Town of Riverhead.

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the **August 26, 1999** issue of the News Review.

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

Cardinale Yes No Kent Yes No

Kwasna Yes No Lull Yes No

Villella Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **1999 3/4 TON, 4-WHEEL DRIVE STANDARD CAB PICKUP** for use by the Town Of Riverhead will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until **11:00am** on **September 9, 1999**.

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

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

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

All bids are to be submitted to the Town Clerk's Office in a sealed envelope bearing the designation **BIDS FOR 1999 3/4 TON, 4-WHEEL DRIVE STANDARD CAB PICKUP**.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

Adopted

August 17, 1999

TOWN OF RIVERHEAD

Resolution # 749

AUTHORIZES ATTENDANCE AT THE AGA'S EIGHTH ANNUAL STATE AND LOCAL GOVERNMENT LEADERSHIP CONFERENCE

COUNCILMAN CARDINALE

_____ offered the following resolution,
COUNCILMAN KENT
which was seconded by _____

BE IT, RESOLVED, that the Town Board hereby authorizes the attendance of the Financial Administrator at the Eighth Annual State and Local Government Leadership Conference to be held October 25-27, 1999 in Albany, New York; and

BE IT FURTHER, RESOLVED, expenses for the conference, travel, room and board will be reimbursed upon proper submission of receipts; and

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

THE VOTE
Cardinale Yes No Kent Yes No
Kwasna Yes No Lull Yes No
Vilella Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

August 17, 1999



TOWN OF RIVERHEAD

Resolution # 750

AUTHORIZES THE SUBMISSION OF 1999

UNITED STATES DEPARTMENT OF JUSTICE LOCAL LAW ENFORCEMENT

BLOCK GRANT APPLICATION

COUNCILMAN KENT

_____ offered the following resolution, COUNCILMAN KWASNA which was seconded by _____

WHEREAS, grant funding is available from the United States Department of Justice Local Law Enforcement Block Grant in the amount of \$51,052. The Town is required to match 10% of these funds; and

WHEREAS, a Public Hearing was held on Friday, July 30, 1999, to hear public response on the use and allocation of these funds; and

WHEREAS, Captain David Hegermiller spoke on behalf of the Local Law Enforcement Block Grant Committee requesting funding to be utilized to purchase an Emergency Rescue Boat; and

WHEREAS, the Town Board wholeheartedly supports the Riverhead Police Departments efforts to continue to enhance their current abilities to fight crime; and

NOW, THEREFORE, BE IT, RESOLVED, that the Town Board hereby authorizes the submission of the aforementioned Grant Application for use of funding as suggested; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Police Department and the Office of Accounting.

THE VOTE

Cardinale ✓ Yes ___ No ___ Kent ✓ Yes ___ No ___
Kwasna ✓ Yes ___ No ___ Lull ✓ Yes ___ No ___
Vilella ✓ Yes ___ No ___

THE RESOLUTION WAS ~~NOT~~ WAS NOT
THEREUPON DULY DECLARED ADOPTED

August 17, 1999

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 751

RATIFIES AND APPROVES STIPULATION OF AGREEMENT

COUNCILMAN KWASNA

_____ offered the following resolution which was seconded by

COUNCILMAN LULL

RESOLVED, that the Town Board hereby ratifies and approves the provisions of the stipulation of agreement for the years 1999-2001 by and between the Riverhead Police Benevolent Association (PBA) and the Town of Riverhead dated July 15, 1999; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to PBA President, Dixon Palmer; Rains & Pogrebin, P.C. and the Office of Accounting.

THE VOTE

Cardinale	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Kent	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Kwasna	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Lull	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Villella	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>			

THE RESOLUTION WAS WAS NOT

THEREUPON DULY DECLARED ADOPTED

STIPULATION OF AGREEMENT made and entered into this 15th day of July, 1999, by and between the negotiating committees for the Town of Riverhead ("the Town") and the Riverhead Police Benevolent Association ("the PBA").

WHEREAS, the parties have engaged in negotiations in good faith in an effort to arrive at a successor agreement to a contract that covered the period January 1, 1996 through December 31, 1998; and

WHEREAS, the parties have arrived at a tentative agreement;

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties hereby stipulate and agree as follows:

1. The provisions of this Stipulation are subject to ratification by the PBA's membership and ratification and approval by the Town Board.
2. The signatories below agree to recommend this Stipulation for ratification/approval.
3. A copy of this original document has been furnished to representatives of the Town and the PBA.
4. All proposals not covered herein made by either party during the course of negotiations shall be deemed dropped.
5. The provisions of the new Agreement shall be as per the attached draft contract.
6. ARTICLE III (1)(A) - HOSPITALIZATION AND MEDICAL INSURANCE.

Effective upon the complete ratification and approval of the 1999 - 2001 Agreement, add:

"Health insurance coverage shall commence upon the first day in the month following the

completion of 4 full calendar months of service for all employees hired after the complete ratification and approval of this Agreement. Health insurance coverage shall terminate upon the last day in the second full month following the completion of employment.”

7. ARTICLE III(2) - DENTAL PLAN. Effective upon the complete ratification and approval of the 1999 - 2001 Agreement, add: “Dental insurance coverage shall commence upon the first day in the month following the completion of 4 full calendar months of service for all employees hired after the complete ratification and approval of this Agreement. Dental insurance coverage shall terminate upon the last day in the second full month following the completion of employment.”

8. ARTICLE III(3) - OPTICAL PLAN. Effective upon the complete ratification and approval of the 1999 - 2001 Agreement, add: “Optical insurance coverage shall commence upon the first day in the month following the completion of 4 full calendar months of service for all employees hired after the complete ratification and approval of this Agreement. Optical insurance coverage shall terminate upon the last day in the second full month following the completion of employment.”

9. ARTICLE IV - HOLIDAYS. Effective upon the complete ratification and approval of the 1999 - 2001 Agreement, add: “Holiday pay shall not be earned by those employees on an unpaid leave of absence, or those employees under suspension for more than 30 consecutive calendar days during the pendency of disciplinary charges.”

10. ARTICLE VIII(B) - NIGHT DIFFERENTIAL. Effective January 1, 1999, increase by \$100. Effective January 1, 2000, increase by an additional \$100. Effective January

1, 2001, increase by an additional \$100.

11. ARTICLE VIII(C) - K-9. Effective January 1, 1999, increase the stipend to \$1500. Effective January 1, 2000, increase the stipend to \$2250. Effective January 1, 2001, increase the stipend to \$3000.
12. ARTICLE VIII(D) - OVERTIME. Insert at the end of the first sentence effective upon the complete ratification and approval of the 1999 - 2001 Agreement: "For all overtime at or above the applicable FLSA cap, longevity pay shall be included in the base as required by law."
13. ARTICLE IX(A) - VACATION. Effective January 1, 1999, add: "Over 21 years of service, 30 working days."
14. ARTICLE XVII - DETECTIVES. Effective upon the complete ratification and approval of the 1999 - 2001 Agreement, add: "Notwithstanding the preceding sentence, detectives serving in a grade for 5 consecutive years shall be promoted to the next grade. Time served in grade by employees assigned as detectives on the date of the implementation of this provision shall be credited towards the 5 consecutive year threshold. Nothing herein shall modify the Chief's discretion to recommend a promotion at an earlier time."
15. ARTICLE XXIII(A) - SICK LEAVE. Effective upon the complete ratification and approval of the 1999 - 2001 Agreement, add: "Sick leave shall not be accrued by those employees on an unpaid leave of absence, or those employees under suspension for more than 30 consecutive calendar days during the pendency of disciplinary charges."
16. ARTICLE XXIII(A) - SICK LEAVE - Add, effective upon the complete

ratification and approval of the 1999 - 2001 Agreement: "In order to be eligible to receive sick leave on any given day, the employee must, immediately after contacting the Department pursuant to the Department's standard procedure for requesting sick leave, also call the FMLA/Sick Line at 727-3200, X 777 and advise that the employee is going to be absent from work that day, as well as whether the employee is requesting FMLA coverage for the absence because of a serious medical condition."

17. ARTICLE XXIII(B) - SICK LEAVE ACCUMULATION. Effective January 1, 1999, add to the end of the first sentence: "and any accumulated sick days from 228 days to 300 days shall be paid at the rate of the average salary over the past three years based on a 238 day work year (1904 hours)." Also, change 275 to 300 in the third sentence.

18. ARTICLE XXIII(C) - SICK LEAVE BUYOUT. Effective January 1, 1999, change 50 to 25, 227 to 300 and 275 to 300. Insert "and shall be applied toward the 150 day threshold in paragraph 'B'" at the end of the 2d sentence.

19. ARTICLE XXIII(D) - SICK LEAVE REACCUMULATION. Effective January 1, 1999, change 50 to 25.

20. ARTICLE XXIII(I) - CHILD CARE LEAVES. Add, effective upon the complete ratification and approval of the 1999 - 2001 Agreement: "Child care leaves shall be governed by the federal FMLA. An employee shall have the right to file a grievance, or to commence non-contractual litigation, alleging a violation of the FMLA, but the commencement of one shall bar the commencement of the other."

21. ARTICLE XXV - OUTSIDE EMPLOYMENT. Effective upon the complete

RJD

ratification and approval of the 1999 - 2001 Agreement, revise the second sentence to read: "An employee may engage in security work for an outside entity with ~~the~~ prior ~~approval~~ ^{notification (all) to} of the Chief as part of the 20 hour per week limit under the following circumstances: (1) the work and/or entity and/or entity's corporate headquarters is located outside the Town; (2) the nature of the employer's business is compatible with and appropriate to the employee's regular police duties (e.g., not an establishment licensed to serve alcohol); and (3) the employee completes and submits to the Chief an affidavit prepared by the Town certifying the prospective employer's name, address and telephone number, the type and nature of the work involved, ~~and that~~ ^{RJD} ~~the~~ ^(all) and that the employee understands and will abide by the provisions of this paragraph. The Chief shall retain the discretion to decide, on a case by case basis, that a particular officer performing this work outside of the Town may carry or use a firearm as part of otherwise approved security work. The Chief's decision shall not be arbitrary or capricious. This provision shall be implemented on a pilot basis for one calendar year from the date of the complete ratification and approval of the 1999 - 2001 Agreement. The provision is subject to cancellation by either party if it gives that notice to the other more than 30 days before its expiration, in which case the parties shall immediately meet to attempt to resolve their differences. If they are unable to reach a mutually satisfactory agreement, the issue of whether this provision should be reinstated shall be submitted to compulsory interest arbitration pursuant to PERB's Rules of Procedure."

- 22. ARTICLE XXXIV - TOPICS FOR FUTURE DISCUSSION. Delete.
- 23. ARTICLE XXXVIII - SALARIES. Effective January 1, 1999, each step shall be

increased by 4%. Effective January 1, 2000, each step shall be increased by an additional 4%. Effective January 1, 2001, each step shall be increased by an additional 4%.

24. ARTICLE XXXIX - DRUG TESTING. The parties agree to continue their negotiations over the procedures that will be utilized to implement their agreement to adopt a random drug testing policy. In the event that the parties are unable to reach an agreement on those procedures within 30 calendar days following the complete ratification and approval of this Agreement, they will proceed immediately to binding arbitration over the issue before a mutually agreed upon arbitrator or, if they cannot agree upon an arbitrator, one selected pursuant to PERB's interest arbitration rules and procedures. The parties agree that the Town's submission to arbitration shall not include a request for random alcohol testing.

25. GENERAL MUNICIPAL LAW SECTION 207-C/WORKERS' COMPENSATION. Effective upon the complete ratification and approval of the 1999 - 2001 Agreement, add: "Accrued leave time shall be used during the first 5 days of any absence, unless the Town decides not to controvert the employee's claim. If GML 207-c status is awarded to the employee, or if Workers' Compensation awards the Town reimbursement for any or all of these five days, then the day(s) shall be recredited to the employee and the Town shall provide written confirmation to the employee of the recrediting within 30 calendar days of notice to the Town of the award of GML 207-c benefits or Workers' Compensation for the period in issue, unless an appeal is taken from the Workers' Compensation decision."

26. GENERAL MUNICIPAL LAW SECTION 207-C PROCEDURE. The attached procedure shall be implemented effective upon the complete ratification and approval of the

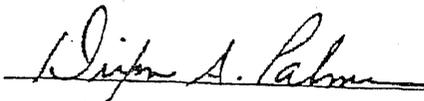
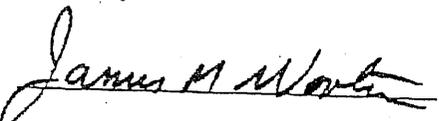
five days, then the day(s) shall be reccredited to the employee and the Town shall provide written confirmation to the employee of the reccrediting within 30 calendar days of notice to the Town of the award of GML 207-c benefits or Workers' Compensation for the period in issue, unless an appeal is taken from the Workers' Compensation decision."

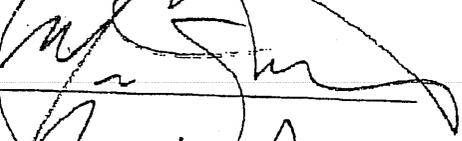
26. GENERAL MUNICIPAL LAW SECTION 207-C PROCEDURE The attached procedure shall be implemented effective upon the complete ratification and approval of the 1999 - 2001 Agreement.

FOR THE TOWN:



FOR THE PBA:




August 17, 1999

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 752

RATIFIES AND APPROVES STIPULATION OF AGREEMENT

COUNCILMAN LULL

_____ offered the following resolution which was seconded by

COUNCILMAN CARDINALE

RESOLVED, that the Town Board hereby ratifies and approves the provisions of the stipulation of agreement for the years 1999 - 2001 by and between the Riverhead Town Superior Officers Benevolent Association (SOA) and the Town of Riverhead dated June 29, 1999; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to SOA President, Steven T. Palmer; Rains & Pogrebin, P.C. and the Office of Accounting.

THE VOTE

Cardinale	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Kent	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Kwasna	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Lull	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Villella	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>			

THE RESOLUTION WAS WAS NOT

THEREUPON DULY DECLARED ADOPTED

6/29/99

STIPULATION OF AGREEMENT made and entered into this 29th day of June, 1999, by and between the negotiating committees for the Town of Riverhead ("the Town") and the Riverhead Town Superior Officers Benevolent Association, Inc. ("the SOA").

WHEREAS, the parties have engaged in negotiations in good faith in an effort to arrive at a successor agreement to a contract that covered the period January 1, 1996 through December 31, 1998; and

WHEREAS, the parties have arrived at a tentative agreement;

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties hereby stipulate and agree as follows:

1. The provisions of this Stipulation are subject to ratification by the SOA's membership and ratification and approval by the Town Board.
2. The signatories below agree to recommend this Stipulation for ratification/approval.
3. A copy of this original document has been furnished to representatives of the Town and the SOA.
4. All proposals not covered herein made by either party during the course of negotiations shall be deemed dropped.
5. The provisions of the new Agreement shall be as per the attached draft contract.
6. ARTICLE IV - HOLIDAYS. Effective upon the complete ratification and approval of the 1999 - 2001 Agreement, add: "Holiday pay shall not be earned by those employees on an unpaid leave of absence, or those employees under suspension for more than 30 consecutive calendar days during the pendency of disciplinary charges."

6/29/99

7. ARTICLE VIII(B) - NIGHT DIFFERENTIAL. Effective January 1, 1999, increase by \$100. Also, effective January 1, 1999, the Sergeant in charge of the ^{CRU}~~CRU~~/Street Crime Unit will be eligible for the three tour night differential compensation. Effective January 1, 2000, increase by an additional \$100. Effective January 1, 2001, increase by an additional \$100.

8. ARTICLE VIII(C) - OVERTIME. Insert at the end of the paragraph, effective upon the complete ratification and approval of the 1999 - 2001 Agreement: "For all overtime at or above the applicable FLSA cap, longevity pay shall be included in the base as required by law."

9. ARTICLE IX(A) - VACATION. Effective January 1, 1999, add: "Over 21 years of service, 30 working days."

10. ARTICLE XXI(A) - SICK LEAVE. Effective upon the complete ratification and approval of the 1999 - 2001 Agreement, add: "Sick leave shall not be accrued by those employees on an unpaid leave of absence, or those employees under suspension for more than 30 consecutive calendar days during the pendency of disciplinary charges."

11. ARTICLE XXI - SICK LEAVE. Add, effective upon the complete ratification and approval of the 1999 - 2001 Agreement: "In order to be eligible to receive sick leave on any given day, the employee must, immediately after contacting the Department pursuant to the Department's standard procedure for requesting sick leave, also call the FMLA/Sick Line at 727-3200, X 777 and advise that the employee is going to be absent from work that day, as well as whether the employee is requesting FMLA coverage for the absence because of a serious medical condition."

