

RESOLUTION LIST

SEPTEMBER 6, 2017

- Res. #665 DeFriest Force Main Encasement Capital Project #20011 Closure**
- Res. #666 Princess Laundry Sewer Improvement Capital Project #20015 Closure**
- Res. #667 Riverhead Bay Motors Sewer Extension Capital Project #20076 Closure**
- Res. #668 2013 Sweezy Avenue Reconstruction Capital Project #45120 Closure**
- Res. #669 Sewer Belt Filter Replacement Capital Project #70063 Closure**
- Res. #670 2016 Funding of Calverton Recreation al Park Project**
- Res. #671 Buildings and Grounds Equipment Budget Adjustment**
- Res. #672 Suffolk County Council Boy Scouts Water Service Installation Water Capital Project Budget Adoption**
- Res. #673 Acceptance of 2016 Audited Community Preservation Fund**
- Res. #674 Authorizes the Supervisor to Execute a Professional Services Agreement with Business Automation Services (BAS) for Tax Collection Software**
- Res. #675 Appoints Member to Parking District Advisory Committee (Martin Sendlewski)**
- Res. #676 Authorizes Attendance of Assessor at Seminar**
- Res. #677 Authorizes the Community Development Department to Apply for a Technical Assistance Grant Program for the Benjamin Barn**
- Res. #678 Ratifies the Execution of a License Agreement with the Department of the Navy (EPCAL) Recreational Walking/Bike Trail)**
- Res. #679 Approves the Attendance of One Police Department Employee to the New York State 2017 Homicide Seminar**
- Res. #680 Amends Resolution #626 (Accepts the Retirement of a Police Officer, Ollie T. Crump)**
- Res. #681 Authorizes the Attendance of One Police Department Employee to the 2017 IACP Conference**

- Res. #682** Accepts Highway Superintendent's Personnel Report & Request for Town Board Resolution to Effectuate Personnel Request (Keith Fink)
- Res. #683** Authorizes the Town Clerk to Publish a Help Wanted Advertisement for Part-Time Maintenance Mechanics
- Res. #684** Reclassifies the Position of an Account Clerk Typist (Joan Mottern)
- Res. #685** Appoints a Community Relations Specialist (Elizabeth Flood)
- Res. #686** Transfers an Account Clerk Typist (Melissa Boden)
- Res. #687** Approves a Final Site Plan Application for Riverview Lofts/Georgica Green Ventures, LLC 221 East Main Street and 31 McDermott Avenue SCTM No's 0600-129-01-21 & 22
- Res. #688** Corrects Resolution Awarding Bid for Food & Meat Products 2017
- Res. #689** Authorization to Publish Advertisement for Chemicals for Town of Riverhead Sewer District
- Res. #690** Confirms Bid Award for Janitorial Supplies 2017 and Rejects Proposal Submitted by Interboro Packaging Corporation
- Res. #691** Extends Bid Contract for Lubricant Items
- Res. #692** Amends Resolution #426 (Appoints Seasonal Recreation Leaders to the Recreation Department)
- Res. #693** Authorizes the Supervisor to Execute an Agreement with Thomson Reuters Corporation
- Res. #694** Resolution to Accept Donation with Terms and Conditions from Riverhead MTAS, Inc.
- Res. #695** Authorizes the Town of Riverhead to Direct Claudette Grivaz to Remove all Litter, Garbage/Refuse, Rubbish, Yard Waste, Weeds, Noxious Plants, Grass and/or Rank Vegetation in Excess of Ten (10) Inches in Height Upon the Premises Known as 20 Jerome Circle, Riverhead N.Y. 11901 a/k/a SCTM #112.-1-1.10 Pursuant to Riverhead Town Code Chapter 251
- Res. #696** Authorizes the Town of Riverhead to Direct Kevin Grattan to Remove all Litter, Garbage/Refuse, Rubbish, Yard Waste, Weeds, Noxious Plants, Grass and/or Rank Vegetation in Excess of Ten (10) Inches in Height Upon the Premises Known as 51 Josica Dr., Aquebogue N.Y. 11931 a/k/a SCTM #85.-4-9 Pursuant to Riverhead Town Code Chapter 251

