

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

February 6, 2007

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

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

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

ELECTED OFFICIALS

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

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

DEPARTMENT HEADS

**William Rothaar (Financial Administrator)
Leroy E. Barnes, Jr.
Andrea Lohneiss
Ken Testa
Richard Hanley
Chief David Hegermiller
Ray Coyne
Judy Doll
John Reeve
Michael Reichel
Gary Pendzick**

**Accounting Department
Building Department
Community Development
Engineering Department
Planning Department
Police Department
Recreation Department
Senior Services
Sanitation Department
Sewer District
Water Department**

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

- #102 Community Development Agency Budget Adjustment
- #103 Rescinds Authorization of the Accounting Department to Transfer Park and Recreation Funds for the Installation of Timber Bollards at Stotzky Park
- #104 Installation of Timber Bollards at Stotzky Park Budget Adjustment
- #105 Rescinds Authorization of the Accounting Department to Transfer Park and Recreation Funds for the Installation of Exercise Stations at Stotzky Park
- #106 Installation of Exercise Stations at Stotzky Park Budget Adjustment
- #107 Accepts 5% Certificate of Deposit of Verderber Garden Center, Inc.
- #108 Authorizes the Release of Performance Bond of Sunken Pond Estates, Inc.
- #109 Authorizes the Town Clerk to Publish and Post a Help Wanted Advertisement for Traffic Control Officer
- #110 Accepts Retirement of Highway Maintenance Crew Leader (W. Czech)
- #111 Approves Request for Leave of Absence (B. Jaeger)
- #112 Appoints Chairperson to the Zoning Board of Appeals (F. McLaughlin)
- #113 Appoints Vice Chairperson to the Zoning Board of Appeals (B. Prusinowski)
- #114 Supports Recommendation of Agricultural Advisory Committee to Seek State and Federal Funding for Agricultural Fencing
- #115 Re-Appoints Members to Suffolk County/Town of Riverhead Empire Zone Administration Board

- #116 Appoints Automotive Equipment Operator in the Highway Department (D. Arteaga)
- #117 Appoints Building Inspector to the Building Department (J. Wherry)
- #118 Reappoints Town Historian (G. Case)
- #119 Appoints Automotive Equipment Operator in the Highway Department
- #120 Amends Resolution #9
- #121 Appoints a Call-In Assistant Recreation Leader for the Teen Center to the Riverhead Recreation Department (E. Stokley)
- #122 Appoints a Part/Time Recreation Aide (Teen Center) to the Riverhead Recreation Department (N. Romano)
- #123 Setting Salaries for Call-In Assistant Recreation Leaders for the Teen Center for 2007 for the Riverhead Recreation Department
- #124 Accepts Retirement of Assessor (M. Sendlewski)
- #125 Order Calling Public Hearing –RSD- Extension to the Riverhead Sewer District to be known as Blackman Plumbing Supply Co, Inc.
- #126 Resolution Adopting Findings and Determination to Article 2 of the Eminent Domain Procedure Law Regarding Acquisition of 48-52 Peconic Avenue, Riverhead, Reputed owner Antonio Militello, Suffolk County Tax Map 0600-128-6-85.3, Riverhead, New York
- #127 Grants Special Permit Petition of 1998 Peconic, LLC- Gasoline Service Station
- #128 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law Providing for Rules and Regulations for use of the Runway at Calverton Executive Park
- #129 Authorizes Submission of Application of Community Based Habitat Restoration Project through Fish American Foundation and NOAA Restoration Center

- #130 Classifies Action and Declares Lead Agency on Special Permit of Ira Chernoff and Refers Petition to Planning Board
- #131 Releases Security of Joyce Wood in Connection with the Subdivision Entitled, "The Woods at Wading River" (Road and Drainage Improvements)
- #132 Approves Chapter 90 Application of Railroad Museum of Long Island ("Riverhead Railroad Festival2007")
- #133 Approves Chapter 90 Application of Wading River Civic Association (Duck Pond Day)
- #134 Accepts Irrevocable Letter of Credit of Gendot Homes, Inc. (Subdivision Entitled, "Gendot Homes, Inc.- Osborne Avenue" Water Key Money)
- #135 Accepts Irrevocable Letter of Credit of Gendot Homes, Inc. (Subdivision Entitled, "Gendot Homes, Inc.- Osborne Avenue"- Park and Recreation Fees and Improvements)
- #136 Awards Bid- Transmission Improvements at Sound Avenue Contract G-RWD
- #137 Awards Bid- Transmission Improvements at Sound Avenue Contract E-RWD
- #138 Awards Bid-Gateway East Subdivision- RWD
- #139 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Maritime (M) Zoning Use District)
- #140 Authorizes SCS Engineers, P.C. to Proceed with Landfill Capping Design and Cost Estimate
- #141 Classifies Action and Declares Lead Agency on Special Permit of Carpet One Floor and Home, Corp., and Refers Petition to the Planning Board
- #142 Pays Bills

2/6/07

Town of Riverhead

Resolution # 1

COMMUNITY DEVELOPMENT AGENCY BUDGET ADJUSTMENT

Densieski offered the following resolution,

which was seconded by Blass

BE IT RESOLVED, that the Town Board hereby authorizes the following budget adjustment to the budget adopted 1/17/06 by CDA Res. 16 pursuant to CDA Resolution 6 of 7/18/06 reflecting costs associated with the preparation of the GEIS and Urban Renewal Plan update by Dunn Engineering Associates/Norton Brothers-Dunn and AKRF and paid by Apollo Real Estate Investors, LP d/b/a Riverhead Renaissance LLC:

		FROM:	TO:
405.064500.421050.70058	Developer Fees	\$ 85,000	
405.064500.543500.70058	Planning Consultants		\$ 85,000

DUNLEAVY absent YES ___ NO ___ BARTUNEK X YES ___ NO ___
 BLASS X YES ___ NO ___ DENSIESKI X YES ___ NO ___
 CARDINALE X YES ___ NO ___

THIS RESOLUTION X IS ___ IS NOT DECLARED DULY ADOPTED

State of New York)
County of Suffolk) ss:
Town of Riverhead

THIS IS TO CERTIFY that I, the undersigned, Secretary/Treasurer of the Riverhead Community Development Agency, Town of Riverhead, County of Suffolk, have compared the foregoing copy with the original now on file in this office and which was duly filed on the 7th day of February, 2007 and that the same is a true and correct transcript of said and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the said Riverhead Community Development Agency, this 7th day of February, 2007.

[Handwritten Signature]

Secretary/Treasurer of the Community Development Agency

Withdrawn

2/6/07

Town of Riverhead

Resolution # 102

COMMUNITY DEVELOPMENT AGENCY BUDGET ADJUSTMENT

COUNCILMAN DENSIESKI

_____ offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

BE IT RESOLVED, that the Town Board hereby authorizes the following budget adjustment to the budget adopted 1/17/06 by CDA Res. 16 pursuant to CDA Resolution 6 of 7/18/06 reflecting costs associated with the preparation of the GEIS and Urban Renewal Plan update by Dunn Engineering Associates/Norton Brothers-Dunn and AKRF and paid by Apollo Real Estate Investors, LP d/b/a Riverhead Renaissance LLC:

		FROM:	TO:
405.064500.421050.70058	Developer Fees	\$ 85,000	
405.064500.543500.70058	Planning Consultants		\$ 85,000

~~DUNLEAVY~~ ^{ABSENT} YES NO BARTUNEK YES NO
 BLASS YES NO DENSIESKI YES NO
 CARDINALE YES NO
 THIS RESOLUTION IS IS NOT
 DECLARED DULY WITHDRAWN

February 6, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 103

RESCINDS AUTHORIZATION OF THE ACCOUNTING DEPARTMENT TO TRANSFER PARK AND RECREATION FUNDS FOR THE INSTALLATION OF TIMBER BOLLARDS AT STOTZKY PARK.

COUNCILWOMAN BLASS

_____ offered the following resolution,

which was seconded by _____

COUNCILMAN BARTUNEK

WHEREAS, vehicles have entered Stotzky Park posing a safety issue for all patrons.

WHEREAS, the installation of 6"x 8" timber bollards to the perimeter of Stotzky Park will prevent vehicles from entering through alternative routes.

WHEREAS, the Accounting Department will transfer funds in the amount of \$15,000 from the Park and Recreation Fund to the Recreation Department for the installation of Timber Bollards.

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Riverhead hereby authorizes the Accounting Department to transfer \$15,200 from the Parks and Recreation Fund to the Recreation Department Capital Improvement Fund for the installation of Timber Bollards at Stotzky Park.

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

ABSENT		THE VOTE	
Dunleavy	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Bartunek	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
	Cardinale	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no	
THE RESOLUTION <input type="checkbox"/> WAS <input type="checkbox"/> WAS NOT			
THEREFORE DULY ADOPTED			

February 6, 2007

Adopted

TOWN OF RIVERHEAD

INSTALLATION OF TIMBER BOLLARDS AT STOTZKY PARK

BUDGET ADJUSTMENT

RESOLUTION # 104

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

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

		<u>FROM</u>	<u>TO</u>
406.095031.481900.70059	Transfer from Park & Rec.	\$15,200	
406.071100.523020.70059	Fence Installation Improv.		\$15,200

THE VOTE

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

February 6, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 105

**RESCINDS AUTHORIZATION FOR THE ACCOUNTING DEPARTMENT TO
TRANSFER PARK AND RECREATION FUNDS FOR THE INSTALLATION OF
EXERCISE STATIONS AT STOTZKY PARK.**

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

WHEREAS, the installation of (12) exercise Stations will be added to the perimeter of Stotzky Park.

WHEREAS, the Accounting Department will transfer funds in the amount of \$12,500 from the Park and Recreation Fund to the Recreation Department for the installation.

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Riverhead hereby authorizes the Accounting Department to transfer \$13,300 from the Park and Recreation Fund to the Recreation Capital Improvement Fund for the installation of (12) Exercise Stations at Stotzky Park.

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

ABSENT		THE VOTE	
Dunleavy	<input type="checkbox"/> yes <input type="checkbox"/> no	Bartunek	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
		Cardinale	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

February 6, 2007

Adopted

TOWN OF RIVERHEAD

INSTALLATION OF EXERCISE STATIONS AT STOTZKY PARK

BUDGET ADJUSTMENT

RESOLUTION # 106

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

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

		<u>FROM</u>	<u>TO</u>
406.095031.481900.70059	Transfer from Park & Rec.	\$13,300	
406.071100.524911.70059	Sports Program Equip.		\$13,300

THE VOTE

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

TOWN OF RIVERHEAD

Adopted

Resolution # 107

ACCEPTS 5% CERTIFICATE OF DEPOSIT OF VERDERBERS GARDEN CENTER INC.

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

WHEREAS, Verderber's Garden Center Inc. - John & Maria Verderber, has posted a Certificate of Deposit #000590074388 from Suffolk County National Bank in the sum of Seventeen Thousand Two Hundred Five Dollars (\$17,205) representing the 5% site plan bond as noted in the approved site plan dated March 21, 2006 Resolution #244 for work located at Main Road, Aquebogue, New York, Suffolk County Tax Map # 600-85.-3-74.1 pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, the Town Attorney has reviewed said certificate of deposit and deems it to be sufficient in its form.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the 5% certificate of deposit in the sum of Seventeen Thousand Two Hundred Five Dollars (\$17,205) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Verderber's Garden Center, 459 Main Road, Aquebogue, New York 11931, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTE

ABSENT

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Therefore Duly Adopted

TOWN OF RIVERHEAD **Adopted**

Resolution # 108

AUTHORIZES THE RELEASE OF PERFORMANCE BOND OF SUNKEN POND ESTATES, INC.

COUNCILMAN BARTUNEK

offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

WHEREAS, Sunken Pond Estates, Inc. posted a Performance Bond (SU3127420- The American Institute of Architects) in the amount of Four Hundred Fifty Seven Thousand Eight Hundred Fifty Nine Dollars (\$457,859.00) for improvements at Middle Road, Riverhead, New York, further described as Suffolk County Tax Map # 0600/ 82.03-1-1 through 32, 82.03-2- 1.1 through 20.1, 82.02-1- 83 through 196 and 82.01-1-1 through 82, pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been completed to the Building Department's satisfaction, the Planning Department is satisfied with site plan requirements and a Certificate of Occupancy has been issued for said construction.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the Performance Bond in the sum of Four Hundred Fifty Seven Thousand Five Hundred Fifty Nine Dollars (\$457,859.00) and;

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Sunken Ponds Estates, Inc., 4792 Hempstead Turnpike, Farmingdale, New York 11735, the Building Department; the Town Clerk and the Town Attorney's Office.