12. ARTICLE XXI(B) - SICK LEAVE ACCUMULATION. Effective January 1, 1999, change 330 to 355; change 275 to 355; delete the 2nd sentence; add, "In order to qualify for

6/29/99

this payment, the Employee must have accrued at least 125 sick days at retirement. The Employee will be deemed to have satisfied this requirement if, at any time during his/her employment, he or she buys out sick leave pursuant to paragraph "C" below."

13. ARTICLE XXI(C) - SICK LEAVE BUYOUT Effective January 1, 1999, change 50 to 25 and change 330 to 355.

14. ARTICLE XXI(D) - SICK LEAVE REACCUMULATION Effective January 1, 1999, change 50 to 25.

15. ARTICLE XXV - OUTSIDE EMPLOYMENT Effective upon the complete ratification and approval of the 1999 - 2001 Agreement, revise the second sentence to read: "An employee may engage in security work for an outside entity with the prior approval of the Chief as part of the 20 hour per week limit under the following circumstances: (1) the work and/or entity and/or entity's corporate headquarters is located outside the Town; (2) the nature of the employer's business is compatible with and appropriate to the employee's regular police duties (e.g., not an establishment licensed to serve alcohol); and (3) the employee completes and submits to the Chief an affidavit prepared by the Town certifying the prospective employer's name, address and telephone number, the type and nature of the work involved, the days and hours of work, and that the employee understands and will abide by the provisions of this paragraph. The Chief shall retain the discretion to decide, on a case by case basis, that a particular officer performing this work outside of the Town may carry or use a firearm as part of otherwise approved security work. The Chief's decision shall not be arbitrary or capricious. This provision shall be implemented on a pilot basis for one calendar year from the date of the complete ratification and approval of the 1999 - 2001 Agreement. The provision is subject to

6/29/99

cancellation by either party if it gives that notice to the other more than 30 days before its expiration, in which case the parties shall immediately meet to attempt to resolve their differences. If they are unable to reach a mutually satisfactory agreement, the issue of whether this provision should be reinstated shall be submitted to compulsory interest arbitration pursuant to PERB's Rules of Procedure."

16. ARTICLE XXIX - TOPICS FOR FUTURE DISCUSSION. Delete.

17. ARTICLE XXXIII - SALARIES. Effective January 1, 1999, each step shall be increased by 4%. Effective January 1, 2000, each step shall be increased by an additional 4%. Effective January 1, 2001, each step shall be increased by an additional 4%.

18. ARTICLE XXXIX - DRUG TESTING. The parties agree to continue their negotiations over the procedures that will be utilized to implement their agreement to adopt a random drug testing policy. In the event that the parties are unable to reach an agreement on those procedures within 30 calendar days following the complete ratification and approval of this Agreement, they will proceed immediately to binding arbitration over the issue before a mutually agreed upon arbitrator or, if they cannot agree upon an arbitrator, one selected pursuant to PERB's interest arbitration rules and procedures. The parties agree that the Town's submission to arbitration shall not include a request for random alcohol testing.

19. GENERAL MUNICIPAL LAW SECTION 207-C/WORKERS' COMPENSATION. Effective upon the complete ratification and approval of the 1999 - 2001 Agreement, add: "Accrued leave time shall be used during the first 5 days of any absence, unless the Town decides not to controvert the employee's claim. If GML 207-c status is awarded to the employee, or if Workers' Compensation awards the Town reimbursement for any or all of these

6/29/99

five days, then the day(s) shall be recredited to the employee and the Town shall provide written confirmation to the employee of the recrediting within 30 calendar days of notice to the Town of the award of GML 207-c benefits or Workers' Compensation for the period in issue, unless an appeal is taken from the Workers' Compensation decision."

20. GENERAL MUNICIPAL LAW SECTION 207-C PROCEDURE. Effective upon the complete ratification and approval of the 1999 - 2001 Agreement, the procedure shall be amended as follows:

III(4) Insert "A copy shall also be delivered to the SOA President" at the end of the second sentence.

IV(2) Insert "The Member shall submit to the Town Attorney's Office and Accounting Office any previously unsubmitted health provider(s) report(s) upon which the Member intends to rely at the hearing immediately upon receiving same from the health provider. Likewise, the Town shall submit to the Member any previously unsubmitted health provider(s) report(s) upon which the Town intends to rely at the hearing immediately upon receiving same from the health provider."

V(3). Insert "A copy shall also be delivered to the SOA President" at the end of the second sentence.

V(4). Insert "The Member shall submit to the Town Attorney's Office and Accounting Office any previously unsubmitted health provider(s) report(s) upon which the Member intends to rely at the hearing immediately upon receiving same from the health provider. Likewise, the Town shall submit to the Member any previously unsubmitted health provider(s) report(s) upon which the Town intends to rely at the hearing immediately upon receiving same from the health

6/29/99

provider. If more than 60 calendar days elapse from the effective date of the Town's notification to the Member and the final resolution of the dispute, any time in excess of the 60 day period shall be charged against the Member's accrued leave time period; except that, if the employee in good faith indicates that he/she is ready, willing and able to go forward on a day or days agreed upon by the arbitrator and counsel for the employee and Town and, in fact, goes forward and presents his/her case within that 60 day period, or a scheduled arbitration hearing is adjourned by the at the request of the Town or the arbitrator, then the 60 day period shall be extended to 90 days. In the event that the Member's GML-207-c status is confirmed when the matter is finally resolved, any leave time used as a result of this provision shall be recredited to the Member.

FOR THE TOWN:




FOR THE SOA:







8/17/99

Adopted

TOWN OF RIVERHEAD

Resolution # 753

APPROVES APPLICATION OF NORTH FORK CLASSIC HORSE SHOW

COUNCILMAN CARDINALE

_____ offered the following resolution, was seconded by

COUNCILMAN KENT

WHEREAS, the North Shore Classic Horse Show has submitted an application for the purpose of conducting a horse show to be held at BJ Farm, Main Road Jamesport, New York between the hours of 7:00 a.m. and 7:00 p.m. on August 24, 1999 through August 28, 1999; and

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

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

NOW THEREFORE BE IT RESOLVED, that the application of the North Shore Classic Horse Show for the purpose of conducting a horse show to be held at BJ Farm, Main Road Jamesport, New York between the hours of 7:00 a.m. and 7:00 p.m. on August 24, 1999 through August 28, 1999 is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to North Shore Classic Horse Show, c/o BJ Farm, Main Road, Jamesport, New York, 11947 and the Riverhead Police Department.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___

Kwasna Yes ___ No ___ Lull Yes ___ No ___

Villella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___

THEREUPON DULY DECLARED ADOPTED

8/17/99

Adopted

TOWN OF RIVERHEAD

Resolution # 754

APPROVES APPLICATION OF TIMOTHY HILL CHILDREN'S RANCH

COUNCILMAN KENT

_____ offered the following resolution, was seconded by

COUNCILMAN KWASNA
_____ :

WHEREAS, Timothy Hill Children's Ranch has submitted an application for the purpose of conducting a Country Western Day/Fall Festival to be held at 298 Middle Road, Riverhead, New York between the following dates and times:

Friday	September 24, 1999	6:00 p.m. to 11:00 p.m.
Saturday	September 25, 1999	10:00 a.m. to 10:00 p.m.
Sunday	September 26, 1999	10:00 a.m. to 8:00 p.m.

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

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

NOW THEREFORE BE IT RESOLVED, that the application of Timothy Hill Children's Ranch for the purpose of conducting a Country Western Day/Fall Festival to be held at 298 Middle Road, Riverhead, New York between the aforementioned dates and times, is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to of Timothy Hill Children's Ranch, attn: Jerrell D. Hill, 298 Middle Road, Riverhead, New York, 11901 and the Riverhead Police Department.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
 Kwasna Yes ___ No ___ Lull Yes ___ No ___
 Villella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

8/17/99

Town of Riverhead

Adopted

Resolution # 755

Authorizes Submission of Application and Matching Funds for Historic Preservation Grant for Vail-Leavitt Music Hall

Member COUNCILMAN KWASNA offered the following resolution,

which was seconded by Member COUNCILMAN LULL:

WHEREAS, the Vail-Leavitt Music Hall, constructed in 1881, is the only 19th-century "upstairs opera house" of its type in the New York metropolitan area; and

WHEREAS, the Vail-Leavitt Music Hall was designated as a local landmark on May 1, 1979 and registered as a National and State Historic Place on September 19, 1983; and

WHEREAS, Historic Preservation grant funding under the Environmental Protection Act of 1993 and the Clean Water/Clean Air Bond Act of 1996 is available through the New York State Office of Parks, Recreation and Historic Preservation; and

WHEREAS, certain renovations are required to accommodate the public and allow full operation of the theatre; and

WHEREAS, it is a priority of the Town Board to support the theaters in downtown Riverhead for the enjoyment of residents and the betterment of the central business district.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Board authorizes the submission of an application for funds in the amount of \$150,000 (50% of the total project cost) and reaffirms the match previously authorized by CDA Resolution 11 of 1998.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Community Development Director Andrea Lohneiss and the Council for the Vail-Leavitt Music Hall.

The Vote:

Member Cardinale _____
Member Kent _____
Member Kwasna _____
Member Lull _____
Chairman Vilella _____

THE VOTE
Cardinale Yes ___ No ___ Kent Yes ___ No ___
Kwasna Yes ___ No ___ Lull Yes ___ No ___
Vilella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

Adopted

8/17/99

TOWN OF RIVERHEAD

Resolution # 756

ADOPTS A LOCAL LAW AMENDING CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE (WIRELESS COMMUNICATION TOWERS AND ANTENNAS)

COUNCILMAN LULL offered the following resolution, was seconded by

COUNCILMAN CARDINALE

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

WHEREAS, a public hearing was held on the 3rd day of August, 1999 at 7:05 o'clock a.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, 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 amending Chapter 108 entitled "Zoning" of the Riverhead Town Code be and 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** 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 Riverhead Building Department; the Riverhead Planning Department; the Riverhead Planning Board and the Riverhead Code Revision Committee.

THE VOTE

Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kwasna	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Villella	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted local law amending Chapter 108, entitled "Zoning" of the Riverhead Town Code at its regular meeting held on August 17, 1999 as follows:

§108-213. Applicability.

D. Exceptions. The requirements set forth in this article shall not be applicable to:

- (1) Amateur radio station operators' ~~receive-only~~ antennas and/or towers ~~under 50 feet in height~~ which are owned and operated by a federally licensed amateur radio station operator ~~or is used exclusively for receive-only antennas.~~

§ 108-216. Uses subject to special permits; requirements.

B. Special permit requirements for towers/antennas.

- (1) Information required. Applications for a special use permit for a tower shall include the following:

(b) Setback distance(s) between the proposed tower and the property line, and the nearest existing residential dwelling(s) and residentially zoned properties, and all other structures located on the property.

- (2) The Zoning Town Board shall consider the following factors in determining whether to issue a special use permit, in addition to the standards for consideration of special use permit applications set forth on § 108-3 of the Code of the Town of Riverhead:

- (4) Setbacks. The following setback requirements shall apply to all towers for which a special use permit is required:

(a) Towers shall be set back a distance equal to ~~at least 150%~~ 100% of the height of the tower from any adjoining lot line.

(5) Separation. The following separation requirements shall apply to all towers for which a special use permit is required; provided, however, that the Town Board of Zoning Appeals may reduce the standard separation requirements if the goals of this article would be better served thereby:

(7) Landscaping. The following requirements shall govern the landscaping surrounding towers for which a special use permit is required; provided, however, the Town Zoning Board of Appeals may waive such requirements if the goals of this article would be better served thereby:

(b) In locations where the visual impact of the tower would be minimal, the

landscaping requirement may be reduced or waived by the Town Zoning Board of Appeals.

Dated: Riverhead, New York
August 17, 1999

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

* Underline represents addition(s)

** Overstrike

8/17/99

Adopted

TOWN OF RIVERHEAD

Resolution # 757

ADOPTS A LOCAL LAW AMENDING CHAPTER 45 ENTITLED, "ALARM SYSTEMS" OF THE RIVERHEAD TOWN CODE

COUNCILMAN CARDINALE offered the following resolution, was seconded by

COUNCILMAN KENT :

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a proposed local law amending Chapter 45 entitled "Alarm Systems" of the Riverhead Town Code once in the **News Review**, the newspaper hereby designated as the official newspaper for this purpose and to post same in the signboard in Town Hall; and

WHEREAS, a public hearing was held on the 20th day of July, 1999 at 7:25 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, 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 amending Chapter 45 entitled "Alarm Systems" of the Riverhead Town Code be and 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** 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 Riverhead Police Department; Matthew White, Code Enforcement Officer; the Riverhead Code Revision Committee and the Office of Accounting.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___

Kwasna Yes ___ No ___ Lull Yes ___ No ___

Villella Yes ___ No ___

The Resolution WAS NOT _____
was DECLARED ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 45 entitled "Alarm Systems" of the Riverhead Town Code at its regular meeting held on August 17, 1999 as follows:

§45-1. Definitions.

For the purpose of this chapter, the following definitions shall apply:

POLICE HEADQUARTERS -- ~~Police headquarters and other~~ Enclosures housing privately or publicly owned equipment serving the police.

§ 45-2. ~~Intentional~~ False alarms.

It shall be a violation of this chapter to ~~intentionally~~ cause a false emergency alarm, and any person who does ~~intentionally~~ cause a false emergency alarm shall be subject to the penalty provisions hereof.

§ 45-3. Charges for false alarms.

- B. The above charges shall be paid to the Town Clerk Justice Court. Failure to pay any such charges shall subject such owner, lessee or user to the penalty provisions of this chapter.

§ 45-4. Police Department to promulgate rules; enforcement

~~The Riverhead Police Department shall promulgate rules, regulations and standards, which shall be approved by the Town Board, that may be necessary for the purpose of assuring the quality, efficiency and effectiveness of fire or police devices and alarm installations owned, operated, maintained, installed, leased or sold by a licensee pursuant to Article 6-D of the General Business Law of the State of New York and to facilitate the administration of this chapter. The Riverhead Police Department shall administer and enforce the provisions of this chapter. The aforesaid rules, regulations and standards shall be set forth in writing, and copies shall be available for licensees.~~

Dated: Riverhead, New York
August 17, 1999

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

* Underline represents addition(s)

** Overstrike represents deletion(s)

8/17/99



TOWN OF RIVERHEAD

Resolution # 758

ADOPTS LOCAL LAW AMENDING CHAPTER 105 ENTITLED "WATER" OF THE RIVERHEAD TOWN CODE (PERFORMANCE BONDS-LETTERS OF CREDIT)

COUNCILMAN KENT

_____ offered the following resolution, was seconded by

COUNCILMAN KWASNA

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a proposed local law amending Chapter 105 entitled, "Water" of the Riverhead Town Code once in the **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and

WHEREAS, a public hearing was held on the 20th day of July, 1999 at 7:15 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, 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 amending Chapter 105 entitled "Water" of the Riverhead Town Code 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** 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 Gary Pendzick, Water District Superintendent; the Riverhead Building Department; the Riverhead Planning Board, the Riverhead Zoning Board of Appeals; the Town Attorney's Office; and the Office of Accounting.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
Kwasna Yes ___ No ___ Lull Yes ___ No ___
Villette Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 105 entitled "Water" of the Riverhead Town Code at its regular meeting held on August 17, 1999 as follows:

§ 105-2.1. Application for construction of improvements.

All water district laterals and appurtenances to be constructed within the Riverhead Water District shall be constructed at the sole expense of the property owners to be served by such laterals and appurtenances. The petitioners shall enter into contracts, as the Town Board may deem necessary, with any person, corporation or association acting as petitioners pursuant to § 199 of the Town Law, which contract shall insure that the cost of laterals and appurtenances shall be borne by the petitioners and that a security bond or bonds an Irrevocable Letter of Credit or the deposit of cash or securities shall be made to insure performance of such contracts. The petition filed pursuant to § 199 requesting the construction of lateral mains and appurtenances shall state that:

"The cost and expense of constructing said improvement proposed for said area is to be borne entirely by your petitioner; that the amount to be expended for said improvement, as foresaid, shall be expended solely by your petitioner, who shall also bear the incidental costs thereof so that no cost or expense shall be borne by the owners of other property within the district.

"To insure that the cost of constructing the improvement herein proposed shall be the sole obligation of and be borne entirely by your petitioner, at no cost or expense to the owners of other property within the district, your petitioner has signed an agreement to be entered into with the district, pursuant to § 194-a of the Town Law of the State of New York, wherein and whereby your petitioner undertakes, among other things, that the entire cost and expense of the proposed improvement shall be borne by your petitioner and no part thereof by other owners of property within the district, which said agreement is not to be signed by the Town Board on behalf of the district until said Town Board shall have adopted a resolution authorizing the construction of the improvement herein proposed. A duplicate original of said agreement, signed and acknowledged by your petitioner, is separately submitted herewith and is to be considered, in all respects, a part of this petition and is marked as an exhibit hereto."

The engineering and design of laterals and appurtenances shall be made at the expense of the petitioner by an engineering firm to be designated by the Town Board.

