

**MARCH 7, 2017**

**CDA RESOLUTION LIST**

**CDA**

**Res. #3 Authorizes Acceptance of a New York State and Municipal Facilities Program Grant Award in the Amount of \$150,000 for Improvements to the Vietnam Veterans Memorial Trail**

**CDA**

**Res. #4 Authorizes Acceptance of a Suffolk County Grant Award in the Amount of \$200,000 for Improvements to the Vietnam Memorial Trail**

**CDA**

**Res. #5 Authorizes Acceptance of a New York State Environmental Protection Fund Grant Award in the Amount of \$500,000 for Improvements to the Vietnam Veterans Memorial Trail**

**TOWN BOARD RESOLUTION LIST**

**Res. #160 Peconic Care – Engel Burman Construction Calverton Sewer Capital Project Budget Adoption**

**Res. #161 Riverhead Bay Homes Water Main Installation Water Capital Project Budget Adoption**

**Res. #162 Riverview Lofts – Georgica Green Ventures LLC Riverhead Sewer Capital Project Budget Adoption**

**Res. #163 Highway Department Metal Storage Building Budget Adoption**

**Res. #164 Resolution Repealing Certain Previously Adopted Serial Bond Authorizations**

**Res. #165 Riverhead Sewer District Capital Project #20031 Budget Adjustment**

**Res. #166 2013 Millbrook Gables Playground Budget Adjustment**

**Res. #167 Authorizing Removal of Fixed Asset Records from System**

**Res. #168 Approves Agricultural Worker Housing for John Sipala/Whitman Nurseries Pursuant to §301-239**

- Res. #169** Authorizes Acceptance of Suffolk County Downtown Revitalization Round 14 Funding for Downtown LED Lights
- Res. #170** Authorizes Supervisor to Execute a Budget Amendment to NYS DOS BOA Funding Contract
- Res. #171** Appoints an Intern to the Police Department (Megan Walsh)
- Res. #172** Determination of Significance Issuance of a Negative Declaration Pursuant to SEQRA Peconic Care, Calverton, NY
- Res. #173** Ratifies the Appointment of a Call-In Assistant Recreation Leader to the Recreation Department (Mary Flood)
- Res. #174** Appoints a Call-In Assistant Recreation Leader to the Recreation Department
- Res. #175** Authorizes Town Clerk to Publish and Post a Notice of Public Hearing to Consider a Proposed Local Law for an Amendment of Chapter 211 Entitled, "Beaches and Recreation" of the Riverhead Town Code
- Res. #176** Authorizes Town Clerk to Publish and Post a Notice of Public Hearing to Consider a Proposed Local Law for an Amendment of Chapter 237 Entitled, "Highways, Street and Sidewalks" of the Riverhead Town Code (§237-13. Penalties of offenses.)
- Res. #177** Authorizes the Sale of Police Department Impound Vehicles
- Res. #178** Offers Support to New York State Legislature to Amend the General Municipal Law in Relation to the Creation of the Peconic Bay Regional Transportation Council (Senate Bill #S.3225/Assembly Bill #A.2671)
- Res. #179** Approves Chapter 255 Application of PC Richard & Son, Inc. (Tent Sale – August 8, 2017 through August 22, 2017)
- Res. #180** Approves Chapter 255 Application of PC Richard & Son, Inc. (BBQ Tent Sale – May 25, 2017 through May 29, 2017)
- Res. #181** Authorizes Execution of Amendment of Deed of Conservation Easement for the Major Subdivision Demchuk Estates
- Res. #182** Classifies Action and Requests Lead Agency for Local Law to Amend Chapter 301 Zoning and Land Development Rural Corridor Zoning Use District

- Res. #183** Authorizes the Town Clerk to Publish a Public Notice for a Public Hearing to Consider the Amendment of Chapter 263 Entitled, “Rental Dwelling Units” of the Riverhead Town Code
- Res. #184** Awards Bid – Installation of Water Mains & Appurtenances – Old Orchard Subdivision – Riverhead Water District
- Res. #185** Pays Bills

**TOWN OF RIVERHEAD  
COMMUNITY DEVELOPMENT AGENCY**

**Resolution #3**

**AUTHORIZES ACCEPTANCE OF A NEW YORK STATE AND MUNICIPAL  
FACILITIES PROGRAM GRANT AWARD IN THE AMOUNT OF \$150,000 FOR  
IMPROVEMENTS TO THE VIETNAM VETERANS MEMORIAL TRAIL**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

**WHEREAS**, New York State Senator Kenneth P. LaValle is always desirous to improve the quality of life for residents of Riverhead Town and the surrounding area; and

**WHEREAS**, New York State Senator LaValle, obtained a New York State and Municipal Facilities Program Grant in the amount of \$150,000 for improvements to the Vietnam Veterans Memorial Trail at Calverton Enterprise Park; and

**NOW THEREFORE BE IT RESOLVED**, that the Town of Riverhead Community Development Agency (CDA) Board authorizes acceptance of the grant, authorizes the Supervisor and other necessary CDA and Town employees to sign and submit required paperwork for acceptance of up to \$150,000 in NYS funding to support improvements to the Vietnam Veterans Memorial Trail in Calverton; and

**BE IT FURTHER RESOLVED**, that the CDA Board authorizes the Accounting Department to set up appropriate budget lines and authorizes purchase orders as required to be issued; and

**BE IT FURTHER RESOLVED**, that the Town Clerk forward copies of this resolution to the Community Development Agency, the Town Engineer, the Town Attorney, the Financial Administrator, and NYS Senator Kenneth P. LaValle, 28 North Country Road, Suite 203, Mt. Sinai, NY 11766; and

**BE IT FURTHER RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No

The resolution was  was not   
thereupon duly declared adopted

**TOWN OF RIVERHEAD  
COMMUNITY DEVELOPMENT AGENCY**

**Resolution #4**

**AUTHORIZES ACCEPTANCE OF A SUFFOLK COUNTY GRANT AWARD IN THE  
AMOUNT OF \$200,000 FOR IMPROVEMENTS TO  
THE VIETNAM VETERANS MEMORIAL TRAIL**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

**WHEREAS**, Suffolk County Legislator Al Krupski is always desirous to improve the quality of life for residents of Riverhead Town and the surrounding area; and

**WHEREAS**, Suffolk County Legislator Krupski, obtained Suffolk County funding in the amount of \$200,000 for improvements to the Vietnam Veterans Memorial Trail at Calverton Enterprise Park; and

**NOW THEREFORE BE IT RESOLVED**, that the Town of Riverhead Community Development Agency (CDA) Board authorizes acceptance of the grant, authorizes the Supervisor and other necessary CDA and Town employees to sign and submit required paperwork for acceptance of up to \$200,000 in Suffolk County funding to support improvements to the Vietnam Veterans Memorial Trail in Calverton; and

**BE IT FURTHER RESOLVED**, that the CDA Board authorizes the Accounting Department to set up appropriate budget lines and authorizes purchase orders as required to be issued; and

**BE IT FURTHER RESOLVED**, that the Town Clerk forward copies of this resolution to the Community Development Agency, the Town Engineer, the Town Attorney, the Financial Administrator, and Suffolk County Legislator Al Krupski, 423 Griffing Avenue - Suite 2, Riverhead, New York 11901; and

**BE IT FURTHER RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

**TOWN OF RIVERHEAD  
COMMUNITY DEVELOPMENT AGENCY  
Resolution # 5**

**AUTHORIZES ACCEPTANCE OF A NEW YORK STATE ENVIRONMENTAL  
PROTECTION FUND GRANT AWARD IN THE AMOUNT OF \$500,000 FOR  
IMPROVEMENTS TO THE VIETNAM VETERANS MEMORIAL TRAIL**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

**WHEREAS**, New York State Office of Parks, Recreation and Historic Preservation has made Environmental Protection Funding available for the development of public recreational facilities for residents and visitors through an annual Consolidated Funding Application (CFA); and

**WHEREAS**, the Town of Riverhead Community Development Agency (CDA) submitted a CFA to improve the Vietnam Veterans Memorial Trail at Calverton Enterprise Park in the Town of Riverhead that was funded by New York State Office of Parks, Recreation and Historic Preservation in the amount of \$500,000; and

**NOW THEREFORE BE IT RESOLVED**, that the CDA is hereby authorized and directed to accept funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in an amount not to exceed \$500,000, and enter into and execute a project agreement with the State for such financial assistance to the Town of Riverhead for the Vietnam Veterans Memorial Trail and, if appropriate, a conservation easement/preservation covenant to the deed of the assisted property and such other documents deemed necessary to carry out the intent of this resolution; and

**BE IT FURTHER RESOLVED**, that upon receipt of an executed contract with the State, the CDA Board authorizes the Accounting Department to set up appropriate budget lines and authorizes purchase orders as required to be issued; and

**BE IT FURTHER RESOLVED**, that the Town Clerk forward copies of this resolution to the Community Development Agency, the Town Attorney, the Financial Administrator and the Town Engineer; and

**BE IT FURTHER RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No  
Walter Yes No  
The resolution was  thereupon duly declared adopted

03.07.2017  
170160

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #160**

**PECONIC CARE – ENGEL BURMAN CONSTRUCTION  
CALVERTON SEWER CAPITAL PROJECT**

**BUDGET ADOPTION**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

**WHEREAS**, an additional \$2,500 has been received from Engel Burman Construction, EBDK at Calverton LLC to provide a Map and Plan with regard to the extension of the Calverton Sewer District for the Peconic Care Facility.