- Res. #697** Adopts a Local Law to Amend Chapter 301 Entitled “Zoning and Land Development” of the Riverhead Town Code (§301-48 Uses. – Hamlet Residential (HR) Zoning Use District)
- Res. #698** Authorizes Bow Hunting for Deer on Town Property at Enterprise Park at Calverton (SCTM No. 600-135-1-7.33, et al.); 1751 Sound Avenue, Calverton (SCTM No. 600-60-1-2): 437 Youngs Avenue Riverhead (SCTM No. 600-80-2-6.1); Middle Road, Riverhead, (SCTM No. 600-80-2-10.1), from October 2, 2017 to December 4, 2017, Inclusive
- Res. #699** Amends and Ratifies Resolution #605 of 2017 (Approves the Application for Fireworks Permit of Riverhead Raceway – Saturday, August 12, 2017)
- Res. #700** Authorizes the Supervisor to Execute a License Agreement with Darkside Productions, Inc.
- Res. #701** Approves Chapter 255 Application of the Cystic Fibrosis Foundation Greater New York Chapter (“CF Cycle for Life” – Saturday, September 16, 2017)
- Res. 702** Approves Chapter 255 Application of Long Ireland Beer Company, LLC (“Halfway to St. Patrick’s Day Party” – Saturday, September 16, 2017)
- Res. #703** Approves the Chapter 255 Application of the Sierra Club (Electric Car Display Entitled “National Drive Electric Week Event” Sunday, September 17, 2017)
- Res. #704** Authorizes Retention of the Law Firm of Sinnreich, Kosakoff & Messina LLP as Special Counsel to Defend Legal Action Against the Town of Riverhead Commenced by LuxuryBeachFrontGetaway.com, Inc., Virginia Grieco and Debbie Neihoff
- Res. #705** Assumes Lead Agency, Determination of Significance Pursuant to SEQRA and Adopts a Local Law to Amend Chapter 301 Entitled, “Zoning and Land Development” of the Code of the Town of Riverhead
- Res. #706** Resolution Calling Public Hearing Regarding Lateral Water Main Extension for Peconic Are Research, Recovery and Rehabilitation Center
- Res. #707** Pays Bills
- Res. #708** Incorporation of Certain Roads Into the Town of Riverhead Highway System Pursuant to New York State Highway Law Section 189 (Highways By Use)

TOWN OF RIVERHEAD

Resolution # 665

**DE FRIEST FORCE MAIN ENCASEMENT
CAPITAL PROJECT #20011 CLOSURE**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, Capital Project #20011, for the De Friest Force Main Encasement, is considered complete;

WHEREAS, Project #20011 has an unspent balance of \$1,492.62 in Developer Fees that can be returned to the Atlantis Holding Company LLC;

RESOLVED, that the Town Board hereby authorizes the Accounting Department to close and modify the budgets for Capital Project #20011, and return the unspent funds to the Atlantis Holding Company LLC.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Sewer and Accounting 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 666

**PRINCESS LAUNDRY SEWER IMPROVEMENT
CAPITAL PROJECT #20015 CLOSURE**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, Capital Project #20015, for the Princess Laundry Sewer Improvement, is considered complete;

WHEREAS, Project #20015 has an unspent balance of \$413.99 in Developer Fees that can be returned to the Laundry Palace Hemp, Inc.;

RESOLVED, that the Town Board hereby authorizes the Accounting Department to close and modify the budgets for Capital Project #20015, and return the unspent funds to the Laundry Palace Hemp, Inc.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Sewer and Accounting 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 667

RIVERHEAD BAY MOTORS SEWER EXTENSION
CAPITAL PROJECT #20076 CLOSURE

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, Capital Project #20076, for the Riverhead Bay Motors Sewer Extension, is considered complete;

WHEREAS, Project #20076 has an unspent balance of \$2,524.58 in Developer Fees that can be returned to Yoda LLC;

RESOLVED, that the Town Board hereby authorizes the Accounting Department to close and modify the budgets for Capital Project #20076, and return the unspent funds to Yoda LLC.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Sewer and Accounting 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 668

2013 SWEEZY AVE RECONSTRUCTION
CAPITAL PROJECT #45120 CLOSURE

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, Capital Project #45120, for the 2013 Sweezy Avenue Reconstruction, is considered complete;

WHEREAS, Project #45120 has an unspent balance of \$27,205.34 that can be returned to the Highway Fund;

RESOLVED, that the Town Board hereby authorizes the Accounting Department to close and modify the budgets for Capital Project #45120, and return the unspent funds to the Highway Fund.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Highway and Accounting 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 669