§ 105-2.2. Costs for mains and laterals.

C. No petition for the construction of lateral water mains shall be granted after the effective date of this amendment unless the petitioner has paid a fee in the total amount of two thousand five hundred dollars (\$2,500.) for each of the dwelling units proposed to be constructed at the

premises to be served by such lateral. The petitioner may post a ~~bond~~ an Irrevocable Letter of Credit with the town—~~secured by a letter of credit assuring payment. In the event that the fee is bonded,~~ such fee must be paid within two (2) years or upon application for a certificate of occupancy, whichever occurs first.

Dated: Riverhead, New York
August 17, 1999

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/99

Adopted

TOWN OF RIVERHEAD

Resolution # 759

ADOPTS LOCAL LAW AMENDING CHAPTER 62 ENTITLED "EXCAVATIONS" OF THE RIVERHEAD TOWN CODE (PERFORMANCE BONDS-LETTERS OF CREDIT)

COUNCILMAN KWASNA

_____ offered the following resolution, was seconded by

COUNCILMAN LULL

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a proposed local law amending Chapter 62 entitled, "Excavations" of the Riverhead Town Code once in the **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and

WHEREAS, a public hearing was held on the 20th day of July, 1999 at 7:05 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, 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 amending Chapter 62 entitled "Excavations" of the Riverhead Town Code 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** 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 Riverhead Building Department; the Riverhead Planning Board, the Riverhead Zoning Board of Appeals; the Town Attorney's Office; and the Office of Accounting.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
Kwasna Yes ___ No ___ Lull Yes ___ No ___
Villella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

TOWN OF RIVERHEAD
NOTICE OF ADOPTION

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 62 entitled "Excavations" of the Riverhead Town Code at its regular meeting held on August 17, 1999 as follows:

§62-10. Fees.

The Officer designated by the Town Board to issue such permits shall charge and collect for each such permit an annual fee as follows:

§62-10. Fees.—Irrevocable Letter of Credit or cash deposit.

Before the issuance of a permit, the applicant and the owner of record of the premises shall execute and file with the Town Clerk a ~~bond~~ an Irrevocable Letter of Credit issued by any bank or other lending institution having an office located in the Town of Riverhead, approved by the Town Board of the Town of Riverhead, in an amount to be fixed by said Board, ~~with a surety company as surety,~~ and conditioned upon the faithful performance of the conditions contained in this chapter and the observance of all other municipal ordinances and to indemnify the Town of Riverhead for any damage to town property. In the event of a default, such ~~bond~~ Irrevocable Letter of Credit shall be forfeited to the Town of Riverhead. In lieu of such a ~~bond,~~ Irrevocable Letter of Credit a cash deposit ~~or deposit of negotiable securities~~ may be made with the Supervisor of the Town.

Dated: Riverhead, New York
August 17, 1999

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/99

Adopted

TOWN OF RIVERHEAD

Resolution # 760

ADOPTS LOCAL LAW AMENDING CHAPTER 88 ENTITLED "SEWERS" OF THE RIVERHEAD TOWN CODE (PERFORMANCE BONDS-LETTERS OF CREDIT)

COUNCILMAN LULL

_____ offered the following resolution, was seconded by

COUNCILMAN CARDINALE

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a proposed local law amending Chapter 88 entitled, "Sewers" of the Riverhead Town Code once in the News Review, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and

WHEREAS, a public hearing was held on the 20th day of July, 1999 at 7:10 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, 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 amending Chapter 88 entitled "Sewers" of the Riverhead Town Code 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 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 Michael Reichel, Sewer District Superintendent; the Riverhead Building Department; the Riverhead Planning Board, the Riverhead Zoning Board of Appeals; the Town Attorney's Office; and the Office of Accounting.

THE VOTE

Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kwasna	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Villella	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT _____
THEREUPON DULY DECLARED ADOPTED

TOWN OF RIVERHEAD
NOTICE OF ADOPTION

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 88 entitled "Sewers" of the Riverhead Town Code at its regular meeting held on August 17, 1999 as follows:

§ 88-3. Filing of ~~bond~~ Irrevocable Letter of Credit; insurance.

- A. An authorized drainlayer shall file with the Town Clerk a proper and acceptable ~~performance and guaranty bond~~ Irrevocable Letter of Credit in the amount of five thousand dollars (\$5,000.), which ~~bond~~ Irrevocable Letter of Credit shall remain in full force and effect for at least one (1) year from the date of the last work done by that particular drainlayer.

Dated: Riverhead, New York
August 17, 1999

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/17/99

TOWN OF RIVERHEAD

Resolution # 761

**ADOPTS A LOCAL LAW AMENDING CHAPTER 107 ENTITLED, "WETLANDS,
FLOODPLAINS AND DRAINAGE" OF THE RIVERHEAD TOWN CODE
(PERFORMANCE BONDS-LETTERS OF CREDIT)**

COUNCILMAN CARDINALE offered the following resolution, was seconded by

COUNCILMAN KENT:

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a proposed local law amending Chapter 107 entitled "Wetlands, Floodplains and Drainage" of the Riverhead Town Code once in the **News Review**, the newspaper hereby designated as the official newspaper for this purpose and to post same in the signboard in Town Hall; and

WHEREAS, a public hearing was held on the 20th day of July, 1999 at 7:20 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, 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 amending Chapter 107 entitled "Wetlands, Floodplains and Drainage" of the Riverhead Town Code be and 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** 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 Riverhead Building Department; the Riverhead Planning Department; the Riverhead Planning Board and the Riverhead Code Revision Committee.

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted local law amending Chapter 107, entitled "Wetlands, Floodplains and Drainage" of the Riverhead Town Code at its regular meeting held on August 17, 1999 as follows:

§107-8. Compliance with conditions.

A. The permit applicant, upon approval of a permit, shall file with the Town Clerk a ~~performance bond~~, an Irrevocable Letter of Credit if required, in an amount ~~and with sureties and~~ in a form approved by the Town Board. The ~~bond and sureties~~ Irrevocable Letter of Credit shall be conditioned upon compliance with all provisions of this chapter and conditions imposed upon permit approval.

Dated: Riverhead, New York
August 17, 1999

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

* Underline represents addition(s)

** Overstrike

THE VOTE

Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kwasna	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Villella	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT.

THEREUPON DULY DECLARED ADOPTED

8/17/99

Adopted

TOWN OF RIVERHEAD

Resolution # 762

AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT BETWEEN THE NORTH SHORE UNITED METHODIST CHURCH AND THE TOWN OF RIVERHEAD (USE OF CHURCH FOR SENIORS CLUB AND WADING RIVER SENIOR CLUB)

COUNCILMAN KENT offered the following resolution, was seconded by
COUNCILMAN KWASNA

WHEREAS, that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to enter into and execute an agreement (copy attached) for the use of the church for purposes of conducting meetings of the Nora M. Dirska Seniors Club and the Wading River Senior Club; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the North Shore United Methodist Church, Route 25A, Wading River, New York, 11792; Jane Van den Thoon, Recreation Department and the Office of Accounting.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
Kwasna Yes ___ No ___ Lull Yes ___ No ___
Vilella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED



Town of Riverhead
RECREATION DEPARTMENT
200 Howell Avenue, Riverhead, NY 11901
(516) 727-5744

THIS AGREEMENT, made the 15th day of July, 1999 by and between the North Shore United Methodist Church, located at Route 25 A, Wading River, New York, 11792 (hereinafter referred to as "METHODIST CHURCH.") and the TOWN OF RIVERHEAD, a municipal corporation with its principal place of business at 200 Howell Avenue, Riverhead, NY, 11901, (hereinafter referred to as the "TOWN").

WITNESSETH

WHEREAS, the Town of Riverhead is in need of the use of a facility for weekly meetings of the Nora M. Dirska Senior Club, Which are held on Thursdays of each week; and

WHEREAS, the Town of Riverhead is in need of the use of a facility for weekly meetings of the Wading River Senior Club, Which are held on Wednesday of each week; and

WHEREAS, the Methodist Church has agreed to permit the Town to use its Parish Hall located at North Wading River Road, Wading River, New York.

NOW, THEREFORE, it is hereby agreed as follows:

1. The Methodist Church will permit the Town to use the Parish Hall for the purpose of meetings to be held by the Nora M. Dirska Seniors Club every Thursday from 10:00 a.m. to 3:30 p.m. commencing September 16, 1999 through June 15, 2000; and the purpose of meetings to be held by the Wading River Senior Club every Wednesday from 10:00 a.m. to 2:00 p.m. commencing September 15, 1999 through June 14, 2000.
2. The Town has agreed to ~~make~~ bi-monthly consideration of eight hundred and 00/100 (\$800.00) dollars for the agreement, which consideration shall not exceed four thousand and 00/100 (\$4,000.00) dollars during the duration of this agreement. *every other month*
3. The Methodist Church has the right to cancel any meetings during a particular week for any reason upon three (3) days notice to the Recreation Department or as soon as is practical during inclement weather.
4. All activities of the Nora M. Dirska Seniors Club and the Wading River Senior shall be of a non-gambling nature. However, bingo and other games of the recreational purpose only may be played.
5. There shall be no consumption or possession of alcoholic beverages of any kind at any time.
6. The Town will hold harmless and indemnify the Methodist Church for any and all incidents which shall occur while the Parish Hall is being utilized by the Nora M. Dirska Seniors Club and The Wading Senior Club.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals to this Agreement on the day and year first above written.

NORTH SHORE UNITED METHODIST CHURCH

By: ** Patrick Biglin Pres. Trustees*
TOWN OF RIVERHEAD

By: _____

8/17/99

Adopted

TOWN OF RIVERHEAD

Resolution # 763

AUTHORIZES THE TOWN ATTORNEY TO COMMENCE LITIGATION IN SUPREME COURT AGAINST EUGENE LAURO (346 MAPLE AVENUE, RIVERHEAD)

COUNCILMAN KWASNA

_____ offered the following resolution, was seconded by

COUNCILMAN LULL

WHEREAS, the Building Department has issued Order to Remedy Notices and commenced Justice Court litigation against Eugene Lauro, property owner at 346 Maple Avenue, Riverhead for numerous Town Code violations existing on the subject property; and

WHEREAS, the violations at 346 Maple Avenue continue to exist and the property owner, Eugene Lauro, has not made any attempts to bring the property into compliance of the Riverhead Town Code.

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Town Attorney to commence litigation in Supreme Court against Eugene Lauro, property owner of 346 Maple Avenue, New York in order to bring the property into compliance with the Riverhead Town Code; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Eugene Lauro, 184 Hidden Hollow Road, Middle Island, New York, 11953; Leroy E. Barnes, Jr., Building Department Administrator and the Office of the Town Attorney, and Andrew Aleksandrowicz, 310 Northville Turnpike, Riverhead, New York 11901.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
Kwasna Yes ___ No ___ Lull Yes ___ No ___
Vilella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___

THEREUPON DULY DECLARED ADOPTED

8/17/99

Adopted

TOWN OF RIVERHEAD

Resolution # 764

AUTHORIZES THE TOWN ATTORNEY AND THE RECEIVER OF TAXES TO EXECUTE A STIPULATION OF SETTLEMENT IN CONNECTION WITH SUPREME COURT LITIGATION (SUFFOLK COUNTY V. VIRGINIA E. ALLEN, ET AL.- TRUTH AND ACCURACY IN PROPERTY TAX BILLING POLICY LAWSUIT)

COUNCILMAN LULL

_____ offered the following resolution, was seconded by

COUNCILMAN CARDINALE

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead be and hereby authorizes the Town Attorney and the Receiver of Taxes to execute a Stipulation of Settlement in connection with Supreme Court litigation in the matter of Suffolk County v. Virginia E. Allen, et al, (truth and accuracy in property tax billing policy), a copy of which is attached hereto; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Shaw, Licitra, Bohner, Esernio & Schwartz, P.C. , Attn: Anton J. Borovina, Esq., 1010 Franklin Avenue, Garden City, New York 11530; the Town Attorney and the Receiver of Taxes.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
 Kwasna Yes ___ No ___ Lull Yes ___ No ___
 Villella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
 THEREUPON DULY DECLARED ADOPTED

SUPREME COURT OF THE STATE OF NEW YORK
 COUNTY OF SUFFOLK

-----X
 SUFFOLK COUNTY,

Petitioner,

Index No.: 99-09715

-against

STIPULATION OF SETTLEMENT

VIRGINIA E. ALLEN, Receiver of Taxes of
 the Town of Islip; the Town of Islip;
 ESTER BIVONA, Receiver of Taxes of the
 Town of Huntington; the Town of Huntington;
 CORINNE DISOMMA, Receiver of Taxes of
 the Town of Babylon; the Town of Babylon;
 NORMA EDWARDS, Receiver of Taxes of the
 Town of Shelter Island; the Town of
 Shelter Island; VINCENT GUADIELLO, Receiver
 of Taxes of the Town of Southampton;
 the Town of Southampton; F. DANIEL
 MOLONEY, Receiver of Taxes of the Town of
 Brookhaven; the Town of Brookhaven; LYNNE
 C. NOWICK, Receiver of Taxes of the Town
 of Smithtown; the Town of Smithtown;
 MARILYN B. QUINTANA, Receiver of Taxes of
 the Town of Southold; the Town of Southold;
 DIANE STUKE, Receiver of Taxes of the Town
 of Riverhead; the Town of Riverhead; and
 JAN TILLEY, Receiver of Taxes of the Town
 of East Hampton; the Town of East Hampton,

Respondents.

-----X

WHEREAS, on March 16, 1999, the Suffolk County legislature adopted local law
 11-1999 implementing the county's truth and accuracy in property tax billing policy, and

WHEREAS, on April 28, 1999, Suffolk County commenced a proceeding in the

Supreme Court, County of Suffolk captioned Suffolk County vs. Virginia E. Allen, Receiver of Taxes of the Town of Islip; the Town of Islip; Ester Bivona, Receiver of Taxes of the Town of Huntington; the Town of Huntington; Corinne DiSomma, Receiver of Taxes of the Town of Babylon; the Town of Babylon; Norma Edwards, Receiver of Taxes of the Town of Shelter Island; the Town of Shelter Island; Vincent Gaudiello, Receiver of Taxes of the Town of Southampton; the Town of Southampton; F. Daniel Moloney, Receiver of Taxes of the Town of Brookhaven; the Town of Brookhaven; Lynne C. Nowick, Receiver of Taxes of the Town of Smithtown; the Town of Smithtown; Marilyn B. Quintana, Receiver of Taxes of the Town of Southold; the Town of Southold; Diane Stuke, Receiver of Taxes of the Town of Riverhead; the Town of Riverhead; and Jan Tilley, Receiver of Taxes of the Town of East Hampton; the Town of East Hampton (Index No.: 99-09715), and

WHEREAS, the parties desire to resolve this litigation in an amicable manner and without the necessity of further legal proceedings,

NOW, THEREFORE, the undersigned hereby stipulate and agree as follows:

1. The following definitions shall apply to this stipulation:
 - a. the "receiver" shall mean the receiver of taxes of the town identified in the signature portion of this stipulation;
 - b. the "town" shall mean the town identified in the signature portion of this stipulation;
 - c. "adjustments mandated by law" shall mean any refund or adjustments of the taxes paid to an owner or other person or entity having an interest in a parcel pursuant to any law or judicial or administrative action; and

d. the "local law" shall mean Suffolk County local law 11-1999, as amended.

2. Commencing with the tax bills for the 1999-2000 tax year and each tax year thereafter, the receiver shall prepare and deliver each and every tax bill in the manner prescribed by the local law and this stipulation.

3. Each tax bill shall include:

a. a separate line ("the line") that reads as follows: "NY State Real Prop Tax Law" defined as "adjustments mandated by law".

b. a separate line designated for the county general fund which would include all other lines as designated on the tax warrant, and

c. if applicable, a separate line designated for county police district.

4. The line may be located in any non-county or miscellaneous section of the tax bill as the receiver deems appropriate, provided that under no circumstances shall the line appear in, or be adjacent to any section or part of the tax bill which sets forth, describes or imposes a tax or levy relating to or on account of a county charge and provided further that the line shall not be adjacent to any blank line.

5. Suffolk County shall include in the tax warrant issued to the receiver the total amount of the levy or taxes to be collected by the receiver on account of adjustments mandated by law.

6. Upon receipt of the tax warrant, the receiver shall include and mention in the line for each tax bill the amount of the levy or taxes payable on account of any adjustment mandated by law as chargeable to the parcel or parcels described in the tax bill.

7. The director of budget review shall issue a certification as prescribed by the local law on the business day following the town board's and county legislature's approval of this stipulation, whichever is later and without prejudice to the director withdrawing or rescinding such certification in the event that the receiver has failed or refuses to affirm to the director when a request for such affirmance is made that each tax bill will be prepared and delivered as prescribed by this stipulation.