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

		<b><u>FROM</u></b>	<b><u>TO</u></b>
424.092705.421050.20044	Developer Fees	2,500	
424.083200.523002.20044	Professional Service Engineer		2,500

**RESOLVED**, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting and Sewer Departments.

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

03.07.17  
170161

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #161**

**RIVERHEAD BAY HOMES WATER MAIN INSTALLATION**  
**WATER CAPITAL PROJECT**

**BUDGET ADOPTION**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

**WHEREAS**, two checks in the amounts of \$25,285.54 and \$6,444.20 have been received from Riverhead Bay Homes LLC to provide for the construction of a 6-inch water main service and the purchase of a water meter at 114 Griffing Road, Riverhead.

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

		<b><u>FROM</u></b>	<b><u>TO</u></b>
412.092705.421050.60088	Developer Fees	31,729.74	
412.083200.523002.60088	Water Main Service		25,285.54
412.083200.524451.60088	Water Meter Purchase		6,444.20

**RESOLVED**, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting and Water Departments.

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard  Yes  No      Giglio  Yes  No  
Wooten  Yes  No      Dunleavy  Yes  No

Walter  Yes  No  
The resolution was  was not   
thereupon duly declared adopted

**TOWN OF RIVERHEAD**

**Resolution #162**

**RIVERVIEW LOFTS – GEORGICA GREEN VENTURES LLC**  
**RIVERHEAD SEWER CAPITAL PROJECT**

**BUDGET ADOPTION**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

**WHEREAS**, \$4,000 has been received from Georgica Green Ventures LLC, G&G Riverhead LLC to provide for engineering services with regard for a proposed sewer connection at 211 East Main Street.

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

		<b><u>FROM</u></b>	<b><u>TO</u></b>
414.092705.421050.20049	Developer Fees	4,000	
414.081300.543504.20049	Professional Service Engineer		4,000

**RESOLVED**, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting and Sewer Departments.

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

03.07.2017  
170163

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #163**

**HIGHWAY DEPARTMENT METAL STORAGE BUILDING BUDGET ADOPTION**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

**WHEREAS**, the Superintendent of Highway is requesting a budget adoption to cover costs associated with the construction of a metal storage building per Town Board resolutions 17-0074 and 17-0096.

**NOW THEREFORE BE IT RESOLVED**, THAT THE Supervisor be, and is hereby authorized to establish the following budget adoption:

		<u>FROM</u>	<u>TO</u>
111.000000.499999	Fund Balance	690,550	
111.099010.595406	Transfer from Highway		690,550

**RESOLVED**, that the Town Clerk is authorized to forward a copy of this resolution to the Accounting and Highway Departments.

**RESOLVED**, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

03.07.2017  
170164

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #164**

**RESOLUTION REPEALING CERTAIN PREVIOUSLY ADOPTED SERIAL BOND  
AUTHORIZATIONS**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

**WHEREAS**, the Town Board of the Town of Riverhead, Suffolk County, New York, has heretofore pursuant to various bond resolutions duly adopted by said Town Board on various dates authorized financing for various capital improvements in and for said Town, and

**WHEREAS**, it has now been determined that all or a portion of certain of said financing authorizations will not be required for said capital projects and it is now desired to repeal solely from said serial bond authorizations of said resolutions, the unused portion thereof:

**NOW, THEREFORE, BE IT RESOLVED**, by the affirmative vote of not less than two-thirds of the total voting strength of the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. The serial bond authorizations of the bond resolutions listed on the attached Appendix A are hereby repealed to the extent indicated therein; provided, however, such repeal shall only be effective to the extent any such authorization to be repealed has not heretofore utilized for the issuance of obligations of the Town therefor.

Section 2. This resolution shall take effect immediately and neither publication nor posting is required.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

**APPENDIX A**

**BOND RESOLUTIONS SUBJECT TO REPEAL**

<u>Capital Project</u>	<u>Date</u>	<u>\$ Bonds Authorized</u>	<u>Resolution #</u>	<u>Project Name</u>	<u>Issued</u>	<u>Rescind</u>
		\$				\$
20028	09/03/08	3,600,000	08-562	Howell Avenue Pump Station	\$ -	3,600,000
		\$				\$
20042	03/31/09	6,500,000	09-282	Calverton Sewer Upgrade	\$ -	6,500,000
		\$		Riverhead Sewer Plant		\$
20031	02/06/14	5,700,000	14-100	Improvement	\$ -	5,700,000

03.07.2017  
170165

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #165**

**RIVERHEAD SEWER DISTRICT CAPITAL PROJECT #20031**  
**BUDGET ADJUSTMENT**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

**WHEREAS**, the Superintendent of the Sewer District requests a budget adjustment to cover the additional purchase order required for the remaining H2M construction inspection services costs.

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

	<b><u>FROM</u></b>	<b><u>TO</u></b>
414.081300.543100.20031 Sewer Plant Improvement	25,000	
414.081300.543504.20031 Professional Services		25,000

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

**RESOLVED**, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

**TOWN OF RIVERHEAD**

**Resolution #166**

**2013 MILLBROOK GABLES PLAYGROUND**

**BUDGET ADJUSTMENT**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

**WHEREAS**, Resolution 16-0736 authorized the budget adoption for the 2013 Millbrook Gables Playground; and

**WHEREAS**, the Superintendent of Recreation requests a transfer of funds from the Special Trust Fund of Park and Recreation fees for additional Fibar to be installed to separate the swing set from the rest of the playground.

**NOW THEREFORE BE IT RESOLVED**, that the Riverhead Town Board authorizes the Accounting Department to establish the following budget and make the necessary transfers from the Special Trust Park and Recreation Account:

	<u>FROM</u>	<u>TO</u>
736.092705.421050.00000    Transfer from Park and Rec Fees	2,812	
406.071100.527000.70130                      Playground Improvement		2,812

**RESOLVED**, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Recreation Department and the Accounting Department.

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard  Yes  No      Giglio  Yes  No  
Wooten  Yes  No      Dunleavy  Yes  No

Walter  Yes  No  
The resolution was  was not   
thereupon duly declared adopted

TOWN OF RIVERHEAD

Resolution #167

**AUTHORIZING REMOVAL OF FIXED ASSET RECORDS FROM SYSTEM**

Councilwoman Giglio Offered the following resolution,

Which was seconded by Councilman Hubbard

**WHEREAS**, after a thorough review by the Departments listed below, the following items listed below by department have been deemed broken or unusable and need to be removed from the Town of Riverheads system. The Accounting Department hereby requests that the Town Board authorize the removal of these records from the Fixed Asset system

**NOW THEREFORE BE IT RESOLVED**, that the Accounting Department is hereby authorized to discard the following items:

<u>Department</u>	<u>Tag#</u>	<u>Description</u>
Police	4735	Radar Unit
Police	23431	Radar Unit
Police	22198	Radar Unit
Police	22185	Radar Unit
Police	23308	SD2 Intox CMI
Police	26757	SD2 Intox CMI
Police	25034	SD2 Intox CMI
Police	26272	SD2 Intox CMI
Police	23242	SD2 Intox CMI
Police	23306	SD2 Intox CMI
Police	437315	Taser X26
Police	437308	Taser X26
Police	437300	Taser X26
Police	437348	Taser X26
Police	437319	Taser X26
Police	299508	Taser X26

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No

The resolution was  was not   
thereupon duly declared adopted

03.07.2017  
170168

ADOPTED

**TOWN OF RIVERHEAD  
Resolution #168**

**APPROVES AGRICULTURAL WORKER HOUSING FOR JOHN SIPALA / WHITMAN  
NURSERIES PURSUANT TO §301-239**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

**WHEREAS**, John Sipala is the applicant and owner of the subject property located on the east side of Manor Lane, Jamesport, New York, further described as SCTM # 600-047-02-004.05; and

**WHEREAS**, the applicant has petitioned for an agricultural worker housing permit pursuant to §301-239 of the Code of the Town of Riverhead as depicted on the Site Plan, dated February 8, 2017, and prepared by Thomas Wolpert, PE, of Young & Young; and

**WHEREAS**, the applicant has received an approval by resolution from the Farmland Preservation Committee, dated September 13, 2016, for this proposed agricultural worker housing related to the existing commercial nursery operation at the subject property; and

**WHEREAS**, the Planning Department has reviewed the application and finds the proposed special permit to be a Type II action pursuant to 6NYCRR Part 617 and therefore no determination of significance is required.