**SEWER BELT FILTER REPLACEMENT
CAPITAL PROJECT #70063 CLOSURE**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, Capital Project #70063, for the Sewer Belt Filter Replacement, is considered complete;

WHEREAS, Project #70063 has an unspent balance of \$127.00 that can be returned to the Scavenger Waste Fund;

RESOLVED, that the Town Board hereby authorizes the Accounting Department to close and modify the budgets for Capital Project #70063, and return the unspent funds to the Scavenger Waste Fund.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Sewer and Accounting 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 670

2016 FUNDING OF CALVERTON RECREATIONAL PARK PROJECT

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Calverton Recreational Park Project bond authorization has expired and the Town must fund the expenditures through Special Trust Fund Park and Rec Fees; and

WHEREAS, the Town Board agrees to fund the project yearly as funds become available; and

WHEREAS, the balance in the Special Trust Fund balance as of December 31, 2016 is not sufficient to fund the project.

RESOLVED, that the Town Board authorized the Financial Administrator to transfer \$50,000 for 2016 from the General Fund to Calverton Recreational Park Project #70015:

BE IT FURTHER RESOLVED, that the Financial Administrator will propose a yearly transfer to the Calverton Recreational Park Project #70015.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting and Recreation 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 671

BUILDINGS AND GROUNDS

EQUIPMENT BUDGET ADJUSTMENT

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, the Engineering department is requesting a budget adjustment to purchase a new Dodge Ram 2500 series truck for Buildings and Grounds.

NOW THEREFORE BE IT RESOLVED, that the Supervisor be, and is hereby authorized to establish the following budget adjustment and transfer of funds:

		<u>FROM</u>	<u>TO</u>
001.016250.515500	Personal Services P/T	30,000.00	
001.016250.541200	R&M Grounds		1,403.00
001.016250.524175	Trucks		31,403.00

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting and the Engineering 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 <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dunleavy <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Walter <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 672

SUFFOLK COUNTY COUNCIL BOY SCOUTS WATER SERVICE INSTALLATION

WATER CAPITAL PROJECT

BUDGET ADOPTION

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, a check in the amount of \$24,408.36 has been received from the Suffolk County Council Inc. to provide for the installation of a two-inch (2") water service at 1774 Sound Ave, Calverton, NY.

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>
412.092705.421050.30143	Developer Fees	24,408.36	
412.083200.523002.30143	Construction		24,408.36

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 <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dunleavy <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Walter <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 673

**ACCEPTANCE OF 2016 AUDITED
COMMUNITY PRESERVATION FUND**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town of Riverhead authorized George R. Rehn, CPA to conduct the audit of the records of the Town of Riverhead Community Preservation Fund for the year ended December 31, 2016; and

WHEREAS, George R. Rehn, CPA has audited the Community Preservation Fund and issued a report in accordance with NY Town Law §64-E.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby accepts the Community Preservation Fund audit report for the year ended December 31, 2016: and

THEREFORE BE IT FURTHER RESOLVED, that the Town Clerk provide a copy of this resolution to the Accounting Department: and

THEREFORE BE IT FURTHER RESOLVED that the I.T. Department is authorized to post the CPF Audit Report for the year ended December 31, 2016 on the Town of Riverhead's web site;

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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 674

**AUTHORIZES THE SUPERVISOR TO EXECUTE A
PROFESSIONAL SERVICES AGREEMENT WITH BUSINESS AUTOMATION
SERVICES (BAS) FOR TAX COLLECTION SOFTWARE**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, Business Automation Services, Inc. (BAS) has submitted a proposal dated July 26, 2017 to provide for the installation, implementation and ongoing servicing of the BAS Tax Online Services software to be utilized by the Town for real property tax collection and which will permit among other things, noticed to taxpayers when tax bills issue and the option of partial payments online at a total cost of \$84,600.00.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a Professional Services Agreement with BAS for a total sum not to exceed \$84,600.00 in substantially the form attached; and be it further

RESOLVED, that Town Clerk the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Business Automation Services, Inc., 661 Plank Road, Clifton Park, New York 12065; 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

CONSULTANT/PROFESSIONAL SERVICES AGREEMENT

This Agreement made the _____ of August, 2017 between the TOWN OF RIVERHEAD, a municipal corporation organized and existing under the laws of New York, with its office located at 200 Howell Avenue, Riverhead, New York 11901 (hereinafter referred to as the "Town") and Business Automation Services, Inc., with its principal place of business at 661 Plank Road, Clifton Park, New York 12065 (hereinafter referred to as "Consultant").

