

07/06/99

Adopted

TOWN OF RIVERHEAD

Resolution # 578

PROMOTES POLICE OFFICER THOMAS LESSARD
TO THE RANK OF POLICE SERGEANT

COUNCILMAN KENT

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

WHEREAS, due to an internal transfer at the Police Department, a vacancy exists in the position of Police Sergeant, and

NOW, THEREFORE, BE IT, RESOLVED, pursuant to Suffolk County Department of Civil Service Police Sergeant list #99A-284 Police Officer Thomas Lessard is hereby promoted to the rank of Police Sergeant, effective July 12, 1999, at the contractual rate of pay as set forth in the current SOA contract; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Sergeant Thomas Lessard, Police Chief Joseph Grattan 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

07/06/99

Adopted

TOWN OF RIVERHEAD

Resolution # 579

PROMOTES SENIOR ACCOUNT CLERK TYPIST TO THE POSITION OF PURCHASING TECHNICIAN

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

WHEREAS, the position of Purchasing Technician exists in the Accounting Department, and

WHEREAS, Suffolk County Department of Civil Service established list #99A-300, and

WHEREAS, a recommendation was forwarded by the Financial Administrator to the Town Board Personnel Committee to promote Mary Ann Tague to this position.

NOW, THEREFORE, BE IT RESOLVED, that effective July 12, 1999, the Town Board hereby promotes Mary Ann Tague to the position of Purchasing Technician, Group 4, Step 4 of the Administrative Salary Schedule of the Civil Service Employees Contract; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Mary Ann Tague 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

07/06/99

Adopted

TOWN OF RIVERHEAD

Resolution # 580

APPOINTS PROVISIONAL ORDINANCE INSPECTOR
IN THE BUILDING DEPARTMENT

COUNCILMAN LULL

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

WHEREAS, due to the resignation of an employee in the Building Department the position of Ordinance Inspector now exists.

WHEREAS, the Suffolk County Department of Civil Service has notified the Town of Riverhead that the Ordinance Inspector list has been exhausted, and thereby the Department has approved a provisional appointment; and

WHEREAS, the position was duly posted, applications were received and a recommendation was made by the Department Head for the Building Department to hire Matthew White as a provisional Ordinance Inspector; and

NOW, THEREFORE, BE IT RESOLVED, that effective July 12, 1999, the Town Board hereby appoints Matthew White to the provisional position of Ordinance Inspector on Group 5, Step P of the Administrative 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 Matthew White, the Building 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

07/06/99

Adopted

TOWN OF RIVERHEAD

Resolution # 581**APPOINTS PROVISIONAL SENIOR WATER TREATMENT PLANT
OPERATOR IIB IN THE WATER DEPARTMENT**

Councilman Kwasna offered the following
resolution, which was seconded by Councilman Kent

WHEREAS, a vacancy exists in the Water Department for Senior Water Treatment Plant Operator IIB; and

WHEREAS, the Suffolk County Department of Civil Service has notified the Town of Riverhead that the Senior Water Treatment Plant Operator IIB list has been exhausted, and thereby the Department has approved a provisional appointment; and

WHEREAS, the position was duly posted, applications were received and a recommendation was made by the Department Head for the Water Department to promote Thomas Kruger as a provisional Senior Water Treatment Plant Operator IIB; and

NOW, THEREFORE, BE IT RESOLVED, that effective July 12, 1999, the Town Board hereby appoints Thomas Kruger to the provisional position of Senior Water Treatment Plant Operator IIB on Group 14, Step 11 of the Operational and Technical 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 Thomas Kruger, the Water Department and the Office of Accounting.

Adopted

07/06/99

TOWN OF RIVERHEAD

Resolution # 582

APPOINTS PROVISIONAL SENIOR WATER TREATMENT PLANT OPERATOR IIB IN THE WATER DEPARTMENT

Councilman Kent offered the following
resolution, which was seconded by Councilman Cardinale

WHEREAS, a vacancy exists in the Water Department for Senior Water Treatment Plant Operator IIB; and

WHEREAS, the Suffolk County Department of Civil Service has notified the Town of Riverhead that the Senior Water Treatment Plant Operator IIB list has been exhausted, and thereby the Department has approved a provisional appointment; and

WHEREAS, the position was duly posted, applications were received and a recommendation was made by the Department Head for the Water Department to promote Michael Benedict as a provisional Senior Water Treatment Plant Operator IIB; and

NOW, THEREFORE, BE IT RESOLVED, that effective July 12, 1999, the Town Board hereby appoints Michael Benedict to the provisional position of Senior Water Treatment Plant Operator IIB on Group 14, Step 14 of the Operational and Technical 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 Michael Benedict, the Water Department and the Office of Accounting.

Adopted

07/06/99

TOWN OF RIVERHEAD

Resolution # 583

APPOINTS PROVISIONAL JUSTICE COURT CLERK

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

WHEREAS, due to the retirement of an employee in the Justice Court the position of Justice Court Clerk now exists.

WHEREAS, the Suffolk County Department of Civil Service has notified the Town of Riverhead that the Justice Court Clerk List has been exhausted, and thereby the Department has approved a provisional appointment; and

WHEREAS, the position was duly posted, interviews conducted and a recommendation was made by both of the Riverhead Town Justices to hire Constance Stelzer who currently holds this title with a part-time status and has expressed her interest in this full-time position; and

NOW, THEREFORE, BE IT RESOLVED, that effective July 7, 1999, the Town Board hereby appoints Constance Stelzer to the provisional position of Justice Court Clerk on Group 11 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 Constance Stelzer, the Office of Justice Court 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

Adopted

07/06/99

TOWN OF RIVERHEAD

Resolution # 584

ACCEPTS RESIGNATION OF ANIMAL CONTROL OFFICER

COUNCILMAN LULL

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

WHEREAS, Alexander Anasky III has notified the Town Board of his intent to resign from his position of Animal Control Officer in the Police Department effective June 18, 1999, and

NOW, THEREFORE, BE IT RESOLVED, effective June 18, 1999, the Town Board hereby accepts the resignation of Alexander Anasky III, and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Alexander Anasky III, the 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 WAS
THEREUPON DULY DECLARED ADOPTED

Adopted

7/6/99

TOWN OF RIVERHEAD

Resolution # 585

RATIFIES APPOINTMENT OF A BUS DRIVER
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN KWASNA offered the following resolution,

which was seconded by COUNCILMAN KENT

RESOLVED, that Regina Ciappetta is hereby appointed to serve as a Bus Driver, effective June 30, 1999 to and including, December 31, 1999 to be paid at the rate of \$10.90 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

All applications and appropriate forms are to be completed (in the Office of Accounting) PRIOR to start date; and

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

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

7/6/99

TOWN OF RIVERHEAD

Resolution # 586

RATIFIES APPOINTMENT OF A LIFEGUARD TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN KENT

offered the following resolution,

which was seconded by COUNCILMAN CARDINALE

RESOLVED, that Ashley Mangels is hereby appointed to serve as a Lifeguard, effective June 26, 1999 to and including, September 6, 1999 to be paid at the rate of \$7.00 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

All applications and appropriate forms are to be completed (in the Office of Accounting) PRIOR to start date; and

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

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

7/6/99

TOWN OF RIVERHEAD

Resolution # 587

RATIFIES APPOINTMENT OF A SUMMER RECREATION AIDE TO THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, that Frances Jones is hereby appointed to serve as a Summer Recreation Aide, effective, June 28, 1999 to and including August 31, 1999, to be paid at the rate of \$8.00 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

All applications and appropriate forms are to be completed (in the Office of Accounting) PRIOR to start date; and

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

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

7/06/99

TOWN OF RIVERHEAD

Resolution # 588

RATIFIES AUTHORITY FOR THE TOWN CLERK TO PUBLISH AND POST
A HELP WANTED AD FOR ACCOUNT CLERK TYPIST

COUNCILMAN LULL

_____ offered the following

resolution, which was seconded by COUNCILMAN KWASNA

BE IT RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Ad in the July 1, 1999 issue of The News Review

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

HELP WANTED

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking a qualified individual to serve in the positions of Account Clerk Typist. All applicants should have a minimum of two years bookkeeping experience. Applications are to be submitted to the Accounting Department, 200 Howell Avenue, Riverhead, NY, between the hours of 8:30am and 4:30pm. Monday through Friday. No applications will be accepted after 2:00pm on July 6th. The Town of Riverhead does not discriminate on the basis of age, race, color, national origin, sex or handicapped status in the employment or provision of services.

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

Adopted

7/6/99

TOWN OF RIVERHEAD

RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE CHANGE ORDER

RE: RIVERHEAD WATER DISTRICT HIGH PRESSURE ZONE WADING RIVER

RESOLUTION # 589

Adopted _____

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

RESOLVED, that the Supervisor be and is hereby authorized to execute Change Order No. 1 for the project known as Riverhead Water District New High Pressure Zone, Wading River, with Alessio Pipe & Construction Co., Inc. which will authorize an expenditure of an additional \$1,950, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to H2M, Frank Isler, Esq., Alessio Pipe; Accounting Department; and Gary Pendzick.

SUBMITTED BY RIVERHEAD WATER DISTRICT

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

7/6/99

TOWN OF RIVERHEAD

Resolution # 590

AUTHORIZING OFFER PURSUANT TO SECTION 303 OF THE NEW YORK STATE EMINENT DOMAIN PROCEDURE LAW IN CONNECTION WITH THE CONDEMNATION OF 227 RAILROAD STREET, SCTM 0600-128-03-003 RIVERHEAD, NEW YORK

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

WHEREAS, the Town Board, by Resolution # 414, dated May 5, 1999, determined to acquire the parcel located at 227 Railroad Street, Riverhead, New York, reputed owner, SAJIDA HAIDER, Suffolk County Tax Map 0600-128-03-003, and

WHEREAS, the synopsis of the Town Board's findings and determination set forth in Resolution # 414, dated May 5, 1999, was duly published; and

WHEREAS, this acquisition has been determined by the Town Board of the Town of Riverhead, as lead agency, to be an unlisted action without a significant impact on the environment, as more fully set forth in the resolution of the Town Board adopted December 29, 1998;

NOW BE IT RESOLVED, that the Town Board hereby authorizes that a written offer pursuant to Section 303 of the Eminent Domain Procedure Law be made to the owner(s) of the property to be acquired in the sum of Fifty Thousand (\$ 50,000) Dollars, less any appropriate adjustments, which sum represents just compensation for said real property; and it is 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 Andrea Lohneiss, Director of the Community Development Agency.

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

7/6/99

TOWN OF RIVERHEAD

Resolution # 591

AUTHORIZING OFFER PURSUANT TO SECTION 303 OF THE NEW YORK STATE EMINENT DOMAIN PROCEDURE LAW IN CONNECTION WITH THE CONDEMNATION OF 254 RAILROAD STREET, SCTM 0600-128-03-001 RIVERHEAD, NEW YORK

COUNCILMAN CARDINALE

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

WHEREAS, the Town Board, by Resolution # 413, dated May 5, 1999, determined to acquire the parcel located at 254 Railroad Street, Riverhead, New York, reputed owner, JOHN and JOANNE CALABRESE, Suffolk County Tax Map 0600-128-03-001, and

WHEREAS, the synopsis of the Town Board's findings and determination set forth in Resolution # 413, dated May 5, 1999, was duly published; and

WHEREAS, this acquisition has been determined by the Town Board of the Town of Riverhead, as lead agency, to be an unlisted action without a significant impact on the environment, as more fully set forth in the resolution of the Town Board adopted December 29, 1998;

NOW BE IT RESOLVED, that the Town Board hereby authorizes that a written offer pursuant to Section 303 of the Eminent Domain Procedure Law be made to the owner(s) of the property to be acquired in the sum of Sixty Thousand (\$ 60,000) Dollars, less any appropriate adjustments, which sum represents just compensation for said real property; and it is 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 Andrea Lohneiss, Director of the Community Development Agency.

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

7/6/99

TOWN OF RIVERHEAD

Resolution # 592

AUTHORIZING OFFER PURSUANT TO SECTION 303 OF THE NEW YORK STATE EMINENT DOMAIN PROCEDURE LAW IN CONNECTION WITH THE CONDEMNATION OF 243 RAILROAD STREET, SCTM 0600-128-03-002 RIVERHEAD, NEW YORK

COUNCILMAN LULL offered the following resolution, was seconded

by COUNCILMAN KWASNA :

WHEREAS, the Town Board, by Resolution # 417, dated May 5, 1999, determined to acquire the parcel located at 243 Railroad Street, Riverhead, New York, reputed owner, ARNOLD FELDMAN AS TRUSTEE OF THE TRUST U/W/O EDITH B. LOWELL, Suffolk County Tax Map 0600-128-03-002, and

WHEREAS, the synopsis of the Town Board's findings and determination set forth in Resolution # 417, dated May 5, 1999, was duly published; and

WHEREAS, this acquisition has been determined by the Town Board of the Town of Riverhead, as lead agency, to be an unlisted action without a significant impact on the environment, as more fully set forth in the resolution of the Town Board adopted December 29, 1998;

NOW BE IT RESOLVED, that the Town Board hereby authorizes that a written offer pursuant to Section 303 of the Eminent Domain Procedure Law be made to the owner(s) of the property to be acquired in the sum of Forty-Five Thousand (\$ 45,000) Dollars, less any appropriate adjustments, which sum represents just compensation for said real property; and it is 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 Andrea Lohneiss, Director of the Community Development Agency.

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

7/6/99

TOWN OF RIVERHEAD

Resolution # 593

APPROVES APPLICATION OF M.O.S.T. (MOTHERS OF SUPER TWINS)

COUNCILMAN KWASNA

offered the following resolution, was seconded by

COUNCILMAN KENT

WHEREAS, M.O.S.T. has submitted an application for the purpose of conducting a carnival to be held at Wading River Road and Route 25A (east of King Kullen), Wading River, New York between the hours of 6:00 p.m. and 11:00 p.m. on July 7th, 8th and 9th and between the hours of 2:00 p.m. and 11:00 p.m. July 10th and 11th, 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 M.O.S.T. for the purpose of conducting carnival to be held at Route 25A (east of King Kullen), Wading River, New York between the hours of 6:00 p.m. and 11:00 p.m. on July 7th, 8th and 9th and between the hours of 2:00 p.m. and 11:00 p.m. July 10th and 11th, 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 M.O.S.T., Yuma Lane, East Islip, New York, 11730 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

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 594

AWARDS BID FOR DEMOLITION OF STRUCTURES ON PREMISES OWNED BY GEORGE KAIMIS (S.C.T.M. 0600-126-01-023.00) 225 PULASKI STREET, RIVERHEAD

Adopted: July 6, 1999

COUNCILMAN KWASNA

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

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for the demolition of a structure owned by George Kaimis, S.C.T.M. 0600-01-023.00, more commonly known as 225 Pulaski Street, Riverhead, New York; and

WHEREAS, four (4) bids were received, opened and read aloud on the 22nd day of June at 11:30 am in the Office of the Town Clerk.