THE VOTE

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

The Resolution Was Was Not
Therefore Duly Adopted

February 6, 2007

TOWN OF RIVERHEAD

Resolution # 109

Adopted

**AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST
A HELP WANTED ADVERTISEMENT FOR TRAFFIC CONTROL OFFICER**

COUNCILMAN BARTUNEK

_____ offered the following

resolution, which was seconded by _____ COUNCILMAN DENSIESKI

BE IT RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Advertisement in the February 15, 2007 issue of The News Review.

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

The Vote

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

THE RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED

HELP WANTED

Please take notice that the Town of Riverhead is seeking qualified individuals with a clean, valid license to serve in the position of seasonal Traffic Control Officer from June – Sept. High school graduation required; some college preferred. Applications are to be submitted to the Accounting Department, 200 Howell Avenue, Riverhead, NY. No applications will be accepted after 4:00pm on February 23, 2007. EOE.

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

February 6, 2007

Adopted

TOWN OF RIVERHEAD

ACCEPTS RETIREMENT OF HIGHWAY MAINTENANCE CREW LEADER
RESOLUTION # 110

COUNCILMAN DENSIESKI

_____ offered the following resolution,

which was seconded by COUNCILWOMAN BLASS.

WHEREAS, the Town has received notification concerning William Czech, a Highway Maintenance Crew Leader working in the Highway Department, advising of his intent to retire effective January 19, 2007.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby accepts the retirement of William Czech effective January 19, 2007.

BE IT FURTHER RESOLVED, that the Town Clerk be, and is hereby, directed to forward a certified copy of this Resolution to William Czech, the Highway Department and the Office of Accounting.

The Vote

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

THE RESOLUTION WAS ___ WAS NOT THEREFORE DULY ADOPTED

February 6, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 111

APPROVES REQUEST FOR LEAVE OF ABSENCE

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

WHEREAS, Billie Jo Jaeger, an Account Clerk Typist in the Building Department, has requested a six (6) month non-paid leave of absence.

NOW, THEREFORE, BE IT RESOLVED, that Ms. Jaeger's request for an unpaid leave of absence has been approved for a three (3) month period beginning on February 17, 2007 and continuing through May 18, 2007 subject to the following terms and conditions:

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

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

The Vote

~~Dunleavy~~ ^{ABSENT} Yes No Bartunek Yes No
Blass Yes No Densieski Yes No
Cardinale Yes No

THE RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED

February 6, 2007

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 112

APPOINTS CHAIRPERSON TO THE ZONING BOARD OF APPEALS

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

RESOLVED, effective February 6, 2007, Fred McLaughlin be and is hereby
appointed Chairperson of the Zoning Board of Appeals effective February 6, 2007; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to
forward a certified copy of this resolution to Fred McLaughlin, the Zoning Board of
Appeals and the Office of Accounting.

THE VOTE

~~ABSENT~~
~~Dunleavy~~ Yes No

Blass Yes No

Bartunek Yes No

Densieski Yes No

Cardinale Yes No

Z:/Trina

February 6, 2007

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 113

APPOINTS VICE CHAIRPERSON TO THE ZONING BOARD OF APPEALS

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

RESOLVED, effective February 6, 2007, Brenda Prusinowski be and is hereby
appointed Vice Chairperson of the Zoning Board of Appeals effective February 6, 2007;
and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to
forward a certified copy of this resolution to Brenda Prusinowski, the Zoning Board of
Appeals and the Office of Accounting.

THE VOTE

~~ABSENT~~
~~Dunleavy Yes No~~

Blass Yes No

Cardinale Yes No

Bartunek Yes No

Densieski Yes No

Z:/Trina

February 6, 2007

TOWN OF RIVERHEAD

Adopted

Resolution No. 114

SUPPORTS RECOMMENDATION OF AGRICULTURAL ADVISORY COMMITTEE TO SEEK STATE AND FEDERAL FUNDING FOR AGRICULTURAL FENCING

Councilman Bartunek offered the following resolution which was seconded by Councilman Densieski.

WHEREAS, the Town Board supports the agricultural community and understands the need for agricultural fencing to protect crops in designated Agricultural Districts; and

WHEREAS, the utilization of agricultural fencing is a proven, successful management practice in the prevention and control of damage to field crops by deer and other animals; and

WHEREAS, the Town Board recognizes the potential need to apply for relief to overcome the financial burden on farmers to install said fencing; and

WHEREAS, the Town of Riverhead Agricultural Advisory Board unanimously recommends seeking state and federal funding for agricultural fencing for farmers in designated Agricultural Districts.

NOW THEREFORE BE IT RESOLVED, the Town Board supports the recommendation of the Agricultural Advisory Board to seek State and Federal funding for agricultural fencing.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the members of the Agricultural Advisory Committee, the Office of the Town Attorney, and the Office of Accounting.

THE VOTE

~~ABSENT~~
~~DUNLEAVY~~ YES NO BARTUNEK YES NO
 BLASS YES NO DENSIESKI YES NO
 CARDINALE YES NO

THIS RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED

2/6/07

TOWN OF RIVERHEAD

Adopted

Resolution # 115

**RE-APPOINTS MEMBERS TO SUFFOLK COUNTY/TOWN OF RIVERHEAD
EMPIRE ZONE ADMINISTRATIVE BOARD**

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

WHEREAS, the Town of Riverhead, by Resolution Number 805-1997, authorized submission of an application to the State of New York Empire State Development Corporation for designation of the Calverton Enterprise Park as an Economic Development Zone; and

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

WHEREAS, the implementation of the Empire Zone requires certain actions by the municipality including the establishment of a Zone Administrative Board to be responsible for the operation of the zone and its programs; and

WHEREAS, the Zone Administrative Board must include a representative of a local business, organized labor, community group organization, financial institution, education institution, local utility provider and zone area residents, as well as the Town Supervisor, Community Development Agency Director, the Suffolk County Executive; and

WHEREAS, members of the Zone Administrative Board must be appointed as their terms expire or to fill a vacancy, and as of January 2007 the terms representing a financial institution, an educational institution, Riverhead zone resident and local utility did expire; and

WHEREAS, it is the desire of the Town Board of the Town of Riverhead to re-appoint Thomas Kohlmann representing a financial institution, George Tvelia representing an educational institution, Ann Miloski representing Riverhead zone area residents, and Vincent Frigeria representing a utility provider.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Riverhead hereby re-appoints Thomas Kohlmann, George Tvelia, Ann Miloski and Vincent Frigeria as members of the Suffolk County/Town of Riverhead Empire Zone

Administrative Board for a term of three years until January 2010 or until reappointment or replaced by the Riverhead Town Board; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Jim Morgo, Tom Kohlmann, Vincent Frigeria, George Tvelia, Ann Miloski, Randy Coburn (Empire Zones Program Director), Riverhead Community Development Agency; Town Attorney; and the Empire Zone Coordinator.

THE VOTE

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

Blass Yes No Densieski Yes No

Cardinale Yes No

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED.

February 6, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 116

**APPOINTS AUTOMOTIVE EQUIPMENT OPERATOR IN THE
HIGHWAY DEPARTMENT**

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

WHEREAS, a vacancy exists in the Highway Department, and

WHEREAS, this position was duly posted, posting #30, advertised and interviews were conducted, and

WHEREAS, the recommendation of the Deputy Superintendent of Highway and the Personnel Committee has been received.

NOW, THEREFORE, BE IT RESOLVED, that effective February 19, 2007 David Arteaga is hereby appointed to the position of Automotive Equipment Operator as found on Group 6, Step 3A of the Operational and Technical Salary Administration Schedule.

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

The Vote

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

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

February 6, 2007

TOWN OF RIVERHEAD

Adopted

Resolution # 117

APPOINTS BUILDING INSPECTOR TO THE BUILDING DEPARTMENT

COUNCILMAN BARTUNEK _____ offered the following resolution, which was seconded by _____ COUNCILMAN DENSIESKI _____

WHEREAS, a position for a part-time Building Inspector exists in the Building Department; and

WHEREAS, this position was duly posted, posting #2; and

WHEREAS, a recommendation has been made by Leroy E. Barnes, Jr., Department Head, to appoint John Wherry to this part-time position.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby appoints John Wherry to the part-time position of Building Inspector at an hourly rate of \$27.3658 effective February 8, 2006; and

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

The Vote

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

THE RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED

February 6, 2007

Adopted

TOWN OF RIVERHEAD

REAPPOINTS TOWN HISTORIAN

RESOLUTION # 118

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

BE IT RESOLVED, that Georgette Case be, and is hereby, re-appointed to the position of Town Historian for the year 2007 at an annual salary of \$4,500.00 to be paid biweekly; and

BE IT FURTHER RESOLVED, that the Town Clerk be, and is hereby, directed to forward a certified copy of this Resolution to Georgette Case and the Office of Accounting.

The Vote

~~Dunleavy~~ ^{ABSENT} Yes No Bartunek Yes No
Blass Yes No Densieski Yes No
Cardinale Yes No

THE RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED

February 6, 2007

TOWN OF RIVERHEAD

Resolution # 119

Adopted

**APPOINTS AUTOMOTIVE EQUIPMENT OPERATOR IN THE
HIGHWAY DEPARTMENT**

COUNCILMAN DENSIESKI _____ offered the following

resolution, which was seconded by _____ COUNCILWOMAN BLASS

WHEREAS, a vacancy exists in the Highway Department, and

WHEREAS, this position was duly posted, posting #30, advertised and interviews were conducted, and

WHEREAS, the recommendation of the Deputy Superintendent of Highway and the Personnel Committee has been received.

NOW, THEREFORE, BE IT RESOLVED, that effective February 12, 2007 Michael Argenti is hereby appointed to the position of Automotive Equipment Operator as found on Group 6, Step P of the Operational and Technical Salary Administration Schedule.

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

The Vote

~~Dunleavy~~ ^{ABSENT} Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

February 6, 2007

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 120

AMENDS RESOLUTION #9

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

WHEREAS, Resolution #9 was adopted January 3, 2007 setting the salaries of Police Officers for 2007.

WHEREAS, The Police Chief's salary was adopted at \$146,253.24 and the Police Captain's salary was adopted at \$133,618.70.

WHEREAS, the salary of the Police Chief should have been adopted at \$151,582.86 and the salary of the Police Captain should have been adopted at \$138,696.21

THEREFORE, BE IT RESOLVED, that resolution #9 be amended to reflect the Chief's salary at \$151,582.86 and the Captain's salary at \$138,696.21

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

The Vote

~~ABSENT~~
~~Dunleavy~~ Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

2/6/07

TOWN OF RIVERHEAD

Adopted

Resolution # 121

**APPOINTS A CALL-IN ASSISTANT RECREATION LEADER FOR THE
TEEN CENTER
TO THE RIVERHEAD RECREATION DEPARTMENT**

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

RESOLVED, that Ethel Stokley is hereby appointed to serve as a-call-in Assistant Recreation Leader Level 2 for the Teen Center effective February 7th,2007 to serve as needed on an at-will basis and to be paid at the rate of \$11.55 per hour, and to serve at the pleasure of the Town Board; and

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

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

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

ABSENT THE VOTE
Dunleavy ~~yes~~ no Bartunek yes no
Blass yes no Densieski yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Jim/ Res C/I Asst. Rec Leader Ethel Stokley

2/6/07

TOWN OF RIVERHEAD

Adopted

Resolution # 122

**APPOINTS A PART TIME RECREATION AIDE (TEEN CENTER)
TO THE RIVERHEAD RECREATION DEPARTMENT**

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

RESOLVED, that Nicole Romano is hereby appointed to serve as a Part/ Time Recreation Aide for the Teen Center, effective, February 8, 2007 to serve as needed on an at will basis and to be paid at the Level I rate of \$9.08 per hour, and to serve at the pleasure of the Town Board; and

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

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

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

1

ABSENT THE VOTE

~~Dunleavy~~ yes no Bartunek yes no

Blass yes no Densieski yes no

 Cardinale yes no

THE RESOLUTION WAS WAS NOT

THEREFORE DULY ADOPTED

¹ Rec. Doris /Res. TC rec aid, Nicole Romano

2/6/07

Adopted

TOWN OF RIVERHEAD

Resolution # 123

**SETTING SALARIES FOR CALL-IN ASSISTANT RECREATION LEADERS
FOR THE TEEN CENTER FOR 2007
FOR THE RIVERHAD RECREATION DEPARTMENT**

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

RESOLVED, that Town Board sets salaries for call-in assistant recreation leaders for the Teen Center for 2007 for the Recreation Department effective, February 7th, 2007.

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

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

**Riverhead Recreation Department
200 Howell Ave.
Riverhead, NY 11901
(631) 727-5744**

**PROPOSED -CALL -IN SALARIES FOR 2007 FOR ASSISTANT RECREATION
LEADERS TEEN CENTER.**

Level I	\$10.50
Level II	\$11.55
Level III	\$11.90
Level IV	\$12.25
Level V	\$12.65
Level VI	\$13.00
Level VII	\$13.40

***NOTE: The above salaries are listed on a per hour basis. New hires can begin at a maximum level 3 (based upon experience.)**

February 6, 2007

Adopted

TOWN OF RIVERHEAD

ACCEPTS RETIREMENT OF ASSESSOR

RESOLUTION # 124

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

WHEREAS, the Town has received a notice from Madelyn Sendlewski, an Assessor and Elected Official serving in the Assessor's Office, advising of her intent to retire effective January 31, 2007.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby accepts the retirement of Madelyn Sendlewski effective January 31, 2007.

