

# Tabled

# Adopted

6/1/99

Town of Riverhead Community Development Agency

JUNE 15, 1999

Resolution # 13

Authorizes Chairman to Execute Contract with Calverton Camelot LLC.

Member Kent offered the following resolution, **TO BE TABLED**,

which was seconded by Member Kwasna :

**WHEREAS**, the Town of Riverhead through the Community Development Agency (CDA), the Riverhead Development Corporation (RDC) and Grubb & Ellis has marketed the former Naval Weapons Industrial Reserve Plant / Calverton Enterprise Park for several years while developing a Comprehensive Reuse Plan, and Environmental Impact Statement and achieving transfer of title from the U.S. Navy; and

**WHEREAS**, the response from the development community has been both consistent and strong reflecting the opportunity that the site presents; and

**WHEREAS**, the RDC, with the representation of New York State and Suffolk County, and CDA, over several years and three Town Boards, have apolitically focused on the achievement of the following goals as set forth in the Comprehensive Reuse Plan:

1. Job creation;
2. Increase in tax base and property tax revenues to the Town of Riverhead, Riverhead Central School District and Suffolk County; and
3. Quality of life preservation; and

**WHEREAS**, the Town of Riverhead has equally respected the sensitive environmental issues presented by the site and its surroundings in its reuse planning, SEQRA compliance and evaluation of purchase and lease proposals; and

**WHEREAS**, in balancing the economic development objectives stipulated by the U.S. Congress in Public Law 103-c337 and the goals and priorities identified by the community in the Reuse planning process, the RDC and CDA have determined, and state, county and federal officials have affirmed, that the proposal made by Calverton Camelot LLC. will generate a positive, balanced impact to the Town of Riverhead and the region; and

**WHEREAS**, the acquisition of approximately 473 acres of real property, as depicted on Schedule A, inclusive of buildings, by Calverton Camelot LLC. for a purchase price of \$17 million cash at closing and the subsequent job creation, tax payments and performance of property

**COUNCILMAN KENT OFFERED THE RESOLUTION TO BE BROUGHT OFF THE TABLE, WHICH WAS SECONDED BY COUNCILMAN CARDINALE.**

**EVERYONE IN FAVOR OF BRINGING RESOLUTION OFF THE TABLE.**

**COUNCILMAN KENT OFFERED THE RESOLUTION FOR ADOPTION, WHICH WAS SECONDED BY COUNCILMAN KWASNA.**

(PLEASE SEE FOLLOWING PAGE FOR VOTE

maintenance responsibilities by Calverton Camelot LLC. will provide a significant benefit to the Town of Riverhead and its residents; and

WHEREAS, the CDA shall schedule and hold a public hearing pursuant to Article 15 of the General Municipal Law prior to sale of real property.

THEREFORE, BE IT RESOLVED, that the CDA hereby authorizes the chairman to execute a contract, substantially in the form attached hereto with Calverton Camelot LLC.

AND BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Jan Burman, Lazarus Burman Associates, and Community Development Agency Director Andrea Lohneiss.

The Vote:

Member Cardinale	<u>yes</u>
Member Kent	<u>yes</u>
Member Kwasna	<u>no</u>
Member Lull	<u>no</u>
Chairman Villella	<u>yes</u>

**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  
June 15, 1999

**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~~

**Tabled**

Adopted

June 1, 1999

TOWN OF RIVERHEAD

Resolution # 486

AUTHORIZES TOWN CLERK TO PUBLISH NOTICE OF PUBLIC HEARING

COUNCILMAN KENT

\_\_\_\_\_ offered the following resolution which

COUNCILMAN CARDINALE

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

WHEREAS, the Riverhead Town Board held a public hearing on December 15, 1998 to consider an amendment to the Zoning Use District Map of the Town of Riverhead to provide for the Planned Industrial Park Zoning Use District to the exclusion of the existing Defense Institutional Zoning Use District on property formerly known as the Calverton Naval Weapons Industrial Reserve Plans, Calverton, and

WHEREAS, the Town Board desires to hold an additional public hearing in order to hear commentary upon an amended location of the proposed Planned Industrial Park Zone Use District upon the site, now

THEREFORE, BE IT

RESOLVED, that the Town Board authorizes the Town Clerk to publish the attached notice of public hearing.

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

**TOWN OF RIVERHEAD  
NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE**, that a public hearing will be held on the 15th day of June, 1999 at 2:30 o'clock p.m. at 200 Howell Avenue, Riverhead, New York to hear all interested parties to consider the amendment of the Town of Riverhead Zoning Use District Map to provide for the Planned Industrial Park Zoning Use District to the exclusion of the existing Defense Institutional Zoning Use District upon real property formerly known as the Calverton Naval Weapons Industrial Reserve Plant located at New York State Route 25, Calverton; such real property more particularly described as Suffolk County Tax Map Parcel Number 0600-135-1-7.1; 0600-135-1-7.2; 0600-135-1-7.3 and 0600-135-1-7.5. The map depicting the location of the zoning use district amendment will be available at the Office of the Town Clerk between the hours of 8:30 AM – 4:30 PM beginning June 6, 1999

DATED: June 1, 1999  
Riverhead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

# Adopted

June 1, 1999

## TOWN OF RIVERHEAD

RESOLUTION # 487

### DECLARES LEAD AGENCY ON SPECIAL PERMIT & SITE PLAN FOR REPUBLIC ABSTRACT, CORP.

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

**WHEREAS**, the Riverhead Town Board is in receipt of a special permit petition from Jack Tandy pursuant to Section 108-112 B(2) and Section 108-3 of the Town Code for an overlay of the Business PB District in order to convert an existing single family dwelling into an office use, to be located on a .22 acre parcel currently zoned Residence C and known specifically as SCTM No. 0600-107-1-56, and

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

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

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

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

#### **THEREFORE, BE IT**

**RESOLVED**, that the Riverhead Town Board declare itself the Lead Agency in the special permit application of Republic Abstract Corp. which is considered to be an Unlisted Action, and

#### **BE IT FURTHER**

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

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk be 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	<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

May 18, 1999

**Adopted**

TOWN OF RIVERHEAD

Resolution # 488

**APPROVES SITE PLAN OF KROEMER AVENUE HOLDINGS**

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

**WHEREAS**, a site plan and elevations were submitted by Kroemer Avenue Holdings, Inc., for site plan approval, located at Kroemer Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map Number SCTM 0600-119-1-28.5 and 0600-119-1-28.6; and

**WHEREAS**, the Planning Department has reviewed the site plan dated April 5, 1999, as prepared by Young & Young, P.E., and elevations dated January 13, 1999, as prepared by Martn F. Sendlewski, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

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

**WHEREAS**, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 13716 of the Office of the Supervisor of the Town of Riverhead; and;

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

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the site plan and elevations submitted by Kroemer Avenue Holdings, Inc., for site plan approval, located at Kroemer Avenue, Riverhead, New York, site plan dated April 5, 1999, as prepared by Young & Young, P.E., and elevations dated January 13, 1999, as prepared by Martn F. Sendlewski, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

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

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

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Kroemer Avenue Holdings, Inc., the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_ day of \_\_\_\_\_, 1998, made by Kroemer Avenue Holdings, Inc., located at Kroemer Avenue, Riverhead, Declarant:

### WITNESSETH:

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

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

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

### NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

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

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

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

\_\_\_\_\_

STATE OF NEW YORK)

)ss.:

COUNTY OF SUFFOLK)

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

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

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

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

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

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

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

\_\_\_\_\_  
NOTARY

\_\_\_\_\_  
PUBLIC

**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

May 18, 1999

TOWN OF RIVERHEAD

Resolution # 489

**APPROVES AMENDED SITE PLAN OF PONDVIEW RETIREMENT  
COMMUNITY**

COUNCILMAN LULL

offered the following resolution,

which was seconded by COUNCILMAN KENT:

**WHEREAS**, a site plan and elevations were submitted by Pondview Retirement Community, for amended site plan approval, located at Middle Road, Riverhead, New York, known and designated as Suffolk County Tax Map Number SCTM 0600-82-4-226.5 and 0600-82-4-229.1; and

**WHEREAS**, the Planning Department has reviewed the site plan dated February 2, 1999, as prepared by Volmuth & Brush, P.E., and elevations dated February 2, 1999, as prepared by Axelrod, Cherveney Architects, P.C., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

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

**WHEREAS**, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 13715 of the Office of the Supervisor of the Town of Riverhead; and;

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

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the site plan and elevations submitted by Pondview Retirement Community, for amended site plan approval, located at Middle Road, Riverhead, New York, site plan dated February 2, 1999, as prepared by Volmuth & Brush, P.E., and elevations dated February 2, 1999, as prepared by Axelrod, Cherveney Architects, P.C., be

and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

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

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all utilities shall be constructed underground;
12. That pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and be it further

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

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_ day of \_\_\_\_\_, 1998, made by Pondview Retirement Community, located at Middle Road, Riverhead, NY 11901, Declarant:

### WITNESSETH:

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

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

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

### NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

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

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

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

\_\_\_\_\_

STATE OF NEW YORK)

)ss.:

COUNTY OF SUFFOLK)

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

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

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

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

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

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

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

\_\_\_\_\_  
NOTARY

\_\_\_\_\_  
PUBLIC

**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

FRANK A. ISLER  
1073  
**Tabled**

**Not  
Adopted**

6/1/99

TOWN OF RIVERHEAD

Resolution # 490

ADVANCED WASTEWATER TREATMENT FACILITY BID  
INELIGIBLE FOR AWARD

JUNE 21, 1999

GENERAL & MECHANICAL CONSTRUCTION (CONTRACT G)

PHILIP ROSS INDUSTRIES, INC.

COUNCILMAN LULL

\_\_\_\_\_ offered the following resolution, was seconded  
by COUNCILMAN CARDINALE to be TABLED.

WHEREAS the Town Board, by Resolution # 437 adopted May 11, 1999, determined, among other things, that Philip Ross Industries, Inc. was ineligible for award of the General and Mechanical Construction (Contract G) for the reasons set forth therein; and

WHEREAS the bidder was given the opportunity to file objections, if any, to the Town Board's determination no later than May 21, 1999; and

WHEREAS Philip Ross Industries, Inc. by its attorney, Thomas D. Czik, Esq., submitted a letter to the Town Board, dated May 20, 1999 with an enclosed document in response to the Town Board's resolution # 437; and

WHEREAS the material submitted on behalf of Philip Ross Industries, Inc. has been reviewed by the Town;

NOW WHEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby makes the following findings and determinations:

1. As was previously determined by the Town Board by Resolution # 437, Philip Ross Industries' submittal does not meet the very specific bidder qualification requirements that were crafted for this specific project.
2. The Town Board reaffirms that the stringent qualification requirements set forth in the bid documents must be strictly adhered to not only because of the substantial cost of the project but because of the project's critical environmental importance. The outfall of the proposed facility will discharge into the Peconic Bay, a critical environmental area and National Estuary as designated by the United States Congress. Under these circumstances, the Town Board requires literal compliance with the bidder qualification criteria set forth in the bid documents. The Town Board must take every precaution to award the bid to a

bidder meeting the strict qualification standards set forth in the bid document.