**WHEREAS**, the Building Department has reviewed the site, survey, and building plans and has recommended approval to the Town Board.

**NOW THEREFORE BE IT RESOLVED**, the Town Board hereby approves the agricultural worker housing permit; and be it further

**RESOLVED**, that the Building Department is hereby authorized to accept applicable fees and issue a permit upon receipt; and be it further

**RESOLVED**, that the subject agricultural worker housing permit is required to be renewed annually with the Building Department; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Peter Danowski, Esq, 616 Roanoke Avenue, Riverhead, 11901, and John Sipala / Whitman Nurseries, POB 934, Quogue, New York 11959; and be it further

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same be obtained for the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

03.07.2017  
170169

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #169**

**AUTHORIZES ACCEPTANCE OF SUFFOLK COUNTY DOWNTOWN  
REVITALIZATION ROUND 14 FUNDING FOR DOWNTOWN LED LIGHTS**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

**WHEREAS**, the Town of Riverhead always desires to improve the economy and quality of life within the Town of Riverhead; and

**WHEREAS**, through the Suffolk County Downtown Revitalization Program, the County of Suffolk participates with local governments in the development, support and funding of projects located in Suffolk County that will have an important and sustainable impact on downtowns and business districts; and

**WHEREAS**, Suffolk County announced Round 14 of the Downtown Revitalization Grant Program to encourage improvements in downtown business districts; and

**WHEREAS**, eligible applicants include chambers of commerce and business improvement districts with municipalities acting as local sponsors; and

**WHEREAS**, the Town of Riverhead Community Development Department has applied and been awarded a \$60,000 grant to the Riverhead Business Improvement District towards a total project budget cost of \$88,000 for downtown LED lights; and

**NOW THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby authorizes acceptance of the Suffolk County Downtown Revitalization grant for \$60,000 towards a total project cost of \$88,000 for downtown LED lights; and be it further

**RESOLVED**, the Town Board authorizes the Town of Riverhead to enter into an intermunicipal agreement with the County under Article 5-G of the General Municipal Law pursuant to which the Town of Riverhead would be required to undertake and complete the project and the County would be responsible for providing financing for all or part of the cost of the project; and be it further

**RESOLVED**, the Town Board authorizes the Town of Riverhead to provide the County of Suffolk to obtain a leasehold, easement or other real property interest in the site of the project as required by the County financing program; and be it further

**RESOLVED**, that the Town Board authorizes the Supervisor to sign any and all necessary documents, including but not limited to the required easement/lease documents and an intermunicipal agreement, subject to review and approval of the Town Attorney, to participate in the above referenced program; and be it further

**RESOLVED**, that the Town Board authorizes the Accounting Department to set up appropriate budget lines and authorizes purchase orders as required to be issued; and

**RESOLVED**, a copy of this resolution shall be forwarded to the Town Attorney, Accounting and the Community Development Department; and

**BE IT FURTHER RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

03.07.2017  
170170

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #170**

**AUTHORIZES SUPERVISOR TO EXECUTE A BUDGET AMENDMENT TO  
NYS DOS BOA FUNDING CONTRACT**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

**WHEREAS**, the Town of Riverhead received grant funding from the New York State Department of State (NYS DOS) for the Brownfield Opportunity Areas (BOA) Program in the amount of \$567,000 based budget of \$630,000 with ten percent match by the Town of Riverhead with in-kind staff services; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Riverhead Town Board hereby authorizes the Town Supervisor to execute an amendment to the budget of the grant contract with NYS DOS as attached; and

**BE IT FURTHER RESOLVED**, that the Town Clerk shall provide notification of this resolution to CDD, Town Attorney, and the Accounting Department.

**BE IT FURTHER RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

NEW YORK STATE - DEPARTMENT OF STATE

CONTRACT MODIFICATION FORM

Recipient: The Town of Riverhead

Contract #: C106006

Type of Modification: Budget Modification

Budget Category Changes:

- A. Salaries
- B. Travel
- C. Supplies
- D. Equipment
- E. Contractual
- F. Other

Reason and Justification for changes:

The amendment moves \$1,770 from Contractual Services to Salaries and Wages. The project consultant completed the work \$1,770 under budget. The Town spent additional time and effort reaching the final deliverable for the Placemaking Plan & Strategy. The final payment request using these amended budget numbers is pending final approval and payment.

RECIPIENT APPROVAL:

\_\_\_\_\_  
Signature of Authorized Official

\_\_\_\_\_  
Date

\_\_\_\_\_  
Name of Authorized Official

\_\_\_\_\_  
Title of Authorized Official

FOR DOS USE ONLY:

Program Representative Action:

\_\_\_\_ Approved

\_\_\_\_ Disapproved

\_\_\_\_\_  
Signature of Program Representative

\_\_\_\_\_  
Date

**BUDGET COMPARISON SUMMARY**

**Contractor Name**                      The Town of Riverhead  
**Contract Number**                    C106006  
**Match Percentage**                    10%

<b>Category</b>	<b>Current Budget</b>	<b>Change +/-</b>	<b>Amended Budget</b>
A. Salaries	\$63,000.00	\$1,770.00	\$64,770.00
B. Travel	\$0.00	\$0.00	\$0.00
C. Supplies	\$0.00	\$0.00	\$0.00
D. Equipment	\$0.00	\$0.00	\$0.00
E. Contractual	\$567,000.00	-\$1,770.00	\$565,230.00
F. Other	\$0.00	\$0.00	\$0.00
<b>TOTAL PROJECT COST</b>	<b>\$630,000.00</b>	<b>\$0.00</b>	<b>\$630,000.00</b>
Total Local Share	\$63,000.00		\$63,000.00
Total State Share	\$567,000.00		\$567,000.00

**Attachment B-1- EXPENDITURE BASED BUDGET  
(Formerly Appendix B)**

A. Salaries & Wages (including Fringe Benefits)	\$64,770.00
B. Travel	\$0.00
C. Supplies/Materials	\$0.00
D. Equipment	\$0.00
E. Contractual Services	\$565,230.00
F. Other	\$0.00
TOTAL PROJECT COST	\$630,000.00
State Assistance Amount (90% of Total)	\$567,000.00
Local Share (10% of Total)	\$63,000.00

A. SALARIES & WAGES		
<u>TITLE</u>	<u>ANNUAL SALARY</u> (incl. fringe)	<u>AMOUNT CHARGED TO</u> <u>THIS PROJECT</u>
Community Development Director	\$183,917.00	\$21,270.00
Assistant Community Development Director	\$143,120.00	\$3,100.00
Town Engineer	\$218,989.00	\$5,300.00
Deputy Supervisor	\$136,716.00	\$17,000.00
Planning Director	\$203,282.00	\$6,700.00
Assistant Town Attorney	\$174,238.00	\$11,400.00
		SUBTOTAL \$64,770.00

B. TRAVEL		
		SUBTOTAL \$0.00

C. SUPPLIES/MATERIALS		
		SUBTOTAL \$0.00

D. EQUIPMENT		
		SUBTOTAL \$0.00

E. CONTRACTUAL SERVICES		
Professional services for the development of the Nomination. Sub-contractor: Nelson Pope & Voorhis		
		SUBTOTAL \$565,230.00

F. OTHER		
		SUBTOTAL \$0.00

03.07. 2017  
170171

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #171**

**APPOINTS AN INTERN TO THE POLICE DEPARTMENT**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

**WHEREAS**, Suffolk County Community College has requested the Riverhead Police Department to partner with them in an internship program; and,

**WHEREAS**, the Riverhead Police Department agrees to expose this student to the police profession as part of her education through a 90-hour training program.