In consideration of the mutual promises herein contained, Town of Riverhead and Consultant agree as follows:

1. SCOPE OF SERVICES

That Consultant shall provide, at the Town's request, installation, configuration and ongoing software support for Tax Collection System software/services as described in Proposal dated July 26, 2017.

The services provided by Consultant are set forth in said Proposal dated July 26, 2017 which is incorporated as and made part of this Agreement as Schedule A. All work outlined in this scope of work is to be performed during normal business hours (Monday through Friday, 8:30 A.M. – 4:30 P.M.), with the exception of work which will be performed during the change control windows.

2. TERM OF AGREEMENT

The Agreement shall commence immediately and terminate on December 31, 2018.

3. PAYMENT

In consideration for these services rendered by the Consultant under this agreement, the Town agrees to pay the Consultant for professional services the sum of not more than eighty-four thousand six hundred and 00/100 dollars (\$84,600.00), which total sum shall be paid as follows:

First payment in the sum of twelve thousand and 00/100 dollars (\$12,000.00) within 30 days of the effective date of this agreement;

Second payment in the sum of forty-six thousand six hundred and 00/100 dollars (\$46,600.00) on or before January 15, 2018; and

Third and final payment in the sum of twenty-six thousand and 00/100 dollars (\$26,000.00) on or before December 31, 2018.

Invoices for services and reimbursable expenses shall contain the following statement signed by Consultant, or if this Agreement is with a firm, an officer or authorized representative of the firm: "I hereby certify, to the best of my knowledge and belief, that this invoice is correct, and that all items invoiced are based upon actual costs incurred or services rendered consistent with the terms of the professional services agreement." Each invoice for reimbursable expenses shall be supported by: (a) an itemized description of expenses claimed; (b) pertinent information relative

to the expenses; and (c) attached receipts. Invoices shall reference this Agreement or otherwise be identified in such a manner as Town may reasonably require.

4. RIGHTS TO DOCUMENTS OR DATA

All information and data, regardless of form, generated in the performance of, or delivered under this Agreement, as well as any information provided to Consultant by Town, shall be and remain the sole property of Town. Consultant shall keep all such information and data in confidence and not disclose or use it for any purpose other than in performing this Agreement, except with Town's prior written approval. In the event that the legal right in any data and information generated in the performance of this Agreement does not vest in Town by law, Consultant hereby agrees and assigns to Town such legal rights in all such data and information. Final payment shall not be due hereunder until after receipt by Town of such complete document and data file, or a certification that there is no such information created by the services performed under this Agreement, and receipt of all information and data which is the property of Town. These obligations shall survive the termination of this Agreement.

5. PUBLICITY

Consultant shall not, without the prior written consent of Town, in any manner advertise or publish the fact that Town has entered into this Agreement with Consultant. Consultant shall not, without the prior written consent of the Town, provide, release or make available for inspection any documents, data, written material of any kind without the prior written consent of at least three members of the Town board or by resolution of the Town Board.

6. ASSIGNMENT AND SUBCONTRACTING

Performance of any part of this Agreement may not be subcontracted nor assigned without, in each case, the prior written consent of at least three members of the Town Board or by resolution of the Town Board.

7. TERMINATION

This Agreement may be terminated at any time by either party upon 30 days written notice to the other party. In the event of such termination, Town shall have no further obligation to Consultant except to make any payments which may have become due under this Agreement.

8. RECORDS

Consultant shall keep accurate records of the time spent in the performance of services hereunder. The Town shall, until the expiration of seven years after final payment under this Agreement, have access to and the right to examine any directly pertinent books, documents, papers and records of Consultant involving transactions related to this Agreement.

9. CHANGES

The Town, by resolution of the Town Board or written request by at least three members of the Town Board, within the general scope of this Agreement, may, at any time by written notice to Consultant, issue additional instructions, require additional services or direct the omission of services covered by this Agreement. In such event, there will be made an equitable adjustment in price and time of performance, but any claim for such an adjustment must be made within 15 days of the receipt of such written notice. In the event that the Consultant determines that a change order is required, Consultant shall obtain written approval of the Town, by resolution or written consent of at least three members of the Town Board, and if the change shall require the payment of additional compensation, Consultant must obtain the written approval of three members of the Town Board or resolution of the Town Board for the additional compensation prior to commencement of work regarding the change order. It is agreed and understood that no oral agreement, conversation, or understanding between the Consultant and the Town, its departments, officers, agents and employees shall effect or modify any of the terms or obligations of this Agreement or schedules annexed hereto and made a part hereof.