BE IT FURTHER, RESOLVED, that the Town Clerk be, and is hereby, directed to forward a certified copy of this Resolution to Madelyn Sendlewski, the Assessor's Office and the Office of Accounting.

The Vote

~~Dunleavy~~ ^{ABSENT} Yes No Bartunek Yes No
Blass Yes No Densieski Yes No
Cardinale Yes No

THE RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED

2/6/07

RESOLUTION #125

Adopted

TOWN OF RIVERHEAD

ORDER CALLING PUBLIC HEARING
RIVERHEAD SEWER DISTRICT
EXTENSION TO THE RIVERHEAD SEWER DISTRICT
TO BE KNOWN AS BLACKMAN PLUMBING SUPPLY CO., INC.

Adopted _____

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

WHEREAS, by letter and report dated January 4, 2007, H2M, consulting engineers to the Riverhead Sewer District, did prepare a report detailing the necessary measures and costs associated with extending the district for the construction of sewer mains and appurtenances and improvement of the West Main Street pump station, to be known as the Blackman Plumbing Supply Co., Inc. extension, and

WHEREAS, the costs associated with extending the Riverhead Sewer District boundary and modifying the District's facilities to allow for the connection to the District shall be the sole responsibility of the applicant, and

WHEREAS, the applicant's cost to extend the district is estimated to be approximately \$200,000, with a no-net nitrogen fee at \$6.50 per gallon calculated on the estimated flow of 2,500 gallons per day to be paid by the applicant in the amount of \$16,250, and

WHEREAS, it is necessary for the Town Board to hold a public hearing to hear all persons wishing to be heard with regard to the proposed extension of the Riverhead Sewer District as described above,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board will hold a public hearing on the 6th day of March, 2007, at 7:25 p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the proposed extension of the Riverhead Sewer District to be known as the Blackman Plumbing Supply Co., Inc. extension, and

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 February 15, 2007, edition of The News Review, and

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

BY ORDER OF THE RIVERHEAD
TOWN BOARD
BARBARA GRATTAN
TOWN CLERK

Dated: February 6, 2007
Riverhead, NY 11901

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

~~ABSENT~~ THE VOTE
Dunleavy ~~yes~~ no Bartunek ✓ yes no
Blass ✓ yes no Densieski ✓ yes no
Cardinale ✓ yes no
THE RESOLUTION ✓ WAS WAS NOT
THEREFORE DULY ADOPTED

The Blackman property is located on the north side of West Main Street approximately 650 feet west of the intersection with Raynor Avenue. As noted above it presently consists of five (5) tax map parcels. The total size of the property is 3.87 acres. As per the proposed plan (**Exhibit I**) these parcels will be merged and all but one (1) of the existing structures will be demolished to make room for a new warehouse/office/showroom facility.

The merger of these five parcels will result in the situation where the existing Sewer District Boundary bisects the new lot thru existing lot no. 4. To eliminate this condition, the Sewer District Boundary will be extended approximately 315 feet westerly, along the northern right-of-way of N.Y.S. Route 25, to the southwest corner of lot no. 1; thence, approximately 431 feet northerly along the west property line of lot no. 1, to the north west corner of lot no. 1; and thence, approximately 290 feet easterly along the north property line of lots no. 1 and 4, to the intersection with the existing Sewer District Boundary.

The size of the new facility will be 52,200 S.F. with 2,400 S.F. allocated for office space, 3,000 S.F. for a showroom and 46,793 S.F. allocated for general industrial use (warehouse). An existing 9,483 S.F. warehouse will remain, but will not be connected to the sewers.

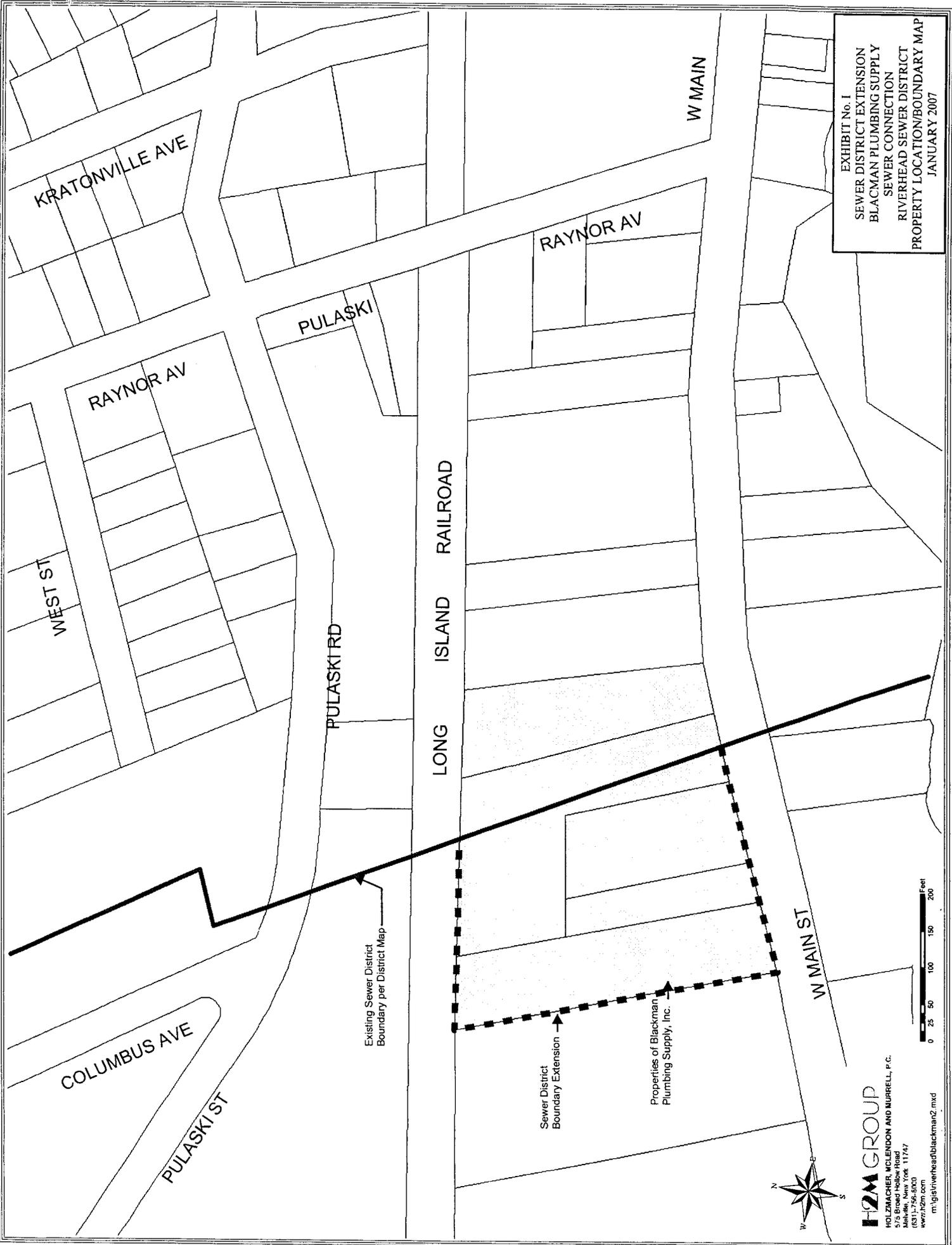


EXHIBIT No. 1
 SEWER DISTRICT EXTENSION
 BLACKMAN PLUMBING SUPPLY
 SEWER CONNECTION
 RIVERHEAD SEWER DISTRICT
 PROPERTY LOCATION/BOUNDARY MAP
 JANUARY 2007

Existing Sewer District
 Boundary per District Map

Sewer District
 Boundary Extension

Properties of Blackman
 Plumbing Supply, Inc.

COLUMBUS AVE

PULASKI ST

KRATONVILLE AVE

RAYNOR AV

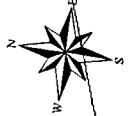
PULASKI

LONG ISLAND RAILROAD

RAYNOR AV

W MAIN

W MAIN ST



H2M GROUP
 H2L ZIMMACHER MCLENDON AND MURRELL, P.C.
 675 Broadway
 11th Floor
 New York, NY 10038
 (212) 756-6000
 www.h2m.com
 m:\gis\riverhead\blackman2.mxd

Adopted

2/6/07

TOWN OF RIVERHEAD

Resolution # 126

**RESOLUTION ADOPTING FINDINGS AND DETERMINATION PURSUANT TO
ARTICLE 2 OF THE EMINENT DOMAIN PROCEDURE LAW REGARDING
ACQUISITION OF 48-52 PECONIC AVENUE, RIVERHEAD, REPUTED OWNER,
ANTONIO MILITELLO, SUFFOLK COUNTY TAX MAP 0600-128-6-85.3,
RIVERHEAD, NEW YORK**

COUNCILWOMAN BLASS

offered the following resolution, was seconded
by COUNCILMAN DENESIESKI:

WHEREAS the Town Board of the Town of Riverhead held a public hearing pursuant to Article 2 of the Eminent Domain Procedure Law, regarding the acquisition of a parcel located at 48-52 Peconic Avenue, Riverhead, reputed owner, Antonio Militello, Suffolk County Tax Map 0600-128-6-85.3, RIVERHEAD, NEW YORK, on January 17, 2007 to inform the public and to review the public use to be served by the acquisition and to review the impact of the acquisition on the community.

BE IT RESOLVED, that the Town Board of the Town of Riverhead makes the following Findings and Determination:

FINDINGS AND DETERMINATION

1. The acquisition will benefit the public.
2. The property to be acquired is located at 48-52 Peconic Avenue, Riverhead.
3. The purpose of this acquisition is to improve the entryway from Peconic Avenue to the Town held parking, bike path and Riverwalk Park with additional open space. This acquisition will improve the Town-owned frontage along Peconic Avenue and increase the open space vista.
4. This acquisition has been determined by the Town Board of the Town of Riverhead, as lead agency, to be an unlisted action without a significant impact on the environment; and be it further

RESOLVED, that the Town Clerk is hereby directed to have the attached Public Notice containing a synopsis of these Findings and Determination published in two (2) successive issues of the *News Review*, the official newspaper of the Town of Riverhead with general circulation within the Town, commencing on Thursday, February 15, 1998; and its is further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution and the attached notice to Smith, Finkelstein, Lundberg, Isler & Yakaboski,

LLP., P.O. Box 389, 456 Griffing Avenue, Riverhead, New York, 11901; the Town Attorney; Antonio Militello, 120 Blydenburgh Avenue, Smithtown, New York 11787; and Andrea Lohneiss, Director of the Community Development Agency.

This Resolution was prepared by Frank A. Isler, Esq. Special Counsel.

~~ABSENT~~ THE VOTE
Dunleavy ~~yes~~ no Bartunek yes no
Blass yes no Densieski yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

PUBLIC NOTICE

Pursuant to Article 2 of the Eminent Domain Procedure Law, a public hearing regarding the acquisition of a parcel located at 48-52 Peconic Avenue, Riverhead, reputed owner, Antonio Militello, Suffolk County Tax Map 0600-128-6-85.3, was held by the Town Board of the Town of Riverhead on January 17, 2007 to inform the public and to review the public use to be served by the acquisition and to review the impact of the acquisition on the community.

On the 6th day of February, 2007, the condemnor made its findings and determinations based on the hearing. A copy of the findings and determination will be forwarded to any interested person without cost upon written request to the Clerk of the Town of Riverhead, 200 Howell Avenue, Riverhead, New York, 11901.

A synopsis of the findings and determinations is as follows:

The Town Board of the Town of Riverhead has found and determined that the acquisition of the parcel listed below will benefit the public and will be for the public purpose of improving the entryway from Peconic Avenue to the Town held parking, bike path and Riverwalk Park with additional open space. This acquisition will improve the Town-owned frontage along Peconic Avenue and increase the open space vista.

The property to be acquired is commonly known as 48-52 Peconic Avenue, Riverhead, (Suffolk County Tax Map 0600-128-6-85.3).

This acquisition has been determined by the Town Board of the Town of Riverhead, as lead agency, to be an unlisted action without a significant impact on the environment.