**NOW, THEREFORE, BE IT RESOLVED**, effective March 13, 2017, the Town Board hereby appoints Megan Walsh, a student at Suffolk County Community College, as an Intern for the Riverhead Police Department through completion of the program; and,

**BE IT FURTHER RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

03.07.2017  
170172

ADOPTED

TOWN OF RIVERHEAD

Resolution #172

**DETERMINATION OF SIGNIFICANCE ISSUANCE OF A NEGATIVE DECLARATION  
PURSUANT TO SEQRA PECONIC CARE, CALVERTON, NY**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

**WHEREAS**, the Riverhead Town Board is in receipt of a site plan petition from Peconic Care, c/o The Engel Burman Group, for the construction of a health care facility in the form of a campus for research, with 130 beds, plus 30 additional future beds for inpatient rehabilitation; and,

**WHEREAS**, the project is comprised of six (6) buildings with a combined (total) area of 133,917 sq. ft. located on ±40 acres of leased land within a portion of Lot/Block 17 which is 95.6 acres on the approved Calverton Camelot subdivision map located along the southwest side of Eastern Runway, ±3300 feet southeast of Jan Way, Calverton, NY, described as SCTM No. 600-135-1-7.56, located in the Planned Industrial Park (PIP) zoning use district; and,

**WHEREAS**, the project includes a unique type of care facility, research and rehabilitation campus with associated site improvements for researching the treatment of drug and alcohol abuse which includes 101,866 sq. ft. Main building, 17,188 sq. ft. Short Term Stay Research building, 11,110 sq. ft. Fitness Center, 2,172 sq. ft. Arts & Crafts & Music Barn, 1,440 sq. ft. Maintenance building, and 141 sq. ft. Gate House. The proposed action is located in the Planned Industrial Park (PIP) zoning use district; and,

**WHEREAS**, on March 13, 2014, the Zoning Board of Appeals issued an interpretation of Town Code §108-230 A (3), {now Chapter 301-185A(3)} referenced as Appeal 13-40, whereby the Zoning Board of Appeals interpretation determined the proposed action is a permitted use within the PIP Zoning Use District; and,

**WHEREAS**, the Riverhead Town Board declared the site plan petition of Peconic Care to be a Type I action pursuant to 6NYCRR Part 617.4(b)(6)(i) and directed the Planning Department to circulate a request for the Town Board to be the Lead Agency. The Town Board approved Resolution Number 602, dated August 16, 2016 accepting Lead Agency status for the purpose of conducting SEQRA review; and,

**WHEREAS**, the applicant submitted an Expanded Full Environmental Assessment Form Part 1, prepared by Cameron Engineering and Nelson Pope and Voorhis, with

extensive narratives and supporting scientific documentation describing the control of impacts to ecological resources, infrastructure, and community characteristics; and,

**WHEREAS**, the Planning Department reviewed the attendant site plans prepared by Cameron Engineering depicting and detailing the proposed site improvements, landscaping and drainage; and,

**WHEREAS**, Cameron Engineering also conducted a Traffic Impact Study to evaluate impact potential on transportation services with the aforementioned information available and on file in the Town Clerk's Office and the Planning Department; and,

**WHEREAS**, on August 16, 2016 the Town Board held public hearing on the project, to receive information and comments regarding the application; and,

**WHEREAS**, the applicant and the applicant's agents have been provided site plan and SEQRA comments received during the application review and public hearing including the environmental concerns summarized in a report issued by the *August 30, 2016 Town Planning Department Memorandum*; and,

**WHEREAS**, the applicant and the applicant's agents responded to the list of comments identified in the *August 30, 2016 Town Planning Department Memorandum* with the submission of the October 14, *Peconic Care at Calverton Additional Information to the Supplemental Environmental Assessment*, prepared by Cameron Engineering & Associates, LLP; and,

**WHEREAS**, SEQRA EAF Parts 2 and 3 were completed by the Planning Department; and,

**WHEREAS**, the Planning Department had previously identified the proposed action as having the potential to generate environmental impact due to:

1. Construction in areas adjacent to freshwater wetlands and water courses,
2. Expansion of existing wastewater treatment infrastructure,
3. Reduction and/or disturbance of habitats supporting species of special concern (threatened and/or endangered in NY State: eastern tiger salamander, short eared owl, northern harrier, long eared bat),
4. Critical environmental resources including the Peconic River watershed and the LI Central Pine Barrens,
5. Transportation and site access near runway-taxiway uses, compliance and compatibility with airport/aerospace use of the 10,000 LF runway,
6. Noise impact on residents of the proposed facilities,
7. Consistency with land use plans based on adopted (H) Hospital zoning use district and the ZBA interpretation as a research facility,
8. Community character of a one of a kind facility and its short and long term social, economic impacts; and growth inducing impacts on area land uses,
9. Alternative locations; and,

**WHEREAS**, the Town Board, as Lead Agency, has reviewed the applicant's response to comments submitted as supplemental information and described as:

1. *Peconic Care at Calverton Additional Information to the Supplemental Environmental Assessment*, dated October 14, 2016, prepared by Cameron Engineering & Associates, LLP
2. *Peconic Care Rehabilitation & Research Center, Calverton, NY Article 11 Application: Supplemental Information*, dated June 23, 2016, prepared by Nelson, Pope & Voorhis, LLC for the NYSDEC
3. *Peconic Care Rehab: Permit No. 1-4730-01763/1 NYSDEC* with e-mails dated February 22, 2017 from Kevin Jennings and George Hammarth, Deputy Regional Permit Administrator, NYSDEC Region 1, Stony Brook, NY.
4. Letter of clarification: definition of "hospital" per Riverhead Town Code, 301-3 (H) zoning as compared to the proposed action, dated February 22, 2017, prepared by K. McAndrew, RLA, LEED, AP, Cameron Engineering & Associates, LLP

And had determined that these documents adequately responded to all substantive comments and to the maximum extent practicable provides measures to avoid, minimize, and/or mitigate potential for significant environmental impacts potentially generated by the proposed action. Now,

**THEREFORE BE IT RESOLVED**, that Town Board of the Town of Riverhead as Lead Agency pursuant to SEQRA has determined that the proposed Type 1 action will not have significant adverse impacts on the environment; and be it further,

**RESOLVED**, the Lead Agency issues a Negative Declaration; and be it further,

**RESOLVED**, authorizes the Town Clerk to forward a copy of the resolution and attachments to all involved agencies; and be it further,

**RESOLVED**, that the Town Clerk is hereby authorized to forward a copy of this resolution to Christopher Kent, Esq, Farrell Fritz, P.C. 100 Motor Parkway, Suite 138, Hauppauge, NY 11788; Kevin McAndrew, RLA, LEED, Cameron Engineering & Associates, LLP, 100 Sunnyside Blvd, Suite 100, Woodbury, NY 11797; John Gursky, PE, Cameron Engineering & Associates, LLP, 100 Sunnyside Blvd, Suite 100, Woodbury, NY 11797; Charles Voorhis, CEP, AICP, Nelson, Pope & Voorhis, LLP, 572 Walt Whitman Road, Melville, NY 1747; David Burman, M-GBC, LLC, 67 Clinton Road, Garden City, NY 11530; and be it further

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No  
Walter Yes No

The Resolution Was  Thereupon Duly Declared Adopted

03.07.2017  
170173

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #173**

**RATIFIES THE APPOINTMENT OF A CALL-IN ASSISTANT RECREATION  
LEADER TO THE RECREATION DEPARTMENT**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

**WHEREAS**, a Call-In Assistant Recreation Leader is needed by the Riverhead Town Recreation Department.

**NOW THEREFORE BE IT RESOLVED**, that effective March 2<sup>nd</sup>, 2017 this Town Board hereby ratifies the appointment of Mary Flood to the position of Call-In Assistant Recreation Leader I, Level 2, to be paid the rate of \$11.30 per hour to the Recreation Department and

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

03.07.2017  
170174

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #174**

**APPOINTS A CALL-IN ASSISTANT RECREATION LEADER TO THE RECREATION DEPARTMENT**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

**WHEREAS**, an assistant recreation leader is needed by the Riverhead Town Recreation Department,

**NOW THEREFORE BE IT RESOLVED**, that effective March 8th, this Town Board hereby appoints Jalyn Brown to the position of Call-In Assistant Recreation Leader, Level III, to be paid the rate of \$11.65 per hour and

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

03.07.2017  
170175

ADOPTED

TOWN OF RIVERHEAD

Resolution #175

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST A NOTICE OF PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN AMENDMENT OF CHAPTER 211 ENTITLED, "BEACHES AND RECREATION" OF THE RIVERHEAD TOWN CODE**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

**RESOLVED**, that the Town Clerk is hereby authorized to publish and post the attached public notice to consider a proposed local law for the amendment of Chapter 211 entitled, "Beaches and Recreation" of the Riverhead Town Code, once in the March 16, 2017 issue of the News-Review Newspaper, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No

Giglio Yes No

Wooten Yes No

Dunleavy Yes No

Walter Yes No

The resolution was  was not   
thereupon duly declared adopted

## TOWN OF RIVERHEAD

### PUBLIC NOTICE

**PLEASE TAKE NOTICE**, that a public hearing will be held on the 4<sup>th</sup> day of April 2017 at 2:05 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 211 of the Riverhead Town Code entitled, "Beaches and Recreation" as follows:

#### Chapter 211. Beaches and Recreation

#### Article III. Use of Public Bathing Beaches, Recreation Centers and Facilities, Parks, Playgrounds and Dog Parks

§ 211-14. Parking and permits related to use of recreation center and facilities, parks, playground, public bathing beaches, and dog parks.