NOW, THEREFORE, BE IT RESOLVED, that the bid for the demolition of 225 Pulaski Street, Riverhead, New York be and is hereby awarded to Duffy-Thompson, Inc.; and

BE IT FURTHER RESOLVED, that Duffy-Thomson, Inc. must submit the necessary insurance to the Engineering Department to be incorporated into their contract; and

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

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Duffy-Thompson, Inc., 266 Route 109, East Farmingdale, NY, the Building Department, the Engineering 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

Adopted

7/6/99

TOWN OF RIVERHEAD

Resolution # 595

AUTHORIZES THE SUPERVISOR TO EXECUTE AN INDEMNIFICATION AGREEMENT BETWEEN ATLANTIS HOLDING COMPANY, LLC AND THE TOWN OF RIVERHEAD

COUNCILMAN CARDINALE

_____ offered the following resolution, was seconded by

COUNCILMAN LULL

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead be and hereby authorizes the Supervisor to execute an indemnification agreement (copy attached herewith) between Atlantis Holding Company, LLC and the Town of Riverhead in connection with pre-construction work, the operation of boat tours and the demolition./regarding at West Main Street Riverhead, New York (former Okeanos property); and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Atlantis Holding Company, LLC, 323 Long Island Avenue, Holtsville, New York, 11742; Andrea Lohneiss, CDA Director; Ken Testa, P.E., Leroy Barnes, Building Department Administrator; and the Office of the Town Attorney.

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

INDEMNIFICATION AGREEMENT

THIS AGREEMENT, made between ATLANTIS HOLDING COMPANY, LLC, having an address at 323 Long Island Avenue, Holtsville, New York, 11742, and the TOWN OF RIVERHEAD, having its principal place of business at 200 Howell Avenue, Riverhead, County of Suffolk, State of New York, herein referred to the "Town".

W I T N E S S E T H :

WHEREAS, ATLANTIS HOLDING COMPANY, LLC is currently in contract to purchase Community Development Agency owned property located at West Main Street, Riverhead, New York, further described as Suffolk County Tax Map #0600-129-4-18.5 & 19 (hereinafter referred to as "subject premises");

WHEREAS, ATLANTIS HOLDING COMPANY, LLC is conducting pre-construction work, operating boat tours and conducting demolition and regrading at the subject premises; and

WHEREAS, ATLANTIS HOLDING COMPANY, LLC has accepted sole liability and responsibility for the physical safety of all persons in connection with the pre-construction work, operation of boat tours and the demolition/regrading at the subject premises.

NOW THEREFORE, in consideration of one dollar (\$1.00) each to the other in hand paid, the parties hereto agree as follows:

1. ATLANTIS HOLDING COMPANY, LLC agrees to fully indemnify, save and hold harmless the Town and all of its officers, agents and employees from and against any and all liability of any type whatsoever including but not limited to any and all damages, expenses, causes of action, lawsuits, claims, penalties, fines, assessments or judgments relating to, arising out of or occurring in connection with any operations conducted or allowed to be conducted by ATLANTIS HOLDING COMPANY, LLC at the subject premises.

2. ATLANTIS HOLDING COMPANY, LLC shall, at its own cost and expense, defend any and all actions or suits which may be brought against the Town or any of its officers, agents or employees or in which the Town or said officers, agents or employees may be impleaded with others upon any such above-mentions claim. In the event of ATLANTIS HOLDING COMPANY, LLC'S failure to do so, the Town (at its option without be obliged to do so) may at ATLANTIS HOLDING COMPANY, LLC'S cost and expense and upon prior written notice to ATLANTIS HOLDING COMPANY, LLC defend any and all such suits or actions. ATLANTIS HOLDING COMPANY, LLC shall satisfy, pay and discharge any and all judgments that may be recovered against the Town or any of its officers, agents or employees in any such suits or actions which may be brought against the Town or any of its officers, agents or employees or in which the Town or any of its officers, agents or employees may be impleaded with others. ATLANTIS HOLDING COMPANY, LLC shall pay the reasonable cost of any such defense including but not limited to the Town's attorney fees.

3. ATLANTIS HOLDING COMPANY, LLC'S obligations hereunder shall not be deemed waived, limited or discharged by the enumeration or procurement of any insurance for liability for damages hereunder.

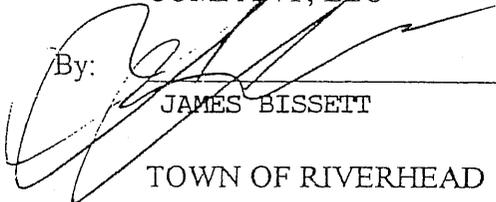
4. ATLANTIS HOLDING COMPANY, LLC shall provided the Town of Riverhead with a certificate of insurance providing comprehensive general liability insurance of no less than \$1,000,000. Per occurrence and said policy shall name the Town of Riverhead as an additional insured as to the above-described activities.

5. This agreement shall be in full force and effect until the property transfers to ATLANTIS HOLDING COMPANY, LLC pursuant to the Contract of Sale or until ATLANTIS HOLDING COMPANY, LLC has vacated the site and restored it to its previous condition.

IN WITNESS WHEREOF, the parties hereto have caused their (corporate seals) to be hereunder affixed and these presents to be signed by their duly authorized officers the day and year first above written.

Dated: Riverhead, New York
June , 1999

ATLANTIS HOLDING
COMPANY, LLC

By: 
JAMES BISSETT
TOWN OF RIVERHEAD

By: _____
VINCENT VILLELLA
Town Supervisor

Sworn to before me this
Day of June, 1999.

Notary Public

7/6/99

Adopted

TOWN OF RIVERHEAD

Resolution # 596

APPROVES APPLICATION OF JAMESPORT FIRE DEPARTMENT ASSOCIATION

COUNCILMAN LULL

offered the following resolution, was seconded by

COUNCILMAN KWASNA:

WHEREAS, the Jamesport Fire Department Association has submitted an application for the purpose of conducting a carnival/bazaar at Rte. 25 and So. Jamesport Avenue, (George Young Community Center), Jamesport, New York to be held July 13th through July 17th, 1999, between the hours of 6:00 p.m. and 11:00 p.m., Tuesday through Friday and between the hours of 4:00 p.m. and 12:00 midnight on Saturday; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents including the certificate of insurance regarding said application; and

NOW THEREFORE BE IT RESOLVED, that the application of Jamesport Fire Department Association for the purpose of conducting a carnival at Rte 25 and So. Jamesport Avenue, (George Young Community Center), Jamesport, New York to be held July 13th through July 17th, 1999, between the hours of 6:00 p.m. and 11:00 p.m., Tuesday through Friday and between the hours of 4:00 p.m. and 12:00 midnight on Saturday, be and 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 Jamesport Fire Department Association , Box 78, Manor Lane, Jamesport, New York, 11947; Bruce Johnson, Fire Marshall and the Riverhead Police 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

Tabled

7/6/99

TOWN OF RIVERHEAD

Resolution # 597

ADOPTS LOCAL LAW AMENDING CHAPTER 108 ENTITLED, "ZONING" (SECTION 108-51 "NONCONFORMING BUILDINGS AND USES" AND SECTION 108-131 "APPLICATION PROCEDURE; FEES")

COUNCILMAN: **KENT**

TO BE TABLED,

_____ 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 108 entitled, "Zoning" (Section 108-51 "Nonconforming buildings and uses." and Section 108-131 "Application procedure; fees") 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 15th day of June, 1999 at 2:10 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 the proposed local law amending Chapter 108 entitled, "Zoning" (Section 108-51 "Nonconforming buildings and uses." and Section 108-131 "Application procedure; fees.", 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 Riverhead Planning Board 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

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 108 entitled, "Zoning" (Section 108-51 "Nonconforming buildings and uses." and Section 108-131 "Application procedure; fees") at its regular meeting held on July 6, 1999 as follows:

§108-51. Nonconforming buildings and uses.

A. Any building, structure or use existing on the effective date of this chapter, or any amendment thereto, may be continued, although such building, structure or use does not thereafter conform to the regulations of the district in which it is located, and may thereafter be ~~extended~~ expanded ~~by special permit of the Town Board by area or use variance granted by the Zoning Board of Appeals.~~ If the extent of the change is ten percent (10%) or less, the public hearing requirement may be waived by the Town Board.

§ 108-131. Application procedure; fees

B. Formal application.

(3) For each application for site plan approval submitted to the Planning Department under the provisions of this chapter, the filing review fee shall be \$250, plus \$0.05 per square foot of site improvements and/or altered area. The fee to review an application ~~to amend a~~ for negligible amendment to a previously approved site plan shall be \$250.00. The maximum site plan review fee shall be \$10,000.00.

Dated: Riverhead, New York
July 6, 1999

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

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

Tabled

7/6/99

TOWN OF RIVERHEAD

Resolution # 598

ADOPTS A LOCAL LAW TO AMEND CHAPTER 100 ENTITLED, "VEHICLES, JUNKED & ABANDONED" OF THE RIVERHEAD TOWN CODE

COUNCILMAN ~~KENT~~ **TO BE TABLED**
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 to amend Chapter 100 entitled, "Vehicles, Junked & Abandoned" of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 15th day of June, 1999 at 2:25 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 the proposed local law to amend Chapter 100 entitled, "Vehicles, Junked & Abandoned" to 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 is hereby authorized to forward a certified copy of this resolution to Leroy E. Barnes, Jr. Building Department Administrator; Richard Gadzinski, Ordinance Inspector and Police Chief Joseph Grattan.

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~~

Tabled

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law to amend Chapter 100 entitled, "Vehicles, Junked & Abandoned" of the Riverhead Town Code at its regular meeting held on July 6, 1999.

A copy of the entire text of the adopted local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
July 6, 1999

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

Chapter 100
VEHICLES, JUNKED AND ABANDONED AND UNREGISTERED

- §100-1. Purpose.
- §100-2. Definitions; determination of junk or unregistered vehicles.
- §100-3. Storage restrictions.
- §100-4. Service of appearance ticket.
- §100-5. Time period for compliance; removal of vehicle upon noncompliance.
- §100-6. Recovery of costs and expenses incurred by town.
- §100-7. Release of impounded vehicle to owner.
- §100-8. Penalties for offenses.
- §100-9. Enforcement.
- §100-10. Severability.
- §100-11. When effective.

§ 100-1. Purpose.

The Town Board of the Town of Riverhead, recognizing that the uncontrolled placing or keeping of junked, abandoned, unregistered or discarded motor vehicles constitutes an unsanitary, unsafe, unsightly and dangerous condition and recognizing that in order to protect and promote the public safety, health and general welfare of the people of the Town of Riverhead it is necessary to provide for the removal of such junked and/or unregistered vehicles, hereby declares such junked vehicles to be a public nuisance.

§ 100-2. Definitions; determination of junk or unregistered vehicle.

- A. Terms defined. As used in this chapter, the following terms shall have the meanings indicated:

JUNKED VEHICLE -- Any motor vehicle, including a trailer (motorized or not) which is without a currently valid license plate or plates and and/or is in such a rusted, wrecked, discarded, dismantled, partly dismantled, inoperative or abandoned condition so as to be no longer intended or in condition for legal use on the public highways.

UNREGISTERED MOTOR VEHICLE – a motor vehicle as defined in this section which is not registered with the New York State Department of Motor Vehicles or registered in another state or country.

- B. The enforcement officer shall make the determination as to whether any particular vehicle shall be classified as a junk or unregistered vehicle and shall consider the following in making this determination: the physical condition of the vehicle, any statements as to its abandonment by the person in legal control thereof, the length of time it was last used on the public highways, whether the vehicle is currently licensed or registered, whether or not the owner thereof intends to recover the vehicle or whether or not the owner can be found after due and reasonable inquiry and any other relevant facts.

§ 100-3. Storage restrictions.

It shall be unlawful for any person, firm or corporation to store or place or cause or permit to be stored or placed a junked and/or unregistered motor vehicle or part or piece thereof on any property within the Town of Riverhead, unless:

- A. Such motor vehicle or part or piece thereof is stored or placed on a premises legally used, operated and located for a junkyard;
- B. Such motor vehicle or part or piece thereof is stored or placed in a completely enclosed building;
- C. Such motor vehicle or part or piece thereof is the inventory or part of the inventory of a new or used motor vehicle dealer located in compliance with the ordinances and laws of the Town of Riverhead;
- D. Such motor vehicle or part or piece thereof has been converted to and is actually used as a permanent building or structure for carrying on purposes in such manner and circumstances as authorized by the ordinances and laws of the Town of Riverhead; or
- E. Such motor vehicle or part or piece thereof is a camping house or boat trailer otherwise stored and used in compliance with the ordinances and laws of the Town of Riverhead.

§ 100-4. Service of appearance ticket.

- A. Whenever the enforcement officer shall determine that a vehicle at any location within the Town of Riverhead shall be classified as a junked and/or unregistered vehicle, he shall serve an appearance ticket, as hereinafter provided, upon the owner, occupant or person having charge of such private property and upon the owner or responsible agent for said junked and/or unregistered vehicle to comply with the requirements of this chapter.
- C. It shall be sufficient service of the appearance ticket if it is served personally upon the owner or person having charge of said junked and/or unregistered vehicle or upon the owner, occupant or person having charge of such private property on which the junked and/or unregistered vehicle is located. It shall also be deemed sufficient service of the appearance ticket if it is posted in a conspicuous manner upon the premises and upon the vehicle affected and a copy thereof mailed by certified or registered mail, return receipt requested, on the same day as such posting to the last known address of the owner of the junked and/or unregistered vehicle and of the owner of the real property on which said junked and/or unregistered vehicle is located as the same shall appear in the current assessment rolls.

§ 100-5. Time period for compliance; removal of vehicle upon noncompliance.

In the event that an owner, occupant or person having charge of private property or other person responsible for such junked and/or unregistered vehicle is found guilty of a violation of this chapter, such person shall be given a reasonable period of time to either remove the vehicle or bring it into compliance with this chapter. If such vehicle is not either removed or brought into compliance with this chapter within a reasonable time, the Town Justice of the Town of Riverhead may issue an order directing the removal of said motor vehicle by the Riverhead Town Police.

§ 100-6. Recovery of costs and expenses incurred by town.

- A. If the Town of Riverhead proceeds with the removal of a junked and/or unregistered vehicle, the town may let contracts therefor. The cost of such removal may be met from appropriations made therefor. The enforcement officer shall keep a record of such notices, together with the procedures involved and the items of cost incurred their execution. An impoundment form shall be used by police for each removal.
- B. The person having charge of the private property on which said junked and/or unregistered vehicle is located and the owner of such junked and/or unregistered vehicle shall be required to reimburse the town for all costs and expenses incurred by the town in connection with the proceeding to remove junked and/or unregistered vehicles pursuant to this chapter, including a reasonable storage charge for every day after such removal and also including a reasonable charge for administration and handling expenses. Said costs and expenses shall also be assessed against the land on which said junked and/or unregistered vehicle was located and from which it was removed and shall be and become a lien on said land as of the date of such assessment if reimbursement is not forthcoming from the above-described responsible persons.
- D. Notwithstanding the foregoing and in addition to any other remedy, the Town of Riverhead may maintain an action against the owner of said junked and/or unregistered vehicle and/or against the owner of the property on which the junked and/or unregistered vehicle is located to recover the cost of the removal of such junked and/or unregistered vehicle, including a reasonable storage charge for every day after such removal and also including a reasonable charge for administration and handling expenses.