8. The parties, by their respective counsel, shall execute a stipulation discontinuing those claims that concern the receiver and the town without prejudice to Suffolk County commencing another proceeding if the legislative office of budget review or the legislature's counsel finds that the receiver has prepared or delivered or intends to prepare or deliver tax bills in a manner that violates this stipulation.

9. This stipulation shall only apply to the receiver and the town and Suffolk county and shall not prejudice Suffolk County's right to prosecute this proceeding against any other respondent who has failed or refuses to execute a stipulation having the same terms as this one.

10. This stipulation may be signed in any number of counterparts with the same effect as if the signatures thereto and hereto were upon the same instrument.

11. This stipulation shall be "so ordered" by a justice of the supreme court and, as a result, shall be deemed as if it were an order of the court capable of being enforced in the manner prescribed by law.

12. This stipulation shall be subject to the approval of Suffolk County by a duly enacted resolution of the Suffolk County legislature and the approval of the town by a duly enacted resolution of its town board.

Dated: August __, 1999
Suffolk County, New York

So Stipulated:

Diane Stuke
Receiver of Taxes
Town of Riverhead
200 Howell Avenue
Riverhead, New York 11901

Adam Grossman, Esq.
Town Attorney
Town of Riverhead
200 Howell Avenue
Riverhead, New York 11901

Anton J. Borovina, Esq.
Suffolk County Special Counsel
Member of the firm of Shaw, Licitra,
Bohner, Esemio & Schwartz, P.C.
1010 Franklin Avenue
Garden City, New York 11530

So Ordered:

I.S.C.

Dated: _____

TOWN OF RIVERHEAD**PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 30th day of September, 1999, at 1:00 PM at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons, to consider whether the owner of real property purportedly owned by Greenport Landing Corp., located at 1251 Osborne Avenue, Riverhead, New York 11901, known and designated as Suffolk County Tax Map No., 0600/101.00-02-008.02, should secure the buildings(s) situated on said property so that the health, safety and welfare of the residents of the Town of Riverhead shall not be endangered or, if the building(s) are found to be in an unsafe condition as described pursuant to Chapter 54 of the Code of the Town of Riverhead entitled, "Unsafe Buildings and Collapsed Structures " to be repaired and secured or demolished and removed.

Dated: Riverhead, New York
September 30, 1999

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
BARBARA GRATTAN, Town Clerk

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 766

AUTHORIZES THE TOWN ENGINEER TO COMPLETE AND SIGN THE NYS DEC APPLICATION FOR STATE ASSISTANCE FOR DAM SAFETY PROJECT PURSUANT TO THE CLEAN WATER/CLEAN AIR BOND ACT OF 1996, TITLE 3, SECTION 56-0311

Adopted: _____

COUNCILMAN KENT

_____ offered the following resolution which was

seconded by COUNCILMAN KWASNA

WHEREAS, the Town of Riverhead herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the "Project, is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, Article 56 of the Environmental Conservation Law authorizes State assistance to municipalities for dam safety projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith:

NOW, THEREFORE, BE IT RESOLVED BY the Town of Riverhead

- 1. that Kenneth Testa, P.E., Town Engineer, is the representative authorized to act in behalf of the Municipality's governing body in all matters related to State assistance under ECL Article 56, Title 3. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation and otherwise act for the Municipality's governing body in all matters related to the Project and State assistance;
2. that the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project's work within twelve (12) months of written approval of its application by the Department of Environmental Conservation.
3. that one (1) certified copy of this resolution be prepared and sent to the Albany office of the New York State Department of Environmental Conservation together with the application for State Assistance Payments for Dam Safety Projects;
4. that this resolution takes effect immediately.

THE VOTE

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward two (2) certified copies of this resolution to Kenneth Testa, P.E.

Voting record table with names and Yes/No columns, including names like Testa, P.E., and Villella.

THE RESOLUTION WAS WAS NOT THEREUPON DULY DECLARED ADOPTED

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 767

Adopted: _____

AUTHORIZES TOWN SUPERVISOR TO SUBMIT GRANT APPLICATION FOR FINANCIAL ASSISTANCE TO THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION PURSUANT TO TITLE 9 OF THE ENVIRONMENTAL PROTECTION ACT OF 1993 AND TITE 3 OF THE 1996 CLEAN WATER/CLEAN AIR BOND ACT FOR PROJECT KNOWN AS PECONIC RIVER CANOE ACCESS RAMP AT FORGE ROAD

COUNCILMAN KWASNA

_____ offered the following resolution which was

seconded by COUNCILMAN LULL

WHEREAS, the Town of Riverhead in cooperation with the New York State Department of Environmental Conservation has determined that the establishment of a Canoe Access Ramp at Forge Road will serve as a catalyst to accomplish a host of positive community goals.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor of the Town of Riverhead be and is hereby authorized and directed to file an application for grant funds from the New York State Office of Parks, Recreation, and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993 and Title 3 of the Clean Water/Clean Air Bond Act, in an amount not to exceed \$35,000 and upon approval of said request to enter into and execute a project agreements with the State of New York for such financial assistance to the Town of Riverhead for the "Peconic river Canoe Access Ramp at Forge Road"; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Kenneth Testa, P.E., Town Engineer.

THE VOTE
Cardinale Yes No
Kwasna Yes No
Vilella Yes No
Kent Yes No
Lull Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 768

AUTHORIZES THE TOWN CLERK TO POST AND PUBLISH NOTICE TO BIDDERS FOR CARRIAGE HOUSE IMPROVEMENTS

Adopted: August 17, 1999
COUNCILMAN LULL

_____ offered the following resolution which was

seconded by COUNCILMAN CARDINALE.

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached Notice to Bidders in the August 26, 1999, issue of the official Town newspaper; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Ken Testa, P.E., Martin Sendlewski, 209 East Avenue, Riverhead, NY 11901 and the Office of Accounting.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
Kwasna Yes ___ No ___ Lull Yes ___ No ___
Vilella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS
CARRIAGE HOUSE IMPROVEMENTS**

Sealed bids covering structural alterations and improvements including any and all related work at the existing Carriage House facility located on the East End Arts Council site, East main Street, Riverhead, New York in accordance with Specification No. 99-22 and accompanying drawings shall be received by the Town of Riverhead, Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York until 11:15 am on September 8, 1999, at which time they will be publicly opened and read aloud.

Plans and specifications may be obtained at the Office of the Town Clerk, 8:30 am to 4:30 pm weekdays, except holidays on or about August 26, 1999.

A deposit of \$50.00 will be required for each copy of the contract documents. The deposit may be refunded if the specification documents are returned in good condition within 30 days after bid opening.

The work shall be bid and awarded as one prime contract for all construction work. Each proposal must be submitted on the form provided and in a sealed envelope bearing the designation "Carriage House Improvements".

The Town of Riverhead reserves the right to reject any and all bids.

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

Dated: August 17, 1999

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 769

REJECTS BIDS RECEIVED AND AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS FOR FRESH POND SCHOOLHOUSE ALTERATIONS

Adopted: August 17, 1999

COUNCILMAN CARDINALE

_____ offered the following resolution which was seconded by COUNCILMAN KENT _____.

WHEREAS, on July 6, 1999 the Town Board of the Town of Riverhead did authorize the Town Clerk to publish and post a Notice to Bidders for alterations to the Fresh Pond Schoolhouse; and

WHEREAS, one (1) bid was received.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board wishes to reject the bids received; and

BE IT FURTHER, that the Town Clerk be and is hereby authorized to return any and all deposits received in connection with this bid; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached Notice to Bidders in the August 26, 1999 issue of the official Town newspaper; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Ken Testa, Martin Sendlewski, 209 East Avenue, Riverhead, NY 11901, and the Office of Accounting.

THE VOTE

Cardinale ✓ Yes ___ No ___ Kent ✓ Yes ___ No ___
Kwasna ✓ Yes ___ No ___ Lull ✓ Yes ___ No ___
Villella ✓ Yes ___ No ___

THE RESOLUTION WAS [X] WAS NOT
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS
FRESH POND SCHOOL HOUSE ALTERATIONS**

Sealed bids covering structural alterations and improvements including any and all related work at the existing Fresh Pond Schoolhouse facility located on the East End Arts Council site, East Main Street, Riverhead, New York in accordance with Specification No. 9914 and accompanying drawings shall be received by the Town of Riverhead, Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York until 11:00 am on September 8, 1999, at which time they will be publicly opened and read aloud.

Plans and specifications may be obtained at the Office of the Town Clerk, 8:30 am to 4:30 pm weekdays, except holidays on or about August 26, 1999.

A deposit of \$50.00 will be required for each copy of the contract documents. The deposit may be refunded if the specification documents are returned in good condition within 30 days after bid opening.

The work shall be bid and awarded as one prime contract for all construction work. Each proposal must be submitted on the form provided and in a sealed envelope bearing the designation "Fresh Pond Schoolhouse Alterations".

The Town of Riverhead reserves the right to reject any and all bids.

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

Dated: August 17, 1999

THE VOTE

Cardinale ___ Yes ___ No ___ Kont ___ Yes ___ No

Kwasna ___ Yes ___ No ___ Lisi ___ Yes ___ No

Vilella ___ Yes ___ No

THE RESOLUTION WAS / WAS NOT

THEREUPON DULY DECLARED ADOPTED

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 770

REJECTS BIDS RECEIVED AND AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS FOR POLICE HEADQUARTERS FIRE ALARM SYSTEM

Adopted: August 17, 1999 COUNCILMAN KENT

_____ offered the following resolution which was seconded by COUNCILMAN KWASNA

WHEREAS, on June 1, 1999, the Town Board of the Town of Riverhead did authorize the Town Clerk to publish and post a Notice to Bidders for the Police Headquarters Fire Alarm System; and

WHEREAS, six (6) bids were received.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board wishes to reject the bids received; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to return any and all deposits received in connection with this bid; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached Notice to Bidders in the August 26, 1999 issue of the official town newspaper; and

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

THE VOTE
Cardinale Yes No
Kwasna Yes No
Vilella Yes No
Kent Yes No
Lull Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS
POLICE HEADQUARTERS FIRE ALARM SYSTEM**

Sealed proposals for the Police Headquarters Fire Alarm System will be received by the Town of Riverhead at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York 11901 until 11:00 am on September 13, 1999 at which time and place they will be publicly opened and read aloud.

Plans and specifications may be examined and obtained on or about September 1, 1999, at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays.

A deposit of \$50.00 will be required for each copy of the Contract Documents.

Each proposal must be submitted on the form provided and in a sealed envelope bearing the designation "Police Headquarters Fire Alarm System".

The Town Board of the Town of Riverhead reserves the right to reject any and all bids.

BY ORDER OF THE RIVERHEAD TOWN BOARD
Barbara A. Grattan, Town Clerk
Riverhead, NY 11901

Dated: August 17, 1999

8/17/99

Adopted

Town of Riverhead

Resolution # 771

Rejects Bid for Hallockville Restoration Improvements

COUNCILMAN KWASNA

offered the following resolution,

which was seconded by **COUNCILMAN LULL**:

WHEREAS, the Town of Riverhead is Grantee for ISTEAs funds and CDBG funds for restoration at Hallockville Museum Farm; and

WHEREAS, by Resolution #445 adopted 5/18/99 the Town Board authorized the publication of a notice to bidders for said improvements; and

WHEREAS, one bid was received by the Town of Riverhead; and

WHEREAS, subsequent to review by the Hallockville Board of Directors, project architect, historic preservationist and the Town of Riverhead, the Board of Directors has requested the Town Board to reject the bid for restoration work.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Board hereby rejects the bid submitted by Carter-Melance and authorizes the Town Clerk to return said bid bond.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Don O'Hanlon, Carter-Melance, Community Development Director Andrea Lohneiss and John Eilertson, Hallockville Museum Farm.

THE VOTE

Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kwasna	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Villella	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

8/17/99

ADOPTED

Town of Riverhead

Resolution # 772

Authorizes Match for EDZ Administration

COUNCILMAN LULL

offered the following resolution,

COUNCILMAN CARDINALE

which was seconded by _____:

WHEREAS, a portion of the Calverton Enterprise Park is a designated Economic Development Zone (EDZ) pursuant to Article 18B of the General Municipal Law, as amended; and

WHEREAS, implementation of EDZ's requires certain actions by the applicant municipality including provision of matching funds for the appropriated state funds; and

WHEREAS, for the state budget year 7/99 to 6/00, New York State will provide a grant in the amount of \$46,000; and

WHEREAS, Suffolk County as joint applicant for the zone, will provide 25% of the 50% match, or \$23,000.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Board authorizes matching funds in the amount of \$23,000 for administration of the Calverton Enterprise Park EDZ.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Community Development Director Andrea Lohneiss, EDZ Coordinator Gloria Ingegno and Financial Administrator Jack Hansen.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
Kwasna Yes ___ No ___ Lull Yes ___ No ___
Villella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

Adopted

August 17, 1999

TOWN OF RIVERHEAD

Resolution # 773

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING - REPUBLIC ABSTRACT CORP.

COUNCILMAN CARDINALE offered the following resolution which was seconded by COUNCILMAN KENT

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition pursuant to Section 108-112 (B-2) of the Town Code from Jack Tandy/Republic Abstract Corp. for an overlay of the Business PB District in order to convert an existing single family dwelling into an office use on a parcel of land located at Roanoke Avenue, Riverhead, New York and known by Suffolk County Tax Map No. 0600-107-1-56, and

WHEREAS, the Riverhead Town Board by resolution #487 of 1999 deemed said petition to be an Unlisted Action which will not have a significant effect upon the environment, and

WHEREAS, the Town Board did refer the petition to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending the approval of the petition subject to certain conditions, and

WHEREAS, the Town Board desires to hold a hearing upon the subject petition pursuant to Section 108-3 of the Town Code, now

THEREFORE BE IT

RESOLVED, that the Town Clerk be authorized to publish and post the attached notice of public hearing in the official newspaper of the Town of Riverhead.

THE VOTE
Cardinale Yes No
Kwasna Yes No
Vilella Yes No
Kent Yes No
Lull Yes No
THE RESOLUTION WAS X WAS NOT
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held on the 21st day of September, 1999 at 2:10 o'clock p.m. at 200 Howell Avenue, Riverhead, New York to hear all interested parties regarding a special permit petition pursuant to Section 108-112 (B-2) of the Town Code from Jack Tandy/Republic Abstract Corp. for an overlay of the Business PB District in order to convert an existing single family dwelling into an office use on a parcel of land located at Roanoke Avenue, Riverhead, New York and known by Suffolk County Tax Map No. 0600-107-1-56.

DATED: August 17, 1999
Riverhead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

Adopted

August 17, 1999

TOWN OF RIVERHEAD

Resolution # 774

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING - NEW YORK SMSA, LP (dba BELL ATLANTIC MOBILE)

COUNCILMAN KENT

offered the following resolution which

was seconded by COUNCILMAN KWASNA

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition from New York SMSA, LP (dba Bell Atlantic Mobile) pursuant to Article XXXXI and Section 108-3 of the Town Code for construction of a 62 foot monopole antenna, a 240 square foot equipment shed and a backup generator on a 1,120 square foot leased area of the Baiting Hollow Boy Scout Camp, Sound Avenue, Baiting Hollow, New York and known by Suffolk County Tax Map No. 0600-39-1-4.1, and

WHEREAS, the Riverhead Town Board by resolution #407 of 1999 did refer the petition to the Riverhead Planning Board for its report and recommendation, and

WHEREAS, the Town Board desires to hold a hearing upon the subject petition pursuant to Section 108-3 of the Town Code, now

THEREFORE BE IT

RESOLVED, that the Town Clerk be authorized to publish and post the attached notice of public hearing in the official newspaper of the Town of Riverhead.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
Kwasna Yes ___ No ___ Lull Yes ___ No ___
Vilella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held on the 21st day of September, 1999 at 2:05 o'clock p.m. at 200 Howell Avenue, Riverhead, New York to hear all interested parties regarding a special permit petition from New York SMSA, LP (dba Bell Atlantic Mobile) pursuant to Article XXXXI and Section 108-3 of the Town Code for construction of a 62 foot monopole antenna, a 240 square foot equipment shed and a backup generator on a 1,120 square foot leased area of the Baiting Hollow Boy Scout Camp, Sound Avenue, Baiting Hollow, New York and known by Suffolk County Tax Map No. 0600-39-1-4.1.