#### D. Dog park permit.

- (1) The Recreation Department is hereby authorized to issue a dog park permit and permit relating to dogs/animals in other designated public areas. Note: this permit is separate and distinct from dog licensing requirements set forth in other provisions of the Town Code. All owners shall be required to produce proof of a current dog license, rabies vaccine certificate and health certificate.  
Notwithstanding the above, no permit for dogs/animals shall authorize use of a public bathing beach during hours set forth for public bathing and swimming, unless exception as set forth in § 207-2B(2) applies.
- (2) The Town Board, by resolution, shall establish the fee and determine the hours and period of time a permit shall be valid.

#### E. Boat launch permit.

- (1) The Recreation Department is hereby authorized to issue a resident, nonresident and commercial boat launch permit for use at the East Creek Boat Launch. Note: Launching and recovery of boats/vessels with a motor vehicle shall be prohibited at Reeves Beach, except as may be deemed necessary, from time to time, by authorized Town of Riverhead personnel, including, but not limited to, lifeguards, police officers or the Bay Constable. In addition, parking of vehicles and/or trailers on the beach at Reeves Beach is prohibited.
- (2) A resident or nonresident seeking a boat launch permit must be 18 years or older. ~~and possess a valid seasonal parking permit to be eligible for a boat launch permit.~~
- (3) A resident or nonresident seeking a boat launch permit must provide a description of the boat/vessel make, model, year and registration number. The applicant must produce a valid registration for the boat/vessel evidencing that the applicant is the owner of the boat/vessel. A resident or nonresident seeking a

boat launch permit for a boat, vessel, or water craft which does not require registration under state or local law, shall complete and file the boat launch owner affidavit with the recreation department.

- (4) An individual seeking a commercial boat launch permit must provide his or her name, address of company and a description of the trailer and registration number.
- (5) All resident and nonresident boat launch permits must be affixed to the boat/vessel and trailer, and commercial boat launch permits must be affixed to the truck and trailer. Note, a commercial boat launch permit shall not entitle the permit holder to park the truck or trailer at the parking area adjacent to the boat launch.
- (6) All residents and nonresidents must possess a seasonal parking permit, daily parking permit or daily boat launch permit (which shall also include a parking permit limited to use of the parking area at the boat launch site and valid only for date of issuance) to park vehicle and/or trailer at the parking area adjacent to the boat launch.
- (6) (7) The Town Board, by resolution, shall establish the fee and determine the hours and period of time a boat launch permit shall be valid.

§ 211-19. Dogs and other animals; destruction of property.

- A. No dogs, ~~or~~ domestic animals, or animals shall be allowed on any public bathing beach or recreation center except service dogs, therapy dogs, working dogs or detection dogs as set forth in § 207-2B(2) or by permit of the Recreation Department as set forth in § 211-24 or designated dog park as set forth in § 211-25.
- B. No person shall in any manner damage, deface, injure or destroy any structure, planting, roadway, embankment, building or equipment located on the grounds of any beach, bathing beach, recreation center, park, playground or dog park.
- C. No person shall be allowed to bring any type of disposable glass container on any beach, public bathing beach, recreation center, park, playground or dog park.

- Underline represents additions
- Strikethrough represents deletion(s)

Dated: Riverhead, New York  
March 7, 2017

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD  
DIANE M. WILHELM, TOWN CLERK**

03.07.2017  
170176

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #176**

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST A NOTICE OF PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN AMENDMENT OF CHAPTER 237 ENTITLED, "HIGHWAYS, STREET AND SIDEWALKS" OF THE RIVERHEAD TOWN CODE (§237-13. Penalties for offenses.)**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

**RESOLVED**, that the Town Clerk is hereby authorized to publish and post the attached public notice to consider a proposed local law for the amendment of Chapter 237 entitled, "Highways, Street and Sidewalks" of the Riverhead Town Code, once in the March 16, 2017 issue of the News-Review Newspaper, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE**, that a public hearing will be held on the 4<sup>th</sup> day of April, 2017 at 2:05 p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 101 of the Riverhead Town Code entitled, "Vehicles & Traffic" as follows:

**Chapter 237  
HIGHWAYS, STREETS AND SIDEWALKS  
ARTICLE IV  
Obstructions**

**§ 237-13. Penalties for offenses.**

Each violation of this article shall be punishable as follows:

- a) For the first offense, no less than \$250 but no more than ~~\$250~~ \$2,500.
- b) For the second offense, no less than \$750 but no more than \$2,500.
- c) For the third office, no less than \$1,000 but no more than \$2,500.

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

Dated: Riverhead, New York  
March 7, 2017

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

**DIANE M. WILHELM**, Town Clerk

03.07.2017  
170177

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #177**

**AUTHORIZES THE SALE OF POLICE DEPARTMENT  
IMPOUNDED VEHICLES**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

**WHEREAS**, the Town of Riverhead Procurement Policy authorizes the Town to dispose of personal property; and

**WHEREAS**, the Police Department seeks to dispose of nineteen (19) impounded vehicles, with impound dates from as early as 1990 to 2014, that have been stored by the Police Department; and

**WHEREAS**, the Police Department has reviewed and confirmed that the Police Department has all the proper documents for the disposal of the vehicles including a Salvage Certificate and/or Title for the vehicles;

**WHEREAS**, the Police Department has examined the vehicles and determined that the best method to achieve the highest and best price is to auction the vehicles; and

**WHEREAS**, Resolution #521 adopted on July 6, 2016, the Town Board approved an agreement between the Town and Auctions International and authorized the Supervisor to execute an agreement with Auctions International to provide auction services and disposition services for personal property and/or assets described as "government vehicles, machinery, equipment and all other assets" declared surplus pursuant to and consistent with Guideline 8 and such other procedures and requirements set forth in the Procurement Policy; and

**NOW THEREFORE BE IT RESOLVED**, that the Town Board approves the auction of impounded vehicles as listed in the attached document by Auctions International pursuant to the Contract; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Auctions International, 11167 Big Tree Road, East Aurora, NY 14052; Town of Riverhead Police Department and the Office of Accounting; and

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No

Giglio Yes No

Wooten Yes No

Dunleavy Yes No

Walter Yes No

The resolution was  was not   
thereupon duly declared adopted

03.07.2017  
170178

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #178**

**OFFERS SUPPORT TO NEW YORK STATE LEGISLATURE TO AMEND THE  
GENERAL MUNICIPAL LAW IN RELATION TO THE CREATION OF THE PECONIC  
BAY REGIONAL TRANSPORTATION COUNCIL**  
**(Senate Bill #S.3225/Assembly Bill #A.2671)**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

**WHEREAS**, Senate Bill S.3225/A.2671, has been introduced in the New York State Assembly, which is an act to amend the general municipal law, in relation to creating the Peconic Bay Regional Transportation Council; and

**WHEREAS**, expanding traffic congestion in the Peconic Bay region has resulted in deteriorating traffic safety, declining air quality, parking problems and adverse impacts to the historical and rural resources of the areas and has impeded further growth and development in the region. In order to preserve the tourism industry and provide comfort for permanent residents of the region, the issue of traffic congestion must be addressed; and

**WHEREAS**, as the unique geography of the region does not permit highway expansion, the solution lies with the expansion of the public transit system in the region. This legislation would create an entity to coordinate local governments, state government and federal government and other interested parties to create and establish a successful public transit initiative for the Peconic Bay region. Bringing the stakeholders and community members together in the development of the plan will ensure an open and comprehensive decision making process; and

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

**NOW THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby supports the efforts of the New York State Legislature for the creation of the Peconic Bay Regional Transportation Council; and be it further

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

**RESOLVED**, that the Town Clerk is hereby authorized to forward a copy of this resolution to Senator Kenneth P. LaValle, 28 North Country Road, Mount Sinai, NY,

11766, Assemblyman Fred W. Thiele, Jr., 2302 Main Street, P.O. Box 3062, Bridgehampton, NY, 11932; and be it further

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

03.07.2017  
170179

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #179**

**APPROVES CHAPTER 255 APPLICATION OF PC RICHARD & SON, INC.**  
**(Tent Sale – August 8, 2017 through August 22, 2017)**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

**WHEREAS**, on February 22, 2017, Steven Zoine, on behalf of PC Richard & Son Inc., submitted a Chapter 255 Application for the purpose of erecting a tent for the display and sale of their products at the location of 1685 Old Country Road, Riverhead, New York, to be held on Wednesday, August 8, 2017 through Tuesday, August 22, 2017, between the hours of 9:00 a.m. and 9:00 p.m.; and

**WHEREAS**, PC Richard & Son, Inc. 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 the application of PC Richard & Son, Inc., for the purpose of erecting a tent for the display and sale of their products at the location of 1685 Old Country Road, Riverhead, New York, to be held on August 8, 2017 August 22, 2017, between the hours of 9:00 a.m. and 9:00 p.m., is hereby approved; and be it further