Adopted

7/6/99

TOWN OF RIVERHEAD

Resolution # 599

ADOPTS A LOCAL LAW TO ADD A NEW CHAPTER 68 ENTITLED, "HOUSING STANDARDS" TO THE RIVERHEAD TOWN CODE (STREET ADDRESS NUMBERS")

COUNCILMAN CARDINALE

_____ 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 to add a new Chapter 68 entitled, "Housing Standards" to the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 15th day of June, 1999 at 2:20 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 the proposed local law to add a new Chapter 68 entitled, "Housing Standards" to 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 is hereby authorized to forward a certified copy of this resolution to Leroy E. Barnes, Jr. Building Department Administrator; Bruce Johnson, Fire Marshall; the Riverhead Planning Board; the Riverhead Planning Department; Chief Joseph Grattan, Police Department; the Assessor's Office; the Tax Receiver's Office 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

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a proposed local law adding a new Chapter 68 entitled, "Housing Standards" to the Riverhead Town Code at its regular meeting held on July 6, 1999.

A copy of the entire text of the adopted local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
July 6, 1999

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

Chapter 68

HOUSING STANDARDS

ARTICLE IX

STREET ADDRESS NUMBERS

§68-48.	Definitions.
§68-49.	Legislative intent.
§68-50.	Numbering system established.
§68-51.	Posting of numbers.
§68-52.	Display of numbers; style and size.
§68-53.	Tax bill; compliance deadline.
§68-54.	Enforcement.
§68-55.	Penalties for offenses.

§68-48. Definitions.

For the purposes of this chapter, the following words and phrases shall have the meanings ascribed to them by this section:

FRONT or FRONTAGE – That side of a lot or parcel of land which abuts or faces the street or, in the case of corner lots or lots having streets on more than one (1) side, the side or boundary of the lot which the main doorway of the building faces, or, in the case of lots served by an access strip or common driveway, “frontage” shall be where the access or driveway enters the public street.

MAP- The map or maps promulgated by the Town Assessor’s Office for the assigning of street address numbers to all of the parcels in the town required to have such numbers pursuant to this chapter.

OWNER – Any person or persons, natural or corporate, who are vested with fee simple titled or a life estate to a parcel of land or portion thereof or who are responsible for the care, maintenance and payment of charges or levies of the property.

STREET – Any public or private right-of-way or thoroughfare utilized for vehicular traffic within the corporate limits of the town.

§68-49. Legislative intent.

It is the purpose of this chapter to establish a uniform street numbering system for all land parcels within the town and to require the position of such assigned numbers to the exclusion of

all others in order to give each land parcel an exclusive and readily locatable address. While it is intended primarily to assure the quick and certain response of police, fire, ambulance and other emergency services to their desired destination, the establishment of this uniform numbering system will also assist social, postal and commercial agencies, as well as residents and visitors, who will also be able to ensure that they and their goods and services arrive or are delivered in a prompt and efficient manner.

§68-50. Numbering system established.

- A. There is hereby established a uniform street address numbering system for all land parcels in the town in accordance with the maps promulgated by and on file with the Office of the Town Assessor and the Town Planner. The Town Planner shall prepare such maps based upon the Suffolk County Tax Map system as directed by the Town Board. The Planner shall use a uniform system for the assignment of street address numbers to all land parcels within the town and shall correct and update the maps recording such numbers as necessary to keep the numbering system uniform, accurate and universal.
- B. Application may be made to the Planner to change or modify assigned street address numbers due to an error in the original assignment of the number or where there is a conflict or dispute as to the proper number to be assigned to any land parcel for other good cause. Such application shall be on a form prepared by the Planner. The application shall state the reason for the change in numbering and how the new numbering will be consistent with the numbering system in place. The Planner shall determine the number of such parcel, which decision shall be final.
- C. In establishing the aforesaid street address numbering system, the Planner may also assign names to private roads or rights-of-way providing access to subdivided lands which are unnamed on the Suffolk County Tax Maps. The Planner, in naming such private road or right-of-way, shall take into account the name historically used by the residents, but in no case shall a road name be duplicated in the applicable fire district. Applications to change or modify the name of a private road or right-of-way may be made to the Planner in the same form and manner as provided in subsection B. The naming of the private road or right-of-way by the Planner shall not be construed to be an acceptance of said road or right-of-way into the town highway system.

§68-51. Posting of numbers.

- A. Any owner of an improved land parcel in the Town of Riverhead for which a street address number has been established on the map pursuant to §68-50 shall conspicuously post and display said number in the manner set forth in §68-52.
- B. For new construction, the street address number shall be posted and displayed within five (5) days of the issuance of a building permit. No certificate of occupancy or compliance shall be issued unless and until the street address number

is posted and displayed in accordance with the provisions of this chapter. Development applications made to the Building Department, Planning Board, Zoning Board of Appeals, or Conservation Board shall indicate street address numbers as a condition of approval of the final map. The final map shall be referred to the Planner to verify the proposed numbering system.

- C. It shall be unlawful to post or maintain any number on any construction site or completed building other than the street address number designated by the Town Planning Department pursuant to §68-50.

§68-52. Display of numbers; style and size.

- A. Manner of display.
 - (1) During construction period. The owner of a land parcel for which a building permit has been issued shall have the street address number displayed on a sign or post located at the front of the property.
 - (2) Existing and newly completed buildings. The owner of an existing building or newly completed building shall have the street address number displayed by permanently affixing or painting numerals to the front of the building. Where the building is not close enough to the street or is not readily visible from the street, the street address number shall be permanently affixed to a sign, post or mailbox located at the front of the parcel or lot where the building is situate.
- B. Style and size of numbers. The numerals used to display the street address number of the building shall be painted on a plaque or the front of the building or made of metal or other durable material. The numerals shall be at least three (3) inches in height. All street numbers shall be displayed so as to be easily seen from the street by both pedestrians and drivers of vehicles.

§68-53. Tax bill; compliance deadline.

- A. The street address number assigned to a land parcel in the town pursuant to §68-50 shall be indicated on the property tax bill applicable to said parcel.
- B. The deadline for compliance with this chapter shall be September 1, 1999.

§68-54. Enforcement.

This chapter shall be enforced by the provisions of the Municipal Home Rule Law, the building inspector, any town code enforcement official who is certified as provided by Title 1a NYCRR Part 434, any peace officer when acting pursuant to his or her special duties, any police officer in the employ of or under contract to the town and any other individual duly authorized by a Town Board resolution.

§68-55. Penalties for offenses.

Any person violating any of the provisions of this chapter shall be guilty of a violation and

upon conviction thereof, shall be punishable by a fine not exceeding two hundred fifty dollars (\$250.) for each offense or imprisonment not exceeding fifteen (15) days, or both such fine and imprisonment.

Adopted

7/6/99

TOWN OF RIVERHEAD

Resolution # 600

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE (CANCELLATION OF RIVERHEAD TOWN CODE REVISION COMMITTEE MEETINGS)

COUNCILMAN KWASNA

_____ offered the following resolution, was seconded by

COUNCILMAN LULL

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice once in the July 15, 1999 issue of the **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the public notice to be posted on the sign board of the Town; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the members of the Code Revision Committee and the Town Attorney's Office.

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
PUBLIC NOTICE**

PLEASE TAKE NOTICE, the Town of Riverhead Code Revision Committee meetings to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York currently scheduled for August 4, 1999, August 18, 1999 and September 1, 1999, have been cancelled.

Dated: Riverhead, New York
July 6, 1999

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

Adopted

7/6/99

TOWN OF RIVERHEAD

Resolution # 601

AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE OF PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN AMENDMENT TO CHAPTER 45 (ALARM SYSTEMS) OF THE RIVERHEAD TOWN CODE

COUNCILMAN LULL

_____ offered the following resolution,

COUNCILMAN KENT

which was seconded by _____:

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a proposed local law to consider the amendment of Chapter 45 entitled, "Alarm Systems" of the Riverhead Town Code, once in the July 15, 1999 issue of **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Richard E. Gadzinski, Ordinance Inspector and the Riverhead Police 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

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 20th day of July, 1999 at 7:25 p.m. o'clock at the St. John the Baptist R.C. Church, North Country Road, Wading River, New York, to consider a proposed local law to amend Chapter 45 of the Riverhead Town Code entitled, "Alarm Systems" 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

July 6, 1999

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

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

BARBARA GRATTAN, Town Clerk

Adopted

7/6/99

TOWN OF RIVERHEAD

Resolution # 602

AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT FOR MUSICIAN SERVICES PROVIDED AT THE LUNCHTIME CONCERT SERIES HOSTED BY THE RIVERHEAD BUSINESS IMPROVEMENT DISTRICT MANAGEMENT ASSOCIATION (LARRY LANG)

COUNCILMAN KENT

_____ offered the following resolution, was seconded by

COUNCILMAN CARDINALE

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to execute an agreement (copy attached herewith) for musician services provided at the Lunchtime Concert Series hosted by the Riverhead Business Improvement District Management Association between the Town of Riverhead and Larry Lang; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Larry Lang, 94 Linda Lane West, Riverhead, New York, 11901; the Riverhead Business Improvement District Management Association, 112 West Main Street, Riverhead, New York, 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 WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

AGREEMENT

BETWEEN

THE TOWN OF RIVERHEAD, A MUNICIPAL CORPORATION, LOCATED AT 200 HOWELL AVENUE, RIVERHEAD, NEW YORK, HEREINAFTER REFERRED TO AS THE "TOWN" AND

LARRY LANG, A PARTNERSHIP/CORPORATION/LIMITED LIABILITY PARTNERSHIP LOCATED AT 94 LINDA LA.W. RIVERHEAD, NEW YORK, HEREINAFTER REFERRED TO AS THE "CONTRACTOR."

WITNESSETH

WHEREAS, THE TOWN, IN CONNECTION WITH ITS MUNICIPAL OPERATIONS, REQUIRES SERVICES CONSISTING OF THE FOLLOWING: MUSICIAN SERVICES;

AND

WHEREAS, THE CONTRACTOR IS WILLING TO PROVIDE THE FOLLOWING SERVICES TO THE TOWN:

DESCRIPTION OF SERVICES: LUNCHTIME CONCERT SERIES

DATE (S) AND HOURS OF SERVICES: JULY 8TH, JULY 29TH & AUG 19TH FROM 12:30 PM- 2PM

IT IS HEREBY AGREED, BY THE TOWN AND CONTRACTOR AS FOLLOWS:

1. THAT CONTRACTOR SHALL PROVIDE AND FULLY PERFORM TO THE TOWN'S SATISFACTION THE AFOREMENTIONED SERVICES TO THE TOWN ON THE DATE (S) AND TIME (S) STATED ABOVE.
2. IN RETURN FOR CONTRACTOR'S SERVICES, THE TOWN SHALL PAY CONTRACTOR AS FOLLOWS: THE SUM OF SEE ATTACHED DOLLARS (\$ _____). THAT SUM SHALL BE PAYABLE AFTER THE CONTRACTOR PERFORMS THE SERVICES DESCRIBED FOR THE TOWN AND AFTER THE CONTRACTOR HAS FILED VOUCHERS, ~~AND ANY OTHER DOCUMENTS~~ REASONABLY REQUIRED FOR PAYMENT, WITH THE TOWN OF RIVERHEAD.

DATED: RIVERHEAD, NEW YORK

♦TOWN OF RIVERHEAD

BY: _____
TOWN SUPERVISOR

♦CONTRACTOR

BY: Larry Lang

Mr. Lang will be paid according to the following schedule:

\$175 (One Hundred Seventy Five Dollars) - following the July 8th duo performance

\$125 (One Hundred Twenty Five Dollars) - following the July 29th solo performance

\$175 (One Hundred Seventy Five Dollars) - following the August 19th duo performance

Payment is therefore to be given in three separate installments for the performances as they occur.

ADOPTED

7/6/99

TOWN OF RIVERHEAD

Resolution # 603

AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT FOR MUSICIAN SERVICES PROVIDED AT THE LUNCHTIME CONCERT SERIES HOSTED BY THE RIVERHEAD BUSINESS IMPROVEMENT DISTRICT MANAGEMENT ASSOCIATION (TODD SHEA)

COUNCILMAN KENT offered the following resolution, was seconded by

COUNCILMAN CARDINALE

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to execute an agreement (copy attached herewith) for musician services provided at the Lunchtime Concert Series hosted by the Riverhead Business Improvement District Management Association between the Town of Riverhead and Todd Shea; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Todd Shea, P.O. Box 1111, East Quogue, New York, 11942; the Riverhead Business Improvement District Management Association, 112 West Main Street, Riverhead, New York, 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

AGREEMENT

BETWEEN

THE TOWN OF RIVERHEAD, A MUNICIPAL CORPORATION, LOCATED AT 200 HOWELL AVENUE, RIVERHEAD, NEW YORK, HEREINAFTER REFERRED TO AS THE "TOWN" AND

TODD SHEA, A PARTNERSHIP/CORPORATION/LIMITED LIABILITY PARTNERSHIP LOCATED AT _____, NEW YORK, HEREINAFTER REFERRED TO AS THE "CONTRACTOR."

WITNESSETH

WHEREAS, THE TOWN, IN CONNECTION WITH ITS MUNICIPAL OPERATIONS, REQUIRES SERVICES CONSISTING OF THE FOLLOWING: MUSICIAN SERVICES;

AND

WHEREAS, THE CONTRACTOR IS WILLING TO PROVIDE THE FOLLOWING SERVICES TO THE TOWN:

DESCRIPTION OF SERVICES: LUNCHTIME CONCERT SERIES

DATE (S) AND HOURS OF SERVICES: JULY 22ND, AUGUST 12TH & 26TH FROM 12:30 PM - 2 PM

IT IS HEREBY AGREED, BY THE TOWN AND CONTRACTOR AS FOLLOWS:

1. THAT CONTRACTOR SHALL PROVIDE AND FULLY PERFORM TO THE TOWN'S SATISFACTION THE AFOREMENTIONED SERVICES TO THE TOWN ON THE DATE (S) AND TIME (S) STATED ABOVE.

2. IN RETURN FOR CONTRACTOR'S SERVICES, THE TOWN SHALL PAY CONTRACTOR AS FOLLOWS:

THE SUM OF THREE HUNDRED DOLLARS DOLLARS (\$ 300).

THAT SUM SHALL BE PAYABLE ^{SEE ATTACHED SCHEDULE} AFTER THE CONTRACTOR PERFORMS THE SERVICES DESCRIBED FOR THE TOWN AND AFTER THE CONTRACTOR HAS FILED VOUCHERS, AND ANY OTHER DOCUMENTS REASONABLY REQUIRED FOR PAYMENT, WITH THE TOWN OF RIVERHEAD.

DATED: RIVERHEAD, NEW YORK

♦TOWN OF RIVERHEAD

BY: _____
TOWN SUPERVISOR

♦CONTRACTOR

BY: _____

Mr. Shea will be paid according to the following schedule:

\$100 (One Hundred Dollars) - following the July 22nd performance

\$100 (One Hundred Dollars) - following the August 12th performance

\$100 (One Hundred Dollars) - following the August 26th performance

Payment is therefore to be given in three separate installments for the performances as they occur.