February 6, 2007

By Order of the Town Board of
the Riverhead

Barbara Gratton
Town Clerk

WHEREAS, the Riverhead Town Board did hold a public hearing on the matter on March 7, 2006 pursuant to Article XXVI of the Riverhead Zoning Ordinance, and

WHEREAS, by determination dated February 9, 2006 (Appeal Number 05-67), the Riverhead Zoning Board of Appeals did grant certain relief from the strict adherence to the schedule of dimensional regulations of the Town of Riverhead Zoning Ordinance

WHEREAS, the Riverhead Town Board has carefully considered the merits of the special use permit petition of 1998 Peconic, LLC, the SEQRA record created to date, the report of the Riverhead Planning Department, the report of the Riverhead Planning Board, the report of the Suffolk County Planning Commission, the determination of the Riverhead Zoning Board of Appeals, the commentary made at the relevant public hearing, as well as all other pertinent planning zoning and environmental information, now

BE IT FURTHER

RESOLVED, that the Riverhead Town Board as lead agency hereby determines that the proposed action will not have significant adverse impacts upon either the natural or social environment and that a draft environmental impact statement need not be prepared, and

BE IT FURTHER

RESOLVED, that in the matter of the Special Use Permit Petition of 1998 Peconic, LLC, the Riverhead Town Board hereby makes the following findings:

1. That the premises is located within the Industrial A Zoning Use District;
2. That gasoline service stations are a specially permitted use within the Industrial A Zoning Use District upon parcels with frontage upon an arterial highway;
3. That New York State Route 25 is considered an arterial highway;

4. That the subject parcel is lot number 1 of a filed map approved by the Riverhead Planning Board on December 19, 2003;
5. That the Riverhead Planning Board subdivision approval did not restrict access to any part of the subject property;
6. That the New York State Department of Transportation road opening permit provided for one point of egress from New York State Route 25 and the striping for a left hand turn lane from the eastern property line, the intersection of Edwards Avenue and New York State Route 25;
7. That the subject property is contiguous to the Riverhead Charter School;
8. That the applicant has submitted a motor vehicle movement analysis (Schneider Engineering, February 2006) which has been reviewed and critiqued by Dunn Engineering as agent for the Town of Riverhead, pursuant to the Town Board resolution dated July 5, 2006;
9. That the proposed free standing car wash has been withdrawn by the applicant pending the granting of the instant special use permit; and

BE IT FURTHER,

RESOLVED, that based upon its findings, the Riverhead Town Board makes the following determinations:

First, that the site is particularly suitable for the location of such land use within the Town of Riverhead;

Second, that the lot area is sufficient, appropriate and adequate for the reasonably anticipated operation of such land use;

Third, that the characteristics of the proposed use are not such that its proposed location would be unsuitably near a church, school, theatre, recreational area or other place of public assembly;

Fourth, that proposed motor vehicle access facilities are adequate for the estimated motor vehicle traffic from public highways;

Fifth, that the design of proposed curb cuts has been approved by the highway agency having jurisdiction;

Sixth, that adequate off street parking stalls and interval motor vehicle circulation has been provided;

Seventh, that adequate buffer yards, landscaping, walls and screening have been provided to protect adjacent properties and land uses;

Eighth, that adequate provisions have been made for the collection and disposal of storm water runoff, sanitary waste, and solid waste;

Ninth, that the relevant municipal services exist to provide for the needs of the proposed use;

Tenth, that the intensity of the proposed specially permitted use is justified with respect to similar permitted uses within the Industrial A Zoning Use District, and

BE IT FURTHER

RESOLVED, that based upon its findings, the Riverhead Town Board hereby grants the special use permit petition of 1998 Peconic, LLC to allow the construction of a 3,600 square foot gasoline service station with related accessory uses subject to the following conditions:

i) That no site plan approval shall issue prior to the approval of curb cut and New York State Highway (Route 25) improvement design by the New York State Department of Transportation;

ii) That the proposed accessory convenience store shall operate only between the house of five (5) o'clock a.m. and ten (10) o'clock p.m.;

iii) That the proposed accessory carwash shall be removed from the contemplated site plan application;

iv) That the contemplated site plan shall depict access to the private roadway approved by the Riverhead Planning Board and depicted on the Map of _____, and

BE IT FURTHER

RESOLVED, that the specially permitted use be constructed within two (2) years of the date of this resolution, and

BE IT FURTHER

RESOLVED, that a certified copy of this resolution be forwarded to John Ciarelli, Esq. as attorney for the applicant., Town Attorney, Planning Department.

THE VOTE

~~Dunleavy~~ ^{ABSENT} Yes No Bartunek Yes No
Blass Yes No Densieski Yes No
Cardinale Yes No

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

2/6/07

Adopted

TOWN OF RIVERHEAD

Resolution #128

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW PROVIDING FOR RULES AND REGULATIONS FOR USE OF THE RUNWAY AT CALVERTON EXECUTIVE AIRPARK

Councilwoman Blass offered the following resolution, was seconded by

Councilman Bartunek:

RESOLVED, the Town Clerk is hereby authorized to publish the attached public notice to consider a local law providing for rules and regulations for use of the runway at Calverton Executive Airpark, once in the February 15, 2007 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed 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 the Office of the Supervisor; the Office of the Community Development Agency; Police Chief David Hegermiller and the Office of the Town Attorney.

ABSENT		THE VOTE	
Dunleavy	yes ___ no ___	Bartunek	✓ yes ___ no ___
Blass	✓ yes ___ no ___	Densieski	✓ yes ___ no ___
		Cardinale	✓ yes ___ no ___
THE RESOLUTION <input checked="" type="checkbox"/> WAS ___ WAS NOT			
THEREFORE DULY ADOPTED			

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public meeting will be held before the Town Board of the Town of Riverhead at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 6th day of March, 2007 at 7:10 p.m. o'clock to consider a local law providing for rules and regulations for use of the runway at Calverton Executive Airpark as follows:

***Rules and Regulations
Calverton Executive Airpark
FAA Airport Identifier - K3C8***

THESE RULES AND INSTRUCTIONS ARE NOT INTENDED TO PRE-EMPT THE RESPONSIBILITIES OF THE PILOT-IN-COMMAND FOR SAFE AIRCRAFT OPERATION NOR ARE THEY INTENDED TO CONFLICT WITH INSTRUCTIONS FROM AIR TRAFFIC CONTROL OR THOSE WHICH ARE THE EXCLUSIVE AUTHORITY OF THE FAA.

Pilots permitted to use the runway at Calverton will make every attempt to stay as far from the depicted noise sensitive areas as possible and abide by these simple rules. Your cooperation will ultimately create a more aviation friendly community and is greatly appreciated by your neighbors on the ground.

HOURS OF OPERATION – 7:00am to dusk (runway lights are not operational).

RUNWAY DESIGNATION – Runway 14/32 is the operational runway at Calverton and is the only runway/landing zone approved for fixed wing operations at EPCAL. Helicopters may also use taxiways as required, see attached diagram.

RUNWAY 14 – is a LEFT traffic pattern heading SOUTH
RUNWAY 32 – is a LEFT traffic pattern heading NORTH

TRAFFIC PATTERN ALTITUDE – 1000 ft. AGL for small piston aircraft and 1500 ft. AGL for larger piston/turbo prop and jet aircraft; 600 ft. for helicopters.

GROUND MAINTENANCE ENGINE RUNS – Permitted between 8:00am and 7:00pm weekdays, 9:00am and 3:00pm weekends, and prohibited on Sundays

GROSS WEIGHT LIMITS – 100,000 lbs. maximum; (any deviation requires prior approval, additional fee may be required).

USE OF REVERSE THRUST SHOULD BE KEPT TO A MINIMUM

PROHIBITED ACTIVITIES on the runway, taxiways, aircraft parking ramps, pads, fields, parking lots, or landing areas of any kind within EPCAL are as follows:

PRACTICE EMERGENCY PROCEDURES
TOUCH & GO'S,
MULTIPLE PRACTICE APPROACHES WITH A "GO-AROUND"
PROCEDURE/NON-TOUCHDOWN
STOP AND GO'S OR ANY VARIATION THEREOF
RUNWAY INTERSECTION DEPARTURES
BACK TAXIING ON THE RUNWAY

ARRIVAL PROCEDURES

All aircraft arriving to runway 32 and 14 will use standard FAA recommended procedures for non-towered airports as outlined in current FAA regulations including but not limited to the FAR's (Federal Aviation Regulations) and the AIM (Airmen's Information Manual).

1. Avoid noise sensitive areas, (see attached diagram).
2. Fly as tight a pattern as practical to keep noise as close to the airpark as possible. Descend to the runway at low power settings and with as few power changes as possible.
3. If possible, do not adjust propeller control for flat pitch on the downwind leg but instead wait until short final. This practice not only provides a quieter approach but also reduces stress on the engine and the propeller governor.
4. Avoid low-level high-power approaches which not only create high noise impacts but also limit options in the event of an engine failure.

JET AIRCRAFT

DEPARTURE PROCEDURES

Operators are to avoid noise sensitive areas and to use best rate of climb practices to 2500 ft AGL before turning on course, (see attached diagram). Use aircraft specific or current NBAA departure procedures which suggest:

1. Climb at maximum practicable rate at V_{2+20} KIAS to 500 ft MSL with takeoff flap setting. (Use best angle of climb (V_x) for smaller aircraft).
2. At 500 ft MSL, reduce to a quiet climb power setting while maintaining 1000 FPM maximum climb rate and V_{2+20} KIAS until reaching 1000 ft MSL.
3. At 1000 ft MSL, accelerate to final segment speed (V_{fs}) and retract flaps. Maintain quiet climb power 1000 FPM climb rate and airspeed not to exceed 190 KIAS until reaching 3000 ft MSL.
4. At 3000 ft MSL and above, resume normal climb schedule with gradual application of climb power.
5. Observe all airspeed limitations and ATC instructions.

RW 14 –SE'erly Fly runway heading, climb straight out, do not turn on course until 1.5 miles past the end of the runway, south of the Long Island Expressway.

RW 32 – NW'erly Fly runway heading, north of the Airpark boundary (Route 25), remain east of the Calverton VOR on departure to avoid the Calverton National Cemetery and continue climb o 2500 ft MSL before turning on course.

SINGLE AND MULTI ENGINE FIXED WING AIRCRAFT – VFR

DEPARTURE PROCEDURES

1. Avoid noise sensitive areas,(see attached diagram).
2. On takeoff, use best angle of climb procedures.
3. If consistent with safety, make appropriate power reductions at 500 ft.

RW 14 – SE'erly Fly runway heading, climb straight out, do not turn on course until 1.5 miles past the end of the runway, (South of the Long Island Expressway).

RW 32 – NW'erly Fly runway heading North of the airpark boundary (Route 25), remain East of the Calverton VOR on departure to avoid the Calverton National Cemetery and continue climb to 1500 ft MSL before turning on course.

HELICOPTER DEPARTURE PROCEDURES – VFR

(see attached diagram)

Departing in a Southerly direction – Avoid flying over and near noise sensitive areas. Fly 180 Degrees if possible, climbing to 1000 ft as soon as practical–Turns on course east or west should be made south of the Long Island Expressway.

Departing in a Northerly direction – Avoid flying over and near noise sensitive areas. After attaining 1000 ft. turn on course.

Pilots approaching the Airpark from the South to Runway 32 are to remain 1.5 miles to the south of the approach end of the runway

prior to turning to final. Stay clear of noise sensitive areas, (see attached diagram).

Pilots approaching the Airpark from the North to Runway 14 are to remain 1.5 miles to the north of the approach end of the runway prior to turning to final. Stay clear of noise sensitive areas, (see attached diagram).