**RESOLVED**, that the necessary tent permit must be obtained and the tent installation and all electric shall comply with the applicable requirements of the NFPA Life Safety Code (NFPA 101), the NFPA Temporary Membrane Structures/Tents (NFPA 102) and the Fire Code of New York State and the Building Code of New York State; and be it further

**RESOLVED**, that the applicable Chapter 255 Application fee has been paid; and be it further

**RESOLVED**, that this approval is subject to the obtaining of any permits as may be required by the New York State Department of Labor and the Suffolk County Department of Health; and be it further

**RESOLVED**, that this approval is subject to the provisions of Riverhead Town Code Chapter 301-251 G. entitled "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be it further

**RESOLVED**, that the Town Clerk is hereby authorized to forward a copy of this resolution to PC Richard & Son, Inc., Attn: Steven Zoine, 150 Price Parkway, Farmingdale, New York, 11735; and be it further

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

03.07.2017  
170180

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #180**

**APPROVES CHAPTER 255 APPLICATION OF PC RICHARD & SON, INC.**  
**(BBQ Tent Sale – May 25, 2017 through May 29, 2017)**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

**WHEREAS**, on February 21, 2017, Steven Zoine, on behalf of PC Richard & Son Inc., submitted a Chapter 255 Application for the purpose of erecting a tent for the display and sale of their products at the location of 1685 Old Country Road, Riverhead, New York, to be held on Thursday, May 25, 2017 through Monday, May 29, 2017, between the hours of 9:00 a.m. and 6:00 p.m.; and

**WHEREAS**, PC Richard & Son, Inc. 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 the application of PC Richard & Son, Inc., for the purpose of erecting a tent for the display and sale of their products at the location of 1685 Old Country Road, Riverhead, New York, to be held on May 25<sup>th</sup> through May 29<sup>th</sup>, 2017, between the hours of 9:00 a.m. and 6:00 p.m., is hereby approved; and be it further

**RESOLVED**, that the necessary tent permit must be obtained and the tent installation and all electric shall comply with the applicable requirements of the NFPA Life Safety Code (NFPA 101), the NFPA Temporary Membrane Structures/Tents (NFPA 102) and the Fire Code of New York State and the Building Code of New York State; and be it further

**RESOLVED**, that the applicable Chapter 255 Application fee has been paid; and be it further

**RESOLVED**, that this approval is subject to the obtaining of any permits as may be required by the New York State Department of Labor and the Suffolk County Department of Health; and be it further

**RESOLVED**, that this approval is subject to the provisions of Riverhead Town Code 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 the Town Clerk is hereby authorized to forward a copy of this resolution to PC Richard & Son, Inc., Attn: Steven Zoine, 150 Price Parkway, Farmingdale, New York, 11735; and be it further

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

03.07.2017  
170181

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #181**

**AUTHORIZES EXECUTION OF AMENDMENT OF DEED OF CONSERVATION  
EASEMENT FOR THE MAJOR SUBDIVISION OF DEMCHUK ESTATES**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

**WHEREAS**, by Resolution number 55, adopted on January 18, 2017, the Town Board authorized the publication of posting of public notice of hearing for the Amendment of the Deed of Conservation Easement for subdivision known as Demchuk Estates; and

**WHEREAS**, a public hearing was held on the 7<sup>th</sup> day of February, 2017 at 2:05 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board, be and hereby, authorizes the Supervisor's execution of the Amendment of the Deed of Conservation Easement in substantially the same format as attached; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to forward a copy of this resolution to Charles R. Cuddy, Esq., 445 Griffing Avenue, Riverhead, New York 11901; all members of the Town Board, the Planning and Building Administrator and the Office of the Town Attorney; and be it further

**RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No

Giglio Yes No

Wooten Yes No

Dunleavy Yes No

Walter Yes No

The resolution was  was not   
thereupon duly declared adopted

## AMENDMENT TO DEED OF CONSERVATION EASEMENT

THIS AMENDMENT TO DEED OF CONSERVATION EASEMENT is made on the day of \_\_\_\_\_, 2016, at Riverhead, New York. The parties are Soon Deok Kwon with an address of 31-19 Higgins Street, Flushing, New York 11354 (herein called "Grantor"), and the Town of Riverhead, a municipal corporation having a principal office at 200 Howell Avenue, Riverhead, New York 11901 (herein called "Grantee").

WHEREAS, a certain Deed of Conservation Easement dated June 7, 2007, was recorded with the Suffolk County Clerk on June 17, 2007 at Liber D00012509 page 141.

WHEREAS, the real property affected by the Deed of Conservation Easement is a 15+/- acre site located between Twomey Avenue and Riley Avenue at Calverton, Suffolk County, New York (SCTM#0600-79-01-009.005);

WHEREAS, the Grantor is the owner of the above site and has requested that the Deed of Conservation Easement be amended;

WHEREAS, pursuant to a Resolution No. 2016-0064 of the Riverhead Town Planning Board adopted on July 7, 2016, the Deed of Conservation Easement is amended in part by deleting the paragraph at page 7 which starts "Not Withstanding Anything to the Contrary" and concludes "As Approved by the Riverhead Planning Board" and inserting in its place the following paragraph:

"NOTWITHSTANDING ANYTHING TO THE CONTRARY CONTAINED HEREIN, NO STRUCTURES MAY BE ERECTED OR MAINTAINED ON THE PROPERTY DESCRIBED IN SCHEDULE "A" EXCEPT AS PERMITTED BY THIS PARAGRAPH:

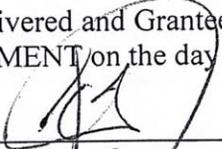
1. DEER FENCING ALONG PERIMETER BOUNDARIES AND EXISTING POTATO BARN TOGETHER WITH TRANSFORMER BOX AND PANEL BOX FOR ELECTRICITY.
2. ONE POLE BARN AS DESCRIBED IN BUILDING PERMIT APPLICATION NO. 77 DATED FEBRUARY 9, 2016 NOT TO EXCEED 40 FEET BY 100 FEET.
3. SIX (6) GREENHOUSES EACH NO LARGER THAN 30 FEET BY 150 FEET AS DEPICTED UPON A SURVEY TO BE FILED WITH THE PLANNING BOARD BEARING THE SIGNATURE OF THE CHAIRMAN OF THE BOARD AND DATE OF APPROVAL.
4. UPON THE COMPLETE REMOVAL OF ALL OF THE GREENHOUSES A SINGLE FAMILY RESIDENCE AND ACCESSORY STRUCTURES MAY BE CONSTRUCTED AND MAINTAINED SUBJECT TO THE FOLLOWING LIMITATIONS AND CONDITIONS: THE SQUARE FOOTAGE MAY NOT EXCEED A TOTAL OF 3000 SQUARE FEET FOR THE SINGLE FAMILY RESIDENCE AND ACCESSORY STRUCTURE(S); COMPLIANCE WITH THE THEN CURRENT LOT YARD DIMENSIONAL REQUIREMENTS; APPROVAL OF SITING ALL SUCH RESIDENTIAL IMPROVEMENTS BY THE PLANNING BOARD; AND RESTORATION OF THAT PORTION OF PROPERTY WHEREIN THE GREENHOUSES WERE LOCATED TO CROP PRODUCTION OR GRAZING LAND FREE OF ANY STRUCTURES OR EQUIPMENTS,

TEMPORARY OR PERMANENT.

- 5. NO OTHER STRUCTURE OR EQUIPMENT, TEMPORARY OR PERMANENT, FOR ANY PURPOSE SHALL BE ERECTED AT THE PROPERTY. MARKETING OR RETAIL SALES SHALL BE PROHIBITED;

Except for the above amendment no other part of the Deed of Conservation Easement dated June 7, 2007, and recorded with the Suffolk County Clerk on June 17, 2007 at Liber D00012509 page 141 is amended, and, as amended the Deed of Conservation Easement remains in full force and effect.

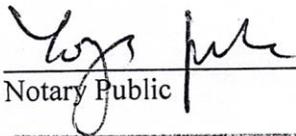
IN WITNESS WHEREOF, Grantor has executed and delivered and Grantee has accepted and received this AMENDMENT TO CONSERVATION EASEMENT on the day and year set forth above.