3. Philip Ross Industries, Inc. has not presented five (5) projects that satisfy each and all of the requirements set forth in "The Qualification of Bidders" specifications. Specifically, the East Hampton Scavenger Waste Treatment project relied upon by Philip Ross Industries as one of its five (5) requisite projects is originally shown as having a value of \$ 250,000. That was modified to \$ 300,000 in the recent submittal. It is the Town's judgment that regardless of which value is accepted, that project does not meet the criteria of "similar size and nature", including but not limited to, the "prime contract dollar amount." As a result, Philip Ross Industries, Inc. has not complied with the strict criteria for bidder qualifications and is therefore not eligible to be awarded the bid.

4. Ample investigation has been had by and on behalf of the Town with respect to the information provided by Philip Ross Industries, Inc. and the other bidders.

5. The remaining arguments, characterizations and/or claims set forth in the May 20, 1999 letter are not accurate and are hereby rejected.

6. The Town Board of the Town of Riverhead, based upon the original bid documents and the additional submittal dated May 20, 1999, hereby determines that the bid submitted by Philip Ross Industries, Inc. for the General and Mechanical Construction (Contract G) for the Town's proposed Advanced Wastewater Treatment Facility is not eligible for award for the reasons set forth above and in the Town Board's resolution # 437, dated May 11, 1999; and it is further

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of this resolution to

Philip Ross Industries, Inc.  
200 Long Island Avenue  
Wyandanch, New York, 11798,

and

Thomas D. Czik, Esq.  
Attorney for Philip Ross Industries, Inc.  
1205 Franklin Avenue  
Garden City, New York 11530

by certified mail, return receipt requested, and return therewith the bid bonds provided with the submitted bid; and it is further

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Frank A. Isler,

Esq.; the Town Attorney; Michael Reichel, Superintendent of the Riverhead Sewer District; the New York State Department of Environmental Conservation; the New York State Environmental Facilities Corporation.

### 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~~

# Tabled

ON JUNE 22, 1999 AT A SPECIAL BOARD MEETING, COUNCILMAN KENT OFFERED THE RESOLUTION TO BE BROUGHT OFF THE TABLE, WHICH WAS SECONDED BY COUNCILMAN KWASNA.

The VOTE: Cardinale, absent, Kent, yes, Kwasna, yes, Lull, yes, and Villella, yes.

The resolution was thereupon declared to be brought off the table.

COUNCILMAN KENT OFFERED THE RESOLUTION FOR ADOPTION, WHICH WAS SECONDED BY COUNCILMAN KWASNA.

THE VOTE: Cardinale, absent, Kent, no, Kwasna, no, Lull, no, and Villella, no;.

THE RESOLUTION WAS THEREUPON DECLARED NOT ADOPTED.

# Adopted

6/1/99

## TOWN OF RIVERHEAD

RESOLUTION CALLING PUBLIC HEARING  
OF ANTONINO MILITELLO and W. R. GELTERIA, INC.  
WATER LATERAL

ADOPTED \_\_\_\_\_

Resolution # 491

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

WHEREAS, a petition has been filed by Antonino Militello and W. R. Gelteria, Inc. for the installation of a lateral sewer main of the Riverhead Sewer District to serve their realty subdivision located on Riverside Drive, Riverhead, New York, and

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

WHEREAS, the lateral comprises one existing residence and three proposed residences located on Riverside Drive, Riverhead, New York, and

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

WHEREAS, said map and plan calls for the installation of 408 linear feet of sewer main and appurtenances for at a total cost of \$42,500, and

WHEREAS, all costs associated with this lateral shall be borne by the petitioner, and

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

NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be and is hereby authorized to publish and post a Notice of Public Hearing to be held on the 15th day of June, 1998, at 2:10 P.M. to hear all interested persons with regard to the petition of Antonino Militello and W. R. Gelteria, Inc. to construct a lateral sewer main comprised of 408 linear feet of sewer main and appurtenances at Riverside Drive, Riverhead, New York, at the sole cost of the developer and at no cost to the District,

NOW, THEREFORE, BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution in full in The News Review, and be it further

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

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

Dated: June 1, 1998  
Riverhead, NY

**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 # 492

AUTHORIZES THE ATTENDANCE OF EMPLOYEES AT SEMINAR

Adopted: July 7, 1998

COUNCILMAN CARDINALE

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

seconded by COUNCILMAN KWASNA.

WEREAS, the International Municipal Signal Association will be hosting the annual traffic signal conference and school at the Fairmont Hotel in New Orleans, Louisiana from August 23, 1998 through August 28, 1998; and

WHEREAS, it is the recommendation of the engineer that two employees be authorized to attend.

NOW, THEREFORE, BE IT RESOLVED, that two employees of the Town of Riverhead be and are hereby authorized to attend said school; and

BE IT FURTHER RESOLVED, that all related expenses will be fully receipted upon their return and thereafter reimbursed by the Office of Accounting; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Engineering 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 # 493

AUTHORIZES TOWN CLERK TO POST AND PUBLISH THE ATTACHED  
NOTICE TO BIDDERS FOR  
SOUTH JAMESPORT BEACH LIGHTING PROJECT

Adopted: June 1, 1999

COUNCILMAN KWASNA

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

seconded by COUNCILMAN LULL.

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached Notice to Bidders in the June 9, 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 the Engineering 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

**TOWN OF RIVERHEAD  
NOTICE TO BIDDERS**

Sealed proposals for the South Jamesport Beach Lighting Project will be received by the Town of Riverhead at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 11:00 am on June 21, 1999, at which time and place they will be publicly opened and read aloud.

Plans and specifications may be examined and obtained on or about June 9, 1999, at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays.

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

Each proposal must be submitted on the form provided and must be accompanied by a bid surety as stated in the Instructions to Bidders.

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

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

**Dated: June 1, 1999**

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 494

AUTHORIZES THE TOWN CLERK TO POST & PUBLISH NOTICE TO BIDDERS FOR THE DEMOLITION OF PROPERTY LOCATED AT 225 PULASKI STREET, RIVERHEAD

Adopted: June 1, 1999

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

WHEREAS, on May 4, 1999, the Town Board of the Town of Riverhead adopted Resolution No. 420, entitled "Authorizes the Town of Riverhead to Secure, Demolish or Remove Unsafe Building or Structure Pursuant to Chapter 54 of the Riverhead Town Code, (George Kaimis - 225 Pulaski Street, S.C.T.M. No. 0600-126-01-023.00; and

WHEREAS, this structure has been determined by the Building Inspector to be unsafe and dangerous to the public; and

WHEREAS, all notices pursuant to Chapter 54 of the Riverhead Town Code have been served.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders for the demolition of the above referenced property in the June 9, 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, Leroy Barnes and the Office of Accounting.

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

**TOWN OF RIVERHEAD****NOTICE TO BIDDERS**

Sealed proposals for the **DEMOLITION OF STRUCTURE ON PREMISES OWNED BY GEORGE KAIMIS**, which are known as S.C.T.M. # 0600-126-01.023.00 or more commonly known as 225 Pulaski Street, Riverhead, New York will be received by the Town of Riverhead, Riverhead Town Clerk, 200 Howell Avenue, Riverhead, New York until 11:30 am on June 22, 1999 at which time and place they will be publicly opened and read aloud.

Bid packets, including specifications, will be available on June 11, 1999 and may be obtained at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, Monday through Friday between the hours of 8:30 am and 4:30 pm weekdays except holidays.

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

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

All bids are to be submitted in a sealed envelope bearing the designation **"DEMOLITION OF THE STRUCTURE ON PREMISE OWNED BY GEORGE KAIMIS, 225 PULASKI STREET, RIVERHEAD."**

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

Adopted: June 1, 1999

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 495

AUTHORIZES THE TOWN CLERK TO POST AND PUBLISH  
NOTICE TO BIDDERS FOR  
SALVAGE OF HOUSE LOCATED AT 143 CLIFF ROAD, WADING RIVER  
S.C.T.M. 0600-026.00-01.00-029.000

Adopted: June 1, 1999

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

RESOLVED, that the Town Clerk be and is hereby authorized to post and  
publish the attached Notice to Bidders in the June 9, 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 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 the Salvage of House Located at 143 Cliff Road, Wading River, New York, (S.C.T.M. 0600-026.00-01.00-029.000) will be received by the Town of Riverhead at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 11:00 am on June 25, 1999, at which time and place they will be publicly opened and read aloud.

Plans and specifications may be examined and or obtained on or about June 11, 1999, at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays.

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 "Exception to the Specifications" and be attached to the bid form.

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

All bids are to be submitted in a sealed envelope bearing the designation "SALVAGE OF HOUSE LOCATED AT 143 CLIFF ROAD, WADING RIVER".

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

**Dated: June 1, 1999**

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 496

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

Adopted: June 1, 1999

COUNCILMAN CARDINALE

offered the following resolution which was

seconded by COUNCILMAN KWASNA

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached Notice to Bidders in the June 9, 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 the Engineering 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

**TOWN OF RIVERHEAD  
NOTICE TO BIDDERS**

Sealed proposals for the Police Headquarters Fire Alarm System will be received by the Town of Riverhead at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 11:00 am on June 22, 1999, at which time and place they will be publicly opened and read aloud.

Plans and specifications may be examined and obtained on or about June 9, 1999, at the Office of the Town Clerk between the hours of 8:00 am and 4:30 pm weekdays, except holidays.

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

Each proposal must be submitted on the form provided and must be accompanied by a bid surety as stated in the Instructions to Bidders.

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

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

Dated: June 1, 1999

Adopted

TOWN OF RIVERHEAD

AWARDS BID FOR ANNUAL TOWN-WIDE CONSTRUCTION CONTRACT

Adopted: June 1, 1999

Resolution # 497

COUNCILMAN KWASNA

offered the following resolution which was

seconded by COUNCILMAN LULL

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for the Annual Town-Wide Construction Contract; and

WHEREAS, nine (9) bids were received, opened and read aloud on April 30, 1999, at the time and place given in the Notice to Bidders; and

WHEREAS, the quantities listed are estimated quantities only. The Town of Riverhead reserves the right to increase or decrease the quantities, as it deems necessary.

NOW, THEREFORE, BE IT RESOLVED, that the bid for the Annual Town-Wide Construction Contract be and is hereby awarded as follows:

Items 10, 10A, 10B, 10C, 20A, 20B, 20C, 20D, 20E, 30, 30A, 30B, 40, 40A, 40B, 45, 50, 55, 56, 57, 58, 60, 61, 62, 63, 64, 70, 72, 73, 74 to low bidder Patrick Bistran, Jr., alternate low bidder KJB Industries, Inc.

Items 80, 80A, 80B, 80C, 80D to low bidder Corazzini Asphalt, Inc.

Item 90 to low bidder KJB Industries, Inc., alternate low bidder Corazzini Asphalt, Inc.

Item 100, 100A, 105, 105A to low bidder Corazzini Asphalt, Inc.