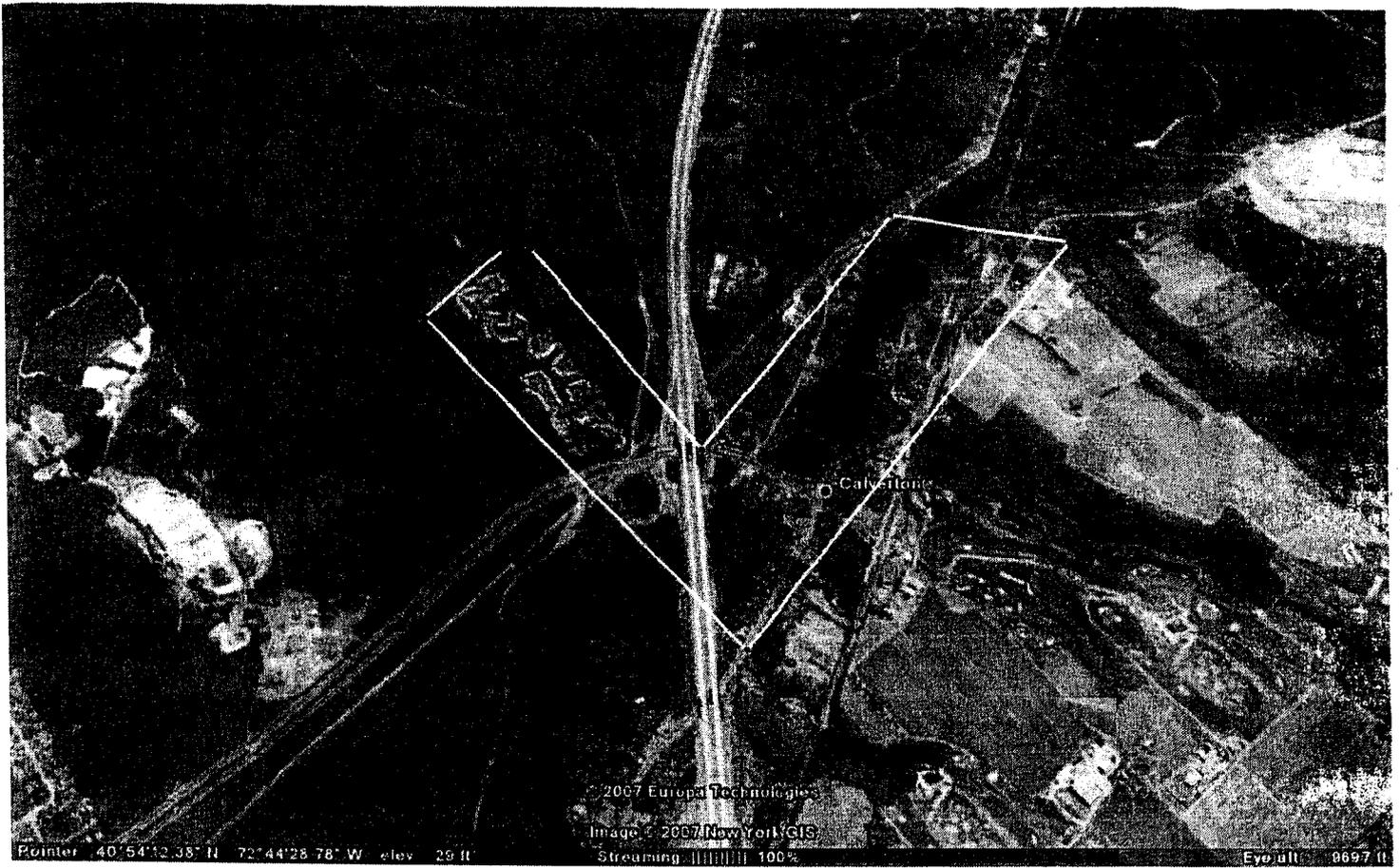
FAA - Federal Aviation Administration	AGL – Above Ground Level
FAR - Federal Aviation Regulations	ATC – Air Traffic Control
AIM - Airman’s Informational Manual	

DATED: RIVERHEAD, NEW YORK
SEPTEMBER 6, 2007

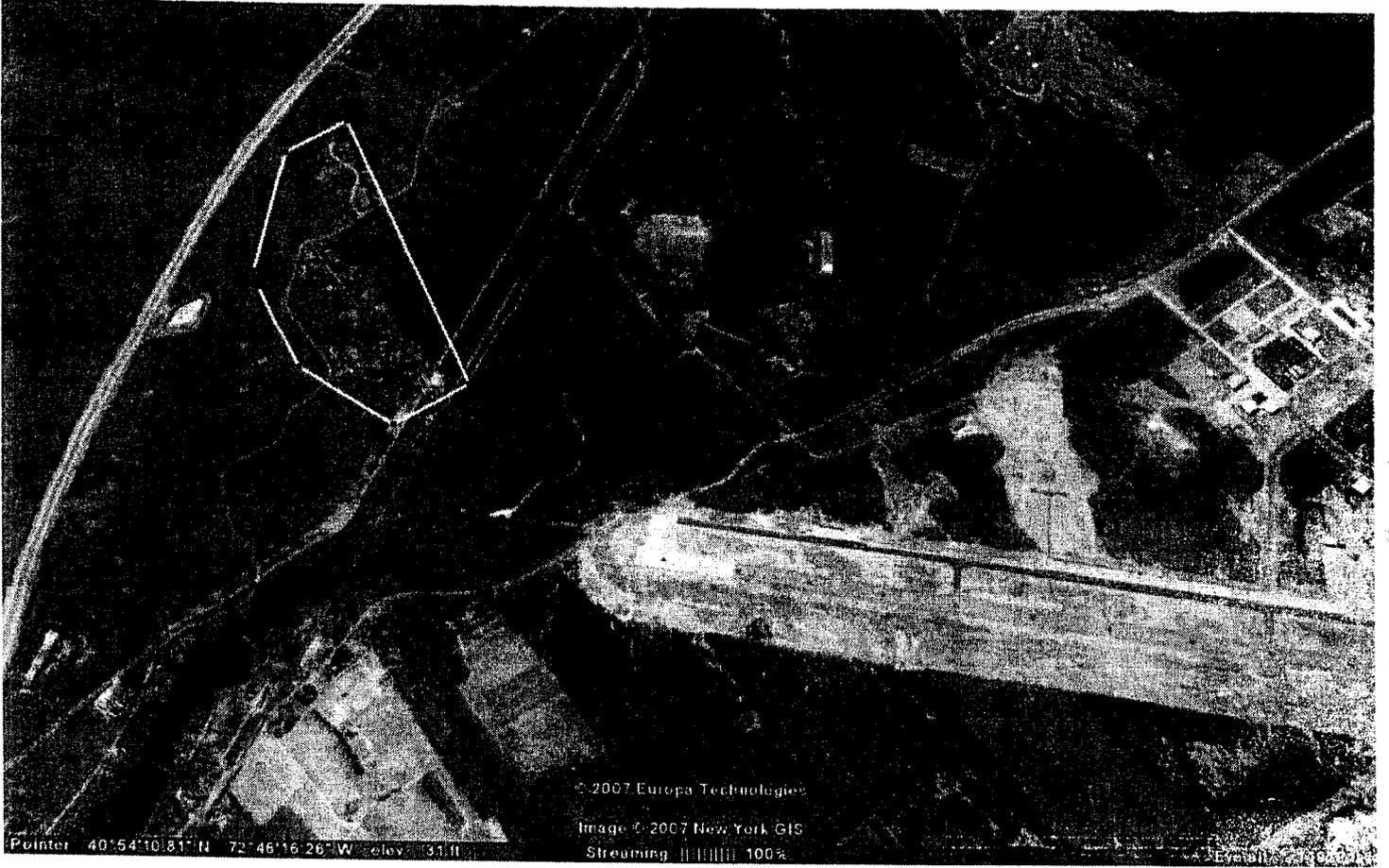
BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
BARBARA GRATTAN, TOWN CLERK



Noise Sensitive Area
CALVERTON NATIONAL CEMETARY



Noise Sensitive Areas
Peconic River Headwaters
CALVERTON HILLS



NOISE SENSITIVE AREA
MANORVILLE



Noise Sensitive Area
TIMBER PARK

02/06/07

Town of Riverhead

Adopted

Resolution # 129

Authorizes Submission of Application for Community –Based Habitat Restoration Project through Fish America Foundation and NOAA Restoration Center

COUNCILMAN BARTUNEK

_____ offered the following resolution, which was

COUNCILWOMAN BLASS

seconded by _____

WHEREAS, the Fish America Foundation has announced the availability of funds for the 2007 Habitat Restoration Program; and

WHEREAS, the program allows for grants up to \$50,000 for projects that restore marine, estuarine and riparian habitats, including freshwater habitats important to anadromous fish species; and

WHEREAS, the Town of Riverhead has secured funds for the design and construction of fish passage improvements at the South Dam in Grangebel Park and is intending to address those impediments to fish passage to the west along the Peconic River including the Upper Mills dam; and

WHEREAS, the Town has applied for \$25,000 for the design of fish passage at Upper Mills from the American Rivers program and requires \$40,000 for complete engineering and permitting of the passage alternative for this site.

THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to execute an application for funds as herein described and other documents necessary for the administration of said funding as approved; and

BE IT FURTHER RESOLVED, that the Town Clerk shall forward a copy of this resolution to Andrea Lohneiss, CD Director, and Ken Testa, Town Engineer.

C:\Documents and Settings\Lohneand.TOR.000\My Documents\Andrea\Andrea\Andrea.old\grants\FishAmericares.doc

ABSENT THE VOTE

Dunneavy ~~yes~~ no Bartunek yes no
 Blass yes no Densieski yes no
 Cardinale yes no

THE RESOLUTION WAS WAS NOT
 THEREFORE DULY ADOPTED

February 6, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 130

Classifies Action and Declares Lead Agency on Special Permit of Ira Chernoff, and Refers Petition to Planning Board

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

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Ira Chernoff pursuant to Article XXVIA and Section 108-282B.(1) of the Riverhead Town Code, for the construction of a professional office building on a 0.934ac. parcel zoned Rural Corridor (RLC); such property more particularly described as SCTM 0600-85-3-8, and

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

WHEREAS, the Riverhead Planning Department has reviewed these materials and has determined the petition to be an Unlisted action pursuant to 6NYCRR Part 617 for which coordinated SEQR review is optional and in this case unnecessary, and

WHEREAS, the Planning Department has prepared a staff report respecting the project's impact upon the natural and social environment as well as issues pertaining to the considerations and determinations of special permits and has recommended that a negative declaration of significance be rendered, and

WHEREAS, the Town Board desires the recommendations of the Riverhead Planning Board respecting planning and zoning issues prior to determining the action's environmental significance, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declares itself to be the lead agency for the special permit application of Ira Chernoff which it classifies as an Unlisted action for the purposes of SEQR compliance, and

BE IT FURTHER

RESOLVED, that the Town Clerk be directed to refer the petition to the Riverhead Planning Board for their review and recommendation and upon receipt of their report to schedule the necessary public hearing, and

BE IT FURTHER

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Planning Department and to the applicant or his agent.

THE VOTE

~~ABSENT~~
~~Dunleavy~~ Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

2/6/07

Adopted

TOWN OF RIVERHEAD

Resolution # 131

RELEASES SECURITY OF JOYCE WOOD IN CONNECTION WITH THE SUBDIVISION ENTITLED, "THE WOODS AT WADING RIVER" (ROAD AND DRAINAGE IMPROVEMENTS)

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

WHEREAS, pursuant to Planning Board resolution dated February 7, 1997, the Riverhead Planning Board did approve the final plat for the subdivision entitled, "The Woods at Wading River"; and

WHEREAS, by memorandum from Vincent A. Gaudiello, P.E. dated October 30, 2006, it has been determined that the improvements within said subdivision appear in satisfactory condition and it is further recommended that the security posted may now be released.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby releases the security posted (Suffolk County National Bank Official Check No. 500502 in the amount of \$12,833.33) representing the improvements to be completed in connection with the subdivision entitled, "The Woods at Wading River"; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Joyce Wood, P.O. Box 191, Wading River, New York, 11792; John Raynor, P.E., L.S., P.C., P.O. Box 720, Water Mill, New York, 11976, Attn: Vincent Gaudiello, P.E.; the Planning Department; the Highway Department; the Building Department and the Office of the Town Attorney.

~~ABSENT~~ THE VOTE

Burneavy	<input type="checkbox"/> yes	<input type="checkbox"/> no	Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

2/6/07

TOWN OF RIVERHEAD

Adopted

Resolution # 132

APPROVES CHAPTER 90 APPLICATION OF RAILROAD MUSEUM OF LONG ISLAND ("Riverhead Railroad Festival 2007")

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

WHEREAS, on January 29, 2007, the Railroad Museum of Long Island had submitted a Chapter 90 Application for the purpose of conducting an event entitled, "Riverhead Railroad Festival 2007", which will include a toy train set raffle, vendors and railroad related displays. This event is to be located at 416 Griffing Avenue, Riverhead, New York, on Saturday, August 25, 2007 and Sunday, August 26, 2007 between the hours of 10:00 a.m. and 5:00 p.m.; and

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

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

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

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

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

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

RESOLVED, that the Chapter 90 application of Railroad Museum of Long Island for the purpose of conducting an event entitled, "Riverhead Railroad Festival 2007" to be located at 416 Griffing Avenue, Riverhead, New York on the aforementioned dates and times is hereby approved; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the Chapter 90

Application fee for this event; and be it further

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

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

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

RESOLVED, that a fire safety inspection by the Town Fire Marshal is required prior to the opening of this event to the public. The Riverhead Fire Marshal shall be contacted *no later than August 15, 2007* at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment; and be it further

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

ABSENT THE VOTE
~~Dunleavy~~ yes no Bartunek yes no
Blass yes no Densieski yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

2/6/07

Adopted

TOWN OF RIVERHEAD

Resolution # 133

**APPROVES CHAPTER 90 APPLICATION OF WADING RIVER CIVIC
ASSOCIATION
(DUCK POND DAY)**

COUNCILMAN BARTUNEK offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, on January 24, 2007, the Wading River Civic Association had submitted a Chapter 90 Application for the purpose of conducting their annual Duck Pond Day to be held on North Country Road, Wading River, New York, on May 6, 2007, between the hours of 12:00 noon and 4:00 p.m.; and

WHEREAS, the Wading River Civic Association has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

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

WHEREAS, due to its not-for-profit status, the applicant has requested the Chapter 90 application fee be waived; 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 including the certificate of insurance regarding said application.