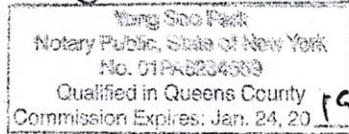
  
 \_\_\_\_\_  
 Soon Deok Kwon, Grantor

Town of Riverhead, Grantee  
 \_\_\_\_\_

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

On the 18<sup>th</sup> day of Nov, 2016 before me, the undersigned, personally appeared Soon Deok Kwon personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

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



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

On the \_\_\_\_\_ day of \_\_\_\_\_, 2016 before me, the undersigned, personally appeared \_\_\_\_\_ personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

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

## SCHEDULE A DESCRIPTION

ALL that certain plot piece or parcel of land, situate, lying and being at Calverton, Town of Riverhead, County of Suffolk and State of New York, bounded and described as follows:

BEGINNING at a point set on the northwesterly side of Riley Avenue distant South 53 degrees 28 minutes 00 seconds West 330.57 feet from a monument set at the intersection of the northwesterly side of Riley Avenue and the west side of Twomey Avenue;

RUNNING THENCE along the northwesterly side of Riley Avenue South 53 degrees 28 minutes 00 seconds West 358.86 feet to a set stake;

THENCE North 21 degrees 01 minute West 205.00 feet to a set stake;

THENCE South 68 degrees 59 minutes 00 seconds West 165.00 feet to a set stake;

THENCE North 21 degrees 01 minute 00 seconds West 412.34 feet to a set stake and land now or formerly of Map of "The Village Green at Baiting Hollow", filed 8/2/89, Map No. 8791;

THENCE along last mentioned land South 82 degrees 45 minutes East 235.47 feet to a concrete monument;

THENCE North 20 degrees 40 minutes West still along last mentioned land 891.84 feet to land now or formerly of Broad Properties, Inc.;

THENCE South 78 degrees 35 minutes East along last mentioned land and land now or formerly of Robert Rambo 737.14 feet to the west side of Twomey Avenue;

THENCE along the west side of Twomey Avenue South 21 degrees 18 minutes 00 seconds East 556.07 feet to land now or formerly of Dorman;

THENCE South 53 degrees 28 minutes 00 seconds West along last mentioned land and land now or formerly of McLaughlin 408.75 feet to a point;

THENCE South 36 degrees 32 minutes 00 seconds East along land now or formerly of McLaughlin 250 feet to the point or place of BEGINNING.

**TOWN OF RIVERHEAD**

**Resolution #182**

**CLASSIFIES ACTION AND REQUESTS LEAD AGENCY  
FOR LOCAL LAW TO AMEND CHAPTER 301 ZONING AND LAND DEVELOPMENT  
RURAL CORRIDOR ZONING USE DISTRICT**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

**WHEREAS**, the Riverhead Town Board has proposed an amendment to the Town Code, Chapter 301 Zoning and Land Development, Article LII. Rural Corridor (RLC) Zoning Use District; and,

**WHEREAS**, the matter is a Local Law for amending "Section 301-64 Uses" in the RLC Zoning Use District for Special permit regarding expansion of existing structures designated as a landmark pursuant to Article III of Chapter 241 of the Town Code and use of said structures for professional offices; and

**WHEREAS**, the affected area is in excess of 25 acres; and,

**WHEREAS**, pursuant to 6NYCRR Part 617.4(b)(2) the State Environmental Quality Review Act (SEQRA), the proposed action is designated a Type 1 for the adoption of changes in the allowable uses within any zoning district, affecting 25 or more acres of the district;

**WHEREAS**, the Type I action mandates coordinated SEQRA review with involved agencies; and,

**WHEREAS**, the Planning Department has prepared the full EAF and other project documentation; and,

**WHEREAS**, the Town Board is requesting Lead Agency status for the purpose of SEQRA coordinated review with involved agencies,

**THEREFORE, BE IT RESOLVED**, that the Riverhead Town Board declares the Local Law amendment to Chapter 301 to be a Type I action pursuant to 6NYCRR Part 617.4(b)(2) and further directs the Planning Department to circulate a request for the Town Board to be the Lead Agency in the project's SEQR review, and

**BE IT FURTHER RESOLVED**, that the Town Board directs the Planning Department to coordinate the Lead Agency request inclusive of relevant information to all involved agencies with a request for comments and

**BE IT FURTHER RESOLVED**, that the Planning Department be directed to file the requisite notice requesting Lead Agency status and all relevant information with the Town Clerk 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.

**BE IT FURTHER RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No  
The resolution was  was not   
thereupon duly declared adopted

03.07.2017  
170183

ADOPTED

**TOWN OF RIVERHEAD**

**Resolution #183**

**AUTHORIZES THE TOWN CLERK TO PUBLISH A PUBLIC NOTICE FOR A PUBLIC HEARING TO CONSIDER THE AMENDMENT OF CHAPTER 263 ENTITLED, "RENTAL DWELLING UNITS" OF THE RIVERHEAD TOWN CODE**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

**RESOLVED**, the Town Clerk be and is hereby authorized to publish the attached public notice once in the March 16<sup>th</sup>, 2017 issue of the News Review newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law amending Chapter 263, "Rental Dwelling Units 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 Planning Department; the Planning Board; the Zoning Board of Appeals and the Building Department.

**BE IT FURTHER RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No

Walter Yes No

The resolution was  was not   
thereupon duly declared adopted

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE** that a public hearing will be held before the Town Board of the Town of Riverhead, at 200 Howell Avenue, Riverhead, New York on the 4<sup>th</sup> day of April, 2017 at 2:15 o'clock p.m. to consider a local law amending Chapter 263 "Rental Dwelling Units" of the Riverhead Town Code as follows:

**§ 263-3. Definitions.**

**MANAGING AGENT**-Any individual, business, partnership, firm, corporation, enterprise, trust, company, industry, association, public utility or other legal entity responsible for the maintenance or operation of any rental property as defined within this chapter.

Chapter 263. Rental Dwelling Units

**§ 263-4. Rental occupancy permit required.**

**A.** It shall be unlawful and a violation of this chapter for any person or entity who owns or is a "managing agent" as defined in this chapter of a dwelling unit in the Town to use, establish, maintain, operate, let, lease, rent or suffer or permit the occupancy and use thereof as a rental occupancy by someone other than the owner without first having obtained a valid rental occupancy permit therefor. Failure or refusal to procure a rental occupancy permit hereunder shall be deemed a violation.

**B.** A rental occupancy permit issued under this chapter shall only be issued to the owner(s) of the real property at issue.

**C.** In the event that the ownership of a rental dwelling is transferred, the new owner shall register the property within 30 days of the closing of title pursuant to the requirements set forth in this chapter, as a rental occupancy permit issued under this chapter is not transferable. If the rental dwelling is not registered as required by this chapter, there will be a presumption that said property is being utilized as rental property by the new owner(s) in violation of this chapter.

**D.** Transient rentals.

[Added 10-16-2013 by L.L. No. 17-2013]

(1) A transient rental is prohibited.

(2) The prohibition on transient rental shall not apply to the following: any legally operating commercial hotel/motel business or bed-and-breakfast establishment operating exclusively and catering to transient clientele, that is, customers who customarily reside at these establishments for short durations for the purpose of vacationing, travel, business, recreational activities, conventions, emergencies and other activities that are customary to a commercial hotel/motel business.

- Underline represents additions
- Strikethrough represents deletion(s)

Dated: Riverhead, New York

March 7, 2017

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD  
DIANE M. WILHELM, TOWN CLERK**

TOWN OF RIVERHEAD

Resolution #184

**AWARDS BID – INSTALLATION OF WATER MAINS & APPURTENANCES –  
OLD ORCHARD SUBDIVISION – RIVERHEAD WATER DISTRICT**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

**WHEREAS**, this Town Board did authorize the advertisement for bids for Installation of Water Main and Appurtenances for the Old Orchard Subdivision of the Riverhead Water District, and

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

**WHEREAS**, H2M Group, consulting engineers to the Riverhead Water District, by attached letter dated February 27, 2017 did recommend that the bid be awarded to Bancker Construction Corp. of Islandia, New York at the total base bid price of \$337,650.00.

**NOW, THEREFORE, BE IT RESOLVED**, that the bid for Installation of Water Mains and Appurtenances for Old Orchard Subdivision of the Riverhead Water District, be and is hereby awarded to:

Bancker Construction Corp.  
Islandia, New York  
In the bid amount of \$337,650.00

to be paid from developer's funds at no cost to the town or the Riverhead Water District, and be it further

**RESOLVED**, that Bancker Construction Corp. shall post a bond in the amount of the total bid of \$337,650.00, and be it further

**RESOLVED**, that the Town Clerk forward certified copy of this resolution to the above named contractor, and be it further

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

**RESOLVED**, that pursuant to this bid award, the Town Supervisor be and is hereby authorized to execute a contract with Bancker Construction Corp. 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.

**BE IT FURTHER RESOLVED**, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

Hubbard Yes No      Giglio Yes No  
Wooten Yes No      Dunleavy Yes No  
Walter Yes No

The Resolution Was  Thereupon Duly Declared Adopted



water

538 Broad Hollow Road, 4<sup>th</sup> Floor East tel 631.756.8000  
Melville, NY 11747 fax 631.694.4122

February 27, 2017

Town Board  
Town of Riverhead  
200 Howell Avenue  
Riverhead, New York 11901

**Re: Riverhead Water District  
Installation of Water Mains & Appurtenances  
Old Orchard Subdivision  
H2M Project No.: RDWD 16-51**

Dear Board Members:

On Friday, February 10, 2017, bids were received by the Town Board of Riverhead for the above referenced project. A total of five (5) bids were submitted with the low bid being submitted by Bancker Construction Corp. of Islandia, New York with a total base bid amount of \$337,650.00. A copy of the bid tabulation sheet is enclosed for your records.