DATED: August 17, 1999
Riverhead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

Adopted

August 17, 1999

TOWN OF RIVERHEAD

RESOLUTION # 775

**DECLARES LEAD AGENCY ON SPECIAL PERMIT (SITE PLAN) OF
EAST END COMMONS AT RIVERHEAD AND REFERS TO PLANNING
BOARD**

COUNCILMAN KWASNA

_____ offered the following resolution, which was seconded

by **COUNCILMAN LULL** _____:

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Jeffrey Feil, owner/partner in East End Commons Association pursuant to Sections 108-3 and 108-35 of the Town Code for construction of an aggregate 11,537 square foot expansion of an existing 178,634 square foot shopping center, thereby exceeding the allowed 15% building coverage and requiring special permission, said center being located on a 32.2 acre parcel zoned Business 'B' and known specifically as SCTM 0600-109-1-19.6, and

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

WHEREAS, the Riverhead Planning Department has reviewed these materials and recommended that the petition be considered an Unlisted action for which coordinated review is optional and inapplicable in this case, and

WHEREAS, the Planning Department, by preparation and evaluation of its SEQR staff report, has noted the possibility of at least one potentially large and important impact, and

WHEREAS, the Town Board desires to have the recommendations of the Riverhead Planning Board respecting zoning and planning issues, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declares itself to be the lead agency in the special permit petition of East End Commons which is considered to be an Unlisted action, and

BE IT FURTHER

RESOLVED, that this classification be considered effective for any related site plan approval, and

BE IT FURTHER

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

THE VOTE

Cardinale	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Kent	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Kwasna	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Lull	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Villella	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No					

THE RESOLUTION WAS WAS NOT

THEREUPON DULY DECLARED ADOPTED

Adopted

August 3, 1999

TOWN OF RIVERHEAD

RESOLUTION # 776

DECLARES LEAD AGENCY OF SPECIAL PERMIT (SITE PLAN) OF PAMELA BOYLE AND REFERS TO PLANNING BOARD

COUNCILMAN LULL

offered the following resolution, which was seconded

COUNCILMAN CARDINALE

by :

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Pamela Boyle pursuant to Sections 108-21 B(8) and 108-64.5 of the Town Code for operation of a bed & breakfast facility in an existing dwelling located on a 1 acre parcel zoned Agriculture 'A' and known specifically as SCTM 0600-69-1-5, and

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

WHEREAS, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommends the petition be considered an Unlisted Action for which coordinated review is optional and in this case unnecessary, and

WHEREAS, the Riverhead Planning Department by preparation and evaluation of its SEQR staff report, has further recommended that the action will not have a significant effect upon the environment, and

WHEREAS, the Town Board desires to have the recommendations of the Riverhead Planning Board respecting planning and zoning issues, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declares itself to be the Lead Agency in the special permit application of Pamela Boyle which is considered to be an Unlisted Action, and

BE IT FURTHER

RESOLVED, that this classification be considered effective for any related site plan approval, and

BE IT FURTHER

THE VOTE

Cardinale Yes No Kent Yes No
Kwasna Yes No Lull Yes No
Vilella Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

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

Adopted

August 17, 1999

TOWN OF RIVERHEAD

RESOLUTION # 777

DECLARES LEAD AGENCY ON SPECIAL PERMIT (SITE PLAN) OF DR. JUDY EMANUELE AND REFERS TO PLANNING BOARD

COUNCILMAN CARDINALE

_____ offered the following resolution, which was seconded

COUNCILMAN KENT

by _____:

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Robert Stromski as authorized by the owner of the effected real property pursuant to Sections 108-3 and 108-115 of the Town Code for the renovation of an existing single family dwelling located on a .3 acre parcel zoned Residence 'C' and occupancy as a doctor's office, the intent requiring an overlay of or change to the Business PB Zoning by special permission on the subject property known specifically as SCTM No. 0600-102-4-21, and

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

WHEREAS, the Riverhead Planning Department has reviewed these materials and recommended that the petition be considered an Unlisted action for which coordinated review is optional and inapplicable in this case, and

WHEREAS, the Planning Department, by preparation and evaluation of its SEQR staff report has further recommended that the action will not have a significant effect upon the environment, and

WHEREAS, the Town Board desires to have the recommendations of the Riverhead Planning Board respecting zoning and planning issues, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declares itself to be the lead agency in the special permit petition of Dr. Judy Emanuele which is considered to be an Unlisted action, and

BE IT FURTHER

RESOLVED, that this classification be considered effective for any related site plan approval, and

THE VOTE
Cardinale [checked] Yes ___ No ___ Kent [checked] Yes ___ No ___
Kwasna [checked] Yes ___ No ___ Lull [checked] Yes ___ No ___
Villella [checked] Yes ___ No ___
THE RESOLUTION WAS [checked] WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

BE IT FURTHER

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

Adopted

8/17/99

TOWN OF RIVERHEAD

Resolution # 778

AUTHORIZES THE SUPERVISOR TO EXECUTE AN AMENDMENT TO THE AGREEMENT BETWEEN THE RIVERHEAD BUSINESS IMPROVEMENT DISTRICT MANAGEMENT ASSOCIATION, INC. AND THE TOWN OF RIVERHEAD

COUNCILMAN KENT

_____ offered the following resolution, was seconded by

COUNCILMAN KWASNA :

WHEREAS, by resolution # 145 adopted on March 7, 1995, the Town Board authorized the Supervisor to execute an agreement with the Riverhead Business Improvement District Management Association, Inc.; and

WHEREAS, from time to time the agreement has been modified and/or extended pursuant to resolutions of this Town Board; and

WHEREAS, an addendum to the agreement (a copy of which is annexed hereto) has been submitted for Town Board approval.

NOW THEREFORE BE IT RESOLVED, that the Supervisor be and is hereby authorized to execute the addendum to the aforesaid agreement; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Business Improvement District Management Association, Inc., 112 West Main Street, Riverhead, New York, 11901; the Town Attorney and the Accounting Department.

THE VOTE

Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kwasna	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Villella	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT

THEREUPON DULY DECLARED ADOPTED

ADDENDUM TO CONTRACT BETWEEN

THE TOWN OF RIVERHEAD, a municipal corporation with offices at 200 Howell Avenue, Riverhead, New York, 11901, hereinafter referred to as "TOWN" and **RIVERHEAD BUSINESS IMPROVEMENT DISTRICT MANAGEMENT ASSOCIATION, INC.**, with offices at 112 West Main Street, Riverhead, NY 11901, hereinafter referred to as "RDMA" dated January 1, 1999; and

WHEREAS, the Riverhead Business Improvement District hereinafter referred as "District" wishes to staff an informational booth during the summer and fall of 1999.

IT IS HEREBY MUTUALLY AGREED, by the parties as of the date above, that the District should make payment of One Thousand Six Hundred and 00/100 (\$1,600.00) Dollars to RDMA to staff and administer said program.

IN WITNESS HEREOF, this Addendum has been executed by the respective parties as of the date hereinabove set forth.

RIVERHEAD BUSINESS
IMPROVEMENT DISTRICT
MANAGEMENT ASSOCIATION, INC.

TOWN OF RIVERHEAD

APPROVED AS TO FORM

ADAM B. GROSSMAN
Town Attorney

JACK HANSEN
Town Financial Administrator

ADOPTED

TOWN OF RIVERHEAD

Resolution # 779

Authorizes Fire Marshal to Attend Class.

COUNCILMAN KWASNA

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

WHEREAS, the department head of the Building Department has requested that Town of Riverhead Fire Marshal, Bruce E. Johnson, attend the following workshop.

Combating Juvenile Fire Setters
September 2 & 3, 1999

WHEREAS, attendance at said workshop is an essential part of the Juvenile Fire Setter Intervention Program being conducted by the Town of Riverhead Fire Marshal and Police Juvenile Aid Bureau.

NOW, THEREFORE, BE IT RESOLVED, that Bruce E. Johnson Fire Marshal be allowed to attend Juvenile Fire Setter Intervention Training , use the of an official vehicle for transportation to the Connecticut Fire Academy, and shall remit to the Accounting Department all pertinent billing for same; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is authorized for forward a copy of this resolution to Leroy E. Barnes Building Department Administrator, Bruce E. Johnson, Fire Marshal and Jack Hansen and the office of Accounting.

THE VOTE

Cardinale [checked] Yes ___ No ___ Kent [checked] Yes ___ No ___
Kwasna [checked] Yes ___ No ___ Lull [checked] Yes ___ No ___
Vilella [checked] Yes ___ No ___

THE RESOLUTION WAS [checked] WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

August 17, 1999

Adopted

TOWN OF RIVERHEAD

Resolution # 780

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING - CHANGE OF ZONE - NORTHROP GRUMMAN

COUNCILMAN LULL

offered the following resolution which

COUNCILMAN CARDINALE

was seconded by

WHEREAS, the Riverhead Town Board is in receipt of a zone change application from counsel to Northrop Grumman to change the prevailing zoning of a 19.1768 acre parcel of land from the Defense Institutional District to the Industrial 'A' District and also known as Suffolk County Tax Map No. 0600-141-2-2.1, and

WHEREAS, by resolution #1109 of 1998 the Town Board declared itself to be the lead agency and determined the petition to be a Type I action which will not have a significant effect upon the environment and that a Draft Environmental Impact Statement need not be prepared, and

WHEREAS, the Town Board did refer the petition to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending approval of the petition, and

WHEREAS, the Town Board desires to hold a hearing upon the subject petition pursuant to Section 108-3 of the Town of Riverhead Zoning Ordinance, now

THEREFORE BE IT

RESOLVED, that the Town Clerk be authorized to publish and post the attached notice of public hearing in the official newspaper of the Town of Riverhead.

THE VOTE

Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kwasna	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Villella	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<i>abstain</i>		

THE RESOLUTION WAS WAS NOT

THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held on the 21st day of September, 1999 at 2:15 o'clock p.m. at 200 Howell Avenue, Riverhead, New York to consider the merits of the change of zone petition of Northrop Grumman to amend the Zoning Use District Map of the Town of Riverhead to provide for the Industrial A Zoning Use District to the exclusion of the existing Defense Institutional Zoning Use District on real property located at Swan Pond Road, Calverton, such real property more particularly described as Suffolk County Tax Map Parcel No. 0600-141-2-2.1.

DATED: August 17, 1999
Riverhead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

Adopted

August 17, 1999

TOWN OF RIVERHEAD

Resolution # 781

**ACCEPTS FINAL ENVIRONMENTAL IMPACT STATEMENT OF
TRADITIONAL LINKS, LLC**

COUNCILMAN CARDINALE

_____ offered the following resolution which

was seconded by **COUNCILMAN KENT**

WHEREAS, the Riverhead Town Board is in receipt of a petition from Traditional Links, LLC, to amend the Zoning Use District Map of the Town of Riverhead to provide for the Recreation District to the exclusion of the existing Agriculture 'A' and Residential 'A' Zoning Use Districts, on real property located at Sound Avenue, Riverhead; such real property more particularly described as Suffolk County Tax Map No. 0600-41-1-10.5, and

WHEREAS, by resolution #119 of 1998 the Riverhead Town Board did determine the petition to be a Type I action requiring the preparation of a Draft Environmental Impact Statement, and

WHEREAS, by resolution #612 of 1998 the Town Board did adopt a final written scope of issues to be addressed in the Draft Environmental Impact Statement, and

WHEREAS, the Planning Department is in receipt of a Final Environmental Impact Statement as prepared by DRU Associates, Inc. dated July, 1999, and

WHEREAS, the Planning Department has reviewed the Final Environmental Impact Statement and has indicated that the document addresses that significant commentary made upon the DEIS by involved agencies and parties of interest as identified by the lead agency and does so in a level of detail as to allow the preparation of a Findings Statement, and

WHEREAS, the Town Board has carefully considered the contents of the subject Final Environmental Impact Statement as well as the attending report of the Planning Director, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board hereby accepts the Final Environmental Impact Statement as prepared by DRU Associates, Inc. (July, 1999) in support of the change of zone petition of Traditional Links, LLC, and

BE IT FURTHER

RESOLVED, that the Planning Director be authorized to file those notices of completion as prescribed by 6NYCRR Part 61 and properly circulate such FEIS, and

BE IT FURTHER

RESOLVED, that the public comment period upon the subject Final Environmental Impact Statement shall extend from the date of this resolution until and including September 15, 1999, and

BE IT FURTHER

RESOLVED, that a certified copy of this resolution be forwarded to Shepard Scheinberg, Esq. as attorney for the applicant.

THE VOTE

Cardinale	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Kont	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Kwasna	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Lull	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Villella	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<i>abstain</i>				

THE RESOLUTION WAS WAS NOT

THEREUPON DULY DECLARED ADOPTED

Adopted

8/17/99

TOWN OF RIVERHEAD

Resolution # 782

AUTHORIZES THE TEMPORARY CLOSING OF GRANGEBEL PARK

COUNCILMAN KENT offered the following resolution, was seconded by

COUNCILMAN KWASNA :

WHEREAS, the Town of Riverhead has received approximately \$850,000 in grant funds to undertake repairs of the aging dam, bulkheads and walkways at Grangebel Park; and

WHEREAS, repairs to the park will involve the use of heavy equipment on the site, together with other construction activities which could be dangerous to park users; and

WHEREAS, in order for work to proceed, Grangebel Park must be temporarily closed for public use,

NOW THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the Temporary Closing of Grangebel Park effective immediately and continuing until construction repairs are completed; and be it further

RESOLVED, that pursuant to its police power, the Town Board states that any unauthorized use of the park during temporary closure will be criminal trespass, subject to full prosecution under Penal Law, and be it further

RESOLVED, that signs shall be posted closing the park and advising all persons that trespassing is prohibited; and be it further

RESOLVED, that Notice of the Temporary Closing of Grangebel Park shall be published by the Town Clerk as soon as practicable in a newspaper of general circulation in the area affected by such order and transmitted to the radio and television media; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution Kenneth Testa, P.E.; the Riverhead Police Department and the Town Attorney's Office.

THE VOTE

Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kwasna	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Villella	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT

THEREUPON DULY DECLARED ADOPTED

Tabled

8/17/99

Adopted

ADOPTED AT A SPECIAL BOARD MEETING OF 08/24/99

RESOLUTION # 783

08/24/99

DETERMINATION OF ABANDONMENT OF PROPERTY BY CRYSTAL COAST COMMUNICATIONS, INC. RIVERHEAD SEWER DISTRICT

Tabled

COUNCILMAN KWASNA

_____ offered the following resolution which was seconded by _____ COUNCILMAN LULL

WHEREAS, by a resolution adopted February 2, 1999, the Riverhead Town Board, as governing body of the Riverhead Sewer District, made certain determinations as more particularly set forth in said resolution which terminated all rights of Crystal Coast Communications, Inc. to maintain its antennae and appurtenances at property owned by the Riverhead Sewer District and resolved that all property of Crystal Coast Communications, Inc. must be removed by August 2, 1999, and

WHEREAS, Crystal Coast Communications, Inc. was presented with a copy of said resolution, and

WHEREAS, representatives of Crystal Coast Communications, Inc. were apprised prior to the adoption of the aforementioned resolution that the property on which the antennae and appurtenances were located was necessary for the construction of the Advanced Wastewater Treatment Plant required by the NYS Department of Environmental Conservation SPEDES permit to reduce the input of nitrogen into the Peconic Bays, and

WHEREAS, since the adoption of the aforementioned resolution, representatives of Crystal Coast Communication, Inc. have appeared before this Board on several occasions to discuss the necessity of the removal of the antennae and appurtenances, and

WHEREAS, Crystal Coast Communications, Inc. has not removed the antennae and appurtenances within the time provided, and

WHEREAS, the agreement between Crystal Coast Communications, Inc. and the Riverhead Sewer District provided that upon the failure to remove any trade fixture said fixture shall be deemed abandoned and shall become property of the Riverhead Sewer District to remove or demolish such fixture in its sole discretion, and

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board, as governing body of

Adopted

08/24/99

THE VOTE

Kwasna Yes No Lull Yes No
Villella Yes No

THE RESOLUTION WAS WAIVED

COUNCILMAN KWASNA OFFERED THIS RESOLUTION TO BE TABLED, WHICH WAS SECONDED BY COUNCILMAN

LULL.

Tabled

the Riverhead Sewer District hereby determines that the antennae and appurtenances are abandoned within the meaning of Paragraph FIFTEENTH of the agreement dated April 17, 1989, between the Riverhead Sewer District and Crystal Coast Communications, Inc., and be it further

RESOLVED, that as abandoned property the antennae and appurtenances shall be removed by the Riverhead Sewer District August 27 1999 at 7:00 a.m., or thereafter, and be it further

RESOLVED, that Crystal Coast Communications, Inc. shall be liable for all costs and expenses incident to the removal of the aforesaid abandoned property, and be it further

RESOLVED, that the Riverhead Sewer District does not accept or undertake any duty of care regarding the means and methods of removal or the disposition of the abandoned property, and it further

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to Crystal Coast Communications, Inc.; Michael Reichel; H2M; Accounting Department; and the attorney for the Sewer District.

At a Special Board Meeting of August 24, 1999, This resolution was declared to be duly adopted.

Councilman Kwasna offered the resolution to be brought off the table, which was seconded by Councilman Lull.

All Councilman in favor of bringing resolution off the table.

Councilman Lull offered the resolution for adoption, which was seconded by Councilman Lull.

Councilman Kent made an amendment to the resolution, which changed the date to August 27, 1999.