Item 110 to low bidder Corazzini Asphalt, Inc., alternate low bidder KJB Industries, Inc.

Item 110A to low bidder Corazzini Asphalt, Inc., alternate low bidder Delalio, SFA.

Item 110B to low bidder John T. Montecalvo, alternate low bidder Rosemar Construction.

Item 120 to low bidder Corazzini Asphalt, Inc., alternate low bidder Delalio SFA.

THE VOTE
Cardinale Yes No Kent Yes No
Kwasna Yes No Lull Yes No
Vilella Yes No
THE RESOLUTION WAS WAS NOT

**Item 120A to low bidder Corazzini Asphalt, Inc., alternate low bidder Paul Corazzini & Sons.**

**Item 120B to low bidder Rosemar Construction , alternate low bidder Corazzini Asphalt, Inc.**

**Item 130, 130A to low bidder Corazzini Asphalt, Inc., alternate low bidder Delalio SFA.**

**Item 130B to low bidder Corazzini Asphalt, Inc., alternate low bidder Rosemar Construction.**

**Item 140, 150 to low bidder Thomas Gannon & Sons, alternate low bidder Paul Corazzini & Sons.**

**Item 200, 210, 230 to low bidder Suffolk Asphalt, alternate low bidder John T. Montecalvo.**

**Item 240, 240A to low bidder Suffolk Asphalt.**

**Item 250 to low bidder John T. Montecalvo, alternate low bidder Suffolk Asphalt.**

**BE IT FURTHER RESOLVED, that all aforementioned contractors must submit the necessary insurance to the Engineering Department to be incorporated into their respective contracts; and**

**BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to return any and all bid bonds associated with this bid; and**

**BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the above contractors, the Engineering Department, Highway Department and the Office of Accounting.**

Adopted

June 1, 1999

TOWN OF RIVERHEAD

RESCINDS AWARD FOR LANDSCAPING SERVICES TO  
GOODALE BROTHERS, INC.

RESOLUTION # 498

**COUNCILMAN KENT**  
by \_\_\_\_\_ offered the following resolution, which was seconded  
by **COUNCILMAN CARDINALE** .

WHEREAS, Town Board Resolution 328 awarded the bid for Landscaping Services at the Calverton Facility (Grumman Property) to Goodale Brothers, Inc. and,

WHEREAS, Goodale Brothers, Inc. have breached the contract and,

WHEREAS, the contract for Landscaping Services at the Calverton Facility be rescinded and re-awarded.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to New View Landscaping, Frank Palmieri-Chief Engineer at the Calverton Site, Andrea Lohneiss-Community Development Director 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

June 1, 1999

**Adopted**

**TOWN OF RIVERHEAD**

**RE-AWARDS BID FOR LANDSCAPING SERVICES**

**RESOLUTION # 499**

COUNCILMAN LULL

offered the following resolution, which was seconded by

COUNCILMAN KENT

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for **LANDSCAPING SERVICES** for the Town of Riverhead at the Calverton Facility (Grumman Property);

WHEREAS, bids were received, opened, and read aloud on the 8th day of March, 1999, at 11:00 a.m. at Town Hall, 200 Howell Avenue Riverhead, New York 11901, the date, time, and place given in the notice to bidders.

WHEREAS, the bid was awarded to Goodale Brothers, Inc. on Town Board Resolution 328 but due to a breach in contract, has been rescinded.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for **LANDSCAPING SERVICES**, be and is hereby awarded to New View Landscaping, contract period being June 2, 1999 through October 27, 1999, for \$78.25 per weekly cut and \$2106.25 per entire property cut.

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to New View Landscaping, Frank Palmieri-Chief Engineer at the Calverton Site, Andrea Lohneiss-Community Development Director 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

# NEW VIEW LANDSCAPING

## COMPLETE LANDSCAPE SERVICE

P.O. Box 666  
Quogue, NY 11959  
(516)653-4841

### Landscape Maintenance

RFQ # 99-18  
Town of Riverhead  
*Calverton Facility (Enterprise Park)*  
Duration: 14 April 99 - 27 October 99  
(With Option For Renewal)

**New View Landscaping will provide lawn and landscape service to in Calverton N.Y.**

Scope of work will be done in accordance with attached specifications as RFQ#99-18 requires.

**14 April 1999 - 27 October 1999**

<u>2.a.</u>	Unit Price ea. \$78.25	Total 29 = \$2269.25
<u>2.b. - 2.i.</u>	Unit Price ea. \$2106.25	Total 10 = \$21062.50

3. **Locations:** Are as specified, all active roadways in grided area on map provided to include steam plant and excluding perimeter fence line.

Unit Price \$2.88/gal. Total \$3456.00

**Note Deviation:** Do to weed growing season, it has proven to be more effective spraying weeds in mid to late June after initial weed germination period is complete. Then again, if necessary in late september. In the past we have only sprayed the facility once in late June. To spray this facility with a non-selective herbicide at the manufactures recommended mixture rates monthly would prove to be time consuming and very expensive.

#### **4. Additional Work Related Items**

Straight Labor Rate	\$22.73/ hr. (Plus time and a half for over time after first 8 hr. on site per day)
Grass Cutting	\$108.25 / hr. 74" finish cut mower
Grass Cutting	\$162.38/ hr. 10' rough cut mower
Grass Cutting	\$312.98/ hr. 20' rough cut mower
Weed Wacking	\$43.30 / hr.
Chemical Applications	Unit Price \$2.88/gal.
Lawn Restoration	\$100.00 plus \$.48 / sq. ft. Seed - - - \$.68 / sq. ft. Sod
Clean Up - Brush trimming	\$750.00/ 8 hr. Day (includes two men, truck & 6" chipper or tractor loader or skid steer loader)
Debris Carting	\$20.00 / yard (organic debris)
Cut all existing fielded grass areas	\$70,000.00

*New View Landscaping is classified as small business under state and federal standards.*

*This bid will remain firm for 90 days after bid close date.*

ALL MATERIAL IS GUARANTEED TO BE AS SPECIFIED. ALL WORK IS TO BE COMPLETED IN A SUBSTANTIAL, WORKMANLIKE MANNER ACCORDING TO SPECIFICATIONS SUBMITTED PER STANDARD PRACTICES. ANY ALTERATIONS OR DEVIATIONS FROM ABOVE SPECIFICATIONS INVOLVING EXTRA COSTS WILL BE EXECUTED ONLY UPON WRITTEN ORDERS, AND WILL BECOME AN EXTRA CHARGE OVER AND ABOVE THE ESTIMATE. ALL AGREEMENTS CONTINGENT UPON STRIKES, ACCIDENTS, OR DELAYS BEYOND OUR CONTROL. IF ACCEPTED CONTRACT MUST GO TO FULL TERM. THE OWNER IS TO CARRY FIRE, TORNADO AND OTHER NECESSARY INSURANCES. ANY DAMAGE INCURRED FROM ANY UNKNOWN COVERED OR UNCOVERED OBSTRUCTIONS (ALL OBSTRUCTIONS MUST BE IN WRITING WITH THIS SIGNED CONTRACT) SUCH AS WELLS, CESSPOOLS, UTILITY LINES ECT., BY NEW VIEW LANDSCAPING THE CONTRACTEE WILL BE RESPONSIBLE FOR THE COST OF ALL REPAIRS.

**ACCEPTANCE OF PROPOSAL:** The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature; \_\_\_\_\_

Date; \_\_\_\_\_

Print Name and Title: \_\_\_\_\_

**THANK YOU**

*Richard Kappel*

## NEW VIEW LANDSCAPE

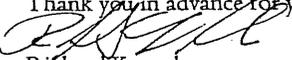
3/2/99

Town Of Riverhead  
Riverhead Town Hall

Dear Madam, Sir

My name is Richard Kappel owner & operator of New View Landscaping. I would like to take a moment and thank you for allowing me to bid on 99-18. I have been the current landscape contractor for the past 4 years at the old Grumman facility in calverton. In the past, only two other contractors were able to beat my low bid and both were unable to meet the specifications set forth in bid for lack of realizing the magnitude of this facility and the equipment required to accomplish the scope of work listed. I would then be called back in to exercise my ability to maintain the facility with NO PROBLEMS or doubt by the personnel responsible for the facility. Please feel free to call any representative of Grumman and the SMS corp. (Phone (516)576-3265) for a detailed reference. I currently maintain the Bethpage facility and Plant 78 + 8 facility for Grumman.

Thank you in advance for your time and consideration.



Richard Kappel  
NEW VIEW LANDSCAPE

PO Box 676

Quogue, NY 11959

(516)653-5413

(516)653-5413 Fax

# NEW VIEW LANDSCAPING

## COMPLETE LANDSCAPE SERVICE

---

P.O. Box 666  
 Quogue, NY 11959  
 (516)653-4841

### Landscape Equipment Owned By: New View Landscaping

#### Mower

1 - Woods Turf Batwing - 9144	17' cut
1 - Woods Turf Batwing - 5150	15' cut
2 - Woods - 1120	10' cut
1 - Woods - 0610	06' cut
1 - Mott - Flail Mower	06' cut
1 - Brush Hog Rough Cut	07' cut
1 - Ransomes - Jaguar	74" cut
1 - Kubota - F2560	72" cut
1 - Jacobsen -	60" cut
2 - Walker Mower	54" cut
10 - Various Hydro-walk mowers with sulkies	36" - 52" cut

#### Other

- 10 - Various weed wakers
- 8 - Backpack Blowers
- 5 - Ground Blowers
- 2 - Truck Loaders
- 4 - Tractors 30 - 110 horse power
- 3 - Skid Steers
- 2 - Back Hoe / Loaders
- 1 - Vermeer 620 brush chipper
- 1 - Vermeer 630 B Stump grinder

All Equipment is serviced regularly by several local equipment centers and mechanics, to ensure a quality work force with no down time. All Equipment is available for review at any time before season start 01 March 1999.

**THANK YOU**

*Richard Kappel*

**NON-COLLUSIVE CERTIFICATE**  
(MUST BE COMPLETED, SIGNED, NOTARIZED AND RETURNED WITH BID)

UNDER PENALTIES OF PERJURY:

Richard Kappel (BIDDER), BEING DULY SWORN, DEPOSES  
AND SAYS:

- A) This bid or proposal has been independently arrived at without collusion with any other bidder or with any competitor or potential competitor;
- B) This bid or proposal has not knowingly been disclosed, prior to the opening of bids or proposals for this project, to any other bidder, competitor, or potential competitor;
- C) No attempt has been made or will be made to induce any other person, partnership, or corporation to submit or not to submit a bid or proposal;
- D) The person signing this bid or proposal certifies that he has been fully informed regarding the accuracy of the statements contained in this certification, and under penalties of perjury, affirms the truth thereof, such penalties being applicable to the bidder as the person signing on it's behalf; and
- E) That the attached hereto (if a corporate bidder) is a certified copy of a resolution authorizing the execution of this certificate by the signatory of this bid or proposal on behalf of the corporate bidder.