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

RESOLVED, that the application of the Wading River Civic Association for the purpose of conducting their annual Duck Pond Day to be held on North Country Road, Wading River, New York on May 6, 2007, between the hours of 12:00 noon and 4:00 p.m. is hereby approved; and be it further

2/6/07

Adopted

TOWN OF RIVERHEAD

Resolution # 134

ACCEPTS IRREVOCABLE LETTER OF CREDIT OF GENDOT HOMES, INC.
(SUBDIVISION ENTITLED, "GENDOT HOMES, INC.
- OSBORNE AVENUE" - Water Key Money)

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

WHEREAS, by Town Board Resolution #846 adopted on September 6, 2006, the Riverhead Town Board approved the Order establishing Riverhead Water District No. 88 to serve the lots within the subdivision entitled, "Gendot Homes, Inc. - Osborne Avenue"; and

WHEREAS, said resolution requires Gendot Homes, Inc. to submit security in the amount of \$25,000.00 representing water key money for the lots included in said subdivision; and

WHEREAS, Gendot Homes, Inc. has submitted Suffolk County National Bank Irrevocable Letter of Credit No. 070118C in the amount of Twenty Five Thousand (\$25,000.00) Dollars (water key money); and

WHEREAS, the Town Attorney's Office has reviewed said Irrevocable Letter of Credit and determines same is found to be acceptable.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts Suffolk County National Bank Irrevocable Letter of Credit No. 070118C in the amount of Twenty Five Thousand (\$25,000.00) Dollars (water key money); and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Charles R. Cuddy, Esq., P.O. Box 1547, Riverhead, New York, 11901; John Raynor, P.E., L.S., P.C., P.O. Box 720, Water Mill, New York, 11976, Attn: Vincent Gaudiello, P.E.; the Planning Department; the Building Department and the Town Attorney's Office.

ABSENT		THE VOTE	
Dunleavy	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Bartunek	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
Blass	<input type="checkbox"/> yes <input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no		

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

2/6/07

Adopted

TOWN OF RIVERHEAD

Resolution # 135

**ACCEPTS IRREVOCABLE LETTERS OF CREDIT OF GENDOT HOMES, INC.
(SUBDIVISION ENTITLED, "GENDOT HOMES SUBDIVISION – OSBORNE
AVENUE" – Park and Recreation Fees and Improvements)**

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded

COUNCILWOMAN BLASS

by _____:

WHEREAS, by Planning Board Resolution #95 adopted on December 21, 2006, the Riverhead Planning Board conditionally approved the final plat entitled, "Gendot Homes, Inc. – Osborne Avenue", having conditions of final approval being the submission of security in the amount of \$50,000.00 representing park and recreation fees, and \$215,000.00 representing improvements to be completed in connection with said subdivision; and

WHEREAS, Gendot Homes, Inc. has submitted Suffolk County National Bank Irrevocable Letter of Credit No. 070118A in the amount of Two Hundred Fifteen Thousand (\$215,000.00) Dollars (improvements) and Suffolk County National Bank Irrevocable Letter of Credit No. 070118B in the amount of Fifty Thousand (\$50,000.00) Dollars (park and recreation fees); and

WHEREAS, the Town Attorney's Office has reviewed said Irrevocable Letters of Credit and determines same are found to be acceptable.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts Suffolk County National Bank Irrevocable Letter of Credit No. 070118A in the amount of Two Hundred Fifteen Thousand (\$215,000.00) Dollars (improvements) and Suffolk County National Bank Irrevocable Letter of Credit No. 070118B in the amount of Fifty Thousand (\$50,000.00) Dollars (park and recreation fees); and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Charles R. Cuddy, Esq., P.O. Box 1547, Riverhead, New York, 11901; John Raynor, P.E., L.S., P.C., P.O. Box 720, Water Mill, New York, 11976, Attn: Vincent Gaudiello, P.E.; the Planning Department; the Building Department and the Town Attorney's Office.

ABSENT		THE VOTE	
Dunleavy	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Bartunek	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
		Cardinale	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

Adopted

RESOLUTION #136

2/6/07

**AWARDS BID
TRANSMISSION IMPROVEMENTS AT SOUND AVENUE
CONTRCT G
RIVERHEAD WATER DISTRICT**

Adopted _____

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

WHEREAS, this Town Board did authorize the advertisement for bids for general construction work for the project known as Transmission Improvements at Sound Avenue and various locations, and

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

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

WHEREAS, by letter dated January 18, 2007, H2M, consulting engineers to the Riverhead Water District, did recommend that the bid be awarded as follows:

**Bensin Contracting Inc.
Holtsville, New York
\$452,000.00**

NOW, THEREFORE, BE IT

RESOLVED, that the bid for general construction work for the project known as Transmission Improvements at Sound Avenue and various locations be and is hereby awarded to:

**Bensin Contracting, Inc.
Of Holtsville, New York
\$452,000.00**

And be it further

RESOLVED, that the town clerk forward certified copies of this resolution to the above named contractor, Frank A. Isler, Esq., H2M, Riverhead Water District and the Accounting Department, and be it further

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

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

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

~~ABSENT~~ THE VOTE
Dunleavy yes no Bartunek yes no
Blass yes no Densieski yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

Adopted

RESOLUTION #137

2/6/07

**AWARDS BID
TRANSMISSION IMPROVEMENTS AT SOUND AVENUE
CONTRACT E
RIVERHEAD WATER DISTRICT**

Adopted _____

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

WHEREAS, this Town Board did authorize the advertisement for bids for electrical work at the Administration Building and Plant Nos. 13A/13B, 14 and 10 associated with the project known as Transmission Improvements at Sound Avenue and various locations, and

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

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

WHEREAS, by letter dated January 18, 2007, H2M, consulting engineers to the Riverhead Water District, did recommend that the bid be awarded as follows:

**Hinck Electrical Contractors, Inc.
Bohemia, New York
\$139,900.00**

NOW, THEREFORE, BE IT

RESOLVED, that the bid for electrical work at the Administration Building and Plant Nos. 13A/13B, 14 and 10 associated with the project known as Transmission Improvements at Sound Avenue

and various locations be and is hereby awarded to:

Hinck Electrical Contractors, Inc.
Of Bohemia, New York
\$139,900.00

And be it further

RESOLVED, that the town clerk forward certified copies of this resolution to the above named contractor, Frank A. Isler, Esq., H2M, Riverhead Water District and the Accounting Department, and be it further

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

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

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

ABSENT THE VOTE
Bartunek yes no
Blass yes no
Cardinale yes no
Densieski yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

Adopted

RESOLUTION #138

2/6/07

**AWARDS BID
GATEWAY EAST SUBDIVISION
RIVERHEAD WATER DISTRICT**

Adopted _____

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

WHEREAS, this Town Board did authorize the advertisement for bids for the installation of water mains and appurtenances for the project known as Gateway East Subdivision, and

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

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

WHEREAS, by letter dated January 23, 2007, H2M, consulting engineers to the Riverhead Water District, did recommend that the bid be awarded as follows:

**Alessio Pipe & Construction
Huntington Station, New York
\$38,817.00**

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the installation of water mains and appurtenances for the project known as Gateway East Subdivision be and is hereby awarded to:

**Alessio Pipe & Construction Co.
Of Huntington Station, New York
\$38,817.00**

And be it further

RESOLVED, that the town clerk forward certified copies of this resolution to the above named contractor, Frank A. Isler, Esq., H2M, Riverhead Water District and the Accounting Department, and be it further

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

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

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

THE VOTE

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

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

2/6/07

TOWN OF RIVERHEAD

Adopted

Resolution # 139

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE (Maritime (M) Zoning Use District)

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

RESOLVED, the Town Clerk is hereby authorized to publish the attached public notice to consider a local law to amend both Chapter 108 entitled, "Zoning" of the Riverhead Town Code and the Zoning Use district Map of the Town of Riverhead once in the February 15, 2007 issue of the **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed amendment to be posted on the sign board of the Town; and be it further

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

ABSENT		THE VOTE	
Dunleavy	<input type="checkbox"/> yes <input type="checkbox"/> no	Bartunek	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
		Cardinale	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

**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 6th day of March, 2007 at 7:20 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code as follows:

Chapter 108
Zoning

Article XI
Maritime (M) Zoning Use District

§108-45. Purpose.

It is the purpose of this Article to provide for the appropriate maritime use of both the sea bottom and waters of Long Island Sound within the jurisdiction of the Town of Riverhead.

§108-46. Uses.

In the Maritime Zoning Use District, no use of either lands below sea level of the Long Island Sound or the logical projection of the Sound bottom through the water column to the surface of the Sound except for the following specially permitted use:

- A. Special Permit Use:
(1) Water dependent uses.

- B. Accessory Uses.
Accessory use shall include those uses customarily incidental to the aforementioned special permit use when located on the same lot and specifically permitted by special permit of the Town Board.

- C. Prohibited Uses.
All uses not specially permitted are prohibited.

§108-47. Lot, Yard and Height Requirements.

All lot dimensions and yards for improvements with the Maritime (M) Zoning Use District shall be set by the Town board through the relevant special permit approval.

* Underline represents addition(s)

Dated: Riverhead, New York
February 6, 2007

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

BARBARA GRATTAN, Town Clerk

Adopted

RESOLUTION #140

February 6, 2007

AUTHORIZES SCS ENGINEERS, P.C. TO PROCEED WITH LANDFILL CAPPING DESIGN AND COST ESTIMATE

COUNCILWOMAN BLASS offered the following resolution which

was seconded by COUNCILMAN BARTUNEK.

WHEREAS, the Town Board of the Town of Riverhead has evaluated closure options for the existing Town of Riverhead Landfill facility including continued reclamation, development and capping and closure; and

WHEREAS, the Town Board of the Town of Riverhead authorized the Town of Riverhead Engineering Department to request proposals for professional engineering design services for the design and a cost estimate for a NYS DEC 6NYCRR Part 360 Landfill Cap at the Youngs Avenue Landfill facility; and

WHEREAS, on September 22, 2006, the Town of Riverhead Engineering Department did receive Landfill Capping Design consultant proposals from three (3) qualified firms; and

WHEREAS, on September 27, 2006, a summary of the six proposal responses and associated fees along with the actual proposals submitted were forwarded to the Town Board for their review, discussion and recommendation; and

WHEREAS, the Town of Riverhead has been directed by the New York State Department of Environmental Conservation to engage a consulting engineer to initiate a landfill cap design and cost estimate while the Town of Riverhead continues to evaluate all options available for the permanent closure of the Youngs Avenue Landfill.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead be and does hereby authorize The Town Supervisor to execute the attached agreement for professional services with the firm of SCS ENGINEERS, P.C. for design and cost estimating for a NYS DEC 6NYCRR Part 360 Landfill Cap at the Town of Riverhead Youngs Avenue Landfill facility in the amount, not to exceed, Two Hundred Fifty Five Thousand Five Hundred & 00/100 (\$255,000 plus the cost of updating existing site surveys); and

WHEREAS, the Town Board be and does hereby authorize the Town Engineer to secure a Town of Riverhead Purchase Order in the amount of \$255,000 plus the cost of updating existing site surveys to allow SCS ENGINEERS, P.C. to proceed; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to SCS ENGINEERS, P.C., 140 Route 303, Valley Cottage, New York 10989, the Riverhead Town Board, Kenneth Testa, P.E., Dawn Thomas, Bill Rothaar and the Office of Accounting.

ABSENT THE VOTE

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

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

PROFESSIONAL SERVICES AGREEMENT

THIS AGREEMENT made the _____ day of February, 2007 between the TOWN OF RIVERHEAD, a municipal corporation with offices located at 200 Howell Avenue, Riverhead, Suffolk County, New York, 11901, hereinafter referred to as the "Town," and SCS Engineers, PC., hereinafter referred to as "SCS", a professional corporation existing under the laws of the State of New York, with a principal place of business at 140 Route 303, Valley Cottage, NY 10989.

WITNESSETH:

WHEREAS, the Town of Riverhead has requested the services of SCS for the purposes of the preparation of the design, plans, specifications and bidding documents for the Youngs Avenue Landfill Capping Project;

NOW THEREFORE, IT IS MUTUALLY AGREED BY AND BETWEEN THE PARTIES AS FOLLOWS:

1. Scope of services

The Town of Riverhead (Town) hereby retains the services of SCS to prepare the design, plans, specifications and bidding documents for the Youngs Avenue Landfill Capping Project for the Town of Riverhead.

The preparation of the the design, plans, specifications and bidding documents for the Youngs Avenue Landfill Capping Project for the Town of Riverhead by SCS shall be completed in accordance with the Specifications/Scope of Services annexed hereto as Exhibit "A"; and shall be completed and delivered to the Town no later than October 31, 2007 unless the Town and SCS shall agree otherwise in writing.