Adopted

7/6/99

TOWN OF RIVERHEAD

Resolution # 604

AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT FOR MUSICIAN SERVICES PROVIDED AT THE LUNCHTIME CONCERT SERIES HOSTED BY THE RIVERHEAD BUSINESS IMPROVEMENT DISTRICT MANAGEMENT ASSOCIATION (GARY PICKARD)

COUNCILMAN CARDINALE offered the following resolution, was seconded by

COUNCILMAN LULL :

Cardinale Lull

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to execute an agreement (copy attached herewith) for musician services provided at the Lunchtime Concert Series hosted by the Riverhead Business Improvement District Management Association between the Town of Riverhead and Gary Pickard; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Gary Pickard, 149 Grand Avenue, Shirley, New York, 11967; the Riverhead Business Improvement District Management Association, 112 West Main Street, Riverhead, New York, 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 ___ WAS NOT ___

THEREUPON DULY DECLARED ADOPTED

AGREEMENT

BETWEEN

THE TOWN OF RIVERHEAD, A MUNICIPAL CORPORATION, LOCATED AT 200 HOWELL AVENUE, RIVERHEAD, NEW YORK, HEREINAFTER REFERRED TO AS THE "TOWN" AND

GARY PICKARD, A PARTNERSHIP/CORPORATION/LIMITED LIABILITY PARTNERSHIP LOCATED AT _____, NEW YORK, HEREINAFTER

REFERRED TO AS THE "CONTRACTOR."

WITNESSETH

WHEREAS, THE TOWN, IN CONNECTION WITH ITS MUNICIPAL OPERATIONS, REQUIRES SERVICES CONSISTING OF THE FOLLOWING: MUSICIAN SERVICES;

AND

WHEREAS, THE CONTRACTOR IS WILLING TO PROVIDE THE FOLLOWING SERVICES TO THE TOWN:

DESCRIPTION OF SERVICES: LUNCHTIME CONCERT SERIES

DATE (S) AND HOURS OF SERVICES: JULY 15TH, AUGUST 5TH, SEPT. 2ND FROM 12:30 PM - 2PM

IT IS HEREBY AGREED, BY THE TOWN AND CONTRACTOR AS FOLLOWS:

1. THAT CONTRACTOR SHALL PROVIDE AND FULLY PERFORM TO THE TOWN'S SATISFACTION THE AFOREMENTIONED SERVICES TO THE TOWN ON THE DATE (S) AND TIME (S) STATED ABOVE.

2. IN RETURN FOR CONTRACTOR'S SERVICES, THE TOWN SHALL PAY CONTRACTOR AS FOLLOWS: THE SUM OF SEE ATTACHED DOLLARS (\$ _____).

THAT SUM SHALL BE PAYABLE AFTER THE CONTRACTOR PERFORMS THE SERVICES DESCRIBED FOR THE TOWN AND AFTER THE CONTRACTOR HAS FILED VOUCHERS, AND ANY OTHER DOCUMENTS REASONABLY REQUIRED FOR PAYMENT, WITH THE TOWN OF RIVERHEAD.

DATED: RIVERHEAD, NEW YORK

♦TOWN OF RIVERHEAD

BY: _____
TOWN SUPERVISOR

♦CONTRACTOR

BY:  _____

Mr. Pickard will be paid according to the following schedule:

\$200 (Two Hundred Dollars) - following the July 15th trio performance

\$200 (Two Hundred Dollars) - following the August 5th trio performance

\$125 (One Hundred Twenty Five Dollars) - following the September 2nd duo performance

Payment is therefore to be given in three separate installments for the performances as they occur.

Adopted

7/6/99

TOWN OF RIVERHEAD

Resolution # 605

AUTHORIZES THE SUPERVISOR TO EXECUTE A THIRD PARTY SUB-LICENSE AGREEMENT BETWEEN THE TOWN OF RIVERHEAD AND ABELES, PHILLIPS, PREISS & SHAPIRO, INC. AND SUFFOLK COUNTY REAL PROPERTY TAX SERVICE AGENCY

COUNCILMAN KWASNA offered the following resolution, was seconded by

COUNCILMAN KENT

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to enter into and execute a Third Party Sub-License Agreement between the Town Of Riverhead and Abeles, Phillips, Preiss & Shapiro, Inc., and Suffolk County Real Property Tax Service Agency in regard to the use of the Suffolk County GIS Basemap (Geographic Information system) and Tax Maps in connection with the Riverhead Master Plan; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the Real Property Tax Service Agency, Attn: Penny Wells LaValle, Director, 300 Center Drive, Riverhead, New York, 11909; Abeles, Phillips, Preiss & Shapiro, Inc., Attn: Richard Preiss, 434 Sixth Avenue, New York, New York, 10011; the Assessor's Office and the Town Attorney's Office.

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

Suffolk County Law No. 05 - RP
Rev. 05/20/99

Sub-License Agreement
TOWN OF RIVERHEAD

Third Party Sub-License Agreement

This Sub-License Agreement ("Sub-License Agreement") is between the TOWN OF EAST HAMPTON ("TOWN OF RIVERHEAD/SUB-LICENSOR"), having its principal office at 200 Howell Avenue, Riverhead, New York 11901; and ABELES PHILLIPS PREISS & SHAPIRO, INC ("SUB-LICENSEE"), having its principal office at 424 SIXTH AVE ; NY, NY 10011

The parties hereto desire that certain Suffolk County Real Property Tax Maps ("Tax Maps") and/or certain digital data sets (the "Product" as defined in the License Agreement between the COUNTY OF SUFFOLK ("COUNTY/LICENSOR") and the TOWN OF RIVERHEAD/SUB-LICENSOR, attached as Exhibit B) licensed by the COUNTY/LICENSOR to the TOWN OF RIVERHEAD/SUB-LICENSOR be sub-licensed (the "Sub-License") to the SUB-LICENSEE, subject to the approval of the COUNTY/LICENSOR acting through its duly constituted REAL PROPERTY TAX SERVICE AGENCY.

Terms And Conditions: Shall be as set forth in Exhibits A and B attached.

Term of Sub-License Agreement: Shall commence upon execution and continue through December 31, 2005 or such shorter term as the parties may agree.

Total Cost of Sub-License Agreement: No cost to the TOWN OF RIVERHEAD/SUB-LICENSOR or SUB-LICENSEE, except for standard media reproduction costs.

In Witness Whereof, the parties hereto have executed this Sub-License Agreement as of the latest date written below.

TOWN OF RIVERHEAD

By: _____
Name: _____
Title: _____
Date: _____

APPROVED AS TO FORM, NOT REVIEWED AS TO EXECUTION: REAL PROPERTY TAX SERVICE AGENCY:

By: _____
PENNY WELLS LAVALLE
Director
Date: _____

ABELES, PHILLIPS, PREISS, AND SHAPIRO

By: Richard M Preiss
Name: RICHARD PREISS
Title/Date: VICE PRESIDENT / 6/21/99

**Sub-License Agreement
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Exhibit

General Terms and Conditions

1. Grant of Sub-License
2. Term and Termination
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5. Limitation of Liability
6. County of Suffolk as Third Party Beneficiary
7. Severability
8. Entire Agreement
9. No Oral Changes
10. All Rights Reserved
11. Waiver
12. Governing Law

Exhibit B

Copy of License Agreement between the TOWN OF RIVERHEAD and the County of Suffolk, a municipal corporation of the State of New York, acting through its duly constituted Real Property Tax Service Agency; said License Agreement consists of 11 pages.

Sub-License Agreement

Exhibit A
General Terms and Conditions

Whereas, the COUNTY/LICENSOR, a municipal corporation of the State of New York, having its principal office at the County Center, Riverhead, New York 11901, acting through its duly constituted REAL PROPERTY TAX SERVICE AGENCY, also located at the County Center, Riverhead, New York 11901 and the TOWN OF RIVERHEAD/SUB-LICENSOR have executed a License Agreement (the "License Agreement"), a copy of which is attached hereto as Exhibit B; and

Whereas, The TOWN OF RIVERHEAD/SUB-LICENSOR, in order to complete the projects described in such License agreement desires to utilize the services of the SUB-LICENSEE;

Now Therefore, the parties agree as follows:

1. **Grant of Sub-License:**

- a. The TOWN OF RIVERHEAD/SUB-LICENSOR, through its LICENSOR, the COUNTY/LICENSOR, grants to the SUB-LICENSEE a non-exclusive, non-transferable license (the "Sub-License") to use the Tax Maps and/or Product, as defined in the License Agreement (Exhibit B), subject to the terms and conditions described herein and in such License Agreement and only for the project described below:

RIVERHEAD MASTER PLAN

- b. Consent to this Sub-License is at the sole discretion of the COUNTY/LICENSOR, acting through its duly constituted Real Property Tax Service Agency. Such consent shall be indicated by the signature of the Director of Real Property Tax Service Agency (or his/her designee) on page one (1) of this Sub-License Agreement.

2. Term and Termination:

- a. This Sub-License Agreement shall cover the period provided on the first page thereof, unless sooner terminated as provided below.
- b. In the event the SUB-LICENSEE violates any of the terms and conditions of this Sub-License Agreement, the COUNTY/LICENSOR and/or the TOWN OF RIVERHEAD/SUB-LICENSOR may terminate the License, provided that no such termination shall be effective unless the SUB-LICENSEE is given ten (10) business days written notice of intent to terminate, and an opportunity for consultation with the COUNTY/LICENSOR and/or the TOWN OF RIVERHEAD/SUB-LICENSOR prior to termination. Prior to issuance of a Termination Notice by the COUNTY/LICENSOR and/or the TOWN OF RIVERHEAD/SUB-LICENSOR, the SUB-LICENSEE shall be given an additional ten (10) business day period to cure any violation of the terms and conditions of the License, except that if the SUB-LICENSEE makes use of the Product in a manner not permitted by this Sub-License Agreement and the COUNTY/LICENSOR and/or the TOWN OF RIVERHEAD/SUB-LICENSOR reasonably determines that such use was intended to result in harm to the COUNTY/LICENSOR and/or the TOWN OF RIVERHEAD/SUB-LICENSOR's proprietary rights, the COUNTY/LICENSOR and/or the TOWN OF RIVERHEAD/SUB-LICENSOR shall have the right to terminate this Sub-License Agreement immediately upon written notice to the SUB-LICENSEE.
- c. In the event the COUNTY/LICENSOR and/or the TOWN OF RIVERHEAD/SUB-LICENSOR terminate this Sub-License Agreement, within ten (10) days thereafter, the SUB-LICENSEE shall return or destroy the original and all copies of the Tax Maps and/or Product and any derivative work(s) of the Product in spatial digital format. The SUB-LICENSEE will certify that such action has been taken. Notwithstanding the above, derivative work(s) in the form of reports in raster digital format or paper copy need not be destroyed.

3. Permitted Use:

- a. The use of the Tax Maps and/or Product covered by this Sub-License shall be limited to work directed by the TOWN OF RIVERHEAD/SUB-LICENSOR, or work done pursuant to an agreement or contract between SUB-LICENSEE and the TOWN OF RIVERHEAD/SUB-LICENSOR.

- b. The TOWN OF RIVERHEAD/SUB-LICENSOR and SUB-LICENSEE agree that the COUNTY/LICENSOR is the owner of the Tax Maps and/or Product, including all applicable rights to patents, copyrights, trademarks and trade secrets in the Product. The TOWN OF RIVERHEAD/SUB-LICENSOR and SUB-LICENSEE further agree that a copy of the License Agreement between the TOWN OF EAST HAMPTON/SUB-LICENSOR and the COUNTY/LICENSOR has been furnished to SUB-LICENSEE and is incorporated by reference herein.
- c. SUB-LICENSEE shall not sell, transfer, publish, disclose, or otherwise make the Tax Maps and/or Product available to others and agrees to protect the Tax Maps and/or Product from unauthorized use, reproduction, distribution or publication.
- d. The Tax Maps and/or Product are to be used only for the purpose of completing the project described in this Sub-License Agreement.

4. CONTACT PERSONS/NOTICE REQUIREMENTS:

- a. Any communication, notice, report or other submission necessary or required to be made by the parties regarding this Sub-License Agreement shall be deemed to have been duly made upon receipt by the parties at the following address (or such other address that may be specified in writing by the parties):

For the TOWN OF RIVERHEAD/SUB-LICENSOR:

TOWN OF RIVERHEAD
 200 Howell Avenue
 Riverhead, New York 11901
 Attn: Honorable Vincent Villella
 Supervisor, Town of Riverhead

and

For the SUB-LICENSEE:

ABELES PHILLIPS PREISS + SHAPIRO
434 SIXTH AVE
NEW YORK, NY 10011
ATTN: RICHARD PREISS

Suffolk County Law No. 05 - RP
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Sub-License Agreement
TOWN OF RIVERHEAD

- b. Each party shall give prompt written notice to the other party of the appointment of successor(s) to the designated contact person(s) or his or her designated successor(s).
- c. Any communication or notice regarding litigation shall be deemed to have been duly made upon receipt by the parties at the following addresses (or such other addresses that may be specified in writing by the parties):

For the COUNTY/LICENSOR:

Suffolk County Real Property Tax Service Agency
County Center
Riverhead, New York 11901
Attn: Penny Wells LaValle, Director

and

Suffolk County Department of Law
H. Lee Dennison Building 6th Floor
Hauppauge, New York 11788
Attn: Robert J. Cimino, County Attorney

For the TOWN OF RIVERHEAD/SUB-LICENSOR:

TOWN OF RIVERHEAD
200 Howell Avenue
Riverhead, New York 11901
Attn: Honorable Vincent Villella
Supervisor, Town of Riverhead

FOR THE SUB-LICENSEE:

ABELES PHILLIPS PREISS + SHAPIRO
434 SIXTH AVE
NEW YORK, NY 10011
ATTN: RICHARD PREISS

5. Limitation of Liability:

- a. COUNTY/LICENSOR AND THE TOWN OF RIVERHEAD/SUB-LICENSOR MAKE NO WARRANTIES, EXPRESS OR IMPLIED, INCLUDING, BUT NOT LIMITED TO, IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE. THE TAX MAPS AND/OR PRODUCT WERE DEVELOPED FOR GOVERNMENTAL USE BY THE COUNTY/LICENSOR ACTING THROUGH ITS DULY CONSTITUTED REAL PROPERTY TAX SERVICE AGENCY. THE COUNTY/LICENSOR, ITS REAL PROPERTY TAX SERVICE AGENCY AND THE TOWN OF RIVERHEAD/SUB-LICENSOR MAKE NO REPRESENTATIONS AS TO THE ACCURACY, COMPLETENESS, RELIABILITY, USABILITY, OR SUITABILITY FOR ANY PURPOSE OF THE DATA OR INFORMATION CONTAINED OR FURNISHED IN CONNECTION HEREWITH AND THE COUNTY/LICENSOR and the TOWN OF RIVERHEAD/SUB-LICENSOR SHALL BE UNDER NO LIABILITY WHATSOEVER FOR ANY USE MADE THEREOF.
- b. COUNTY/LICENSOR and the TOWN OF RIVERHEAD/SUB-LICENSOR shall not be liable for indirect, special, incidental, or consequential damages related to SUB-LICENSEE's use of the Product, even if the SUB-LICENSEE is advised of the possibility of such damage.

6. County of Suffolk as Third Party Beneficiary:

The COUNTY/LICENSOR is a direct and intended third party beneficiary of this Sub-License Agreement and may enforce it directly against the SUB-LICENSEE.

7. Severability:

If any part of this Sub-License Agreement, for any reason, is declared to be invalid, it shall be deemed restated as nearly as possible in accordance with applicable law the original intentions of the parties, and the remaining provisions shall remain in full force and effect.

8. Entire Agreement:

It is expressly agreed that this instrument represents the entire agreement of the parties and that all previous understandings are merged in this Sub-License Agreement.

9. No Oral Changes:

No modification of this Sub-License Agreement shall be valid unless written in the form of an Addendum or Amendment signed by both parties.