Corporation: New View Landscaping  
(PRINT CORPORATION NAME)

By: [Signature]  
(SIGNATURE)

Proprietor  
(TITLE)

Address: 70 Box 676  
Quogue NY 11959

Sworn to before me this  
4th day of March, 1999

Beverly J. Perkowski  
NOTARY PUBLIC

Beverly J. Perkowski  
Notary Public, State of New York  
No. 01PE6011859, Suffolk County  
Term Expires 8/15/2000

June 1, 1999

**Adopted**

**TOWN OF RIVERHEAD**

**Resolution # 500**

**RATIFIES THE APPOINTMENT OF A SCHOOL CROSSING GUARD TO THE POLICE DEPARTMENT**

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

**WHEREAS**, the position of School Crossing Guard exists in the Police Department; and

**WHEREAS**, pursuant to interviews, a recommendation has been made by the Chief of Police to hire William Teves to this part-time position.

**NOW, THEREFORE, BE IT RESOLVED**, effective May 24, 1999, the Town Board hereby ratifies the appointment of William Teves to the position of Crossing Guard at an hourly rate of pay of \$9.00; and

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to William Teves, the Chief of Police 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

6/1/99

## TOWN OF RIVERHEAD

**Adopted**Resolution # 501**ACCEPTS S.C.N.B. IRREVOCABLE LETTER OF CREDIT OF COUNTRY VUE  
ESTATES AT WADING RIVER (WATER DISTRICT KEY MONEY FEES)**COUNCILMAN KWASNA

offered the following resolution, was seconded by

COUNCILMAN LULL :

**WHEREAS**, by resolution adopted on January 29, 1998, the Riverhead Planning Board conditionally approved the subdivision known as the "Map of Country Vue Estates" with one of the conditions of final approval being the submission and filing of a performance bond or other acceptable form of performance security in the amount of \$32,500.00 covering the Water District Key Money fees within said subdivision; and

**WHEREAS**, Schembri Enterprises LLC had submitted to the Town an irrevocable letter of credit drawn by Suffolk County National Bank, Letter of Credit No. 980520A in the amount of \$32,500.00; and

**WHEREAS**, Suffolk County National Bank, Letter of Credit No. 980520A expired on May 20, 1999; and

**WHEREAS**, Schembri Enterprises LLC has submitted to the Town an irrevocable letter of credit drawn by Suffolk County National Bank, Letter of Credit No. 990520A in the amount of \$32,500.00 having an expiration date of May 20, 2000, replacing the aforementioned irrevocable letter of credit; and

**WHEREAS**, the Town Attorney has reviewed said S.C.N.B. Irrevocable Letter of Credit No. 990520A and determined that same is satisfactory in its form.

**NOW THEREFORE BE IT RESOLVED**, the Town Board of the Town of Riverhead hereby accepts S.C.N.B. Irrevocable Letter of Credit No. 990520A in the amount of \$32,500.00 having an expiration date of May 20, 2000 covering the Water District Key Money fees within said subdivision; and be it further

**RESOLVED**, that the Town clerk is hereby authorized to return Suffolk County National Bank, Letter of Credit No. 980520A in the amount of \$32,500.00, having an expiration date of May 20, 1999; and

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Schembri Enterprises, LLC, P.O. Box 762, Wading River, New York, 11792; the Planning Department; the Planning Board; the Building Department 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



# THE SUFFOLK COUNTY NATIONAL BANK

6 WEST SECOND STREET • P.O. BOX 9000 • RIVERHEAD, NEW YORK 11901-9000 • (516) 727-2700 • FAX (516) 727-3210

May 13, 1999

Town Board of the  
Town of Riverhead  
200 Howell Avenue  
Riverhead, NY 11901

Re: *Water District Key Money Fees  
Country Vue Estates at Wading River*

Ref: *Irrevocable Letter of Credit No. 990520A*

Dear Board Members:

By order and for account of our client, Schembri Enterprises, LLC, P.O. Box 762, Wading River, NY 11792, we hereby issue in your favor our Irrevocable Letter of Credit No. 990520A up to an aggregate amount of U.S. \$32,500.00, effective immediately and expiring at our 1149 Old Country Road, Commercial Loan Office in Riverhead, New York 11901 on May 20, 2000.

Funds under this Letter of Credit are available by your sight draft(s) drawn on us, indicating our Letter of Credit No. 990520A, and accompanied by:

"Beneficiary's signed statement certifying that Schembri Enterprises, LLC, has failed to pay the Water District Key Money Fees for the final plat of Country Vue Estates at Wading River as called out by a Resolution 424 of the Riverhead Planning Board dated 5/19/98."

It is a condition of this Letter of Credit that it shall be deemed automatically extended without amendment for one year from the present or any future expiration date hereof, unless forty-five (45) days prior to any such date, we shall notify you in writing by certified mail at the above listed address that we elect not to consider this Letter of Credit renewed for any such additional period. In such an event the Letter of Credit may be drawn on in the full amount.

Draft(s) drawn to state: "Drawn under Suffolk County National Bank Letter of Credit No. 990520A dated May 13, 1999."

We hereby engage with you to honor your draft(s) as specified above when accompanied by documents in conformity with the terms and conditions of this Letter of Credit when presented to: The Suffolk County National Bank, 1140 Old Country Road, Riverhead, New York 11901.

Address all correspondence regarding this Letter of Credit to The Suffolk County National Bank address mentioning specifically our Letter of Credit No. 990520A.

Except as far as otherwise expressly stated herein, the Letter of Credit is subject to Uniform Customs and Practice for Documentary Credits (1993 Revision) International Chamber of Commerce Publications No. 500.

This Letter of Credit supersedes our Letter of Credit No. 980520A dated May 20, 1998.

Sincerely,

David T. DeVito  
Vice President

Adopted

6/1/99

TOWN OF RIVERHEAD

Resolution # 502

**APPROVES BOVE INDUSTRIES, INC.**  
**AS DRAINLAYER FOR RIVERHEAD SEWER DISTRICT**

COUNCILMAN LULL

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

COUNCILMAN KENT

**WHEREAS**, pursuant to Section 88-3 of the Riverhead Town Code, Bove Industries, Inc. has submitted a request to become an authorized drainlayer with the Riverhead Sewer District; and

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

**NOW THEREFORE BE IT RESOLVED**, that the Town Board be and hereby approves Bove Industries, Inc. as an authorized drainlayer with the Riverhead Sewer District; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Bove Industries, Inc., 16 Hulse Road, East Setauket, New York, 11733, the Riverhead Sewer District 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

6/1/99

Adopted

TOWN OF RIVERHEAD

Resolution # 503

APPROVES APPLICATION OF RIVERHEAD BUSINESS IMPROVEMENT DISTRICT MANAGEMENT ASSOCIATION (BLUES MUSIC FESTIVAL)

COUNCILMAN KENT

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

COUNCILMAN CARDINALE

WHEREAS, the Riverhead Business Improvement District Management District has submitted an application for the purpose of conducting a blues music festival to be held in the Peconic River Parking Lot at Peconic Avenue, Riverhead, New York, on Friday, August 27, 1999 and Saturday, August 28, 1999 between the hours of 5:00 p.m. and 11:00 p.m. and Sunday, August 29, 1999 between the hours of 1:00 p.m. and 6:00 p.m.;

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

NOW THEREFORE BE IT RESOLVED, that the application of Riverhead Business Improvement District Management District for the purpose of conducting a blues music festival to be held in the Peconic River Parking Lot at Peconic Avenue, Riverhead, New York, on the above referenced dates and times is hereby approved; and be it further

RESOLVED, the Town Board of the Town of Riverhead hereby waives the application fee in connection with this event; and be it further

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

6/1/99

Adopted

TOWN OF RIVERHEAD

Resolution # 504

APPROVES APPLICATION OF POLISH TOWN CIVIC ASSOCIATION

COUNCILMAN CARDINALE

offered the following resolution, was seconded by

COUNCILMAN KWASNA

**WHEREAS**, the Polish Town Civic Association has submitted an application for the purpose of conducting their annual Polish Town Street Fair and Festival to be held on Pulaski Street, Hamilton Avenue, Osborne Avenue and Lincoln Street, Riverhead, New York, on August 21<sup>st</sup> and 22<sup>nd</sup>, 1999 between the hours of 10:00 a.m. and 6:00 p.m.; and

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

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

**NOW THEREFORE BE IT RESOLVED**, that the application of the Polish Town Civic Association for the purpose of conducting their annual Polish Town Street Fair and Festival to be held on Pulaski Street, Hamilton Avenue, Osborne Avenue and Lincoln Street, Riverhead, New York, on August 21<sup>st</sup> and 22<sup>nd</sup>, 1999 between the hours of 10:00 a.m. and 6:00 p.m., is hereby approved; and be it further

**RESOLVED**, that the Town Board of the Town of Riverhead hereby waives the application fee for this event due to their not-for-profit status; and be it further

**RESOLVED**, that the Town Board exempts this event from Chapter 46 (Alcoholic Beverages) of the Riverhead Town Code; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Polish Town Civic Association, P.O. Box 972, 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

6/1/99

Adopted

TOWN OF RIVERHEAD

Resolution # 505

**AUTHORIZES THE FORMATION OF TOWN OF RIVERHEAD RESPONSE TO HAZARDOUS MATERIAL INCIDENTS TEAM**

COUNCILMAN KWASNA offered the following resolution, was seconded by

COUNCILMAN LULL :

**WHEREAS**, the formation of a Town of Riverhead Response to Hazardous Material Incidents Team will allow Town of Riverhead access to federal grant money for equipment, supplies, and training from the Suffolk County Task Force; and

**WHEREAS**, the Town of Riverhead Response to Hazardous Material Incidents Team will be headed by Police Captain Dave Hegermiller and Fire Marshall Bruce E. Johnson; and

**WHEREAS**, , in addition to Captain Hegermiller and Fire Marshall Johnson, the Town of Riverhead Response to Hazardous Material Incidents Team will be comprised of 10 Town employees with Fire Department experience and basic training.

**NOW THEREFORE BE IT HEREBY RESOLVED**, that the Town Board of the Town of Riverhead hereby authorizes the formation of a Town of Riverhead Response to Hazardous Material Incidents Team headed by Police Captain Hegermiller and Fire Marshall Johnson and comprising of 10 Town employees with Fire Department experience and basic training; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Fire Marshall Bruce E. Johnson, Police Captain David Hegermiller 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

6/1/99

# Adopted

## TOWN OF RIVERHEAD

Resolution # 506

### AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT BETWEEN SUFFOLK LIFE NEWSPAPERS AND THE TOWN OF RIVERHEAD

COUNCILMAN LULL offered the following resolution, was seconded by

COUNCILMAN KENT

**NOW THEREFORE BE IT HEREBY RESOLVED**, that the Town Board of the Town of Riverhead be and hereby authorizes the Supervisor to execute an agreement between Suffolk Life Newspapers and the Town of Riverhead in regard to the payment of outstanding invoices; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Suffolk Life Newspapers, c/o Robert Goldberg, Business Manager, P.O. Box 167, Riverhead, New York, 11901; the Office of the Town Attorney 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

**AGREEMENT**

BETWEEN

**THE TOWN OF RIVERHEAD**, a municipal corporation with offices at 200 Howell Avenue, Riverhead, New York, hereinafter referred to as "**TOWN**" and **SUFFOLK LIFE NEWSPAPERS**, with offices at P.O. Box 167, Riverhead, New York, 11901.