All in favor, the resolution was thereupon declared to be duly adopted.

Adopted
08/24/99

8/17/99

TOWN OF RIVERHEAD

Adopted

Resolution # 784

SCHEDULING A PUBLIC HEARING PURSUANT TO ARTICLE 12 OF THE TOWN LAW OF THE STATE OF NEW YORK TO DECLARE CERTAIN PREMISES AS NOT REQUIRED FOR THE PURPOSES OF THE RIVERHEAD WATER DISTRICT AND AUTHORIZING THE LEASE THEREOF TO CRYSTAL COAST COMMUNICATIONS, INC.

COUNCILMAN LULL

_____ offered the following resolution, was seconded by COUNCILMAN CARDINALE:

BE IT RESOLVED, that the Town Board of the Town of Riverhead as the governing body of the Riverhead Water District hereby determines to hold a public hearing pursuant to Article 12 of the New York State Town Law, on September 7, 1999, at 7:25 o'clock in the evening to declare approximately four (4) acres of the some 15.7 acres owned by the Water District located on Osborn Avenue, north of Old Country Road (Route 58) and designated as Suffolk County Tax Map 600-101-3-1, as not required for the purposes of the aforesaid Water District and authorizing the lease thereof to Crystal Coast Communications, Inc., and be it further

RESOLVED, that the Town Clerk is hereby directed to publish the attached notice of public hearing in one issue of the News Review, the official newspaper of the Town of Riverhead having general circulation in the Town, on Thursday, August 26, 1999, and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution and the attached notice to Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP., the Town Attorney, and Crystal Coast Communications, Inc.

THE VOTE
Cardinale Yes No Kent Yes No
Kwasna Yes No Lull Yes No
Vilella Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that pursuant to Article 12 of the New York State Town Law, a public hearing will be held before the Town Board of the Town of Riverhead in its capacity as the governing body of the Riverhead Water District on the 7th day of September, 1999 at 7:25 o'clock in the evening of that day, to hear all interested persons with regard to declaring approximately four (4) acres of the some 15.7 acres owned by the Water District on Osborn Avenue, north of Old Country Road (Route 58) and designated as Suffolk County Tax Map 600-101-3-1, as not required for the purposes of the Riverhead Water District and authorizing the lease thereof to Crystal Coast Communications, Inc.

Dated: Riverhead, New York
August 17, 1999

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

Adopted

8/17/99

RESOLUTION # 785

AUTHORIZES SUPERVISOR TO EXECUTE
PURCHASE ORDERS,
RE: EMERGENCY REQUEST
RIVERHEAD WATER DISTRICT

Adopted _____

COUNCILMAN KWASNA

_____ offered the following

resolution which was seconded by **COUNCILMAN LULL** _____,

WHEREAS, the lightning storm of August 11, 1999, caused damage to the central control system of the Riverhead Water District after lightning struck the main office located at 1035 Pulaski Street, Riverhead, resulting in an electrical surge destroying the telemetering/control systems at said location, and

WHEREAS, immediate repairs were necessary,

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, as governing body of the Riverhead Water District, declares this an emergency situation, and be it further

RESOLVED, that the Supervisor be and is hereby authorized to execute the following purchase orders:

Essex Engineering
21 Industrial Drive
Ivyland, PA 18974
Rebuild transmitter/controller
\$500.00

AGM Electronics, Inc.
P. O. Box 32227
Tucson, Arizona 82751
Replace control modules
\$2,000.00

Precision Flow
12 Robert Court
P. O. Box 190
Lodi, NJ 07644
Initial servicing and damage assessment
and replacement parts
\$1,500.00 and \$10,000.00

Page 2

Bendlin, Inc.
94 Valley Road
P. O. Box 385
Montclair, NJ 07042
\$2,500.00

REVCO
Griffing Avenue
Riverhead, NY 11901
\$300.00

Electronix Systems CSA, Inc.
1555 New York Avenue
Huntington Station, NY 11746
\$2,100.00

and be it further

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to Gary Pendzick, Accounting Department, Frank Isler, Esq.; and the above named contractors.

THE VOTE

Cardinale <input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kent <input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kwasna <input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull <input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Villella <input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No		

THE RESOLUTION WAS WAS NOT

THEREUPON DULY DECLARED ADOPTED

RWD Riverhead Water District
 Gary J. Pendzick, Superintendent
 1035 Pulaski Street, Riverhead, N.Y., 11901
 (516) 727-3205 Fax: (516) 369-4608

FAX TRANSMITTAL SHEET

DATE: August 16, 1999

TIME: 12:02 PM

NUMBER OF PAGES (including cover sheet): 5

TO: Richard A. Ehlers, Esq.

COMPANY: _____

FAX NUMBER: 727-4130 TELEPHONE NUMBER: 727-4100

FROM: Lynn - RWD

TELEPHONE #: (516) 727-3205 FAX #: (516)369-4608

RE: Emergency Purchase Requests

COMMENTS:

Copies attached.

NOTE: CONTACT SENDER IF YOU DO NOT RECEIVE ALL PAGES OR COPY IS NOT LEGIBLE.

RWD

Riverhead Water District, 1035 Pulaski Street, Riverhead, N.Y., 11901
(516) 727-3205 Fax: (516) 369-4608

DATE: August 13, 1999

MEMO TO: Richard Ehlers, Attorney For The R.W.D.

FROM: Gary J. Pendzick, Superintendent R.W.D.

SUBJECT: Submittal of resolution for Board Meeting on 8/17/99 declaring an emergency due to a lightning strike at the Riverhead Water District's Main Office.

Dear Mr. Ehlers,

On the evening of August 11th 1999 lightning struck our main office located on 1035 Pulaski Street. The resulting electrical surge destroyed the telemetering/control systems at same. As you know the main office's control system is the heart of the Districts operation. All other District facilities are routed to and controlled by this system. In order to effect immediate repairs I have had to make several large purchase requests. Jack Hansen has advised me to have a resolution passed at the upcoming board meeting declaring this situation an emergency in order to facilitate the processing of those purchase requests.

I know this is short notice but I need a resolution written declaring this situation an emergency and delivered to the Supervisors office by the morning of August 17th 1999 so that repairs can be completed as soon as possible.

Please do not hesitate to contact me at your convenience if you have any questions.

Re: his purchase order

Sincerely Yours,

Gary J. Pendzick
Gary J. Pendzick
Superintendent R.W.D.

cc: mf

C:\MSOFFICE\WINWORD\RWDCOM98\MEMO\LAWYERS\DCMEM14.doc

TOWN OF RIVERHEAD PURCHASE REQUEST

REQUEST DATE: August 13, 1999

EMERGENCY P.O. # 99-2656

DATE NEEDED: A.S.A.P.

DEPARTMENT: RIVERHEAD WATER DISTRICT

FUND CHARGED AGAINST: 112.083200.541100 Repair Account

BALANCE IN FUND BEFORE ORDER: \$56,443.45 BALANCE AFTER: \$55,943.45

C/CLS	DESCRIPTION	QUANT.	X	UNIT COST ENTER COST THEN PRESS CONTR.+M	LINE TOTAL
936-91 PG 256	REBUILD OF MAIN OFFICE TRANSMITTER/CONTROLLER	1	*	\$500.00	\$500.00
			*		
			*		
			*		
			*		
			*		
			*		
			*		
			*		

TOTAL EXPENDITURE (PLACE CURSOR AT THE BEGINNING OF THE "0" THEN PRESS F9): \$500.00
STATEMENT OF NECESSITY: TO REPAIR MAIN CONTROL CENTERS BURNED

OUT DURING LIGHTNING STORM OF 8/11/99

DEPARTMENT HEAD SIGNATURE

RECOMENDED VENDOR: ESSEX ENGINEERING
ADDRESS: 21 INDUSTRIAL DRIVE, IVYLAND, PA, 18974

PHONE#: 215-322-5880

FAX #: 215-322-8368

VENDOR#: 15431

DETERMINATION OF TOWN SUPERVISOR

APPROVED: _____ DISAPPROVED: _____

TOWN OF RIVERHEAD PURCHASE REQUEST

REQUEST DATE: August 13, 1999

EMERGENCY P.O. # 99-2658

DATE NEEDED: A.S.A.P.

DEPARTMENT: RIVERHEAD WATER DISTRICT

FUND CHARGED AGAINST: 112.083200.541100 Repair Account

BALANCE IN FUND BEFORE ORDER: \$55,943.45 BALANCE AFTER: \$53,943.45

C/CLS	DESCRIPTION	QUANT.	X	UNIT COST ENTER COST THEN PRESS CONTR.+M	LINE TOTAL
936-91 PG 256	REPLACE CONTROL MODULES BURNT OUT BY LIGHTNING FROM THUNDER STORM ON 8/11/99	1	*	\$2,000.00	\$2,000.00
			*		
			*		
			*		
			*		
			*		
			*		
			*		
			*		
			*		

TOTAL EXPENDITURE (PLACE CURSOR AT THE BEGINNING OF THE "0" THEN PRESS F9): \$2,000.00
STATEMENT OF NECESSITY: TO REPAIR MAIN CONTROL CENTERS

DEPARTMENT HEAD SIGNATURE

RECOMENDED VENDOR: AGM ELECTRONICS, INC.

ADDRESS: P.O. BOX 32227, TUSON, AZ. 82751

PHONE#: 520-722-1000

VENDOR#: 15906

DETERMINATION OF TOWN SUPERVISOR

APPROVED: _____ DISAPPROVED: _____

TOWN OF RIVERHEAD PURCHASE REQUEST

REQUEST DATE: August 12, 1999 EMERGENCY P.O. # 99-2644

DATE NEEDED: A.S.A.P.

DEPARTMENT: RIVERHEAD WATER DISTRICT

FUND CHARGED AGAINST: 112.083200.541100 Repair Account

BALANCE IN FUND BEFORE ORDER: \$57,943.45 BALANCE AFTER: \$56,443.45

C/CLS	DESCRIPTION	QUANT.	X	UNIT COST ENTER COST THEN PRESS CONTR.+M	LINE AMT.
287-80 PG 227	INITIAL SERVICING AND DAMAGE ASSESSMENT OF LIGHTNING DAMAGED CONTROL CENTER LOCATED AT THE MAIN OFFICE	1	*	\$1,500.00	\$1,500.00
			*		
			*		
			*		
			*		
			*		
			*		
			*		
			*		
			*		

TOTAL EXPENDITURE (PLACE CURSOR AT THE BEGINNING OF THE "0" THEN PRESS F9): \$1,500.00
 STATEMENT OF NECESSITY: INITIAL SERVICING AND DAMAGE ASSESSMENT
OF LIGHTNING DAMAGED CONTROL CENTER LOCATED AT THE MAIN
OFFICE

DEPARTMENT HEAD SIGNATURE

RECOMENDED VENDOR: PRECISION FLOW
 ADDRESS: 12 ROBERT COURT, P.O. BOX 190, LODI, NJ, 07644

PHONE#: 201-471-3652

VENDOR#: 40741

DETERMINATION OF TOWN SUPERVISOR

APPROVED: _____ DISAPPROVED: _____

TOWN OF RIVERHEAD PURCHASE REQUEST

REQUEST DATE: August 12, 1999

EMERGENCY P.O. # 99-2652

DATE NEEDED: A.S.A.P.

DEPARTMENT: RIVERHEAD WATER DISTRICT

FUND CHARGED AGAINST: 112.083200.541100 Repair Account

BALANCE IN FUND BEFORE ORDER: \$67,943.45 BALANCE AFTER: \$57,943.45

C/CLS	DESCRIPTION	QUANT.	X	UNIT COST ENTER COST THEN PRESS CONTR.#M	LINE AMT.
287-80 PG 227	REPLACEMENT PARTS FOR MAIN OFFICE CENTRAL CONTROL SYSTEM DESTROYED DUE TO LIGHTNING	1	*	\$10,000.00	\$10,000.00
			*		
			*		
			*		
			*		
			*		
			*		
			*		
			*		

TOTAL EXPENDITURE (PLACE CURSOR AT THE BEGINNING OF THE "0" THEN PRESS F9): \$10,000.00
 STATEMENT OF NECESSITY: TO REPAIR REPLACE MAIN OFFICE CENTRAL
CONTROL SYSTEM DESTROYED BY LIGHTNING DURING THUNDER STORM
ON 8/11/99

DEPARTMENT HEAD SIGNATURE

RECOMENDED VENDOR: PRECISION FLOW

ADDRESS: 12 ROBERT COURT, P.O. BOX 190, LODI, NJ, 07644

PHONE#: 201-471-3652

VENDOR#: 40741

DETERMINATION OF TOWN SUPERVISOR

APPROVED: _____ DISAPPROVED: _____

TOWN OF RIVERHEAD PURCHASE REQUEST

REQUEST DATE: 8/17/99 P.O. #: _____

DATE NEEDED: A.S.A.P.

DEPARTMENT: RIVERHEAD WATER DISTRICT

FUND CHARGED AGAINST: 112.083200

BALANCE IN FUND BEFORE ORDER: \$ _____

C/CLS	DESCRIPTION	QUANT.	X	UNIT COST ENTER COST THEN PRESS +M	LINE TOTAL
	Repair/replace main				
	alarm system @				
	main plant Plant 1				
	and plant 3	1		2100.-	\$2100.-

TOTAL EXPENDITURE (PLACE CURSOR AT THE BEGINING OF THE "0" THEN PRESS F9): \$0

STATEMENT OF NECESSITY: TO REPLENISH

DEPARTMENT HEAD SIGNATURE

RECOMMENDED VENDOR: Electronic Systems (SA) Inc.

ADDRESS: 1555 N.Y. Avenue, Elmont, Sta NY 11746

PHONE #: 516-271-4000 FAX #: 516-424-8510 VENDOR #: _____

DETERMINATION OF SUPERVISOR

APPROVED: _____

DISAPPROVED: _____

TOWN OF RIVERHEAD PURCHASE REQUEST

REQUEST DATE: 8-12-99 P.O. #: 99-2657

DATE NEEDED: A.S.A.P.

DEPARTMENT: RIVERHEAD WATER DISTRICT

FUND CHARGED AGAINST: 112.083200.541100

BALANCE IN FUND BEFORE ORDER: \$ _____

C/CLS	DESCRIPTION	QUANT.	X	UNIT COST ENTER COST THEN PRESS +M	LINE TOTAL
	<i>Flow meter</i>	<i>est</i>			<i>2500.00</i>

TOTAL EXPENDITURE (PLACE CURSOR AT THE BEGINING OF THE "0" THEN PRESS F9): \$0

STATEMENT OF NECESSITY: TO REPLENISH repair

DEPARTMENT HEAD SIGNATURE

RECOMMENDED VENDOR: Senslin, Inc.

ADDRESS: 94 Valley Rd, PO Box 385, Montclair, NJ 07042

PHONE #: 201-746-2061 FAX #: _____ VENDOR #: 3036

DETERMINATION OF SUPERVISOR

APPROVED: _____

DISAPPROVED: _____

AUGUST 17, 1999

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 786

GENERAL FUND
BUDGET ADJUSTMENT

COUNCILMAN CARDINALE

_____ offered the following resolution,

which was seconded by _____ COUNCILMAN KENT

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

FROM:

Table with 3 columns: Code, Description, Amount. Rows include APPROPRIATED FUND BALANCE (\$211,000), PLANNING BOARD FEES (25,000), REFUND OF PRIOR YEARS EXPENSE (5,000), and PROPANE EXPENSE (300).

TO:

Table with 3 columns: Code, Description, Amount. Rows include TOWN BOARD, LITIGATION APPEALS (\$75,000), TOWN ENGINEER, CONSULTANTS (10,000), SAFETY INSPECTION, CAR EXPENSES (1,000), SAFETY INSPECTION, OFFICE EXPENSE (500), BEACHES, VACCINATION (2,500), TRANSFER TO CAPITAL PROJECT (62,000), PLANNING DEPARTMENT - CONSULTANTS (30,000), MISCELLANEOUS EXPENSE (300), and POLICE, NEW VEHICLE (60,000).

THE VOTE
Cardinale Yes No Kent Yes No
Kwasna Yes No Lull Yes No
Villella Yes No
THE RESOLUTION WAS X WAS NOT
THEREUPON DULY DECLARED ADOPTED

August 17, 1999

Adopted

TOWN OF RIVERHEAD

P.A.L. FUND
BUDGET ADJUSTMENT

RESOLUTION # 787

COUNCILMAN KENT offered the following resolution,
which was seconded by COUNCILMAN KWASNA

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

004.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$2,900.
004.031200.549000	MISCELLANEOUS FOOTBALL EXPENSE	TO:	\$900.
004.031200.542400	FOOTBALL UNIFORMS		\$2,000.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the JAB/PAL Office and the Office of Accounting.