2. Compensation for service

As compensation for such services, the Town will pay SCS a maximum of Two Hundred Fifty Five Thousand (\$255,000.00) Dollars upon the completion of the the design, plans, specifications and bidding documents for the Youngs Avenue Landfill Capping Project for the Town of Riverhead upon issuance of a purchase order. The invoice and claimant voucher will be submitted by SCS no later than October 31, 2007 and shall be paid by the Town of Riverhead in a timely manner. SCS shall supply information regarding services they have performed as may be requested from time to time by the Town.

3. Term of Agreement

The Agreement shall commence as of February ____, 2007 and shall expire upon completion of the work specified herein to the satisfaction of the Town.

This Agreement may be terminated by either party and for any reason upon 30 days written notice to the other party. In that event, SCS shall be compensated only for the value of services and expenses incurred as determined by the Town.

4. Modifications to Agreement

This Agreement may only be modified in writing and such modification is subject to approval by the Town Board of the Town pursuant to adopted resolution.

5. This Agreement shall be construed according to the laws of the State of New York.

IN WITNESS WHEREOF, this Agreement has been duly executed by the parties hereto.

TOWN OF RIVERHEAD

SCS, P.C.

By: _____
Philip J. Cardinale, Supervisor

By: _____

**PLANS AND SPECIFICATIONS/
SCOPE OF SERVICES**

**TOWN OF RIVERHEAD
AND
SCS ENGINEERS, PC**

**YOUNGS AVENUE LANDFILL
CAPPING AND CLOSURE PROJECT**



TOWN OF RIVERHEAD
ENGINEERING DEPARTMENT
200 HOWELL AVENUE
RIVERHEAD, NY 11901

SCOPE OF SERVICES

Task I – Closure Plan

A Closure Plan will be prepared to address the capping/closure and long term monitoring and maintenance of the Youngs Avenue Landfill. Given that the landfill has ceased accepting waste, the Closure Plan shall serve to address the requirements of a Conceptual Closure Plan as well as a Final Closure Plan as defined by 6 NYCRR Part 360.

1. The Closure Plan will:
 - a. Meet the requirements of paragraphs 360-2.15(b)(1) and (2), and subdivisions (d) through (j).
 - b. Meet the requirements of 360-2.15(k) and include the post-closure monitoring and maintenance operations manual prepared in accordance with paragraph 360-2.1(k)(7).
 - c. Address unacceptable environmental impacts identified in the Closure Investigation Report (if any).
 - d. Provide an estimate of the landfill area to be covered based on analysis of most recent reports provided by FPM and any other available data to derive at the most cost effective consolidation of MSW in the site.
 - e. Provide an estimate of the inventory of wastes in the landfill
 - f. Provide a closure construction schedule.
 - g. Provide closure and post-closure monitoring and maintenance cost estimates.
 - h. Provide an analysis for financial assurance for closure monitoring and maintenance in accordance with subdivision 360-2.19(b) and (c).

At a minimum, the final cover will consist of a layered system meeting the following requirements:

1. Fill material to achieve the proposal sub grade contours. Alternative materials other than virgin soil will be considered for fill material and consideration will be given to selective regarding of the waste mass to minimize the need for imported fill material.
2. The bottom layer of a final cover system will consist of a gas venting layer meeting the requirements of subdivision 360-2.13(p).

3. The gas venting layer will be overlain by a geomembrance cover meeting the requirements of subdivisions 360-2.13(s). If a composite liner is required in the flatter crown area, consideration will be given to the use of a geosynthetic clay liner (GCL) to reduce costs and construction time.
4. The geomembrance cover will be overlain by a drainage and/or barrier protection layer meeting the requirements of 360-2.13(r)(2)(iii).
5. The barrier protection layer will be overlain by a topsoil layer or equivalent growth medium meeting the requirements of 360-2.13(t). The topsoil layer will be vegetated to control surface erosion.

The Closure Plan will provide a description of the current landfill gas venting/control system and perimeter landfill gas monitoring well array (if any), and modification will be made to ensure conformance with the Part 360 requirements, if necessary. Remediation of any surface leachate seeps and/or vector conditions which may exist will be included in the Closure Plan.

The Plan will include a site plan which shows the proposed final contours, property lines, storm water drainage system, roads, structures, and landfill gas systems. The site plan shall be prepared using current (as of the date of Notice to Proceed) topographical survey to be performed by the consultant as part of this task. Supplemental drawings will depict various aspects and details of the proposed closure system such as the capping system, landfill gas vents, landfill gas monitoring wells, roads and drainage systems. The cost of performing an updated topographical survey sufficient to effectively design a cap and all associated infrastructure shall be included in this professional services agreement.

The Plan will include variances to the requirements of Part 360 as may be appropriate and/or consistent with the design. The purpose of the variance requests will be to provide a more cost effective design as well as a more cost effective post closure monitoring program. The scope of services includes consultant preparation and support of all variance applications and it is anticipated that, at a minimum, variances will include the following:

1. NYS DEC will allow a reduced setback/buffer zone from 100' to 50' in certain areas. Those areas include the northern boundary up by Youngs Avenue and a portion of the eastern boundary extending from Youngs Avenue south to where the arc of the adjacent 21.4 acre open space parcel begins (see attached marked up Suffolk County Tax Map of the area). The southeast corner and southern boundary would retain a 100' buffer. The western boundary of the landfill is well within the property boundary (several hundred feet); therefore, the typical 100' buffer/setback is already achieved.
2. NYS DEC will allow an increased slope from 1 on 3 to 1 on 2 ½ with slope stability analysis (e.g.: use of geogrid to stabilize slopes).

3. NYS DEC will allow use of the reclaimed stockpiled sand for the soil gas a layer with appropriate geotechnical testing (i.e.: permeability analysis). The reclaimed sand can also be used for the barrier protection layer provided the glass in the sand can be engineered so as not to puncture the geomembrane. The placement of a geogrid on top of the membrane may be considered. This will afford some measure of protection to the geomembrane and will be a requirement if the Town decides to allow for steeper slopes. Additional screening may eliminate the need for concern.
4. NYS DEC will allow a reduced post cap environmental monitoring schedule including groundwater monitoring for once a year for the first five years. Depending on the levels found, this frequency could be reduced further. Methane monitoring will have to be quarterly for the first year and then may be reduced depending on the levels found. Note: Additional monitoring wells to the typical methane monitoring network may be required on the southeast corner of the landfill (i.e.: in the area of the adjacent Middle Road condominium parcel).
5. NYS DEC will allow reshaping of the landfill to include moving material from the newly discovered northern portion and landfilling the material over the existing southern portion of the landfill excluding the reclaimed buffer zone area (e.g.: refuse cannot be placed within the 100' or 50' outer perimeter area). Any area that has been reclaimed but not in the buffer zone can be used (this is expected to be small).
6. NYS DEC will allow the elimination of daily cover in reshaping the landfill.
7. As discussed and in accordance with the stipulation agreement, if closure involves a landfill cap, the Town can apply for variances so the cap includes the minimum requirements of a 12 inch gas venting layer with a maximum of 10% by weight passing through the #200 sieve after placement, a geomembrane barrier with a barrier protection layer of 12 inches of soil (note: alternatively it was discussed this 12" could be reclaimed sand if screened to ¼" or 12" unscreened sand on top of a geogrid), and a minimum final 6" layer composed of any material that can be shown to be able to continually support growth.

The plan will include calculations to document the global, seismic and veneer stability of the landfill and the proposed capping system and projected quantities of surface runoff and infiltration using the Hydrogeologic Evaluation of Landfill Performance (HELP) Model. Storm water management facilities will be designed for the peak discharge associated with a 25-year storm with a 24-hour duration to be consistent with the requirements of 6NYCRR Part 360.

The Plan will include a Post-Closure Monitoring and Maintenance Operations Manual. This document will provide all information needed to effectively monitor and maintain the facility for the entire 30-year post-closure period. Components of this manual will include:

Description of type, location, sampling procedures, frequency, and sample analytical QA/QC methodology and analytical testing, as well as record keeping and reporting requirements for all environmental monitoring activities.

Description of all environmental control systems including:

- process control monitoring types, locations, record keeping and reporting requirements.
- environmental control maintenance requirements, such as landfill gas control, including description, type, frequency and record keeping.

Description of types, location and frequency of all other facility maintenance activities including:

- maintaining the integrity and effectiveness of the final cover, including making repairs to the cover as necessary to correct the effects of settlement, subsidence, erosion, maintaining the appropriate vegetative cover, or other events, and preventing run-on and run-off from eroding or otherwise damaging the final cover;
- maintaining and operating the gas control and monitoring system as appropriate; and
- record keeping and reporting requirements.

Description of resource requirements including:

- minimum personnel qualifications and numbers; and
- minimum equipment needs.

A Contingency Plan which shall include:

- responses to problems that have a reasonable likelihood of occurrence including, but not limited to, major erosion problems, significant differential settlement and fire;
- action levels above which identified environmental monitoring, environmental control, or maintenance problems require prompt action by the Town and notification to NYS DEC; and
- a summary of any corrective measures that may be required in accordance with Section 360-2.20.

Name, address and telephone number of the person or office to contact on post-closure monitoring and maintenance, and corrective measure concerns during the post-closure period (to be provided by the Town).

A summary of financial assurance criteria concerns that must be addressed to remain in compliance with the provisions of subdivisions 360-2.19(c) and (d) (to be provided by the town).

The Closure Plan shall also serve as an engineering report which will provide and document the design parameters and calculations for closure of the landfill. The report will include a narrative describing design criteria, variances, parameters and assumptions.

It will cover, as necessary, topics such as water balance, drainage, erosion control, stability, gas management, selection of construction materials and summary of design.

Task II – Survey Update

Update existing March, 2006, topographical survey to include all data, elevations, property lines, contours, etc. to accurately depict existing site as required to develop accurate capping plans.

Task III – Preparation of Closure Plans and Specifications

This task will comprise the preparation of design plans, technical specifications and contract documents. The design plans and specifications will address the final contour grades, storm water management, landfill cover and construction/protection of groundwater and gas monitoring wells, and landfill gas control systems. A Quality Assurance/Quality Control Plan for construction of the cover will also be provided as an integral part of the technical specifications.

1. Plans

Plans will be prepared utilizing Computer Aided Drafting and Design (AutoCAD 2006) and submitted to the Town for review in three stages: preliminary at approximately 30 percent completion, 50 percent completion and final at 100 percent completion. The drawings will be prepared at a scale of 1 inch equals 50 feet or other appropriate scale which will provide for a clear depiction of the work.

Plans will include subgrade and final grading plans delineating areas of excavation and backfilling, landfill cover details (including drainage control details (monitoring locations, fencing and gates), and a geotechnical evaluation of base and slope stabilities. In preparation of these plans (and specifications), it is assumed that some of the material for contour grading, gas venting, barrier protection and vegetation cover layer will be obtained from on-site sources. Drainage details, including storm water diversion and recharge, will be provided as part of the detail plans.

The content and format of the final set of plans will be suitable for solicitation of competitive construction bids. Three sets of plans will be provided to the Town at the 30, 50 percent and 100 percent completion point, 20 sets of plans and specifications will be provided. Additional copies will be provided at the cost of reproduction. Note: Consultant shall provide a CD containing final 100% drawings in AutoCAD 2006 Format. (No TIF or PDF)

2. Specifications

Detailed specifications will be prepared and submitted for review in three stages: preliminary at approximately 30 percent completion, 50 percent completion, and final at 100 percent completion in the same quantities as the plans.

Specifications will contain general conditions typically used by the Town of Riverhead. These include the following: General and Supplemental Conditions, Form of Agreement, Bid Bond, Performance Bond, Labor and Material Bond, Maintenance Bond, Bid Form, Special Conditions, State Wage Rates and Other Requirements.

Additionally, detailed technical specifications will be prepared covering the material and construction requirements for all materials to be used as part of closure construction. These include the geotextile, geomembranes and other geosynthetics, aggregate material (gas venting layer, barrier protection layer, vegetative layer, fill, etc.) and piping. Particular attention will be paid to the effective control odors which may emanate from the landfill as part of the construction activity and also for the potential release of dust and other nuisances.

To ensure that these materials meet the contract specifications, certification requirements regarding the preconstruction approval and during construction testing, including procedures and frequency, will be outlined in the appropriate sections and will reflect the Construction Quality Assurance and Quality Control Plan. The purpose of including these sections of the specifications will be to clearly specify the tests to be performed to satisfy Construction Quality Assurance/Quality Control (CQA/CQC) and identify responsibility for the tests. The contract specifications will also include a section concerning the Contractor's worker health and safety obligations.

A CQA/CQC summary section will set out the requirements for the contractor and will outline the responsibility of CQA/CQC contractor for performing material tests and inspections throughout the construction process.