**WITNESSETH**

**WHEREAS**, the Town, in connection with its municipal operations, requires services consisting of the following: the publication of Town of Riverhead legal notices; and

**WHEREAS**, Suffolk Life Newspapers had provided the following services to the Town:

Description of services: Publication of Town of Riverhead legal notices.

**IT IS HEREBY AGREED**, by the Town and Suffolk Life Newspapers as follows:

1. That Suffolk Life Newspapers will accept the payment of \$10,000.00 from the Town as payment in full for all invoices under account #10690 for the period up to and including the date of execution of this agreement, associated with Suffolk Life's publication of legal notices for the Town of Riverhead. (See correspondence dated December 30, 1998, from Robert Goldberg, Business Manager, attached herewith as Schedule "A".)

Dated: Riverhead, New York  
May , 1999

**TOWN OF RIVERHEAD**

By: \_\_\_\_\_  
Town Supervisor

**SUFFOLK LIFE NEWSPAPERS**

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

6/1/99

Adopted

TOWN OF RIVERHEAD

Resolution # 507

**AUTHORIZES THE TOWN OF RIVERHEAD TO SECURE, DEMOLISH OR REMOVE UNSAFE BUILDING OR STRUCTURE PURSUANT TO CHAPTER 54 OF THE RIVERHEAD TOWN CODE (DELPHINE & WARREN BOOKER – 9 ZION STREET)**

COUNCILMAN KENT offered the following resolution, was seconded by

COUNCILMAN CARDINALE

WHEREAS, pursuant to Chapter 54 of the Riverhead Town Code entitled, "Unsafe Buildings and Collapsed Structures", certain land and buildings reputedly owned by Delphine and Warren Booker located at 9 Zion Street, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-85-3-66.1 has been determined by the Building Inspector to be unsafe and dangerous to the public;

WHEREAS, all notices pursuant to Chapter 54 of the Riverhead Town Code have been served; and

WHEREAS, a public hearing was held on the 25<sup>th</sup> day of March, 1999 at 1:00 o'clock p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice and all persons wishing to be heard were heard; and

WHEREAS, the owners have not taken any steps toward abating the conditions by repair and rehabilitation or by demolition and removal in accordance with the procedures set forth in Chapter 54 of the Riverhead Town Code.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby authorizes the Town Engineering Department to assist the Building Department in connection with any work done to remove the danger or in connection with the demolition and removal or the securing of any such building or structure; and be it further

**RESOLVED**, that pursuant to Chapter 54, Section 54-9, all actual expenses incurred by the Town of Riverhead to remove the danger or in connection with the demolition and removal of any such buildings or structures shall be assessed against the owner; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Delphine and Warren Booker, 1036 Pulaski Street, Riverhead, New York, 11901; Kenneth Testa, P.E., the Building Department; the Tax Receiver's Office; the Assessor's Office; the Office of Accounting and the Town Attorney's Office.

6/1/99

Adopted

## TOWN OF RIVERHEAD

Resolution # 508**AUTHORIZES THE TOWN OF RIVERHEAD TO SECURE, DEMOLISH OR REMOVE UNSAFE BUILDING OR STRUCTURE PURSUANT TO CHAPTER 54 OF THE RIVERHEAD TOWN CODE (E.G. SMITH – 206 RAYNOR AVENUE)****COUNCILMAN CARDINALE**

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

**COUNCILMAN KWASNA**  
\_\_\_\_\_ :

**WHEREAS**, pursuant to Chapter 54 of the Riverhead Town Code entitled, "Unsafe Buildings and Collapsed Structures", certain land and buildings reputedly owned by E.G. Smith located at 206 Raynor Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-124-2-9 has been determined by the Building Inspector to be unsafe and dangerous to the public;

**WHEREAS**, all notices pursuant to Chapter 54 of the Riverhead Town Code have been served; and

**WHEREAS**, a public hearing was held on the 25<sup>th</sup> day of March, 1999 at 1:20 o'clock p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice and all persons wishing to be heard were heard; and

**WHEREAS**, the owners have not taken any steps toward abating the conditions by repair and rehabilitation or by demolition and removal in accordance with the procedures set forth in Chapter 54 of the Riverhead Town Code.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby authorizes the Town Engineering Department to assist the Building Department in connection with any work done to remove the danger or in connection with the demolition and removal or the securing of any such building or structure; and be it further

**RESOLVED**, that pursuant to Chapter 54, Section 54-9, all actual expenses incurred by the Town of Riverhead to remove the danger or in connection with the demolition and removal of any such buildings or structures shall be assessed against the owner; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to E.G. Smith, 206 Raynor Avenue, Riverhead, New York, 11901; Kenneth Testa, P.E., the Building Department; the Tax Receiver's Office; the Assessor's Office; the Office of Accounting and the Town Attorney's Office.

6/1/99

# Adopted

## TOWN OF RIVERHEAD

Resolution # 509

**AUTHORIZES THE TOWN OF RIVERHEAD TO SECURE, DEMOLISH OR REMOVE  
UNSAFE BUILDING OR STRUCTURE PURSUANT TO CHAPTER 54 OF THE  
RIVERHEAD TOWN CODE (THELMA BOOKER – 23 ZION STREET)**

COUNCILMAN KWASNA

offered the following resolution, was seconded by

COUNCILMAN LULL

**WHEREAS**, pursuant to Chapter 54 of the Riverhead Town Code entitled, "Unsafe Buildings and Collapsed Structures", certain land and buildings reputedly owned by Thelma Booker located at 23 Zion Street, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-85-3-63.1 has been determined by the Building Inspector to be unsafe and dangerous to the public;

**WHEREAS**, all notices pursuant to Chapter 54 of the Riverhead Town Code have been served; and

**WHEREAS**, a public hearing was held on the 29<sup>th</sup> day of April, 1999 at 1:23 o'clock p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice and all persons wishing to be heard were heard; and

**WHEREAS**, the owners have not taken any steps toward abating the conditions by repair and rehabilitation or by demolition and removal in accordance with the procedures set forth in Chapter 54 of the Riverhead Town Code.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby authorizes the Town Engineering Department to assist the Building Department in connection with any work done to remove the danger or in connection with the demolition and removal or the securing of any such building or structure; and be it further

**RESOLVED**, that pursuant to Chapter 54, Section 54-9, all actual expenses incurred by the Town of Riverhead to remove the danger or in connection with the demolition and removal of any such buildings or structures shall be assessed against the owner; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Thelma Booker, 737 West Main Street, Riverhead, New York, 11901; Kenneth Testa, P.E., the Building Department; the Tax Receiver's Office; the Assessor's Office; the Office of Accounting and the Town Attorney's Office.

6/1/99

**Adopted**

TOWN OF RIVERHEAD

Resolution # 510

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE PURCHASE OF DEVELOPMENT RIGHTS OF A PARCEL(S) LOCATED IN THE TOWN OF RIVERHEAD (EDWIN FISHEL TUCCIO)**

COUNCILMAN LULL

offered the following resolution, was seconded by

COUNCILMAN KENT :

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

**WHEREAS**, Edwin Fishel Tuccio has expressed a desire to sell the development rights of 34.578 acres of his agricultural lands located on the southeast corner of Youngs Avenue and Twomey Avenue, Calverton to the Town of Riverhead.

**NOW THEREFORE BE IT RESOLVED**, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the purchase of development rights of agricultural lands owned by Edwin Fishel Tuccio, once in the News Review, hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed purchase of development rights to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Edwin Fishel Tuccio, 1984 Roanoke Avenue, Riverhead, New York, 11901; Peconic Land Trust, Attn: Julie T. Wesnofske, 296 Hampton Road, P.O. Box 2088, Southampton, New York, 11969; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Town Attorney's Office.

**THE VOTE**

Cardinale  Yes  No Kent  Yes  No

Kwasna  Yes  No Lull  Yes  No

Villella  Yes  No *Abstain*

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD  
NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that a public hearing will be held on the 6th day of July, 1999 at 7:15 o'clock p.m., at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the purchase of development rights of 34.578 acres of agricultural lands owned by Edwin Fishel Tuccio located on the southeast corner of Youngs Avenue and Twomey Avenue, Calverton, New York, pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York  
June 1, 1999

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

BARBARA GRATTAN, Town Clerk

6/1/99

Adopted

TOWN OF RIVERHEAD

Resolution # 511

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW TO AMEND CHAPTER 100 ENTITLED, "VEHICLES, JUNKED & ABANDONED" OF THE RIVERHEAD TOWN CODE**

COUNCILMAN KENT

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

COUNCILMAN CARDINALE :

**RESOLVED**, the Town Clerk be and is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 100 entitled, "Vehicles, Junked & Abandoned" of the Riverhead Town Code once in the June 10, 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 proposed local law 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 Richard Gadzinski, Code Enforcement Officer and Police Chief Joseph Grattan.

**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** that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 15th day of June, 1999 at 2:25 o'clock p.m. to consider a local law to amend Chapter 100 entitled, "Vehicles, Junked & Abandoned" of the Riverhead Town Code.

A copy of the entire text of this proposed 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. to 4:30 p.m. Monday through Friday.

Dated: Riverhead, New York  
June 1, 1999

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

**BARBARA GRATTAN, Town Clerk**

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

**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 of 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.

6/1/99

Adopted

TOWN OF RIVERHEAD

Resolution # 512

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE PURCHASE OF DEVELOPMENT RIGHTS OF A PARCEL(S) LOCATED IN THE TOWN OF RIVERHEAD (ARTHUR A. STAKEY)**

COUNCILMAN CARDINALE

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

COUNCILMAN KWASNA

:

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

**WHEREAS**, Arthur A. Stakey has expressed a desire to sell the development rights of 33.8 acres of his agricultural lands located on Church Lane, Northville to the Town of Riverhead.

**NOW THEREFORE BE IT RESOLVED**, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the purchase of development rights of agricultural lands owned by Arthur A. Stakey, once in the News Review, hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed purchase of development rights to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Arthur A. Stakey, P.O. Box 501, Aquebogue, New York, 11931; Peconic Land Trust, Attn: Julie T. Wesnofske, 296 Hampton Road, P.O. Box 2088, Southampton, New York, 11969; the Assessor's Office; the Tax Receiver's Office; the Accounting 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

**TOWN OF RIVERHEAD  
NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that a public hearing will be held on the 6th day of July, 1999 at 7:10 o'clock p.m., at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the purchase of development rights of 33.8 acres of agricultural lands owned by Arthur A. Stakey located on Church Lane, Northville, New York, pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York  
June 1, 1999

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

**BARBARA GRATTAN, Town Clerk**

6/1/99

Adopted

TOWN OF RIVERHEAD

Resolution # 513

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE PURCHASE OF DEVELOPMENT RIGHTS OF A PARCEL(S) LOCATED IN THE TOWN OF RIVERHEAD (CAL HOLLOW FARMS)**

COUNCILMAN KWASNA

offered the following resolution, was seconded by

COUNCILMAN LULL

:

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

**WHEREAS**, Cal Hollow Farms has expressed a desire to sell the development rights of 25.956 acres of his agricultural lands located on Reeves Avenue, Calverton to the Town of Riverhead.