We have investigated the qualifications submitted by the low bidder and have found him to be a qualified and responsible contractor. Bancker Construction Corp. has successfully completed similar projects for various water utilities across Long Island over the past few years. It is our opinion that Bancker Construction Corp. is qualified and his bid prices are fair and reasonable. Therefore, we recommend that the contract be awarded to Bancker Construction Corp. for the total base bid amount of \$337,650.00.

It should be noted that the cost of this project is to be fully funded by the owner of the property with no costs to the Town or Water District. As such, we understand the owner has deposited the necessary funds to permit construction of the project.

Should you have any questions regarding this recommendation, please contact our office.

Very truly yours,

**H2M architects + engineers**

*John Collins*

John R. Collins, P.E.  
Senior Project Engineer

Enclosure  
JRC:djr

cc: Supervisor Sean Walter  
Carissa Willis, Town Board Coordinator  
Supt. Mark Conklin  
Richard Ehlers, Esq.

CLIENT NAME: Riverhead Water District

PROJECT TITLE: Water Mains & Appurtenances - Old Orchid Subdivision

PROJECT NO.: RDWD 16-51

BID DATE: February 10, 2017 - 2:00 p.m.

5% BB or CC

				BIDDER		BIDDER		BIDDER		BIDDER		BIDDER	
				Bancker Construction Corp.		Excav Services		Alessio Pipe & Construction		G&M Earth Moving, Inc.		Merrick Utility Associates, Inc.	
				Islandia, New York		Wading River, New York		Huntington Station, New York		Holbrook, New York		Farmingdale, New York	
				5% BB		5% BB		5% BB		5% BB		5% BB	
ITEM NO.	DESCRIPTION	QTY.	UNITS	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1A	Furnish & Install 6" Cement-Lined Ductile Iron Water Main.	75	LF	\$40.00	\$3,000.00	\$38.00	\$2,850.00	\$40.00	\$3,000.00	\$38.00	\$2,850.00	\$42.00	\$3,150.00
1B	Furnish & Install 8" Cement-Lined Ductile Iron Water Main.	3,100	LF	41.00	127,100.00	38.00	117,800.00	60.00	186,000.00	60.00	186,000.00	48.00	148,800.00
2	Furnish & Install Mechanical Joint C.L.D.I. Castings.	7,000	LBS	1.00	7,000.00	2.90	20,300.00	1.00	7,000.00	2.00	14,000.00	3.50	24,500.00
3A	Furnish & Install 6" Mechanical Joint Gate Valve & Box & Retainer Glands.	5	UNITS	2,550.00	12,750.00	1,800.00	9,000.00	2,000.00	10,000.00	1,800.00	9,000.00	2,700.00	13,500.00
3B	Furnish & Install 8" Mechanical Joint Gate Valve & Box & Retainer Glands.	10	UNITS	2,950.00	29,500.00	2,000.00	20,000.00	3,000.00	30,000.00	1,800.00	18,000.00	2,900.00	29,000.00
3D	Furnish & Install 12" Mechanical Joint Gate Valve & Box & Retainer Glands.	1	UNIT	4,900.00	4,900.00	4,500.00	4,500.00	5,000.00	5,000.00	2,825.00	2,825.00	3,700.00	3,700.00
4A	Furnish & Install Hydrant (Mechanical Joint Inlet) with Rods & Retainer Glands	5	UNITS	5,800.00	29,000.00	7,000.00	35,000.00	5,000.00	25,000.00	5,200.00	26,000.00	4,200.00	21,000.00
5	Chlorination, Flushing & Testing of Water Mains.	3,175	LF	1.00	3,175.00	1.50	4,762.50	1.00	3,175.00	1.00	3,175.00	1.00	3,175.00
7	Permanent Blow-Off Assembly	1	UNIT	900.00	900.00	2,800.00	2,800.00	800.00	800.00	900.00	900.00	4,000.00	4,000.00
8B	Cut-In to Existing 8" Water Main.	1	UNIT	11,000.00	11,000.00	6,000.00	6,000.00	5,000.00	5,000.00	11,000.00	11,000.00	10,000.00	10,000.00
8D	Cut-In to Existing 12" Water Main.	1	UNIT	13,000.00	13,000.00	8,500.00	8,500.00	10,000.00	10,000.00	11,100.00	11,100.00	10,000.00	10,000.00
9	Trench Compaction.	3,175	LF	1.00	3,175.00	1.60	5,080.00	1.00	3,175.00	1.00	3,175.00	1.00	3,175.00
10A	Repaving Town of Riverhead Roadway incl. permitting, saw cutting, removals, installation of base and wearing course asphalt, sealing and re-striping.	175	SY	20.00	3,500.00	55.00	9,625.00	20.00	3,500.00	125.00	21,875.00	105.00	18,375.00
14	Furnish & Place 2" Clean Topsoil & Restore Disturbed Areas with Hydro-Seed.	100	LF	1.00	100.00	12.00	1,200.00	1.00	100.00	15.00	1,500.00	10.00	1,000.00
26A	Moving Fee (Re-Mobilization).	1	LS	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
28	All work and materials associated with the installation of new precast concrete vault, 8-inch hydraulic control valve, piping and fittings inside new vault, aluminum access ladder and double leaf aluminum hatch.	1	UNIT	38,000.00	38,000.00	21,500.00	21,500.00	28,500.00	28,500.00	20,000.00	20,000.00	21,200.00	21,200.00
29	Furnish & Install 2" Hot-Mix Asphalt including maintenance & removal.	100	LF	1.00	100.00	9.00	900.00	1.00	100.00	20.00	2,000.00	3.50	350.00
30A	Furnish & Install new 1" Water Services	27	UNITS	1,850.00	49,950.00	2,900.00	78,300.00	2,600.00	70,200.00	2,300.00	62,100.00	3,200.00	86,400.00
<b>TOTAL BID (SUM OF ALL ITEMS):</b>				<b>\$337,650.00</b>		<b>\$349,617.50</b>		<b>\$392,050.00</b>		<b>\$397,000.00</b>		<b>\$402,825.00</b>	
Proposed Ductile Iron Pipe Manufacturer:				U.S. Pipe		U.S. Pipe / Griffin		U.S. Pipe / Griffin		U.S. Pipe / Griffin		U.S. Pipe / Griffin	
Proposed Gate Valve Manufacturer:				Clow		Mueller / Clow		Mueller / Clow		Clow / Mueller		Clow / Mueller	
Proposed Hydrant Manufacturer:				Medallion		Clow		Clow		Mueller		Mueller	

03.07.2017

ADOPTED

170185

**TOWN OF RIVERHEAD  
Resolution #185  
PAYS BILLS**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

Fund Name	Fund	Ckrun	Grand Totals
GENERAL FUND	1	708,016.87	708,016.87
POLICE ATHLETIC LEAGUE	4	4,736.80	4,736.80
RECREATION PROGRAM FUND	6	12,173.40	12,173.40
HIGHWAY FUND	111	166,120.07	166,120.07
WATER DISTRICT	112	67,827.88	67,827.88
RIVERHEAD SEWER DISTRICT	114	48,238.58	48,238.58
REFUSE & GARBAGE COLLECTION DI	115	215,960.68	215,960.68
STREET LIGHTING DISTRICT	116	42,126.11	42,126.11
PUBLIC PARKING DISTRICT	117	1,875.00	1,875.00
AMBULANCE DISTRICT	120	234,415.98	234,415.98
EAST CREEK DOCKING FACILITY FU	122	1,586.97	1,586.97
CALVERTON SEWER DISTRICT	124	7,613.65	7,613.65
RIVERHEAD SCAVENGER WASTE DIST	128	21,329.49	21,329.49
WORKERS' COMPENSATION FUND	173	26,485.10	26,485.10
WATER DISTRICT CAPITAL PROJECT	412	18,401.02	18,401.02
RIVERHEAD SEWER CAPITAL PROJEC	414	708,489.31	708,489.31
TRUST & AGENCY	735	335,375.57	335,375.57
CALVERTON PARK - C.D.A.	914	4,576.17	4,576.17
<b>TOTAL ALL FUNDS</b>		<b>2,625,348.65</b>	<b>2,625,348.65</b>

**THE VOTE**

Hubbard  Yes  No      Giglio  Yes  No  
 Wooten  Yes  No      Dunleavy  Yes  No  
 Walter  Yes  No

The Resolution Was  Thereupon Duly Declared Adopted