THE VOTE

Cardinale Yes No
 Kwasna Yes No
 Viliella Yes No

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY DECLARED ADOPTED

AUGUST 17, 1999

Adopted

TOWN OF RIVERHEAD

Resolution # 788

SEWER DISTRICT

BUDGET ADJUSTMENT

COUNCILMAN KWASNA

offered the following resolution ,

which was seconded by COUNCILMAN LULL

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

		FROM:
114.081300.541425	SEWER FUND ACCOUNT	\$16,000.
114.081300.547504	SANITATION	\$26,000.
		TO:
114.081300.541425	GENERATOR MAINTENANCE	\$16,000.
114.081300.524000	MISCELLANEOUS EQUIPMENT	2,000.
114.081300.523011	PLANT IMPROVEMENTS	3,000.
114.081300.541100	BUILDING REPAIRS & MAINTENANCE	2,000.
114.081300.541103	PUMP STATION MAINTENANCE	2,000.
114.081300.542503	CHLORINE & CHEMICAL	10,000.
114.081300.547506	LABORATORY ANALYSIS	2,000.
114.081300.549000	MISCELLANEOUS EXPENSE	5,000.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
 Kwasna Yes ___ No ___ Lull Yes ___ No ___
 Vilella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
 THEREUPON DULY DECLARED ADOPTED

AUGUST 17, 1999

Adopted

TOWN OF RIVERHEAD

Resolution # 789

1999 COMMUNITY DEVELOPMENT

BLOCK GRANT CAPITAL PROJECT

BUDGET ADJUSTMENT

COUNCILMAN LULL

_____ offered the following resolution,

which was seconded by **COUNCILMAN CARDINALE** _____

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

FROM:

181.084910.493000.06999 FEDERAL COMMUNITY DEVELOPMENT
BLOCK GRANT \$173,000.

TO:

181.086680.54000.06999	HOME IMPROVEMENT PROGRAM	\$10,000.
181.086680.541102.06999	SINGLE FAMILY REHABILITATION	18,000.
181.086760.544000.06999	ALTERNATIVES COUNSELING	6,000.
181.086760.543409.06999	LIBRARY PROGRAM	6,200.
181.086760.543408.06999	COMMUNITY AWARENESS PROGRAM	8,000.
181.086760.542200.06999	BREAD & MORE SOUP KITCHEN	5,500.
181.086600.521000.06999	PROPERTY ACQUISITION	82,300.
181.086620.523022.06999	STREET IMPROVEMENTS	18,000.
181.086860.540000.06999	ADMINISTRATION	19,000.

THE VOTE

Cardinale Yes No Kent Yes No

Kwasna Yes No Lull Yes No

Villella Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY DECLARED ADOPTED

AUGUST 17, 1999

Adopted

TOWN OF RIVERHEAD

Resolution # 790

WATER PLANT WELL #7 - 3

CAPITAL PROJECT

BUDGET ADJUSTMENT

COUNCILMAN CARDINALE offered the following resolution,
which was seconded by COUNCILMAN KENT

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

406.099010.482220.30004 REPAIRS & MAINTENANCE

FROM: \$96,000.

406.095731.494200.30004 SERIAL BOND PROCEEDS

TO: \$96,000.

THE VOTE
Cardinale Yes No Kent Yes No
Kwasna Yes No Lull Yes No
Vilella Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

August 17, 1999

Adopted

TOWN OF RIVERHEAD

Resolution # 791

JOINT SCAVENGER WASTE DISTRICT

BUDGET ADJUSTMENT

COUNCILMAN KENT

_____ offered the following resolution,

which was seconded by COUNCILMAN KWASNA

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

918.081890.547504 SANITATION

FROM:
\$13,000.

918.081890.541400 EQUIPMENT REPAIR & MAINTENANCE
918.081890.524503 CHEMICALS

TO:
\$8,000.
5,000.

THE VOTE

Cardinale Yes No Kent Yes No
Kwasna Yes No Lull Yes No
Villella Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

Adopted

72113-3148P

RESOLUTION # 792

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, in Riverhead, New York, in said Town, on August 17, 1999, at 7:00 o'clock P.M., Prevailing Time.

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

PRESENT: **Supervisor Vincent Villella**
 Councilman Philip Cardinale
 Councilman Christopher Kent
 Councilman Mark Kwasna
 Councilman James Lull

ABSENT:

The following resolution was offered by Councilman **COUNCILMAN CARDINALE**, who moved its adoption, seconded by Councilman **COUNCILMAN LULL**, to-wit:

THE VOTE
Cardinale Yes ___ No ___ Kent Yes ___ No ___
Kwasna Yes ___ No ___ Lull Yes ___ No ___
Villella Yes ___ No ___
THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

BOND RESOLUTION DATED AUGUST 17, 1999.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$2,000,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE DRAINAGE IMPROVEMENTS THROUGHOUT AND IN AND FOR SAID TOWN.

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

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

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

Section 1. For the class of objects or purposes of paying the cost of the drainage improvements throughout and in and for the Town of Riverhead, Suffolk County, New York, including incidental improvements and expenses in connection therewith, there are hereby authorized to be issued \$2,000,000 serial bonds of the Town of Riverhead, Suffolk County, New York.

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

Section 3. It is hereby determined that the period of probable usefulness of the aforescribed class of objects or purposes is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

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

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

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

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing

the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a

long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

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

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

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

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

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

<u>Supervisor Villella</u>	VOTING	<u>Yes</u>
<u>Councilman Cardinale</u>	VOTING	<u>Yes</u>
<u>Councilman Kent</u>	VOTING	<u>Yes</u>
<u>Councilman Kwasna</u>	VOTING	<u>Yes</u>
<u>Councilman Lull</u>	VOTING	<u>Yes</u>

The resolution was thereupon declared duly adopted.

* * * *

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

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

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on August 17, 1999, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

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

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

<u>Newspaper and/or other news media</u>	<u>Date given</u>
Times Review	August 20, 1999

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

Designated Location(s)
of posted notice _____

Date of Posting

Town Clerk's Bulletin Board

August 18, 1999

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on August 18, 1999.

Town Clerk

(CORPORATE
SEAL)

LEGAL NOTICE OF ADOPTION

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Riverhead, Suffolk County, New York, at a meeting held on August 17, 1999, duly adopted the resolution published herewith subject to a permissive referendum.

Dated: Riverhead, New York
August 17, 1999

Town Clerk

BOND RESOLUTION DATED AUGUST 17, 1999.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$2,000,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE DRAINAGE IMPROVEMENTS THROUGHOUT AND IN AND FOR SAID TOWN.

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

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

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

Section 1. For the class of objects or purposes of paying the cost of the drainage improvements throughout and in and for the Town of Riverhead, Suffolk County, New York, including incidental improvements and expenses in connection therewith, there are hereby authorized to be issued \$2,000,000 serial bonds of the Town of Riverhead, Suffolk County, New York.

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

Section 3. It is hereby determined that the period of probable usefulness of the aforescribed class of objects or purposes is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

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

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

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

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing

the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a

long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

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

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

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

Adopted

August 17, 1999

TOWN OF RIVERHEAD

Resolution #793

APPROVES SITE PLAN OF LITTLE FLOWER CHILDRENS SERVICES

COUNCILMAN LULL

offered the following resolution,

which was seconded by **COUNCILMAN KWASNA**:

WHEREAS, a site plan and elevations were submitted by Little Flower Childrens Services, for site plan approval , located at North Wading River Road, Wading River, New York, known and designated as Suffolk County Tax Map Number 0600-36-1-2 and 0600-36-3-6.1; and

WHEREAS, the Planning Department has reviewed the site plan dated June 3, 1999, as prepared by Harold Tranchon, L.S., and elevations dated May 19, 1999, as prepared by Martin Sendlewski, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be a Type II Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

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

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Little Flower Childrens Services, for site plan approval , located at North Wading River Road, Wading River, New York, site plan dated June 3, 1999, as prepared by Harold Tranchon, L.S., and elevations dated May 19, 1999, as prepared by Martin Sendlewski, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

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

- 11. That all utilities shall be constructed underground;
- 12. That pursuant to Section 108-133I 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 building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
- 13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
- 14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Little Flower Childrens Services, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
 Kwasna Yes ___ No ___ Yes ___ No ___
 Vilella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
 THEREUPON DULY DECLARED ADOPTED

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1998, made by Little Flower Childrens Services, premises located at North Wading River Road, Wading River, Declarant:

WITNESSETH:

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

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

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

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

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

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

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

Little Flower Childrens Services

STATE OF NEW YORK)

)ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____, 1998, before me personally came Little Flower Childrens Services, to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at North Wading River Road, Wading River, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

NOTARY PUBLIC

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On this _____ day of _____, 1998, before me personally came _____, to me known, and known to me to be one of the members of the firm of _____, described in and who executed the foregoing instrument, and (s)he acknowledged to me that (s)he executed the same as and for the act and deed of said firm.

NOTARY PUBLIC

STATE OF NEW YORK)

ss.:

Adopted

August 17, 1999

TOWN OF RIVERHEAD

Resolution # 794

APPROVES SITE PLAN OF DWAYNE EARLY

COUNCILMAN KENT offered the following resolution,
which was seconded by **COUNCILMAN CARDINALE**:

WHEREAS, a site plan and elevations were submitted by Dwayne Early, for site plan approval, located at Curch Lane, Aquebogue, New York, known and designated as Suffolk County Tax Map Number 0600-46-1-21; and

WHEREAS, the Planning Department has reviewed the site plan dated April 15, 1997, as prepared by Joseph Ingegno, L.s., and elevations dated December 17, 1998, as prepared by Garrett Strang, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be an Unlisted Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

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

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Dwayne Early, for site plan approval, located at Curch Lane, Aquebogue, New York, site plan dated April 15, 1997, as prepared by Joseph Ingegno, L.s., and elevations dated December 17, 1998, as prepared by Garrett Strang, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

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

- 11. That all utilities shall be constructed underground;
- 12. That pursuant to Section 108-133I 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 building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
- 13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
- 14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;
- 15. That no building permit shall be issued prior to the filing of a covenant providing for a 30 foot non-disturbance buffer located at the easterly property line along lots 22 and 23 of the Map of North Fork woods;
- 16. That no building permit shall be issued prior to the demolition or removal of existing outdoor runs located at the northerly portion of the premises; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Dwayne Early, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

THE VOTE

Cardinale Yes ___ No ___ Kent Yes ___ No ___
 Kwasna Yes ___ No ___ Lull Yes ___ No ___
 Vilella Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
 THEREUPON DULY DECLARED ADOPTED

DECLARATION AND COVENANTS

THIS DECLARATION, made the ____ day of _____, 1999, made by Dwayne Early, premises located at Church Lane, Aquebogue, Declarant:

WITNESSETH:

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

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

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

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

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

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

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

Dwayne Early

STATE OF NEW YORK)

)ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____, 1998, before me personally came Dwayne Early, to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at Curch Lane, Aquebogue, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

NOTARY PUBLIC

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On this _____ day of _____, 1998, before me personally came _____, to me known, and known to me to be one of the members of the firm of _____, described in and who executed the foregoing instrument, and (s)he acknowledged to me that (s)he executed the same as and for the act and deed of said firm.

NOTARY PUBLIC

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____, 1998, before me personally came _____ who, being sworn by me, did depose and say: that (s)he is the _____ of _____; that (s)he knows the seal of the corporation; that the seal affixed to this instrument is said seal; and that it was affixed by order of the Board of Directors of the Corporation.

NOTARY

PUBLIC

Adopted

August 17, 1999

TOWN OF RIVERHEAD

Resolution # 795

APPROVES SITE PLAN OF ADCHEM CORP.

revised!

COUNCILMAN KWASNA offered the following resolution,

which was seconded by COUNCILMAN KENT:

WHEREAS, a site plan and elevations were submitted by Adchem Corp., for site plan approval, located at Route 58, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-101-1-2; and

WHEREAS, the Planning Department has reviewed the site plan dated March 20, 1999, as prepared by Young & Young, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be an Unlisted Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

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

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Adchem Corp., for site plan approval, located at Route 58, Riverhead, New York, site plan dated March 20, 1999, as prepared by Young & Young, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan review and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Adchem Corp. hereby authorizes and consents to the Town of Riverhead to enter premises at Route 58, Riverhead, New York, to enforce said handicapped parking regulations;
10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all utilities shall be constructed underground;

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

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

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

15. That the proposed fence shall not have a height exceeding eight (8) feet and that the use of barbed wire, razor wire or other security wire is strongly discouraged; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Adchem Corp., the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

THE VOTE

Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kwasna	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Villella	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT

THEREUPON DULY DECLARED ADOPTED

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1998, made by Adchem Corp., located at Route 58, Riverhead, Declarant:

WITNESSETH:

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

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

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

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

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

4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled , "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving, and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
8. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Adchem Corp. hereby authorizes and consents to the Town of Riverhead to enter premises at Route 58, Riverhead, New York, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
10. That all utilities shall be constructed underground;
11. That pursuant to Section 108-133I 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 building permit, shall pose a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

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

Adchem Corp.

STATE OF NEW YORK)

)ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____, 1998, before me personally came Adchem Corp., to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at Route 58, Riverhead, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

NOTARY PUBLIC

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On this _____ day of _____, 1998, before me personally came _____, to me known, and known to me to be one of the members of the firm of _____, described in and who executed the foregoing instrument, and (s)he acknowledged to me that (s)he executed the same as and for the act and deed of said firm.

NOTARY PUBLIC

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____, 1998, before me personally came _____ who, being sworn by me, did depose and say: that (s)he is the _____ of _____; that (s)he knows the seal of the corporation; that the seal affixed to this instrument is said seal; and that it was affixed by order of the Board of Directors of the Corporation.

NOTARY

PUBLIC

Adopted

August 17, 1999

TOWN OF RIVERHEAD

AUTHORIZATION TO REJECT AND RE-BID
FIRST RESPONDER ACCESSORIES
RESOLUTION # 796

COUNCILMAN LULL
by _____ offered the following resolution, which was seconded
by COUNCILMAN CARDINALE.

WHEREAS, the Town Clerk accepted and opened bids for First Responder Accessories on July 26, 1999 and

WHEREAS, the original bidding document was incorrect and has to be rejected and

WHEREAS, the bid for First Responder Accessories has to be re-bid.

BE IT RESOLVED, that the Town Clerk is hereby authorized to reject all bids received on July 26, 1999 for the First Responder Accessories bid and

BE IT RESOLVED, that the Town Clerk is hereby authorized to publish and post the following public notice in the August 26, 1999 issue of the News Review.

THE VOTE
Cardinale Yes No Yes No
Kwasna Yes No Lull Yes No
Villella Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of FIRST RESPONDER ACCESSORIES for use by the TOWN OF RIVERHEAD will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until 11:05 a.m. on September 9, 1999.

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

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

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

8/17/99

TOWN OF RIVERHEAD

Adopted

Resolution # 797

AWARDING BIDS FOR THE COLLECTION AND DISPOSAL OF SOLID WASTE
FOR THE TOWN OF RIVERHEAD REFUSE AND GARBAGE DISTRICT
COUNCILMAN KWASNA

_____ offered the following resolution, was seconded
by COUNCILMAN KENT :

WHEREAS the Town Board as the governing body for the Riverhead Refuse and Garbage District did authorize the advertisement for bids for the collection and disposal of Solid Waste (including yard waste) for the period from January 1, 2000 through December 31, 2002, and

WHEREAS the Town Clerk, as authorized, did 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 the lowest responsible bidders under Alternative A were as follows:

- DISTRICT A: CROWN SANITATION INC.
- DISTRICT B: CROWN SANITATION INC.
- DISTRICT C: CROWN SANITATION INC.
- DISTRICT D: GEORGE'S RESIDENTIAL SANITATION SERVICE INC.
- DISTRICT E: GEORGE'S RESIDENTIAL SANITATION SERVICE INC.
- DISTRICT F: GEORGE'S RESIDENTIAL SANITATION SERVICE INC.