**NOW THEREFORE BE IT RESOLVED**, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the purchase of development rights of agricultural lands owned by Cal Hollow Farms, once in the News Review, hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed purchase of development rights to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Cal Hollow Farms, 2484 Sound Avenue, Calverton, New York, 11931; Peconic Land Trust, Attn: Julie T. Wesnofske, 296 Hampton Road, P.O. Box 2088, Southampton, New York, 11969; the Assessor's Office; the Tax Receiver's Office; the Accounting Office 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  
NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that a public hearing will be held on the 6th day of July, 1999 at 7:05 o'clock p.m., at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the purchase of development rights of 25.956 acres of agricultural lands owned by Cal Hollow Farms located on Reeves Avenue, Calverton, New York, pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York  
June 1, 1999

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

**BARBARA GRATTAN, Town Clerk**

6/1/99

Adopted

TOWN OF RIVERHEAD

Resolution # 514

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AN ADDITION TO CHAPTER 68 OF THE RIVERHEAD TOWN CODE ENTITLED "HOUSING STANDARDS" (STREET ADDRESS NUMBERS)**

COUNCILMAN LULL offered the following resolution, was seconded by

COUNCILMAN KENT

**RESOLVED**, the Town Clerk be and is hereby authorized to publish the attached public notice once in the June 10, 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 proposed local 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 Leroy E. Barnes, Jr., Building Department Administrator; the Riverhead Planning Department; the Riverhead Planning Board; Chief Joseph Grattan, Police Department; the Office of Accounting and the Office of the Town Attorney.

**THE VOTE**

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

THE RESOLUTION WAS NOT  
THEREFORE BEING DECLARED ADOPTED

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE**, that a public hearing will be held before the Town Board of the Town of Riverhead, in the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 15th day of June, 1999 at 2:20 o'clock p.m. to consider a local law amending Chapter 68 of the Riverhead Town Code entitled, "Housing Standards".

A copy of the entire text of the proposed 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  
June 1, 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 five hundred dollars (\$500.) for each offense or imprisonment not exceeding fifteen (15) days, or both such fine and imprisonment.

6/1/99

Adopted

TOWN OF RIVERHEAD

Resolution # 515

**ESTABLISHES EXPEDITING CHARGES IN THE RIVERHEAD BUILDING DEPARTMENT**

COUNCILMAN KENT

offered the following resolution, was seconded by

COUNCILMAN CARDINALE

WHEREAS, the Riverhead Building Department has recommended the following charges to assist various title company's needs to expedite their research as follows:

Copy of Certificate of Occupancy (per copy)	\$10.00
Duplicate Certificate of Occupancy (signed)	\$50.00
Letter of Zoning & Building Code Compliance (no violations) which requires an inspection of the premises	\$50.00
Letter of Pre-Existing Non-Conforming Use (prior to zoning)	\$50.00
Copy of additional documents	\$ 5.00

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby establishes the aforementioned expediting charges in the interest of assisting title company's needs to expedite their research; and be it

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the Riverhead Building Department and the Office of Accounting.

**THE VOTE**

Cardinale  Yes  No      Kent  Yes  No

Kwasna  Yes  No      Lull  Yes  No

Vilalta  Yes  No

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

6/1/99

TOWN OF RIVERHEAD

Adopted

Resolution # 516

**REDUCES PERFORMANCE BOND OF THE SUBDIVISION ENTITLED,  
"MEADOWCREST III AT HIDDEN ACRES" (WADING RIVER)**

COUNCILMAN CARDINALE

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

COUNCILMAN KWASNA :

**WHEREAS**, the Riverhead Planning Board approved the final plat entitled "Meadowcrest III at Hidden Acres"; and

**WHEREAS**, Robert Strecker, Esq., on behalf of Meadowcrest III at Hidden Acres requested a reduction of the performance bond for work completed; and

**WHEREAS**, by Resolution dated May 21, 1999, the Riverhead Planning Board recommends that the performance bond for the subdivision entitled, "Meadowcrest III at Hidden Acres" be reduced to \$426,500.00.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby approves the reduction of the Utica Mutual Insurance Company Bond No. SU2216802 from the amount of \$910,000.00 to \$426,500.00; and be it further

**RESOLVED**, that **upon receipt** of the reduced performance bond in the amount of \$426,500.00, the Town Clerk is hereby directed to release the Utica Mutual Insurance Company Bond No. SU2216802 in the amount of \$910,000.00; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Mr. Robert Strecker, Meadowcrest Homes at Wading River, 1521 Wading River Manorville Road, Wading River, New York, 11792; the Riverhead Planning Board; the Riverhead Planning Department; the Riverhead Building Department and the Office of the Town Attorney.

**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 # 517

AUTHORIZES ATTENDANCE OF ASSESSOR AT SEMINAR

COUNCILMAN KWASNA

\_\_\_\_\_ offered the following resolution which was seconded by

COUNCILMAN LULL \_\_\_\_\_:

WHEREAS, a seminar for assessors, given by NYS-ORPS, is being held in Delhi, NY, on June 7-11, 1999  
And,

WHEREAS, a member of the Board of Assessors has expressed a desire to attend said seminar.

NOW, THEREFORE, BE IT RESOLVED, that Paul Leszczynski is hereby authorized to attend said Seminar, and

BE IT FURTHER RESOLVED, that all expenses shall be reimbursed by the Town upon submission of Proper receipts, and

BE IT FURTHER RESOLVED, that tuition, lodging, meals, and travel expenses are subject to reimbursement by the State to the Town of Riverhead upon completion of said seminar, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified Copy of this resolution to the Assessor's Office 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
Vitella	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No					

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

# Memorandum



STATE OF NEW YORK  
EXECUTIVE DEPARTMENT  
OFFICE OF REAL PROPERTY SERVICES

**TO:** Students of FUNDAMENTALS OF DATA COLLECTION RFV  
**FROM:** Joan Wiech  
**DATE:** May 10, 1999

You are accepted for the course as indicated above. If you are unable to attend, please call our office as soon as possible.

On the reverse side of this memo is a student guide which lists general expectations of students.

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## COURSE INFORMATION IS AS FOLLOWS:

**DATE:** June 7 - 11, 1999  
**TIMES:** Monday - Friday 9:00 am - 5:00 pm  
**LOCATION:** Delaware County  
Delhi Town Hall  
Elm Street  
Delhi, NY 13753

ONEONTA 13820

June 1, 1999

Adopted

TOWN OF RIVERHEAD  
Resolution # 518  
June 1, 1999

Community Development Block Grant 1999  
Capital Project  
Budget Adjustment

COUNCILMAN LULL

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:

FROM:

181.086680.540000.06995	Home Improvement Program	\$ 980.00
181.086620.523007.06995	Parking	\$ 336.00
181.086600.521000.06996	Acquisition	\$1,011.00
181.086620.523013.06996	Public Improvement	\$1,762.00
181.086620.521000.06998	Acquisition	\$2,177.00

TO:

181.086660.523021.06995	Demolition & Disposal	\$1,316.00
181.086660.523021.06996	Demolition & Disposal	\$2,773.00
181.086660.523021.06998	Demolition & Disposal	\$2,177.00

THE VOTE

Cardinalo  Yes  No    Kent  Yes  No

Kwasna  Yes  No    Lull  Yes  No

Vilella  Yes  No

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

6/1/99

**Adopted**

Town of Riverhead

Resolution # 519

Appoints Director to Economic Development Zone Administrative Board

COUNCILMAN KENT

offered the following resolution **TO BE AMENDED**

which was seconded by COUNCILMAN CARDINALE :

**WHEREAS**, the Riverhead Town Board by Resolution #805 dated September 9, 1997 authorized submission of an application to New York State Empire State Development Corporation for designation of the Calverton Enterprise Park as an Economic Development Zone (EDZ); and

**WHEREAS**, on June 3, 1998 Governor Pataki did announce the designation of new zones to include the Calverton Enterprise Park, Town of Riverhead, Suffolk County; and

**WHEREAS**, the implementation of Economic Development Zones requires certain actions by the municipality including the establishment of a Zone Administrative Board to be responsible for the day-to-day operations of the zone and its programs; and

**WHEREAS**, the board must include representative of local businesses, organized labor, community organizations, financial institutions, local educational institutions and residents, as well as the Town Supervisor, Riverhead Development Corporation representative, Community Development Agency (CDA) Director and local utility representative; and

**WHEREAS**, by Resolution #747 dated August 28, 1998, the Town Board established the Zone Administrative Board.

**WHEREAS**, by Resolution #1098 dated December 1, 1998, the Town Board appointed additional directors to the Zone Administrative Board including the designee of the County Executive, Monique Gablenz; and

**WHEREAS**, the County Executive desires to replace Monique Gablenz with Alice Amrhein, Suffolk County Commissioner of Economic Development, as the County's appointment to the Calverton Enterprise Park Zone Administrative Board.

**THEREFORE, BE IT FURTHER RESOLVED**, that the Riverhead Town Board hereby appoints Alice Amrhein to replace Monique Gablenz as the County Executive appointment to the Zone Administrative Board.

**THEREFORE, BE IT FURTHER RESOLVED**, that the Town Clerk shall provide a certified copy of this resolution to Alice Amrhein, Suffolk County Commissioner of Economic Development.

**THE VOTE**

Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kvach	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Vicella	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

Adopted

Special Board Meeting

June 8, 1999

0590814.01

Resolution # 520

72113-3145P

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, in Riverhead, New York, in said Town, on June 8, 1999, at :00 o'clock P.M., Prevailing Time.

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

- PRESENT:
- Councilman Cardinale
  - Councilman Kent
  - Councilman Kwasna
  - Councilman Lull

ABSENT:

The following resolution was offered by Councilman Lull, who moved its adoption, seconded by Councilman Kwasna, to-wit:

The following resolution was brought off the table, by Councilman Lull, which was seconded by Councilman Kwasna. Everyone in favor of bringing it off the table. The resolution was thereupon declared to be duly brought off the table.

Councilman Lull offered the resolution for adoption, which was seconded by Councilman Kwasna. All Board Members in favor of. The resolution was thereupon declared to be duly adopted.

BOND RESOLUTION DATED June 8, 1999.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$30,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF A PARCEL OF LAND LOCATED AT 79 LEWIS STREET, RIVERHEAD, INCLUDING THE BUILDINGS LOCATED THEREON AND THE DEMOLITION OF SUCH BUILDINGS TO EFFECTUATE AN URBAN RENEWAL PLAN AND URBAN RENEWAL PROGRAM OF SAID TOWN.