3. Contract Document

This task will involve the preparation of the contract document, including a bid schedule, and final plans and specifications, suitable for bidding for construction of the landfill cover and related construction activities in accordance with Article 103 Public Bidding Procurement procedures. This will entail the addition of the Town of Riverhead contract and general conditions, including insurance and bonding requirements, to the technical sections already described. These contract documents will be submitted to the Town of Riverhead for review and approval at 30%, 50% and 100% completion prior to advertisements.

4. Construction Cost Estimate

A detailed construction cost estimate for implementation of landfill consolidation construction costs and capping construction costs shall be prepared by the consulting engineer under this agreement. This cost estimate will be prepared on the bid schedule form developed as part of the contract document. Cost estimates will be developed as a result of information obtained from contractors, and equipment and material suppliers. Estimates from local contractors and suppliers will be obtained, if possible. The scope of services contained herein shall include the cost of developing plans, specifications and a detailed construction cost estimate for MSW consolidation to minimize landfill foot print and capping costs.

5. Assistance in Construction Contractor Selection

Assistance will be provided to the Town of Riverhead in the procurement and selection of a construction contractor and contract award to implement the Closure Plan. As part of this task, the following will be undertaken as part of contractor procurement: attendance at a prebid conference; preparation of responses to questions from bidders, including addenda to the contract documents; review, tabulation and evaluation of construction bids; and assistance in selection of the construction contractor; preparation of conformed documents and securing signed contracts (six (6) sets to be provided to the Town of Riverhead). In addition to the pre-bid conference, one meeting will be held with the Town for review of bids and contractor selection. A written recommendation for contractor selection will be provided to the Town.

6. Additional Consultant Services

Additional consultant services as may be required and approved by the Town Board: Although this scope of services is intended to be all inclusive, should additional services beyond this scope of services arise, it will be required that the consultant notify the Town Board in writing of such additional services. This notification must be submitted and approved by the Town Board "prior to" additional services being performed. Failure to receive prior approval for additional services that may arise will result in disapproval of bills for such additional services.

7. Plans and Specification Submission – In Progress and Final

The consultant shall submit three (3) sets of progress plans and specifications to the Town of Riverhead and three (3) sets to the New York State Department of Environmental Conservation for review at 30% and 50% completion. Any and all valid comments shall be incorporated into the final plans and specifications upon 100% completion.

Upon incorporation of final comments and approval of final bid drawings and specifications, the consultant shall supply fifteen (16) copies of the complete bid documents to the Town Clerk, two (2) sets of complete bid documents to the

Town Engineer and two (2) sets of complete bid documents to the New York State Department of Environmental Conservation.

In accordance with Town of Riverhead policy, the Town of Riverhead will require all final plans and specifications to be provided to the Town in their entirety in AutoCAD format on one or more discs. Final consultant payment will not be released until said disc(s) are received.

February 6, 2007

Adopted

TOWN OF RIVERHEAD

Resolution # 141

Classifies Action and Declares Lead Agency on Special Permit of Carpet One Floor and Home Corp., and Refers Petition to Planning Board

COUNCILMAN BARTUNEK offered the following resolution which
was seconded by COUNCILMAN DENSIESKI

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Ralph D'Alessio pursuant to Article XXVIA and Section 108-274B.(2) of the Riverhead Town Code, for the operation of a wholesale business on 6.1ac. of land zoned Industrial A, such property more particularly described as SCTM 0600-119-1-28.7, and

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

WHEREAS, the Riverhead Planning Department has reviewed these materials and has determined the petition to be an Unlisted action pursuant to 6NYCRR Part 617 for which coordinated SEQR review is optional and in this case unnecessary, and

WHEREAS, the Planning Department has prepared a staff report respecting the project's impact upon the natural and social environment as well as issues pertaining to the considerations and determinations of special permits and has recommended that a negative declaration of significance be rendered, and

WHEREAS, the Town Board desires the recommendations of the Riverhead Planning Board respecting planning and zoning issues prior to determining the action's environmental significance, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declares itself to be the lead agency for the special permit application of Carpet One Floor and Home Corp. which it classifies as an Unlisted action for the purposes of SEQR compliance, and

BE IT FURTHER

RESOLVED, that the Town Clerk be directed to refer the petition to the Riverhead Planning Board for their review and recommendation and upon receipt of their report to schedule the necessary public hearing, and

BE IT FURTHER

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Planning Department and to the applicant or his agent.

THE VOTE

~~ABSENT~~
~~Duncavvy Yes No~~

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

Adopted

RESOLUTION # 142 ABSTRACT #07-04 January 25, 2007 (TBM 2/6/07)				
COUNCILMAN BARTUNEK offered the following Resolution which was seconded by				
COUNCILMAN DENSIESKI				
FUND NAME		CD-none	CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1	5,400,000.00	3,127,542.65	8,527,542.65
POLICE ATHLETIC LEAGUE	4		5,194.43	5,194.43
RECREATION PROGRAM FUND	6		274.10	274.10
CHILD CARE CENTER BUILDING	9		49.87	49.87
ANIMAL SPAY & NEUTERING PROGRAM	29		170.00	170.00
ECONOMIC DEVELOPMENT ZONE FUND	30		89.74	89.74
HIGHWAY FUND	111	810,000.00	967,658.59	1,777,658.59
WATER DISTRICT	112	246,000.00	434,117.74	680,117.74
RIVERHEAD SEWER DISTRICT	114	370,000.00	221,379.28	591,379.28
REFUSE & GARBAGE COLLECTION	115	712,000.00	67,104.37	779,104.37
STREET LIGHTING DISTRICT	116	127,000.00	102,628.96	229,628.96
PUBLIC PARKING DISTRICT	117	30,000.00	51,471.00	81,471.00
BUSINESS IMPROVEMENT DISTRICT	118	22,000.00	1,568.94	23,568.94
AMBULANCE DISTRICT	120	121,500.00	254,043.33	375,543.33
CALVERTON SEWER DISTRICT	124	39,500.00	1,855.89	41,355.89
RIVERHEAD SCAVENGER WASTE	128	22,000.00	131,425.31	153,425.31
WORKERS' COMPENSATION FUND	173		7,566.59	7,566.59
RISK RETENTION FUND	175		6,068.35	6,068.35
CDBG CONSORTIUM ACOUNT	181		72.36	72.36
SEWER DISTRICTS DEBT SERVICE	382		233,583.62	233,583.62
GENERAL FUND DEBT SERVICE	384		336,170.01	336,170.01
SCAVANGER WASTE DISTRICT DEBT	385		639.73	639.73
TOWN HALL CAPITAL PROJECTS	406		6,865,780.55	6,865,780.55
MUNICIPAL FUEL FUND	625		5,475.44	5,475.44
MUNICIPAL GARAGE FUND	626		130,085.43	130,085.43
TRUST & AGENCY	735		5,701,670.45	5,701,670.45
SPECIAL TRUST	736		86,830.00	86,830.00
COMMUNITY PRESERVATION FUND	737		1,000,000.00	1,000,000.00
CALVERTON PARK - C.D.A.	914		350,025.10	350,025.10
TOTAL ALL FUNDS		7,900,000.00	20,090,541.83	27,990,541.83

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

RESOLUTION # <u>142</u> ABSTRACT #07-04 January 25, 2007 (TBM 2/6/07)				
COUNCILMAN BARTUNEK				
COUNCILMAN DENSIESKI		offered the following Resolution which was seconded by		
FUND NAME		CD-none	CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1	5,400,000.00	3,127,542.65	8,527,542.65
POLICE ATHLETIC LEAGUE	4		5,194.43	5,194.43
RECREATION PROGRAM FUND	6		274.10	274.10
CHILD CARE CENTER BUILDING	9		49.87	49.87
ANIMAL SPAY & NEUTERING PROGRAM	29		170.00	170.00
ECONOMIC DEVELOPMENT ZONE FUND	30		89.74	89.74
HIGHWAY FUND	111	810,000.00	967,658.59	1,777,658.59
WATER DISTRICT	112	246,000.00	434,117.74	680,117.74
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BUSINESS IMPROVEMENT DISTRICT	118	22,000.00	1,568.94	23,568.94
AMBULANCE DISTRICT	120	121,500.00	254,043.33	375,543.33
CALVERTON SEWER DISTRICT	124	39,500.00	1,855.89	41,355.89
RIVERHEAD SCAVENGER WASTE	128	22,000.00	131,425.31	153,425.31
WORKERS' COMPENSATION FUND	173		7,566.59	7,566.59
RISK RETENTION FUND	175		6,068.35	6,068.35
CDBG CONSORTIUM ACOUNT	181		72.36	72.36
SEWER DISTRICTS DEBT SERVICE	382		233,583.62	233,583.62
GENERAL FUND DEBT SERVICE	384		336,170.01	336,170.01
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TRUST & AGENCY	735		5,701,670.45	5,701,670.45
SPECIAL TRUST	736		86,830.00	86,830.00
COMMUNITY PRESERVATION FUND	737		1,000,000.00	1,000,000.00
CALVERTON PARK - C.D.A.	914		350,025.10	350,025.10
				-
TOTAL ALL FUNDS		7,900,000.00	20,090,541.83	27,990,541.83

RESOLUTION # 142 ABSTRACT #07-05 February 1, 2007 (TBM 2/6/07)				
COUNCILMAN BARTUNEK				
offered the following Resolution which was seconded by				
COUNCILMAN DENSIESKI.				
FUND NAME		CD-none	CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1		687,129.23	687,129.23
POLICE ATHLETIC LEAGUE	4		1,226.18	1,226.18
RECREATION PROGRAM FUND	6		7,611.68	7,611.68
CHILD CARE CENTER BUILDING FUN	9		68.99	68.99
TOWN BOARD SPECIAL PROGRAM FUN	24		555	555
SENIOR CITIZEN DAY CARE CENTER	27		544.82	544.82
ECONOMIC DEVELOPMENT ZONE FUND	30		2,857.93	2,857.93
HIGHWAY FUND	111		92,375.69	92,375.69
WATER DISTRICT	112		70,124.42	70,124.42
RIVERHEAD SEWER DISTRICT	114		26,077.37	26,077.37
REFUSE & GARBAGE COLLECTION DI	115		6,251.61	6,251.61
STREET LIGHTING DISTRICT	116		19,208.26	19,208.26
AMBULANCE DISTRICT	120		8,208.29	8,208.29
EAST CREEK DOCKING FACILITY FU	122		433.8	433.8
CALVERTON SEWER DISTRICT	124		2,125.16	2,125.16
RIVERHEAD SCAVANGER WASTE DIST	128		12,715.10	12,715.10
WORKERS' COMPENSATION FUND	173		115,977.01	115,977.01
RISK RETENTION FUND	175		531,832.90	531,832.90
CDBG CONSORTIUM ACOUNT	181		604.38	604.38
SEWER DISTRICTS DEBT SERVICE	382		2,794.00	2,794.00
TOWN HALL CAPITAL PROJECTS	406		31,864.76	31,864.76
YOUTH SERVICES CAP PROJECT	452		2,648.84	2,648.84
SENIORS HELP SENIORS CAP PROJE	453		2,615.68	2,615.68

RESOLUTION # 142 ABSTRACT #07-05 February 1, 2007 (TBM 2/6/07)				
COUNCILMAN BARTUNEK				
COUNCILMAN DENSIESKI offered the following Resolution which was seconded by				
COUNCILMAN DENSIESKI				
FUND NAME		CD-none	CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1		687,129.23	687,129.23
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RECREATION PROGRAM FUND	6		7,611.68	7,611.68
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TOWN BOARD SPECIAL PROGRAM FUN	24		555	555
SENIOR CITIZEN DAY CARE CENTER	27		544.82	544.82
ECONOMIC DEVELOPMENT ZONE FUND	30		2,857.93	2,857.93
HIGHWAY FUND	111		92,375.69	92,375.69
WATER DISTRICT	112		70,124.42	70,124.42
RIVERHEAD SEWER DISTRICT	114		26,077.37	26,077.37
REFUSE & GARBAGE COLLECTION DI	115		6,251.61	6,251.61
STREET LIGHTING DISTRICT	116		19,208.26	19,208.26
AMBULANCE DISTRICT	120		8,208.29	8,208.29
EAST CREEK DOCKING FACILITY FU	122		433.8	433.8
CALVERTON SEWER DISTRICT	124		2,125.16	2,125.16
RIVERHEAD SCAVANGER WASTE DIST	128		12,715.10	12,715.10
WORKERS' COMPENSATION FUND	173		115,977.01	115,977.01
RISK RETENTION FUND	175		531,832.90	531,832.90
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SEWER DISTRICTS DEBT SERVICE	382		2,794.00	2,794.00
TOWN HALL CAPITAL PROJECTS	406		31,864.76	31,864.76
YOUTH SERVICES CAP PROJECT	452		2,648.84	2,648.84
SENIORS HELP SENIORS CAP PROJE	453		2,615.68	2,615.68