BE IT RESOLVED, that the Town Board of the Town of Riverhead, as the governing body of the Riverhead Refuse and Garbage District hereby determines to award the bids for the collection and disposal of solid waste (including yard waste) for the period from January 1, 2000 through December 31, 2002 under bid Alternative A; and it is further

RESOLVED that the bids for the collection and disposal of solid waste (including yard waste) for the period from January 1, 2000 through December 31, 2002 under bid Alternative A be and are awarded as follows:

District A

to: Crown Sanitation Inc.
865 Youngs Avenue
Riverhead, New York 11901

for a unit cost as follows:

2000: \$ 208.80
2001: \$ 208.80
2002: \$ 208.80

District B

to: Crown Sanitation Inc.
865 Youngs Avenue
Riverhead, New York 11901

for a unit cost as follows:

2000: \$ 178.44
2001: \$ 178.44
2002: \$ 178.44

District C

to: Crown Sanitation Inc.
865 Youngs Avenue
Riverhead, New York 11901

for a unit cost as follows:

2000: \$ 208.79
2001: \$ 208.79
2002: \$ 208.79

District D

to: George's Residential Sanitation Services Inc.
P.O. Box GG
Route 104
Quogue, New York 11959

for a unit cost as follows:

2000: \$ 192.24
2001: \$ 192.24
2002: \$ 192.24

District E

to: George's Residential Sanitation Services Inc.
P.O. Box GG
Route 104
Quogue, New York 11959

for a unit cost as follows:

2000: \$ 191.64
2001: \$ 191.64
2002: \$ 191.64

District E

to: George's Residential Sanitation Services Inc.
P.O. Box GG
Route 104
Quogue, New York 11959

for a unit cost as follows:

2000: \$ 191.76
2001: \$ 191.76
2002: \$ 191.76

and be it further

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

RESOLVED that upon completion of fully executed contracts by Crown Sanitation Inc. for Districts A, B and C and the filing of said contracts with the Town Clerk, the Town Clerk is hereby authorized to release to Crown Sanitation Inc. its bid security, and it is further

RESOLVED that upon completion of fully executed contracts by George's Residential Sanitation Service Inc. for Districts D, E and F and the filing of said contracts with the Town Clerk, the Town Clerk is hereby authorized to release to George's Residential Sanitation Service Inc. its bid security, and it is further

RESOLVED that the Town Clerk forward certified copies of this resolution to Crown Sanitation Inc., George's Residential Sanitation Services, Inc., John H. Hansen, John Reeve, and Frank A. Isler, Esq.

THE VOTE
Cardinale Yes ___ No ___ Kent Yes ___ No ___
Kwasna Yes ___ No ___ Lull Yes ___ No ___
Villella Yes ___ No ___
THE RESOLUTION WAS WAS NOT ___

08/17/99

Tabled

At A Special Board Meeting on August 24, 1999. Resolution was adopted.

TOWN OF RIVERHEAD

Resolution # 798

Adopted

08/24/99

RECLASSIFIES PART TIME TO FULL TIME ANIMAL CONTROL OFFICER I IN THE DEPARTMENT OF ANIMAL CONTROL

COUNCILMAN CARDINALE

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

WHEREAS, due to the resignation of an employee a vacancy now exists in the Department of Animal Control for the position of Animal Control Officer I; and

WHEREAS, Louis Coronese was appointed from Civil Service list #99A-034 on March 5, 1999 and has continued to hold this title on a part time basis; and

WHEREAS, it is the recommendation of the Town Supervisor that we change his job status to full time.

NOW, THEREFORE, BE IT RESOLVED, that effective ~~August 23, 1999~~ ^{August 30, 1999}, the Town Board hereby appoints Louis Coronese to the position of full time Animal Control Officer I as found on Group 5 Step P of the Operational and Technical Salary Structure of the CSEA Contract.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Louis Coronese, the Department of Animal Control, and the Office of Accounting.

COUNCILMAN KENT OFFERED TO TABLE THIS RESOLUTION, WHICH WAS SECONDED BY COUNCILMAN LULL.

ALL COUNCILMAN IN FAVOR OF TABLING THE RESOLUTION.

08/24/99
Councilman Cardinale offered the resolution off the table, which was seconded by Councilman Kent.

Councilman Kent made an amendment to the resolution, which change the effective date to August 30, 1999, which was seconded by Councilman Cardinale.

THE VOTE

Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kwasna	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Villella	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS WAS NOT _____

Tabled

Town of Riverhead

Adopted

Resolution # 799

1996 Clean Water Clean Air Bond Act – Title 3 Section 56-0303
Water Quality Improvement Projects and
Environmental Protection Fund 17-14 Environmental Conservation Law;
Performance Partnership Grants Public Law 104-134
Nonagricultural Nonpoint Source Projects

Authorizing Application Submission Under the Clean Water Clean Air Bond Act of 1996 for
Pollution Prevention Project

COUNCILMAN KENT

offered the following resolution,

which was seconded by **COUNCILMAN CARDINALE**:

WHEREAS, the Town of Riverhead herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, Article 56 of the Environmental Conservation Law authorizes State assistance to municipalities for water quality improvement projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith; and

WHEREAS, the subject application for Pollution Prevention funds in the amount of \$40,000 will reduce discharge of marine mammal tank water into the Peconic Bay.

THEREFORE, BE IT FURTHER RESOLVED by the Riverhead Town Board that:

1. Vincent G. Vilella, Supervisor, or such person's successor in office, is the representative authorized to act in behalf of the Municipality's governing body in all matters related to State assistance under ECL Article 56, Title 3. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality's governing body in all matters related to the Project and State assistance;
2. That the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation (DEC);
3. That one (1) certified copy of this Resolution be prepared and sent to the Albany office of the New York State Department of Environmental Conservation together with the *Application for State Assistance Payments*;
4. That this Resolution take effect immediately.

THE VOTE

Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kwasna	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Vilella	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Community Development Director Andrea Lohneiss. **WAS NOT DECLARED ADOPTED**

08/17/99

TOWN OF RIVERHEAD

Resolution # 800

**APPOINTS ASSESSMENT CLERK
IN THE ASSESSOR'S OFFICE**

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

WHEREAS, a vacancy exists for the position of Assessment Clerk in the Assessor's Office, and

WHEREAS, the Suffolk County Department of Civil Service established list #99A-327 which was canvassed, and interviews were conducted, and

WHEREAS, it is the recommendation of the Town Board Personnel Committee and the Town Assessors that Marianne Denham be appointed.

NOW, THEREFORE, BE IT RESOLVED, that effective September 7, 1999, the Town Board hereby appoints Marianne Denham to the position of Assessment Clerk, Group 5, Step P of the Clerical and Supervisory Salary Schedule of the CSEA Contract; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Marianne Denham, the Assessor's Office, and the Office of Accounting.

THE VOTE
Cardinale ✓ Yes ___ No ___
Kwasna ✓ Yes ___ Lull ✓ Yes ___ No ___
Vilella ✓ Yes ___ No ___
THE RESOLUTION WAS ~~X~~ WAS NOT
THEREUPON DULY DECLARED ADOPTED

RESOLUTION # <u>801</u> ABSTRACT # <u>32-99</u> AUGUST 5, 1999 (TBM 8/17/99)			
COUNCILMAN LULL		offered the following Resolution which was seconded by	
COUNCILMAN CARDINALE			
FUND NAME	CD-7/30/99	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 3,260,000.00	\$ 128,220.12 \$ 3,378,220.12
PARKING METER	002	\$ 1,000.00	\$ - \$ 1,000.00
AMBULANCE	003	\$ 14,000.00	\$ - \$ 14,000.00
POLICE ATHLETIC LEAGUE	004	\$ 7,600.00	\$ 1,666.61 \$ 9,066.61
TEEN CENTER	006	\$ 5,000.00	\$ - \$ 5,000.00
RECREATION PROGRAM	006	\$ 60,000.00	\$ 3,176.38 \$ 63,176.38
SR NUTRITION SITE COUNCIL	007	\$ 1,100.00	\$ - \$ 1,100.00
D.A.R.E. PROGRAM FUND	008	\$ -	\$ 613.39 \$ 613.39
CHILD CARE CENTER BUILDING FUND	009	\$ 25,000.00	\$ - \$ 25,000.00
YOUTH COURT SCHOLARSHIP FUND	026	\$ 925.00	\$ - \$ 925.00
SRS DAYCARE BUILDING FUND	027	\$ -	\$ - \$ -
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ - \$ -
HIGHWAY	111	\$ 676,000.00	\$ 1,862.83 \$ 676,862.83
WATER	112	\$ 700,000.00	\$ 14,674.77 \$ 714,674.77
REPAIR & MAINTENANCE	113	\$ 500,000.00	\$ - \$ 500,000.00
SEWER	114	\$ 900,000.00	\$ 947.97 \$ 900,947.97
REFUSE & GARBAGE COLLECTION	115	\$ 200,000.00	\$ - \$ 200,000.00
STREET LIGHTING	116	\$ 60,000.00	\$ - \$ 60,000.00
PUBLIC PARKING	117	\$ 100,000.00	\$ 25.48 \$ 100,025.48
BUSINESS IMPROVEMENT DISTRICT	118	\$ 65,000.00	\$ 4,797.16 \$ 69,797.16
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ - \$ -
AMBULANCE DISTRICT	120	\$ -	\$ - \$ -
WORKER'S COMPENSATION FUND	173	\$ 460,000.00	\$ 16,737.60 \$ 466,737.60
HOSPITALIZATION SELF INSURANCE	174	\$ -	\$ - \$ -
RISK RETENTION FUND	176	\$ 200,000.00	\$ 21,106.65 \$ 221,106.65
UNEMPLOYMENT INSURANCE FUND	176	\$ 17,000.00	\$ - \$ 17,000.00
MAIN STREET REHAB PROGRAM	177	\$ -	\$ - \$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ - \$ -
RESIDENTIAL REHAB	179	\$ -	\$ - \$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ - \$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 2,067.00 \$ 2,067.00
URBAN DEVEL CORP WORKING	182	\$ -	\$ - \$ -
RESTORE	184	\$ -	\$ - \$ -
PUBLIC PARKING DEBT	381	\$ 11,000.00	\$ - \$ 11,000.00
SEWER DISTRICT DEBT	382	\$ 60,000.00	\$ - \$ 60,000.00
WATER DEBT	383	\$ 70,000.00	\$ - \$ 70,000.00
GENERAL FUND DEBT SERVICE	384	\$ 150,000.00	\$ - \$ 150,000.00
SCAVENGER WASTE DEBT	385	\$ 76,000.00	\$ - \$ 76,000.00
COMM DEVEL AGENCY CAP PROJECT	406	\$ -	\$ - \$ -
TOWN HALL CAPITAL PROJECTS	406	\$ 610,000.00	\$ 602,716.61 \$ 1,112,716.61
EIGHT HUNDRED SERIES	408	\$ -	\$ 8,650.00 \$ 8,650.00
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ - \$ -
NUTRITION CAPITAL IMP	441	\$ -	\$ - \$ -
CHIPS	451	\$ 226,000.00	\$ - \$ 226,000.00
YOUTH SERVICES	452	\$ -	\$ - \$ -
SENIORS HELPING SENIORS	453	\$ -	\$ - \$ -
EISEP	464	\$ -	\$ - \$ -
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ - \$ -
MUNICIPAL FUEL FUND	625	\$ 275,000.00	\$ 264.00 \$ 275,264.00
MUNICIPAL GARAGE	626	\$ 5,000.00	\$ 2,360.45 \$ 7,360.45
TRUST & AGENCY	736	\$ -	\$ 42,709.82 \$ 42,709.82
SPECIAL TRUST	736	\$ -	\$ - \$ -
COMM. PRES. FUND	737	\$ 5,000.00	\$ - \$ 5,000.00
CDA-CALVERTON	914	\$ 1,025,000.00	\$ 72,176.67 \$ 1,097,176.67
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ - \$ -
JOINT SCAVENGER WASTE	918	\$ -	\$ 1,334.72 \$ 1,334.72
CENTRAL CLEARING ACCOUNT	989	\$ -	\$ - \$ -
TOTALS		\$ 9,622,626.00	\$ 926,906.13 \$ 10,448,430.13

THE VOTE

Cardinale Yes No Kent Yes No
 Krucina Yes No Lull Yes No
 Villella Yes No

THE RESOLUTION WAS X WAS NOT
THE BOARD FULLY DECLARED ADOPTED

RESOLUTION # 801 ABSTRACT #33-99 AUGUST 12, 1999 (TBM 8/17/99)			
COUNCILMAN LULL	offered the following Resolution which was seconded by		
COUNCILMAN CARDINALE			
FUND NAME	CD-NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 623,668.30	\$ 623,668.30
PARKING METER	002	\$ -	\$ -
AMBULANCE	003	\$ -	\$ -
POLICE ATHLETIC LEAGUE	004	\$ 1,536.02	\$ 1,536.02
TEEN CENTER	005	\$ -	\$ -
RECREATION PROGRAM	006	\$ 14,341.86	\$ 14,341.86
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ 50.00	\$ 50.00
CHILD CARE CENTER BUILDING FUND	009	\$ -	\$ -
YOUTH COURT SCHOLARSHIP FUND	025	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ 1,089.66	\$ 1,089.66
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ -
HIGHWAY	111	\$ 64,216.81	\$ 64,216.81
WATER	112	\$ 60,142.27	\$ 60,142.27
REPAIR & MAINTENANCE	113	\$ -	\$ -
SEWER	114	\$ 28,753.16	\$ 28,753.16
REFUSE & GARBAGE COLLECTION	115	\$ 5,772.67	\$ 5,772.67
STREET LIGHTING	116	\$ 18,451.33	\$ 18,451.33
PUBLIC PARKING	117	\$ 4,856.04	\$ 4,856.04
BUSINESS IMPROVEMENT DISTRICT	118	\$ 841.71	\$ 841.71
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ 1,968.30	\$ 1,968.30
WORKER'S COMPENSATION FUND	173	\$ 10,016.96	\$ 10,016.96
HOSPITALIZATION SELF INSURANCE	174	\$ -	\$ -
RISK RETENTION FUND	175	\$ 1,465.50	\$ 1,465.50
UNEMPLOYMENT INSURANCE FUND	176	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ 706.47	\$ 706.47
URBAN DEVEL CORP WORKING	182	\$ -	\$ -
RESTORE	184	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ -	\$ -
SEWER DISTRICT DEBT	382	\$ -	\$ -
WATER DEBT	383	\$ 1,302,206.68	\$ 1,302,206.68
GENERAL FUND DEBT SERVICE	384	\$ 360.27	\$ 360.27
SCAVENGER WASTE DEBT	385	\$ -	\$ -
COMM DEVEL AGENCY CAP PROJECT	405	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ -
EIGHT HUNDRED SERIES	408	\$ 23,622.30	\$ 23,622.30
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -
CHIPS	451	\$ -	\$ -
YOUTH SERVICES	452	\$ 2,226.88	\$ 2,226.88
SENIORS HELPING SENIORS	453	\$ 1,883.07	\$ 1,883.07
EISEP	454	\$ 913.26	\$ 913.26
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ 6,446.12	\$ 6,446.12
MUNICIPAL GARAGE	626	\$ 11,062.50	\$ 11,062.50
TRUST & AGENCY	735	\$ 607,538.77	\$ 607,538.77
SPECIAL TRUST	736	\$ -	\$ -
COMM. PRES. FUND	737	\$ -	\$ -
CDA-CALVERTON	914	\$ 3,691.36	\$ 3,691.36
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ 21,361.77	\$ 21,361.77
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -
TOTALS		\$ 2,819,184.73	\$ 2,819,184.73

RESOLUTION NO. 802

Adopted

0639272.01

72113-3149P

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, in Riverhead, New York, in said Town, on August 17, 1999, at 7:00 o'clock p.M., Prevailing Time.

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

- PRESENT:
- Supervisor Vincent Villella
 - Councilman Philip Cardinale
 - Councilman Christopher Kent
 - Councilman Mark Kwasna
 - Councilman James Lull

ABSENT:

The following resolution was offered by Councilman COUNCILMAN KENT, who moved its adoption, seconded by Councilman COUNCILMAN KWASNA, to-wit:

BOND RESOLUTION DATED AUGUST 17, 1999.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$120,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE PURCHASE OF AN AMBULANCE FOR SAID TOWN.

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

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

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

Section 1. For the specific object or purpose of paying the cost of the purchase of an ambulance for the Town of Riverhead, Suffolk County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$120,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$120,000, and that the plan for the financing thereof is by the

-2-

issuance of the \$120,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is ten years, pursuant to subdivision 27-a of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

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

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

taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

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

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and

-4-

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

-5-

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

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

or

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

Section 11. Upon this resolution taking effect, the same shall be published in full in *The Times Review*, the official newspaper, together with a notice of the Town Clerk in

substantially the form provided in Section 81.00 of the Local Finance Law.

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

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

<u>Supervisor Villella</u>	VOTING	<u>YES</u>
<u>Councilman Cardinale</u>	VOTING	<u>Yes</u>
<u>Councilman Kent</u>	VOTING	<u>Yes</u>
<u>Councilman Kwasna</u>	VOTING	<u>Yes</u>
<u>Councilman Lull</u>	VOTING	<u>Yes</u>

The resolution was thereupon declared duly adopted.

* * * *

THE VOTE

Cardinale Yes No Kent Yes No

Kwasna Yes No Lull Yes No

Villella Yes No

THE Resolution was WAS NOT

THE Resolution WAS DECLARED ADOPTED

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

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

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on August 17, 1999, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

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

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

Newspaper and/or other news media

Date given

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

Designated Location(s)
of posted notice

Date of Posting

Town Clerk's Bulletin Board

August 18, 1999

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on August 18, 1999.

Town Clerk

(CORPORATE
SEAL)

LEGAL NOTICE OF ADOPTION

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Riverhead, Suffolk County, New York, at a meeting held on August 17, 1999, duly adopted the resolution published herewith subject to a permissive referendum.

Dated: Riverhead, New York
August 17, 1999.

Town Clerk