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

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

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

Section 1. For the specific object or purpose of paying the cost of the acquisition of a parcel of land located at 79 Lewis Street, Riverhead, including the buildings located thereon and the demolition of such buildings to effectuate an Urban Renewal plan and Urban Renewal Program, in and for the Town of Riverhead, Suffolk County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$30,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$30,000, and that the plan for the financing thereof is by the issuance of the

\$30,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforescribed specific object or purpose is fifty years, pursuant to subdivision 41-a of paragraph a of Section 11.00 of the Local Finance Law.

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

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

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

or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

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

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is

to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

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

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

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

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

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

-5-

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

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

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

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

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

The resolution was thereupon declared duly adopted.

\* \* \* \*

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

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

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on June 8, 1999, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

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

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

<u>Newspaper and/or other news media</u>	<u>Date given</u>
Times Review	June 11, 1999

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

Designated Location(s)  
of posted notice

Date of Posting

Town Clerk's Bulletin Board

June 9, 1999

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on June 9, 1999.

\_\_\_\_\_  
Town Clerk

(CORPORATE  
SEAL)

THE VOTE

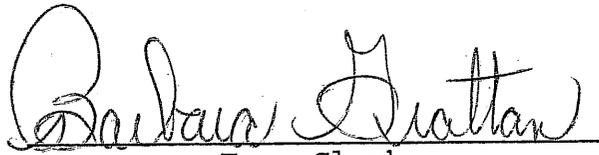
Cardinale  Yes \_\_\_ No \_\_\_    Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_    Lull  Yes \_\_\_ No \_\_\_  
Villella  Yes \_\_\_ No \_\_\_

THE RESOLUTION  IS NOT \_\_\_\_\_  
THEREUPON BEING DECLARED ADOPTED

LEGAL NOTICE OF ADOPTION

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Riverhead, Suffolk County, New York, at a meeting held on June 8, 1999, duly adopted the resolution published herewith subject to a permissive referendum.

Dated: Riverhead, New York  
June \_\_, 1999.

  
Town Clerk

BOND RESOLUTION DATED June 8, 1999.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$30,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF A PARCEL OF LAND LOCATED AT 79 LEWIS STREET, RIVERHEAD, INCLUDING THE BUILDINGS LOCATED THEREON AND THE DEMOLITION OF SUCH BUILDINGS TO EFFECTUATE AN URBAN RENEWAL PLAN AND URBAN RENEWAL PROGRAM OF SAID TOWN.

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

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

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

Section 1. For the specific object or purpose of paying the cost of the acquisition of a parcel of land located at 79 Lewis Street, Riverhead, including the buildings located thereon and the demolition of such buildings to effectuate an Urban Renewal plan and Urban Renewal Program, in and for the Town of Riverhead, Suffolk County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$30,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$30,000, and that the plan for the financing thereof is by the issuance of the

\$30,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforescribed specific object or purpose is fifty years, pursuant to subdivision 41-a of paragraph a of Section 11.00 of the Local Finance Law.

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

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

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

or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

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

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is

to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

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

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

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

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

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

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

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

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

# Adopted

# Tabled<sup>1130</sup>

ADOPTED AT  
SPECIAL BOARD MEETING  
OF JUNE 8, 1999

RESOLUTION # 520

0590814:01

72113-3145P

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, in Riverhead, New York, in said Town, on June 1, 1999, at 7:00 o'clock P.M., Prevailing Time.

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

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

ABSENT:

The following resolution was offered by Councilman COUNCILMAN CARDINALE, who moved its adoption, seconded by Councilman COUNCILMAN KWASNA, to-~~was~~ be TABLED.

# Tabled

# Adopted

BOND RESOLUTION DATED MAY 25, 1999.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$30,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF A PARCEL OF LAND LOCATED AT 79 LEWIS STREET, RIVERHEAD, INCLUDING THE BUILDINGS LOCATED THEREON AND THE DEMOLITION OF SUCH BUILDINGS TO EFFECTUATE AN URBAN RENEWAL PLAN AND URBAN RENEWAL PROGRAM OF SAID TOWN.

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

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

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

Section 1. For the specific object or purpose of paying the cost of the acquisition of a parcel of land located at 79 Lewis Street, Riverhead, including the buildings located thereon and the demolition of such buildings to effectuate an Urban Renewal plan and Urban Renewal Program, in and for the Town of Riverhead, Suffolk County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$30,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$30,000, and that the plan for the financing thereof is by the issuance of the

\$30,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforescribed specific object or purpose is fifty years, pursuant to subdivision 41-a of paragraph a of Section 11.00 of the Local Finance Law.

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

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

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

or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

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

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is

to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

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

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

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

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

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

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

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

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

**THE VOTE**

Cardinale \_\_\_\_\_ Yes \_\_\_\_\_ No \_\_\_\_\_

KWASERS \_\_\_\_\_ Yes \_\_\_\_\_ No \_\_\_\_\_

\_\_\_\_\_ No \_\_\_\_\_

THE RESOLUTION WAS \_\_\_\_\_ WAS NOT \_\_\_\_\_

THEREUPON DULY DECLARED ADOPTED

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

_____	VOTING	_____

The resolution was thereupon declared duly adopted.

\* \* \* \*

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

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

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on May 25, 1999, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

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

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

Newspaper and/or other news media

Date given

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

<u>Designated Location(s)</u>	
<u>of posted notice</u>	<u>Date of Posting</u>

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

\_\_\_\_\_

Town Clerk

(CORPORATE  
SEAL)

Adoptec

June 1, 1999

**TOWN OF RIVERHEAD**

**PAL FUND**  
**BUDGET ADJUSTMENT**

**RESOLUTION # 521**

COUNCILMAN KWASNA

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

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

004.000000.390599 APPROPRIATED FUND BALANCE

**FROM:**  
\$2,000.

004.076250.543607 UMPIRE EXPENSE

**TO:**  
\$2,000.

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

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

# Adopted

6/1/99

## TOWN OF RIVERHEAD

Resolution # 522

### REQUESTS SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM FUNDS FOR LANDFILL CAPPING AND CLOSURE PURSUANT TO SUFFOLK COUNTY CHARTER, SEC. 12.5(D)

Councilman Kwasna \_\_\_\_\_ offered the following resolution, was seconded by

\_\_\_\_\_ Councilman Lull \_\_\_\_\_.

WHEREAS, under the Suffolk County Drinking Water Protection Program established by Article XII of the Suffolk County Charter, a portion of the funds acquired through the One-Quarter (1/4%) Percent Sales Tax Program is to be allocated to an Environmental Trust Fund; and

WHEREAS, a portion of the money within the Environmental Trust Fund is to be allocated through revenue-sharing to towns within Suffolk County, pursuant to a formula within S.C. Charter Sec. C12-5(D); and

WHEREAS, pursuant to S.C. Charter Sec. C12-5(D), if lands exist in a town which fit the criteria for the Suffolk County Pine Barrens Preserve or Suffolk County Water Protection Preserve, as defined in S.C. Charter Sec. C12-2, a portion of the town's revenue-sharing allocation under the program must be used for acquisitions of such lands; and

WHEREAS, there are lands extant which fit the criteria for such acquisition; and

WHEREAS, S.C. Charter Sec. C12-5(D)(1) authorizes payment of money from the Environmental Trust Fund to the towns for the purposes of capping and closing municipal solid waste landfills, and identifying, characterizing and remediating toxic and hazardous waste landfills, and for other purposes as provided in S.C. Charter Sec. C12-5(D)(4); now, therefore, be it

RESOLVED, that the Riverhead Town Board does formally request funds in the amount of \$56,260.00 from the Environmental Trust Fund for the purposes indicated above; and, be it further

RESOLVED, that the Riverhead Town Board does hereby accept and pledge to use the revenue-sharing funds requested herein for the above purposes, pursuant to Suffolk County Charter Article XII; and, be it further

Page 2

RESOLVED, that the Town Clerk is hereby directed to forward copies of this resolution to the following officials and agencies: Suffolk County Executive, all Suffolk County Legislators, Suffolk County Division of Real Estate, Suffolk County Department of Planning, Environmental Trust Fund Review Board and the Office of Legislative Budget Review; and be it further

RESOLVED, that this resolution shall become effective immediately.

**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

6/1/99

## TOWN OF RIVERHEAD

Resolution # 523AUTHORIZES ACQUISITION OF LAND AND PLEDGES  
UTILIZATION OF SUFFOLK COUNTY  
DRINKING WATER PROTECTION PROGRAM FUNDS

Councilman Kent offered the following resolution, was seconded by

Councilman Cardinale

WHEREAS, under the Suffolk County Drinking Water Protection Program established by Article XII of the Suffolk County Charter, a portion of the funds acquired through the One-Quarter (1/4%) Percent Sales Tax Program is to be allocated to an Environmental Trust Fund; and

WHEREAS, a portion of the money within the Environmental Trust Fund is to be allocated through revenue sharing to towns within Suffolk County, pursuant to a formula within S.C. Charter Sec. C12-5(D); and

WHEREAS, pursuant to S.C. Charter Sec. C12-5(D), if lands exist in a town which fit the criteria for the Suffolk County pine Barrens Preserve or Suffolk County Water Protection Preserve, as defined in S.C. Charter Sec. C12-2, a portion of the town's revenue-sharing allocation under the program must be used for acquisitions of such lands; and

WHEREAS, such acquisitions must be made by the County of Suffolk, upon recommendation of the town, in accordance with Suffolk County Charter Sec. C12-5(A) and (D); and

WHEREAS, the Riverhead Town Board strongly supports the acquisition and preservation of the parcels listed in Exhibit "A", because these lands fit the criteria in Suffolk County Charter Sec. C12-2 for inclusion in the program;

WHEREAS, under the State Environmental Quality Review Act, Environmental Conservation Law Article 8 (hereinafter "SEQRA"), environmental review for the Suffolk County Drinking Water Protection Program was previously completed by Suffolk County Local Laws numbered 40-1987 and 35-1988; and

WHEREAS, the Drinking Water Protection Program was classified as a Type I action and negative declarations were issued by both of the above local laws; now, therefore, be it

RESOLVED, that the Riverhead Town Board does formally convey its recommendation to County officials for acquisition of any of the parcels listed on Exhibit "A", pursuant to Suffolk County Charter Article 12; and be it further

RESOLVED, that the Riverhead Town Board hereby pledges to use any revenue sharing funds received or credited as aforesaid pursuant to the Suffolk County Charter Article 12 Drinking Water Protection Program for acquisition of any of the parcels listed in Exhibit "A", or any interest therein, subject to the conditions that Suffolk County will take full title, or any interest therein, to the subject parcels and will preserve the subject properties in a manner consistent with the provisions of the Water Protection Program; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward copies of this resolution to the following officials and agencies: Suffolk County Executive, all Suffolk County Legislators, Suffolk County Planning Department, Suffolk County Division of Real Estate, Environmental Trust Fund Review Board and the Office of the Legislative Budget Review; and be it further

RESOLVED, that this Town Board, being the lead agency for purposes of this resolution only, hereby finds and determines that adoption of this resolution is a Type II action, because it constitutes implementation of an action which has previously been reviewed under SEQRA and, therefore, is routine and continuing agency administration and management, not including new programs or major reordering of priorities; see 6 N.Y.C.R.R. Sec. 617.5©(20) and (27); as a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

RESOLVED, that this resolution shall become effective immediately.