10. All Rights Reserved:

All rights not specifically granted in this Sub-License Agreement are reserved to the COUNTY/LICENSOR.

11. Waiver:

No failure of delay by COUNTY/LICENSOR and/or the TOWN OF RIVERHEAD/SUB-LICENSOR in enforcing any right or remedy under this Sub-License Agreement or the License Agreement shall be construed as a waiver or other exercise of such right or remedy by the COUNTY/LICENSOR and/or the TOWN OF RIVERHEAD/SUB-LICENSOR.

12. Governing Law:

This agreement shall be governed by the laws of the State of New York.

End of Text for Exhibit A

Law No. 00- RP- 015
Rev. 12/19/97

TOWN OF RIVERHEAD
Tax Maps and GIS License Agreement

Tax Maps and GIS Product License Agreement

This License Agreement ("License Agreement") is between the COUNTY OF SUFFOLK ("COUNTY/LICENSOR"), a municipal corporation of the State of New York, having its principal office at the County Center, Riverhead, New York 11901, acting through its duly constituted SUFFOLK COUNTY REAL PROPERTY TAX SERVICE AGENCY ("AGENCY") located at the County Center, Riverhead, New York 11901; and the TOWN OF RIVERHEAD ("TOWN OF RIVERHEAD/LICENSEE"), a municipal corporation of the State of New York located at 200 Howell Avenue, Riverhead, New York 11901.

The parties hereto desire that Suffolk County Real Property Tax Maps ("Tax Maps") and/or certain digital data sets (the "Product," as defined in paragraph 4 of Exhibit A) from the AGENCY's computer data base, known as the "Suffolk County GIS Basemap" be licensed (the "License") to the TOWN OF RIVERHEAD/LICENSEE by the COUNTY/LICENSOR in the interest of cooperation.

Terms and Conditions: Shall be as set forth in Exhibits A, B, C and D attached.

Term of License Agreement: Commence upon execution and continue through December 31, 2000.

Total Cost of License Agreement: No Cost to AGENCY/LICENSOR or the TOWN OF RIVERHEAD/LICENSEE, except for standard media reproduction costs.

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

TOWN OF RIVERHEAD

By: Vincent Villella
VINCENT VILLELLA
Town Supervisor

Date: 5/7/98

COUNTY OF SUFFOLK

By: [Signature]
ERIC A. KOPP
Chief Deputy County Executive

Date: 6/26/98

Law No. 00- RP-015
Rev. 12/19/97

TOWN OF RIVERHEAD
Tax Maps and GIS License Agreement

APPROVED AS TO FORM, NOT
REVIEWED AS TO EXECUTION
ROBERT J. CIMINO
SUFFOLK COUNTY ATTORNEY

APPROVED:
SUFFOLK COUNTY REAL
PROPERTY TAX SERVICE AGENCY

By: Cynthia K. Parry
CYNTHIA K. PARRY
Assistant County Attorney

By: Penny Wells Lavalley
PENNY WELLS LAVALLE
Director

Date: 6/23/98

Date: 6/19/98

**License Agreement
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**Exhibit A
General Terms and Conditions**

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12. Entire Agreement
13. No Oral Changes
14. All Rights Reserved
15. Legislative Approvals

**Exhibit B
Authorizing Legislative Approval by the Suffolk County Legislature.**

**Exhibit C
Authorizing Legislative Approval by the TOWN OF RIVERHEAD's Governing
Body.**

**Exhibit D
Model Third Party Sub-License Agreement; consists of 9 pages.**

Exhibit A
General Terms and Conditions

Whereas, the COUNTY OF SUFFOLK, acting through its duly constituted SUFFOLK COUNTY REAL PROPERTY TAX SERVICE AGENCY (AGENCY) has numerous and varied functions, including those mandated by several statutes of the State of New York; and

Whereas, the primary mission of the AGENCY is to maintain and update the COUNTY's official tax map of its approximately 565,000 parcels of land. In addition the AGENCY/LICENSOR provides public agencies and individuals with advice, information, forms and reports on all aspects of real property. The AGENCY does training related to the assessment of taxation of real property within the County of Suffolk. The Agency derives its authority from Real Property Tax Law, Article 5 and 15A; Real Property Law, Article 9; and Article XXXVI of the Suffolk County Charter; and

Whereas, the AGENCY maintains a cadastral tax map base as well as a computer database of spatial and attribute data, commonly referred to as a Geographic Information System ("GIS"); and

Whereas, the AGENCY desires to share the Suffolk County GIS Basemap with other government entities as part of the COUNTY's goal to create better integrated layers of GIS; and

Whereas, the TOWN OF RIVERHEAD (TOWN OF RIVERHEAD/LICENSEE) functions are numerous and varied; and

Whereas, the TOWN OF RIVERHEAD/LICENSEE will use the Tax Maps and Product in a variety of municipal programs, including but not limited to planning, assessment, zoning, transportation, maintenance and environmental concerns; and

Whereas, the COUNTY/LICENSOR and the TOWN OF RIVERHEAD/LICENSEE desire to cooperate regarding access to the Tax Maps and Product in support of TOWN OF RIVERHEAD/LICENSEE's programs;

Now Therefore, the parties agree as follows:

1. Inconsistent Provisions

The provisions of this Exhibit A shall prevail over inconsistent provisions of any other Exhibit and over any other document not specifically referred to in this License Agreement or made part thereof by this License Agreement or by

subsequent amendment in writing and signed by both parties, except to the extent that such provisions of this Exhibit A are specifically referred to and amended or superseded by such Exhibit or Amendments.

2. Grant of License:

The COUNTY/LICENSOR grants to the TOWN OF RIVERHEAD/LICENSEE a non-exclusive, non-transferable (unless otherwise agreed as set forth in Paragraph 8, below) license (the "License") to use the Tax Maps and/or Product, as defined herein, subject to the terms and conditions described herein.

3. Term and Termination:

- a. This License Agreement shall cover the period provided on the first page thereof, unless sooner terminated as provided below.
- b. In the event the TOWN OF RIVERHEAD/LICENSEE violates any of the terms and conditions of this License Agreement, the COUNTY/LICENSOR may terminate the License, provided that no such termination shall be effective unless the TOWN OF RIVERHEAD/LICENSEE is given ten (10) calendar days written notice of intent to terminate, and an opportunity for consultation with the AGENCY/LICENSOR prior to termination. Prior to issuance of a Termination Notice by the AGENCY/LICENSOR, the TOWN OF RIVERHEAD/LICENSEE shall be given an additional ten (10) calendar day period to cure any violation of the terms and conditions of the License, except that if the TOWN OF RIVERHEAD/LICENSEE makes use of the Tax Maps and/or Product in a manner not permitted by this License Agreement and the AGENCY reasonably determines that such use was intended to result in harm to the COUNTY/LICENSOR's proprietary rights, the AGENCY shall have the right to terminate this License Agreement immediately upon written notice to the TOWN OF RIVERHEAD/LICENSEE.
- c. In the event the AGENCY terminates this License Agreement, within ten (10) days thereafter, the TOWN OF RIVERHEAD/LICENSEE shall return or destroy the original and all copies of the Tax Maps and/or Product and any Product in any derivative works in digital format. The TOWN OF RIVERHEAD/LICENSEE will certify that such action has been taken. Notwithstanding the above, derivative works in the form of reports in raster digital format or paper copy need not be destroyed.

4. Tax Maps and/or Product:

- a. The AGENCY publishes, each year, Real Property Tax Maps for the following:
 - i. Town of Babylon;
 - ii. Town of Brookhaven;
 - iii. Town of Easthampton;
 - iv. Town of Huntington;
 - v. Town of Islip;
 - vi. Town of Riverhead;
 - vii. Town of Shelter Island;
 - viii. Town of Smithtown;
 - ix. Town of Southampton;
 - x. Town of Southold.

- b. The AGENCY's computer database, known as the "Suffolk County GIS Basemap," consists of spatial data, digital linework, annotation, and attribute data, integrated to allow update and query of the geographic information through either the geographic view or the attribute database.

5. Permitted Uses:

- a. The Tax Maps and/or Product are to be used only in the public interest, including the advancement of science and/or the education of the public.

- b. The TOWN OF RIVERHEAD/LICENSEE may use the Product to produce either paper or digital raster maps and/or reports for use by the public, provided that such maps and/or reports include the following notice:

Suffolk County Real Property Tax Services GIS Basemap
COPYRIGHT 1997, County of Suffolk, N.Y.

Examples of permitted uses:

- i. The modification of attribute data or fields to the data layer of the Product (e.g., addition of fields or data to the *.dbf* file) is allowed and is the property of the LICENSEE, however, such property that is the modified *.dbf* file is not to include the spatial (*.shp* or *.map*) files; and/or
 - ii. The generation, reproduction or disclosure of maps where the LICENSEE's GIS coverage is positioned over or under the County Basemap Product; and/or
 - iii. The generation of paper maps, digital reports, digital raster maps, and Internet/intranet or kiosk style information delivery services.
- c. The TOWN OF RIVERHEAD/LICENSEE shall not sell, disclose, or otherwise make available the Product (or any spatial derivative of the Product) in digital format which includes, in whole or in part, the geographic coordinates contained within the Product, or any subset of such geographic coordinates, or any translated, projected or transformed version of the geographic coordinates to third parties, unless otherwise agreed in writing by the COUNTY/LICENSOR. The TOWN OF RIVERHEAD/LICENSEE agrees to protect the Product from unauthorized use, reproduction, distribution or publication.

Examples of uses **not permitted** (unless pre-authorized in writing by the AGENCY) include:

- i. The digital transfer of the *spatial* portion of the Product to a third party when distributing a modified *.dbf* file of attribute data (see sub-paragraph 5(b)(i) above; or
- ii. Spatial data (*.shp* and *.map* files) is not permitted to be altered or transferred to a third party; or

TOWN OF RIVERHEAD
Tax Maps and GIS License Agreement

- iii. The copying of the Product for transfer to a third party for use by the third-party (unless pre-authorized in writing by the COUNTY); and/or
 - iv. The generation of digital spatial files which are derivatives of the Product (unless pre-authorized in writing by the COUNTY).
- d. The Product is defined as digital data sets, which may be in either MapInfo, Intergraph, ARC/INFO, AUTOCAD or other common formats, from the AGENCY's computer database to include, but not limited to the following:
- i. Town of Babylon;
 - ii. Town of Brookhaven;
 - iii. Town of Easthampton;
 - iv. Town of Huntington;
 - v. Town of Islip;
 - vi. Town of Riverhead;
 - vii. Town of Shelter Island;
 - viii. Town of Smithtown;
 - ix. Town of Southampton;
 - x. Town of Southold.

6. Limitation of Liability:

- a. AGENCY/LICENSOR MAKES NO WARRANTIES, EXPRESS OR IMPLIED, INCLUDING, BUT NOT LIMITED TO, IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE. THE TAX MAPS AND/OR PRODUCT WERE DEVELOPED FOR GOVERNMENTAL USE BY THE AGENCY/LICENSOR ACTING THROUGH ITS DULY CONSTITUTED REAL PROPERTY TAX SERVICE AGENCY. THE COUNTY OF SUFFOLK AND THE REAL PROPERTY TAX

SERVICE AGENCY MAKE NO REPRESENTATION AS TO THE ACCURACY, COMPLETENESS, RELIABILITY, USABILITY, OR SUITABILITY FOR ANY PURPOSE OF THE DATA OR INFORMATION CONTAINED OR FURNISHED IN CONNECTION HEREWITH AND THE AGENCY/LICENSOR SHALL BE UNDER NO LIABILITY WHATSOEVER FOR ANY USE MADE THEREOF.

- b. COUNTY/LICENSOR shall not be liable for indirect, special, incidental, or consequential damages related to the TOWN OF RIVERHEAD/LICENSEE's use of the Tax Maps and/or Product or any Sub-Licensee's use of the Tax Maps and/or Product under any Sub-License agreement entered into between the TOWN OF RIVERHEAD/LICENSEE and a Sub-Licensee, even if the TOWN OF RIVERHEAD/LICENSEE is advised of the possibility of such damage.

7. No Implied Waiver:

No failure or delay by COUNTY/LICENSOR in enforcing any right or remedy under this License Agreement shall be construed as a waiver of any future or other exercise of such right or remedy by COUNTY/LICENSOR.

8. Sub-License:

The TOWN OF RIVERHEAD/LICENSEE may distribute the Tax Maps and/or Product to sub-licensees (the "Sub-Licensees") provided that such Sub-Licensees have signed a Third Party Sub-License Agreement in substantially the format set forth in Exhibit B. Consent to a Sub-License is at the sole discretion of the AGENCY.

9. Contact Persons/Notice Requirements:

- a. Any communication, notice, claim for payment, report or other submission necessary or required to be made by the parties regarding this License Agreement shall be deemed to have been duly made upon receipt by the parties of the appointment of successor(s) to the designated contact person(s), or his or her designated successor(s) at the following address (or at such other address that may be specified in writing by the parties):

Law No. 00-RP-015
Rev. 12/19/97

TOWN OF RIVERHEAD
Tax Maps and GIS License Agreement

For the COUNTY/LICENSOR:

Real Property Tax Service Agency
County Center
Riverhead, New York 11901
Attn: Penny Wells LaValle, Director

For the TOWN OF RIVERHEAD/LICENSEE:

TOWN OF RIVERHEAD
200 Howell Road
Riverhead, New York 11901
Attn: Laverne Tennenberg
TOWN OF RIVERHEAD Office of the Tax Assessor

- b. Any communication or notice regarding litigation shall be deemed to have been duly made upon receipt by the parties at the following addresses (or at such other addresses that may be specified in writing by the parties):

For the AGENCY/LICENSOR:

Real Property Tax Service Agency
County Center
Riverhead, New York 11901
Attn: Penny Wells LaValle, Director

and

Suffolk County Department of Law
H. Lee Dennison Building 6th Floor
Hauppauge, New York 11788
Attn: Robert J. Cimino, County Attorney

For the TOWN OF RIVERHEAD/LICENSEE:

TOWN OF RIVERHEAD
200 Howell Road
Riverhead, New York 11901
Attn: Vincent Villella, Town Supervisor

10: Gratuities:

THE TOWN OF RIVERHEAD/LICENSEE represents and warrants that it has not offered or given any gratuity to any official, employee or agent of Suffolk County or New York State or of any political party, with the purpose or intent of securing an agreement or securing favorable treatment with respect to the awarding or amending of an agreement or the making of any determinations with

respect to the performance of an agreement, and that the signer of this License Agreement has read and is familiar with the provisions of Local Law No. 32-1980 of Suffolk County (Chapter 386 of the Suffolk County Code).

11. Severability:

If any part of the License Agreement, for any reason, is declared to be invalid, it shall be deemed restated as nearly as possible in accordance with applicable law the original intentions of the parties, and the remaining provisions shall remain in full force and effect.

12. Entire Agreement:

It is expressly agreed that this instrument represents the entire agreement of the parties and that all previous understandings are merged in this License Agreement. The parties expressly agree that any prior executed license agreement between the parties is merged in this License Agreement.

13. No Oral Changes:

No modification of this License Agreement shall be valid unless written in the form of an Addendum or Amendment signed by both parties.

14. All Rights Reserved:

All rights not specifically granted in this License Agreement are reserved to AGENCY/LICENSOR.