EXHIBIT "A"

TOWN OF RIVERHEAD  
¼% SALES TAX LAND ACQUISITION

(By Suffolk County Tax Map Number)

- 0600-092-04-005
- 0600-119-2-1
- 0600-119-2-37
- 0600-119-2-40
- 0600-119-2-56
- 0600-119-2-57
- 0600-119-2-58
- 0600-119-2-59
- 0600-119-2-46.1
- 0600-119-2-47
- 0600-119-1-43
- 0600-119-2-28

- 0600-124-4-11.4
- 0600-124-4-31
- 0600-124-4-35.2
- 0600-125-1-5.2

0600-125-2-37.1

- 0600-128-2-7.1
- 0600-128-2-7.2
- 0600-128-2-8

0600-106-4-11.1

**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>524</u> ABSTRACT #21-99 MAY 20, 1999 (TBM 6/1/99)				
<b>COUNCILMAN KWASNA</b> offered the following Resolution which was seconded by <b>COUNCILMAN LULL</b>				
FUND NAME		CD-5/17/99	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 2,250,000.00	\$ 590,217.69	\$ 2,840,217.69
PARKING METER	002	\$ 10,000.00	\$ -	\$ 10,000.00
AMBULANCE	003	\$ 13,000.00	\$ -	\$ 13,000.00
POLICE ATHLETIC LEAGUE	004	\$ 9,500.00	\$ 2,000.00	\$ 11,500.00
TEEN CENTER	005	\$ 7,500.00	\$ -	\$ 7,500.00
RECREATION PROGRAM	006	\$ 20,000.00	\$ 1,780.17	\$ 21,780.17
SR NUTRITION SITE COUNCIL	007	\$ 100.00	\$ -	\$ 100.00
D.A.R.E. PROGRAM FUND	008	\$ -	\$ -	\$ -
CHILD CARE CENTER BUILDING FUND	009	\$ 11,000.00	\$ -	\$ 11,000.00
YOUTH COURT SCHOLARSHIP FUND	025	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ 755.87	\$ 755.87
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ -	\$ -
HIGHWAY	111	\$ 625,000.00	\$ 58,076.15	\$ 683,076.15
WATER	112	\$ 425,000.00	\$ 145,982.08	\$ 570,982.08
REPAIR & MAINTENANCE	113	\$ 150,000.00	\$ -	\$ 150,000.00
SEWER	114	\$ 125,000.00	\$ 14,114.58	\$ 139,114.58
REFUSE & GARBAGE COLLECTION	115	\$ -	\$ 144,578.11	\$ 144,578.11
STREET LIGHTING	116	\$ 225,000.00	\$ 23,520.93	\$ 248,520.93
PUBLIC PARKING	117	\$ 3,000.00	\$ 2,391.24	\$ 5,391.24
BUSINESS IMPROVEMENT DISTRICT	118	\$ -	\$ -	\$ -
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ -	\$ 2,431.96	\$ 2,431.96
WORKER'S COMPENSATION FUND	173	\$ 85,000.00	\$ 73,257.01	\$ 158,257.01
HOSPITALIZATION SELF INSURANCE	174	\$ -	\$ -	\$ -
RISK RETENTION FUND	175	\$ 225,000.00	\$ 11,605.26	\$ 236,605.26
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	\$ -	\$ 675.47	\$ 675.47
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ 20,000.00	\$ -	\$ 20,000.00
SEWER DISTRICT DEBT	382	\$ 40,000.00	\$ -	\$ 40,000.00
WATER DEBT	383	\$ 50,000.00	\$ -	\$ 50,000.00
GENERAL FUND DEBT SERVICE	384	\$ -	\$ -	\$ -
SCAVENGER WASTE DEBT	385	\$ 125,000.00	\$ -	\$ 125,000.00
COMM DEVEL AGENCY CAP PROJECT	405	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ 11,018.94	\$ 11,018.94
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ 400,000.00	\$ -	\$ 400,000.00
YOUTH SERVICES	452	\$ -	\$ 1,720.70	\$ 1,720.70
SENIORS HELPING SENIORS	453	\$ -	\$ 1,687.25	\$ 1,687.25
EISEP	454	\$ -	\$ 943.44	\$ 943.44
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ 180,000.00	\$ -	\$ 180,000.00
MUNICIPAL GARAGE	626	\$ 50,000.00	\$ 3,791.97	\$ 53,791.97
TRUST & AGENCY	735	\$ -	\$ 2,469,195.75	\$ 2,469,195.75
SPECIAL TRUST	736	\$ 250,000.00	\$ -	\$ 250,000.00
CDA-CALVERTON	914	\$ -	\$ 1,116.54	\$ 1,116.54
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ 40,000.00	\$ 10,120.02	\$ 50,120.02
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
<b>TOTALS</b>		<b>\$ 5,241,300.00</b>	<b>\$ 3,570,981.13</b>	<b>\$ 8,812,281.13</b>

**VOTE**

Cardinalo  Yes  No    Kent  Yes  No  
 Kwasona  Yes  No    Lull  Yes  No  
 Villella  Yes  No

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

RESOLUTION # 524 ABSTRACT #22-99 MAY 27, 1999 (TBM 6/1/99)				
COUNCILMAN KWASNA offered the following Resolution which was seconded by				
COUNCILMAN LULL				
FUND NAME		CD-NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ -	\$ 141,766.71	\$ 141,766.71
PARKING METER	002	\$ -	\$ -	\$ -
AMBULANCE	003	\$ -	\$ -	\$ -
POLICE ATHLETIC LEAGUE	004	\$ -	\$ 1,777.76	\$ 1,777.76
TEEN CENTER	005	\$ -	\$ 75.00	\$ 75.00
RECREATION PROGRAM	006	\$ -	\$ -	\$ -
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ -	\$ 165.10	\$ 165.10
CHILD CARE CENTER BUILDING FUND	009	\$ -	\$ 126.00	\$ 126.00
YOUTH COURT SCHOLARSHIP FUND	025	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ -	\$ -
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ 2,073.33	\$ 2,073.33
HIGHWAY	111	\$ -	\$ 16,373.83	\$ 16,373.83
WATER	112	\$ -	\$ 2,737.63	\$ 2,737.63
REPAIR & MAINTENANCE	113	\$ -	\$ -	\$ -
SEWER	114	\$ -	\$ 16,809.85	\$ 16,809.85
REFUSE & GARBAGE COLLECTION	115	\$ -	\$ 720.79	\$ 720.79
STREET LIGHTING	116	\$ -	\$ 6,167.47	\$ 6,167.47
PUBLIC PARKING	117	\$ -	\$ 2,349.90	\$ 2,349.90
BUSINESS IMPROVEMENT DISTRICT	118	\$ -	\$ 307.78	\$ 307.78
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ -	\$ 177.28	\$ 177.28
WORKER'S COMPENSATION FUND	173	\$ -	\$ 525.00	\$ 525.00
HOSPITALIZATION SELF INSURANCE	174	\$ -	\$ -	\$ -
RISK RETENTION FUND	175	\$ -	\$ 22,307.50	\$ 22,307.50
UNEMPLOYMENT INSURANCE FUND	176	\$ -	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ 168.48	\$ 168.48
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 90.02	\$ 90.02
URBAN DEVEL CORP WORKING	182	\$ -	\$ 7,700.00	\$ 7,700.00
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	406	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ 43,640.49	\$ 43,640.49
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ 2,572.22	\$ 2,572.22
YOUTH SERVICES	452	\$ -	\$ -	\$ -
SENIORS HELPING SENIORS	453	\$ -	\$ -	\$ -
EISEP	454	\$ -	\$ -	\$ -
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ -	\$ -	\$ -
MUNICIPAL GARAGE	626	\$ -	\$ 3,740.16	\$ 3,740.16
TRUST & AGENCY	735	\$ -	\$ 5,705,000.00	\$ 5,705,000.00
SPECIAL TRUST	736	\$ -	\$ -	\$ -
CDA-CALVERTON	914	\$ -	\$ 114,281.24	\$ 114,281.24
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ -	\$ 9,548.80	\$ 9,548.80
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ -	\$ 6,101,202.34	\$ 6,101,202.34

Adopted

June 1, 1999

Town of Riverhead

Resolution # 525

**AUTHORIZES THE APPOINTMENT  
OF SEASONAL RECREATION DEPARTMENT EMPLOYEES**

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

Resolved, that the Town Board hereby appoints the attached list of Recreation Department Seasonal Employees to serve at their pleasure; and

BE IT FURTHER, RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the Recreation Department 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
Vitella	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

**RECREATION DEPARTMENT APPOINTMENTS  
6/1/99 TOWN BOARD MEETING**

<u>Last</u>	<u>First</u>	<u>Title</u>	<u>Start Date</u>	<u>End Date</u>	<u>Salary</u>	<b>*Special</b> <u>Note</u>
Fox	Robert	Lifeguard	6/28/99	9/6/99	\$7.50	1,2
Collins	Kerin	Lifeguard	6/28/99	9/6/99	\$7.00	1,2
Sparrow	Sharon	Beach Attendant	6/28/99	9/6/99	\$6.50	1
Conklin	Mark	Beach Attendant	6/28/99	9/6/99	\$6.50	1
Vollmoeller	Arnold	Fill-In Lifeguard	6/28/99	9/6/99	\$7.00	1,2
Conklin	Mark	Fill-In Lifeguard	6/28/99	9/6/99	\$7.00	1,2
Lapinski	Bryan	Fill-In Lifeguard	6/28/99	9/6/99	\$7.00	1,2
Imwalle	Johanna	Fill-In Lifeguard	6/28/99	9/6/99	\$8.50	1,2
Bilunas	Sharon	Fill-In Lifeguard	6/28/99	9/6/99	\$8.00	1,2
Kaslyn	Christine	Fill-In Lifeguard	6/28/99	9/6/99	\$7.50	1,2
Palmer	Lauren	Fill-In Beach Attendant	6/28/99	9/6/99	\$6.50	1
Marshall	Cara	Fill-In Beach Attendant	6/28/99	9/6/99	\$7.00	1
Hasbrouck	Emerson	Summer Rec. Aide	6/28/99	9/6/99	\$7.00	1

\*

- 1: All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.
- 2: Subject to Suffolk County Lifeguard Certification.
- 3: Current American Red Cross Instructor Certification.

Adopted

06/01/99

TOWN OF RIVERHEAD

Resolution #. 526

EXTENDS PARENTAGE LEAVE

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

**WHEREAS**, by Resolution #99-48 the Town Board granted a parentage leave of absence for Donna Zaweski in the Town Clerk's Office; and

**WHEREAS**, Donna Zaweski has made her fourth request that the Town Board reconsider the length of her leave; and

**WHEREAS**, the Town Clerk has recommended that the leave be extended to December 31, 1999.

**NOW, THEREFORE, BE IT RESOLVED**, that Donna Zaweski be granted an extension of her parentage leave of absence until December 31, 1999, and

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Donna Zaweski and the Accounting 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