15. Legislative Approvals:

Authorizing legislative approvals by the County Legislature and by the TOWN OF RIVERHEAD's governing body are set forth in Exhibits B and C.

End of Text for Exhibit A

Law No. 00-RP-015
Rev. 12/19/97

TOWN OF RIVERHEAD
Tax Maps and GIS License Agreement

EXHIBIT B

**AUTHORIZING LEGISLATIVE APPROVAL BY THE
SUFFOLK COUNTY LEGISLATURE**

Law No. 00-RP-015
Rev. 12/19/97

TOWN OF RIVERHEAD
Tax Maps and GIS License Agreement

EXHIBIT C

AUTHORIZING LEGISLAIVE APPROVAL BY
THE TOWN OF RIVERHEAD'S GOVERNING BODY

Adopted

TOWN OF RIVERHEAD

RESOLUTION No. 606

AUTHORIZES TOWN SUPERVISOR TO EXECUTE COMMERCIAL SEWER DISTRICT EXTENSION CERTIFICATE OF SUBSTANTIAL COMPLETION

Adopted: _____

COUNCILMAN KENT TO BE AMENDED,
_____ offered the following resolution which
was seconded by COUNCILMAN CARDINALE.

WHEREAS, on December 2, 1997, the Riverhead Town Board adopted Resolution No. 977, entitled, "Awards Bid for Commercial Sewer District Extension, Route 58, Riverhead Sewer District; and

WHEREAS, the bid was awarded to Pavco Asphalt, Inc. for the installation of sanitary sewers, forcemains and appurtenances; and

H2M

WHEREAS, the project engineer has reviewed the work to date for the referenced project and recommends that the Certificate of Substantial Completion be executed by all parties.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute the Certificate of Substantial Completion; and

WHEREAS, the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Engineering 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

Adopted

TOWN OF RIVERHEAD

RESOLUTION No. 607

AUTHORIZES TOWN SUPERVISOR TO EXECUTE COMMERCIAL SEWER DISTRICT EXTENSION CERTIFICATE OF FINAL COMPLETION

Adopted: _____
COUNCILMAN CARDINALE TO BE AMENDED,
_____ offered the following resolution which

was seconded by COUNCILMAN LULL.

WHEREAS, on December 2, 1997, the Riverhead Town Board adopted Resolution No. 977, entitled, "Awards Bid for Commercial Sewer District Extension, Route 58, Riverhead Sewer District; and

WHEREAS, the bid was awarded to Hinck Electrical Contractor, Inc. for Pump Station No. 2, electrical construction; and

^{H2M} WHEREAS, the project engineer has reviewed the work to date for the referenced project and recommends that the Certificate of Final Completion be executed by all parties.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute the Certificate of Final Completion; and

WHEREAS, the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Engineering 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

Adopted

TOWN OF RIVERHEAD

AMENDS RESOLUTION NO. 497

"AWARDS BID FOR ANNUAL TOWN-WIDE CONSTRUCTION CONTRACT"

RESOLUTION No. 608

Adopted: July 6, 1999

COUNCILMAN LULL

_____ offered the following resolution which was

seconded by COUNCILMAN KWASNA

RESOLVED, that Town Board Resolution No. 497 be amended for Item 110B to Rosemar Construction as the low bidder and John T. Montecalvo as the alternate low bidder and Item 130B to Rosemar Construction as low bidder and Corazzini Asphalt, Inc. as the alternate low bidder; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Rosemar Construction, 56 Pine Street East Moriches, NY 11940, Corazzini Asphalt, Inc., Box 555, Cutchogue, NY 11935 and the Engineering 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

Adopted

TOWN OF RIVERHEAD

RESOLUTION NO. 609

RATIFIES THE AUTHORIZATION OF THE TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS FOR FRESH POND SCHOOLHOUSE ALTERATIONS

ADOPTED: July 6, 1999

COUNCILMAN KWASNA

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

RESOLVED, that the Town Board of the Town of Riverhead be and does hereby ratify the authorization of the own Clerk to publish and post the attached Notice to Bidders in the July 1, 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 and the Office of Accounting, and Caryl Granttham.

Caryl Granttham

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			

THE RESOLUTION WAS 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 10:00 am, Monday July 12, 1999 at which time they will be publicly opened and read aloud.

Plans and specification may be obtained at the Office of the Town Clerk 8:30 am to 4:30 pm weekdays, except holidays on or about July 1, 1999.

A deposit of \$50.00 will be required for each copy of the contract documents. The deposit may be refunded if the 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 all bids.

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

Dated: July 1, 1999

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 610

AUTHORIZES THE TOWN CLERK TO POST AND PUBLISH NOTICE TO BIDDERS FOR BUILDING MATERIALS

Adopted: COUNCILMAN KENT

_____ offered the following resolution which was seconded by COUNCILMAN CARDINALE

BE IT RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached Notice to Bidders in the July 15, 1999, issue of the official Town newspaper for BUILDING MATERIALS for the Town of Riverhead: and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to the Engineering 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
NOTICE TO BIDDERS**

Sealed proposals for **BUILDING MATERIALS** for the use of the Town of Riverhead will be received by the Town of Riverhead at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, NY until 11:00 am prevailing time on July 26, 1999 at which time they will be publicly opened and read aloud.

Specifications and bid packets may be obtained on or about July 15, 1999 at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays.

Each proposal must be submitted on the form provided and submitted to the Office of the Town Clerk in an envelope clearly marked "BUILDING MATERIALS".

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

Dated: July 6, 1999

Adopted

7/6/99

Town of Riverhead
Resolution # 611
July 6th, 1999

BUDGET ADJUSTMENT
COMMUNITY DEVELOPMENT AGENCY

COUNCILMAN CARDINALE

_____ 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:

914.069800.546300 Fuel Oil \$3,000.00

TO:

914.069800.541203 Landscaping \$3,000.00

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

TOWN OF RIVERHEAD

612

P.A.L. FUND

BUDGET ADJUSTMENT

COUNCILMAN LULL

_____ offered the following resolution

which was seconded by COUNCILMAN KWASNA

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

004.033310.492210 REVENUE (GRANTS) ACCOUNT FROM: \$1,000.00

004.031200.542323 FOOTBALL SUPPLIES TO: \$1,000.00

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	<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

7/6/99

Adopted

Town of Riverhead

Resolution # 613

AUTHORIZES SUPERVISOR TO EXECUTE SUPPLEMENTAL AGREEMENT WITH
NEW YORK STATE DEPARTMENT OF TRANSPORTATION

COUNCILMAN KWASNA

_____ offered the following resolution,

COUNCILMAN KENT

which was seconded by _____:

WHEREAS, the Town of Riverhead, as sponsor of an ISTE A-funded project for Hallockville Restoration, has an executed contract with the New York State Department of Transportation (DOT) for reimbursement in the amount of \$312,000; and

WHEREAS, an extension of time for project completion is required, necessitating a supplement to the executed contract.

THEREFORE, BE IT RESOLVED, that the Riverhead Town Board hereby authorizes the Supervisor to execute the Supplemental Agreement with DOT.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Community Development Director Andrea Lohneiss.

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

7/6/99

Adopted

TOWN OF RIVERHEAD

AUTHORIZES ENGINEERING STUDY
CALVERTON SEWER DISTRICT

RESOLUTION # 614

Adopted _____

COUNCILMAN KENT

_____ offered the following

resolution which was seconded by COUNCILMAN CARDINALE,

WHEREAS, the Riverhead Town Board has held the necessary proceedings to cause the establishment of the Calverton Sewer District, and

WHEREAS, H2M, consulting engineers, had previously advised the Town Board by letter dated February 1, 1999, that a feasibility study would be necessary to properly plan for the construction of a new treatment works and collection system, and

WHEREAS, the Riverhead Town Board wishes to expeditiously proceed with this planning process,

NOW, THEREFORE, BE IT

RESOLVED, that H2M is authorized to prepare the Phase I(B) Feasibility Study at a cost not to exceed \$57,000 as set forth in correspondence from H2M dated February 1, 1999, and be it further

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to Andrea Lohneiss, Richard Hanley, John J. Hansen, Michael Reichel, Kenneth Testa, Frank Russo at H2M, and Frank Isler, Esq.

7/6/99

Adopted

RESOLUTION #615

TOWN OF RIVERHEAD

RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE CHANGE ORDER
RE: RIVERHEAD WATER DISTRICT EXTENSION NO. 45
PHASE 3, NORTHVILLE

Adopted _____

COUNCILMAN CARDINALE

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

RESOLVED, that the Supervisor be and is hereby authorized to execute Change Order No. 2 for the project known as Riverhead Water District Extension No. 45, Phase 3, Northville with Merrick Utility Associates, Inc. which will authorize a reduction in the total contract cost, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to H2M, Frank Isler, Esq.; Merrick Utility; Accounting Department; and Gary Pendzick.

SUBMITTED BY RIVERHEAD WATER DISTRICT

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

7/6/99

RESOLUTION # 616

TOWN OF RIVERHEAD

RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE CHANGE ORDER RE: RIVERHEAD WATER DISTRICT REHABILITATION OF WELL NO. 4-2

Adopted _____

COUNCILMAN LULL

_____ offered the following resolution which was seconded by COUNCILMAN KWASNA

RESOLVED, that the Supervisor be and is hereby authorized to execute Change Order No. 1 for the project known as Riverhead Water District Rehabilitation of Well No. 4-2 with Eagle Control Corp. which will authorize an increase in the total contract costin the amount of \$15,087, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to H2M, Frank Isler, Esq., Eagle Control Copr.; Accounting Department; and Gary Pendzick.

SUBMITTED BY RIVERHEAD WATER DISTRICT

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

Adopted

RESOLUTION # 617

7/6/99

AWARDS BID FOR CONSTRUCTION OF ADVANCED WASTEWATER TREATMENT FACILITY RIVERHEAD SEWER DISTRICT

Adopted _____

COUNCILMAN KWASNA

_____ offered the following resolution

which was seconded by COUNCILMAN KENT _____,

WHEREAS, this Town Board did authorize the advertisement for bids for the construction of the Advanced Wastewater Treatment Facility, and

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

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

WHEREAS, it has been recommended by H2M, consulting engineers to the Riverhead Water District, by letters dated June 23, 1999, that the bids be awarded as follows:

General & Mechanical Construction (Contract G)
To: Bensin Contracting
652 Union Avenue
Holtsville, NY 11742
For: \$5,735,000

Electrical Construction - Contract SRF 5123-02E
To: Welsbach Electric Corp.
300 Newtown Road
Plainview, NY 11803
For: \$1,486,000

Ventilating & Air Conditioning Construction
- Contract SRF 5123-02V
To: Inter-County Mechanical Corp.
1601 Arctic Avenue
Bohemia, NY 11716
For: \$119,798

Plumbing Construction - Contract SRF 5123-02P
To: WHM Plumbing & Heating Contracting, Inc.
6H Enterprise Drive
East Setauket NY 11733
For: \$23,500

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the construction of the Advanced Wastewater Treatment Facility be and are hereby awarded as follows:

General & Mechanical Construction (Contract G)

To: Bensin Contracting
652 Union Avenue
Holtsville, NY 11742
For: \$5,735,000

Electrical Construction - Contract SRF 5123-02E

To: Welsbach Electric Corp.
300 Newtown Road
Plainview, NY 11803
For: \$1,486,000

Ventilating & Air Conditioning Construction
- Contract SRF 5123-02V

To: Inter-County Mechanical Corp.
1601 Arctic Avenue
Bohemia, NY 11716
For: \$119,798

Plumbing Construction - Contract SRF 5123-02P

To: WHM Plumbing & Heating Contracting, Inc.
6H Enterprise Drive
East Setauket NY 11733
For: \$23,500

and be it further

RESOLVED, that the Town Clerk forwarded certified copies of this resolution to above-named bidders; Frank Isler, Esq.; H2M; John J. Hansen; Kenneth Testa; and Michael Reichel, be it further

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

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

THE VOTE

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

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

Adopted

07-06-99

TOWN OF RIVERHEAD

Resolution # 618

AUTHORIZES THE RELEASE OF Performance Bond for Greater Lakeside Corp.

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

WHEREAS, Southgroup Acquisition Co. LLC / Greater Lakeside Corp. posted a 5% Performance Bond in the sum of Seven Thousand Five Hundred Ten dollars (\$7,510.00) pursuant to Section 108-133.(l) of the Riverhead Town Code;

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been complete to the Building Department's satisfaction and Certificate of Occupancy #14548 dated 3-18-1999 has been issued for said construction.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the Performance Board in the amount of Seven Thousand Five Hundred Ten Dollars (\$7,510.00). And be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Leroy E. Barnes, Building Department Administrator: Southgroup Acquisition Co. LLC /Greater Lakeside Corp., 7 Penn Plaza, New York, New York 10001: and Charlene Cambria, Senior Auditor: 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

Adopted

07-06-99

TOWN OF RIVERHEAD

Resolution # 619

AUTHORIZES THE RELEASE OF Performance Bond (Certificate of Deposit) for Michael Ireland.

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

WHEREAS, Michael Ireland posted a 5% Performance Bond in the form of a Passbook in the sum of \$25,500 pursuant to Section 108-133.(l) of the Riverhead Town Code;

WHEREAS, on Tuesday May 19, 1998 the Riverhead Town Board accepted and granted Resolutions #407 a site plan and elevations submitted by Michael Ireland for the construction of 7000 square foot industrial building, located at 32 Main Road, Aquebogue, New York, known and designated as Suffolk County Tax Map# 0600-084.00-05-010.00 and

NOW, THEREFORE, BE IT RESOLEVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the Performance Board in the amount of Twenty Five Thousand Five Hundred Dollars (\$25,500). And be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Building Department; Michael Ireland, 84 Shade Tree Lane, Aquebogue, New York 11931, the Planning Department and the Town Attorney.

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

7/6/99

Adopted

TOWN OF RIVERHEAD

Resolution # 620

APPROVES APPLICATION OF TANGER FACTORY OUTLET CENTERS, INC.
(TENT SALES)

COUNCILMAN LULL

offered the following resolution, was seconded by

COUNCILMAN KWASNA

WHEREAS, Tanger Outlet Centers, Inc. has submitted an application for the purpose of conducting tent sales at the Tanger I and Tanger II Outlets (Liz Claiborne and Samsonite) to be held on July 9th and 10th and August 20th through August 28th between the hours of 10:00 a.m. and 9:00 p.m., Monday through Saturday and between the hours of 10:00 a.m. and 7:00 p.m. on Sunday; 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 Tanger Outlet Centers, Inc. for the purpose of conducting tent sales at the Tanger I and Tanger II Outlets (Liz Claiborne and Samsonite) to be held on July 9th and 10th and August 20th through August 28th, between the hours of 10:00 a.m. and 9:00 p.m., Monday through Saturday and between the hours of 10:00 a.m. and 7:00 p.m. on Sunday, 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 Tanger Outlet Centers, Inc., Tanger Drive, Suite 200, Riverhead, New York, 11901 and the Riverhead Police 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

Adopted

7/6/99

TOWN OF RIVERHEAD

Resolution # 621

AUTHORIZES THE LAW FIRM OF TWOMEY, LATHAM, SHEA & KELLEY, LLP
TO COMMENCE LITIGATION AGAINST THE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION IN CONNECTION WITH CALVERTON
INDUSTRIES, INC.

COUNCILMAN KWASNA offered the following resolution, was seconded by

COUNCILMAN KENT

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Law Firm of Twomey, Latham, Shea & Kelley, LLP to commence litigation against the Department of Environmental Conservation with regard to the Negative Declaration received in connection with Calverton Industries, Inc; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Twomey, Latham, Shea & Kelley, LLP, Attn: Maureen Liccione, Esq., 33 West Second Street, P.O. Box 398, Riverhead, New York, 11901; 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

JULY 6, 1999

Adopted

TOWN OF RIVERHEAD

RESOLUTION# 622

AUTHORIZATION TO PUBLISH BID FOR
RESIDENTIAL SOLID WASTE COLLECTION AND DISPOSAL SERVICES

COUNCILMAN KENT

_____ 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 **RESIDENTIAL SOLID WASTE COLLECTION AND DISPOSAL SERVICES** for the Town of Riverhead.

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the **JULY 8, 1998** 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

TOWN OF RIVERHEAD NOTICE TO BIDDERS

RESIDENTIAL SOLID WASTE COLLECTION AND DISPOSAL SERVICES
Riverhead Refuse and Garbage District
January 1, 2000 through December 31, 2002

Sealed bids will be received until 4:00 P.M. on July 30, 1999, by the Town Clerk, 200 Howell Avenue, Riverhead, New York, 11901, for the collection, removal and disposal of solid waste from residential dwelling units in each of six (6) Contract Bid Areas for January 1, 2000, through December 31, 2002. The bids, will be publicly opened and read aloud by the Town Clerk in the meeting room in Town Hall immediately after 4:00 p.m. on July 30, 1999.

Bid packages may be obtained on or after July 6, 1999, at the Town Clerk's Office between the hours of 9:00 a.m. and 4:30 p.m. Monday through Friday. There will be a \$ 75.00 non-refundable charge for each bid package.

Each bid must be submitted on the forms furnished by the Town of Riverhead with the bid package. Each envelope containing a bid must be sealed and must clearly show the name and address of the bidder and the letter designation of the contract Bid Area which the bid applies and must state:

BID FOR COLLECTION AND DISPOSAL OF RESIDENTIAL SOLID WASTE

Each bid must be accompanied by a certified check or bid bond conforming to the enclosed bid bond form in a sum not less than Five per cent (5%) of the annual contract price bid for 2000 and payable to the "Town of Riverhead". Failure or refusal to execute the Contract and deliver the required performance security and insurance certificates, within twenty (20) days after award of contract, will result in forfeiture of the check or bid bond as liquidated damages for abandoning the Contract.

A separate bid and bid security must be submitted for each Contract Bid Area within the Riverhead Refuse and Garbage District. The bid package will be annexed to and made a part of the executed Contract.

The Town of Riverhead reserves the right to reject any or all bids, to waive irregularities and/or informalities in any bid, and to make an award in any manner consistent with law, deemed in the best interest of the Town, including limiting the number of Contract Bid Areas awarded to any one bidder.

Dated at: Riverhead, New York
July 6, 1999.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF RIVERHEAD

July 6, 1999

Adopted

TOWN OF RIVERHEAD

Resolution # 623

EAST CREEK PUMPOUT STATION

CAPITAL PROJECT

BUDGET ADJUSTMENT

COUNCILMAN LULL

_____ 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:

406.072300.481900.70093 TRANSFER FROM SPECIAL TRUST FROM: \$2,000.

406.085400.523006.70093 WASTE DISPOSAL CONSTRUCTION TO: \$2,000.

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

7/6/99

Tabled

Town of Riverhead

Resolution # 624

Authorizes the Execution of a Contract for New York State Assistance from the Household Hazardous Waste (HHW) State Assistance Program

COUNCILMAN CARDINALE offered the following resolution,

TO BE TABLED,

which was seconded by COUNCILMAN KENT:

WHEREAS, the State of New York provides financial aid for hazardous waste programs; and

WHEREAS, the Town of Riverhead Community Development Department has prepared an application for funding through the New York State Household Hazardous Waste Assistance Program; and

WHEREAS, the Town of Riverhead has been awarded \$22,180 towards the collection of household hazardous waste (50% of the town's annual cost).

THEREFORE, BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized to sign a State Assistance Contract with the New York State Department of Environmental Conservation (DEC).

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Community Development Director Andrea Lohneiss and Sanitation Superintendent John Reeve.

THE VOTE

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

7/6/99

Adopted

TOWN OF RIVERHEAD

Resolution # 625

AUTHORIZES THE RELEASE OF GOOD FAITH DEPOSIT OF SWEEZY RIVERHEAD HOLDING, LLC

COUNCILMAN KWASNA offered the following resolution, was seconded by

COUNCILMAN KENT

WHEREAS, a good faith deposit was submitted by Sweezy Riverhead Holding, LLC. to ensure the completion and securing of site demolition work at 20-24 East Main Street, Riverhead, New further described as Suffolk County Tax map #0600-128-6-50.1;

WHEREAS, by memorandum from Sharon E. Klos, Building Permits Coordinator, dated July 1, 1999, it is requested that the good faith deposit in the amount of \$10,000.00 be released due to the completion of the project; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Sweezy Riverhead Holding, LLC, 1 West Main Street, Patchogue, New York, 11772; the Building 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

Adopted

July 6, 1999

TOWN OF RIVERHEAD

RESOLUTION# 626

AUTHORIZATION TO PUBLISH & POST BID

COUNCILMAN KENT

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 a **FIRST RESPONDER ACCESSORIES** for use by the Town of Riverhead Ambulance Corps.

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the July 15th, 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 Ambulance Chief, Accounting and the Purchasing 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

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 11:10 a.m. on July 26, 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.

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 627

APPOINTS JOANN MARSHALL TO THE RIVERHEAD ANTI-BIAS TASK FORCE

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

WHEREFORE, there is a need to add a member to the Riverhead Anti-Bias Task Force; and

WHEREFORE, it has been suggested by the Anti-Bias Task Force Members that JOANN MARSHALL would be a good addition to this committee.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board appoints JOANN MARSHALL to be a member of the Riverhead Anti-Bias Task Force, and

BE IT FURTHER RESOLVED, that the TOWN CLERK is hereby authorized to send a copy of this resolution to JOANN MARSHALL and to the Supervisor's Office.

THE VOTE

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

THE RESOLUTION WAS X WAS NOT
THEREFOR DULY DECLARED ADOPTED

7/6/99

Adopted

TOWN OF RIVERHEAD

Resolution # 628

APPOINTS A FILL-IN BEACH ATTENDANT
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN LULL

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

RESOLVED, that Kenneth Turkish is hereby appointed to serve as a Fill-In Beach Attendant, effective July 7, 1999 to and including, September 6, 1999 to be paid at the rate of \$7.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

All applications and appropriate forms are to be completed (in the Office of Accounting) PRIOR to start date; and

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

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

7/6/99

Adopted

TOWN OF RIVERHEAD

Resolution # 629

APPOINTS A FILL-IN PARK ATTENDANT
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN, LULL

offered the following resolution,

which was seconded by COUNCILMAN KWASNA

RESOLVED, that Kenneth Turbish is hereby appointed to serve as a Fill-In Park Attendant, effective July 7, 1999 to and including, November 30, 1999 to be paid at the rate of \$7.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

All applications and appropriate forms are to be completed (in the Office of Accounting) PRIOR to start date; and

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

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

TOWN OF RIVERHEAD

RESOLUTION # 630

**APPOINTS EDWARD KEMNITZER TO THE
RIVERHEAD CONSERVATION ADVISORY COUNCIL**

Councilman Kent offered the following resolution, which
was seconded by Councilman Cardinale.

WHEREFORE, there is a need to add member to the
Riverhead Conservation Advisory Council; and

WHEREFORE, it has been suggested by the members of
the Conservation Advisory Council that EDWARD KEMNITZER
would be a good addition to this committee.

NOW, THEREFORE, BE IT RESOLVED, that the Town
Board appoints EDWARD KEMNITZER to be a member of the
Riverhead Conservation Advisory Council. And

BE IT FURTHER RESOLVED, that the TOWN CLERK is
hereby authorized to send a copy of this resolution to
EDWARD KEMNITZER and to the Supervisor's Office.

THE VOTE

Cardinale Yes No Kent Yes No

Kw... Yes No Lull Yes No

V... Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY DECLARED ADOPTED

Tabled

TOWN OF RIVERHEAD

RESOLUTION # 631

AUTHORIZES TOWN ENGINEER TO DEMOLISH
143 CLIFF ROAD, WADING RIVER
S.C.T.M. 0600-026.00-01.00-029.000

Adopted: July 6, 1999

COUNCILMAN CARDINALE

TO BE TABLED,

_____ offered the following resolution which

was seconded by COUNCILMAN LULL.

WHEREAS, on June 1, 1999, the Town Board adopted resolution entitled "AUTHORIZES THE TOWN CLERK TO POST AND PUBLISH NOTICE TO BIDDERS FOR SALVAGE OF HOUSE LOCATED AT 143 CLIFF ROAD, WADING RIVER"; and

WHEREAS, the Notice to Bidders did appear in the June 9, 1999 issue of the official Town newspaper; and

WHEREAS, no bids were received in the Office of the Town Clerk by the bid opening date of June 25, 1999.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby authorize the Town Engineer to demolish and remove the debris from the structure located at 143 Cliff Road, Wading River; and

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

THE VOTE

Cardinale	<input type="checkbox"/> Yes	<input type="checkbox"/> No	Kont	<input 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

7/6/99

Adopted

TOWN OF RIVERHEAD

Resolution # 632

APPROVES APPLICATION FOR FIREWORKS PERMIT OF JAMESPORT FIRE DEPARTMENT ASSOCIATION

COUNCILMAN LULL

_____ offered the following resolution, was seconded by

COUNCILMAN KWASNA

WHEREAS, Jamesport Fire Department Association has submitted a Fireworks Permit Application for the purpose of conducting a fireworks display to be held at the George C. Young Community Center, Jamesport, New York on July 17, 1999 at 10:00 p.m.; and

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

NOW THEREFORE BE IT RESOLVED, that the Fireworks Permit Application of Jamesport Fire Department Association for the purpose of conducting a fireworks display to be held at the George C. Young Community Center, Jamesport, New York on July 17, 1999 at 10:00 p.m., be and 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 the Jamesport Fire Department Association, Manor Lane, Jamesport, New York, 11947; Bruce Johnson, Riverhead Fire Marshall; the Riverhead Fire Department and the Riverhead Police 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

Adopted

7/6/99

TOWN OF RIVERHEAD

Resolution # 633

APPROVES APPLICATION FOR FIREWORKS PERMIT OF RIVERHEAD PRIDE CLUB

COUNCILMAN KWASNA

offered the following resolution, was seconded by

COUNCILMAN KENT

WHEREAS, Riverhead Pride Club has submitted a Fireworks Permit Application for the purpose of conducting a fireworks display to be held on the driving range of the Cherry Creek Golf Course, Riverhead, New York on July 9, 1999 at 9:00 p.m.; and

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

NOW THEREFORE BE IT RESOLVED, that the Fireworks Permit Application of Riverhead Pride Club for the purpose of conducting a fireworks display to be held on the driving range of the Cherry Creek Golf Course, Riverhead, New York on July 9, 1999 at 9:00 p.m., be and 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 the Riverhead Pride Club, 700 Harrison Avenue, Riverhead, New York, 11901; Bruce Johnson, Riverhead Fire Marshall; the Riverhead Fire Department and the Riverhead Police 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

Adopted

July 6, 1999

TOWN OF RIVERHEAD

RESOLUTION # 634SEQR DETERMINATION ON SPECIAL PERMIT (SITE PLAN)
PETITION OF JERRY & THE MERMAID AND REFERRAL TO
PLANNING BOARD

COUNCILMAN KENT

_____ offered the following resolution, which was seconded

by COUNCILMAN CARDINALE:

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Jerome DiCecco as authorized by James Bisset the property owner pursuant to Sections 108-3 and 108-42 B(5) of the Town Code for the provision of live entertainment within an existing 2,900 square foot restaurant located on a 2.5 acre parcel zoned Business 'D' and known specifically as SCTM No. 0600-129-4-21.1, 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 the petition be considered a Type II Action pursuant to 6NYCRR Part 617.5(c)(7), and

WHEREAS, pursuant to 6 NYCRR Part 617.3(f) and 617.6 (a)(1), agency SEQR responsibilities end with this designation and no determination of significance is required, 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 considers the special permit application of Jerry & The Mermaid to be Type II for the purposes of compliance with SEQR, and

BE IT FURTHER

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

BE IT FURTHER

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

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

TOWN OF RIVERHEAD

GENERAL FUND
BUDGET ADJUSTMENT

RESOLUTION # 635

COUNCILMAN CARDINALE

offered the following resolution,

COUNCILMAN LULL

which was seconded by _____

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

	FROM:	
001.000000.390599	APPROPRIATED FUND BALANCE	\$106,820.

	TO:	
001.036200.524000	BUILDING DEPT. EXPENSES	\$25.
001.010100.542609	TOWN BOARD, ADVERTISING	12,000.
001.010100.543301	TOWN BOARD, LITIGATION	75,000.
001.011100.512500	TOWN JUSTICE, OVERTIME	2,500.
001.012200.549000	SUPERVISOR, MISCELLANEOUS EXPENSE	500.
001.014100.524000	TOWN CLERK, EQUIPMENT	100.
001.014400.541500	TOWN ENGINEER, MOTOR VEHICLE EXPENSE	500.
001.014400.543500	TOWN ENGINEER, CONSULTANT EXPENSE	1,750.
001.016200.524000	TOWN HALL OPERATIONS, EQUIPMENT	1,000.
001.016250.547504	BUILDING & GROUNDS, SANITATION EXP.	10,000.
001.013300.524000	TAX RECEIVER, EQUIPMENT	175.
001.080200.524000	PLANNING, EQUIPMENT	570.
001.070200.542104	RECREATION ADMIN., SUPPLIES	100.
001.036200.541500	BLDG. DEPT., MOTOR VEHICLE REPAIR EXP.	1,500.
001.036200.542100	BLDG. DEPT., OFFICE EXPENSE	250.
001.036200.542100	ASSESSOR, OFFICE SUPPLIES	850.

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

July 6, 1999

Adopted

TOWN OF RIVERHEAD

WATER DISTRICT
BUDGET ADJUSTMENT

RESOLUTION # 636

COUNCILMAN LULL

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:

112.000000.390599	APPROPRIATED FUND BALANCE	FROM:	143,000.
		TO:	
112.083200.524400	FIELD EQUIPMENT		6,000.
112.083200.524451	PURCHASE & INSTALL OF METERS		30,000.
112.083200.541100	REPAIR & MAINTENANCE		60,000.
112.083200.542506	PLANT SUPPLIES		7,000.
112.083200.549000	MISCELLANEOUS EXPENSE		10,000.
112.083200.524101	AUTOMOBILE EXPENSE		30,000.

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!

July 6, 1999

TOWN OF RIVERHEAD

Resolution # 637

225 PULASKI STREET DEMO

CAPITAL PROJECT

BUDGET ADJUSTMENT

COUNCILMAN KWASNA 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:

406.010010.411000.41011	REAL PROPERTY TAX	FROM:	\$14,000.
406.086660.523021.41011	DEMO OF REAL PROPERTY	TO:	\$14,000.

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	Lui	<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

July 6, 1999

TOWN OF RIVERHEAD

Resolution # 638

POLICE OFFICERS MEMORIAL PARK

CAPITAL PROJECT

BUDGET ADJUSTMENT

COUNCILMAN CARDINALE 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:	
406.071100.4819007.70094 TRANSFER FROM SPECIAL TRUST		\$2,500.
406.071100.524407.70094 SIGNAGE	TO:	\$2,500.

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

RESOLUTION # <u>639</u> ABSTRACT #26-99 JUNE 24, 1999 (TBM 7/6/99)				
COUNCILMAN LULL		offered the following Resolution which was seconded by		
COUNCILMAN KWASNA				
FUND NAME		CD-NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ -	\$ 348,720.12	\$ 348,720.12
PARKING METER	002	\$ -	\$ -	\$ -
AMBULANCE	003	\$ -	\$ -	\$ -
POLICE ATHLETIC LEAGUE	004	\$ -	\$ 2,000.00	\$ 2,000.00
TEEN CENTER	005	\$ -	\$ 11.98	\$ 11.98
RECREATION PROGRAM	006	\$ -	\$ 4,029.99	\$ 4,029.99
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ -	\$ 486.99	\$ 486.99
CHILD CARE CENTER BUILDING FUND	009	\$ -	\$ 218.79	\$ 218.79
YOUTH COURT SCHOLARSHIP FUND	025	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ -	\$ -
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ -	\$ -
HIGHWAY	111	\$ -	\$ 10,140.93	\$ 10,140.93
WATER	112	\$ -	\$ 29,407.62	\$ 29,407.62
REPAIR & MAINTENANCE	113	\$ -	\$ -	\$ -
SEWER	114	\$ -	\$ 3,728.67	\$ 3,728.67
REFUSE & GARBAGE COLLECTION	115	\$ -	\$ 364.19	\$ 364.19
STREET LIGHTING	116	\$ -	\$ 3,684.12	\$ 3,684.12
PUBLIC PARKING	117	\$ -	\$ 367.82	\$ 367.82
BUSINESS IMPROVEMENT DISTRICT	118	\$ -	\$ 1,211.14	\$ 1,211.14
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ -	\$ 1,504.41	\$ 1,504.41
WORKER'S COMPENSATION FUND	173	\$ -	\$ 15,532.01	\$ 15,532.01
HOSPITALIZATION SELF INSURANCE	174	\$ -	\$ -	\$ -
RISK RETENTION FUND	175	\$ -	\$ 25,472.72	\$ 25,472.72
UNEMPLOYMENT INSURANCE FUND	176	\$ -	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 9,077.37	\$ 9,077.37
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ -	\$ -	\$ -
SEWER DISTRICT DEBT	382	\$ -	\$ -	\$ -
WATER DEBT	383	\$ -	\$ -	\$ -
GENERAL FUND DEBT SERVICE	384	\$ -	\$ -	\$ -
SCAVENGER WASTE DEBT	385	\$ -	\$ -	\$ -
COMM DEVEL AGENCY CAP PROJECT	405	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ 30,676.62	\$ 30,676.62
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ -	\$ -
SENIORS HELPING SENIORS	453	\$ -	\$ 105.51	\$ 105.51
EISEP	454	\$ -	\$ 99.20	\$ 99.20
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ -	\$ 9,848.00	\$ 9,848.00
MUNICIPAL GARAGE	626	\$ -	\$ 1,494.46	\$ 1,494.46
TRUST & AGENCY	735	\$ -	\$ 289,428.34	\$ 289,428.34
SPECIAL TRUST	736	\$ -	\$ -	\$ -
CDA-CALVERTON	914	\$ -	\$ 18,406.78	\$ 18,406.78
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ -	\$ 708.40	\$ 708.40
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ -	\$ 806,726.18	\$ 806,726.18

THE VOTE

Cardinale Yes No Kent Yes No
 Kwasna Yes No Lull Yes No
 Vitella Yes No

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY DECLARED ADOPTED

Adopted

RESOLUTION # 639 ABSTRACT #25-99 JUNE 17, 1999 (TBM 7/6/99)				
COUNCILMAN LULL		offered the following Resolution which was seconded by		
COUNCILMAN KWASNA				
FUND NAME		CD-6/15/99	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 5,750,000.00	\$ 1,044,627.19	\$ 6,794,627.19
PARKING METER	002	\$ 10,000.00	\$ -	\$ 10,000.00
AMBULANCE	003	\$ 13,000.00	\$ -	\$ 13,000.00
POLICE ATHLETIC LEAGUE	004	\$ 9,500.00	\$ 1,026.00	\$ 10,526.00
TEEN CENTER	005	\$ 7,500.00	\$ -	\$ 7,500.00
RECREATION PROGRAM	006	\$ 30,000.00	\$ 4,914.32	\$ 34,914.32
SR NUTRITION SITE COUNCIL	007	\$ 100.00	\$ -	\$ 100.00
D.A.R.E. PROGRAM FUND	008	\$ -	\$ -	\$ -
CHILD CARE CENTER BUILDING FUND	009	\$ 12,000.00	\$ -	\$ 12,000.00
YOUTH COURT SCHOLARSHIP FUND	025	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ 745.11	\$ 745.11
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ -	\$ -
HIGHWAY	111	\$ 1,100,000.00	\$ 106,024.64	\$ 1,206,024.64
WATER	112	\$ 425,000.00	\$ 487,876.85	\$ 912,876.85
REPAIR & MAINTENANCE	113	\$ 175,000.00	\$ -	\$ 175,000.00
SEWER	114	\$ 400,000.00	\$ 32,485.13	\$ 432,485.13
REFUSE & GARBAGE COLLECTION	115	\$ 700,000.00	\$ 10,479.48	\$ 710,479.48
STREET LIGHTING	116	\$ 350,000.00	\$ 6,820.04	\$ 356,820.04
PUBLIC PARKING	117	\$ 80,000.00	\$ 3,352.95	\$ 83,352.95
BUSINESS IMPROVEMENT DISTRICT	118	\$ 35,000.00	\$ 3,414.44	\$ 38,414.44
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ -	\$ 13.00	\$ 13.00
WORKER'S COMPENSATION FUND	173	\$ 95,000.00	\$ -	\$ 95,000.00
HOSPITALIZATION SELF INSURANCE	174	\$ -	\$ -	\$ -
RISK RETENTION FUND	175	\$ 175,000.00	\$ -	\$ 175,000.00
UNEMPLOYMENT INSURANCE FUND	176	\$ 2,200.00	\$ -	\$ 2,200.00
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 676.47	\$ 676.47
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ 20,000.00	\$ 199.43	\$ 20,199.43
SEWER DISTRICT DEBT	382	\$ 32,000.00	\$ -	\$ 32,000.00
WATER DEBT	383	\$ 120,000.00	\$ 1,060.73	\$ 121,060.73
GENERAL FUND DEBT SERVICE	384	\$ 100,000.00	\$ 792.96	\$ 100,792.96
SCAVENGER WASTE DEBT	385	\$ 190,000.00	\$ 52.47	\$ 190,052.47
COMM DEVEL AGENCY CAP PROJECT	406	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ 30,000.00	\$ 319,199.04	\$ 349,199.04
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ 400,000.00	\$ -	\$ 400,000.00
YOUTH SERVICES	452	\$ -	\$ 2,226.94	\$ 2,226.94
SENIORS HELPING SENIORS	453	\$ -	\$ 5,976.45	\$ 5,976.45
EISEP	454	\$ -	\$ 899.35	\$ 899.35
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ 180,000.00	\$ 5,201.87	\$ 185,201.87
MUNICIPAL GARAGE	626	\$ 65,000.00	\$ 6,403.56	\$ 71,403.56
TRUST & AGENCY	735	\$ -	\$ 603,936.69	\$ 603,936.69
SPECIAL TRUST	736	\$ 275,000.00	\$ -	\$ 275,000.00
CDA-CALVERTON	914	\$ 850,000.00	\$ 36,361.10	\$ 886,361.10
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ 30,000.00	\$ 24,292.17	\$ 54,292.17
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ 11,661,300.00	\$ 2,709,057.38	\$ 14,370,357.38

RESOLUTION # 639 ABSTRACT #27-99 JULY 1, 1999 (TBM 7/6/99)				
offered the following Resolution which was seconded by				
FUND NAME		CD-30 DAY,6 MONTH	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 4,100,000.00	\$ 454,152.33	\$ 4,554,152.33
PARKING METER	002	\$ -	\$ -	\$ -
AMBULANCE	003	\$ 14,000.00	\$ -	\$ 14,000.00
POLICE ATHLETIC LEAGUE	004	\$ 9,000.00	\$ 1,814.00	\$ 10,814.00
TEEN CENTER	005	\$ 5,500.00	\$ -	\$ 5,500.00
RECREATION PROGRAM	006	\$ 80,000.00	\$ 4,746.41	\$ 84,746.41
SR NUTRITION SITE COUNCIL	007	\$ 1,000.00	\$ -	\$ 1,000.00
D.A.R.E. PROGRAM FUND	008	\$ -	\$ -	\$ -
CHILD CARE CENTER BUILDING FUND	009	\$ 25,000.00	\$ -	\$ 25,000.00
YOUTH COURT SCHOLARSHIP FUND	025	\$ 900.00	\$ -	\$ 900.00
SRS DAYCARE BUILDING FUND	027	\$ -	\$ 852.76	\$ 852.76
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ -	\$ -
HIGHWAY	111	\$ 725,000.00	\$ 56,069.87	\$ 781,069.87
WATER	112	\$ 1,600,000.00	\$ 34,208.65	\$ 1,634,208.65
REPAIR & MAINTENANCE	113	\$ 460,000.00	\$ -	\$ 460,000.00
SEWER	114	\$ 1,200,000.00	\$ 14,667.33	\$ 1,214,667.33
REFUSE & GARBAGE COLLECTION	115	\$ 330,000.00	\$ 144,212.48	\$ 474,212.48
STREET LIGHTING	116	\$ 75,000.00	\$ 7,129.82	\$ 82,129.82
PUBLIC PARKING	117	\$ 135,000.00	\$ 2,544.56	\$ 137,544.56
BUSINESS IMPROVEMENT DISTRICT	118	\$ 80,000.00	\$ 1,346.37	\$ 81,346.37
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ -	\$ 2,518.99	\$ 2,518.99
WORKER'S COMPENSATION FUND	173	\$ 500,000.00	\$ 7,854.24	\$ 507,854.24
HOSPITALIZATION SELF INSURANCE	174	\$ -	\$ -	\$ -
RISK RETENTION FUND	175	\$ 665,000.00	\$ -	\$ 665,000.00
UNEMPLOYMENT INSURANCE FUND	176	\$ -	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 675.47	\$ 675.47
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ 11,000.00	\$ -	\$ 11,000.00
SEWER DISTRICT DEBT	382	\$ 50,000.00	\$ -	\$ 50,000.00
WATER DEBT	383	\$ 75,000.00	\$ -	\$ 75,000.00
GENERAL FUND DEBT SERVICE	384	\$ 150,000.00	\$ -	\$ 150,000.00
SCAVENGER WASTE DEBT	385	\$ 75,000.00	\$ -	\$ 75,000.00
COMM DEVEL AGENCY CAP PROJECT	405	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ 510,000.00	\$ 8,930.00	\$ 518,930.00
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ 1,765.39	\$ 1,765.39
SENIORS HELPING SENIORS	453	\$ -	\$ 1,742.93	\$ 1,742.93
EISEP	454	\$ -	\$ 922.55	\$ 922.55
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ 175,000.00	\$ 628.28	\$ 175,628.28
MUNICIPAL GARAGE	626	\$ 4,000.00	\$ 4,247.12	\$ 8,247.12
TRUST & AGENCY	735	\$ -	\$ 511,587.92	\$ 511,587.92
SPECIAL TRUST	736	\$ 50,000.00	\$ -	\$ 50,000.00
CDA-CALVERTON	914	\$ 1,100,000.00	\$ 150,021.70	\$ 1,250,021.70
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ 50,000.00	\$ 9,053.79	\$ 59,053.79
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ 12,255,400.00	\$ 1,421,692.96	\$ 13,677,092.96

Adopted

07/06/99

TOWN OF RIVERHEAD

Resolution # 640

APPOINTS ACCOUNT CLERK TYPIST IN THE TOWN CLERK'S OFFICE

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

WHEREAS, a vacancy exists for the position of Account Clerk Typist in the Town Clerk's Office, and

WHEREAS, the Suffolk County Department of Civil Service established list #99A-298 which was canvassed, and interviews were conducted, and

WHEREAS, it is the recommendation of the Town Board Personnel Committee that Diane Wilhelm be hired.

NOW, THEREFORE, BE IT RESOLVED, that effective July 12, 1999, the Town Board hereby appoints Diane Wilhelm to the position of Account Clerk Typist, Group 9, Step P of the Clerical and Supervisory Salary Structure 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 Diane Wilhelm, 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

Adopted

July 6, 1999

TOWN OF RIVERHEAD

Resolution # 641

DENIES ZONING AMENDMENT OF ISLAND WATER PARK, INC.

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 change of zone petition from Island Water Park, Inc. 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 Agriculture A Zoning Use District upon real property (51.4 acres) located at Youngs Avenue, Riverhead with an attendant special permit petition to allow the construction of a 19.5 acre lake for water skiing practice and possible tournament use; such real property more particularly described as Suffolk County Tax Map Number 0600-80-2-2.1, and

WHEREAS, the Riverhead Town Board by resolution #1108 of 1998 deemed said petition to be a Type I action which will not have a significant environmental impact 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 with conditions, and

WHEREAS, a public hearing was held on this matter on January 19, 1999, and

WHEREAS, the Riverhead Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Department, the report of the Planning Board, the commentary made at the public hearing, as well as all other relevant planning, zoning and environmental information, now

THEREFORE, BE IT

RESOLVED, that in the matter of the zoning amendment petition of Island Water Park, the Riverhead Town Board makes the following findings:

1. The subject real property is regulated by the Agriculture A Zoning Use District;
2. The Agriculture A Zoning Use District does not provide for outdoor recreational use as either a permitted or specially permitted use;

- 3. That the subject premises abuts real property owned by the Town of Riverhead and currently used for the management of municipal solid waste;
- 4. That the Comprehensive Master Plan of the Town of Riverhead (McCrosky-Reuter 1973) recommended low density residential land use for the subject property;
- 5. That the character of development within the general vicinity is considered to be low density residential; and

BE IT FURTHER

RESOLVED, that based upon its findings, the Riverhead Town Board hereby denies the change of zone petition of Island Water Park 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 Agriculture A Zoning Use District, and

BE IT FURTHER

RESOLVED, that the special permit petition to allow recreational use within the Industrial A Zoning Use District is considered moot as the property remains within the Agriculture A Zoning Use District and such district does not provide for the proposed land use as either a permitted or specially permitted use, and

BE IT FURTHER

RESOLVED, that the Town Clerk forward a certified copy of this resolution to the Planning Department, the Building Department, Charles Cuddy as attorney for the applicant and to Young & Young for depiction of such amendment on the Zoning Use District Map of the Town of Riverhead.

THE VOTE

Cardinale abstain ~~Yes~~ ~~No~~ Kent Yes ~~No~~

Kwasna Yes ~~No~~ Lull Yes ~~No~~

Villella Yes ~~No~~

THE RESOLUTION WAS WAS NOT ~~_____~~

THEREUPON DULY DECLARED ADOPTED