10. NOTICES

Any notice shall be considered as having been given: (i) to Town of Riverhead if mailed by certified mail, postage prepaid to Town of Riverhead, Attention: Sean M. Walter, Supervisor, 200 Howell Avenue, Riverhead, New York 11901; or (ii) to Consultant if mailed by certified mail, postage prepaid to Business Automation Services, Inc., Attention: Robert Vitti, Vice President, 661 Plank Road, Clifton Park, New York 12065.

11. COMPLIANCE WITH LAWS

Consultant shall comply with all applicable federal, state and local laws and ordinances and regulations in the performance of its services under this Agreement. Consultant will notify Town immediately if Consultant's work for Town becomes the subject of a government audit or investigation. Consultant will promptly notify Town if Consultant is indicted, suspended or debarred. Consultant represents that Consultant has not been convicted of fraud of any other felony arising out of a contract with any local, state or federal agency. In carrying out the work required hereunder, Consultant agrees not to make any communication to or appearance before any person in the executive or legislative branches of the local, state or federal government for the purpose of influencing or attempting to influence any such persons in connection with the award, extension, continuation, renewal, amendment or modification of any contract or agreement. Consultant may perform professional or technical services that are rendered directly in the preparation, submission or negotiation activities preceding award of a Town agreement/contract or to meet requirements imposed by law as a condition for receiving the award but only to the extent specifically detailed in the statement of work. Professional and technical services are limited to advice and analysis directly applying Consultant's professional and technical discipline.

12. INSURANCE, INDEMNITY AND LIABILITY

Consultant shall carry Comprehensive General Liability Insurance and, if applicable, worker's compensation insurance. Consultant hereby indemnifies and holds the Town, its departments, officers, agents and employees, harmless against any and all claims, actions or demands against Town, its departments, officers, agents and employees and against any and all damages, liabilities or expenses, including counsel fees, arising out of the acts or omissions of Consultant under this Agreement.

13. CONFLICT OF INTEREST

Consultant hereby represents and covenants that neither it nor any of its employees or representatives has or shall have, directly or indirectly, any agreement or arrangement with any official, employee or representative of the Town of Riverhead which any such official, employee, representative shall receive either directly or indirectly anything of value whether monetary or otherwise as the result of or in connection with any actual or contemplated application before any department of the Town, contract with the Town for sale of any product or service. Consultant further represents and covenants that neither it nor any of its employees or representatives has offered or shall offer any gratuity to the Town, its officers, employees, agents or representatives with a view toward obtaining this Agreement or securing favorable treatment with respect thereto. Consultant further represents that it will not engage in any activity which presents a conflict of interest in light of its relationship with Town.

14. DISCLOSURE

The Town shall have the right, in its discretion, to disclose the terms and conditions of this Agreement (as it may be amended from time to time), including but not limited to amounts paid pursuant hereto, to agencies of the local, state and federal government.

15. DISPUTES

If Consultant fails to perform any of its obligations hereunder in accordance with the terms hereof, then after reasonable notice to Consultant not to exceed thirty (30) days, and an opportunity for Consultant to cure such failure (except in case of emergency), the Town may (but shall not be obligated to) cure such failure at the expense of the Consultant, and the amount incurred by the Town on demand. Notwithstanding the above, any dispute arising under this Agreement which is not settled by Agreement of the parties may be settled by appropriate legal proceedings. Pending any decision, appeal or judgment in such proceedings or the settlement of any dispute arising under this Agreement, Consultant shall proceed diligently with the performance of this Agreement in accordance with the decision of Town.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first above written.

Town of Riverhead

Business Automation Services, Inc.

By: Sean Walter, Supervisor

By: Robert Vitti, Vice President

TOWN OF RIVERHEAD

Resolution # 675

APPOINTS MEMBER TO PARKING DISTRICT ADVISORY COMMITTEE

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, the Town Board, pursuant to Resolution # 432 adopted on June 7, 1994, created a liaison group to serve at the pleasure of the Town Board, now referred to as the "Parking District Advisory Committee," to act as trustees of the Parking District for the purpose of advising and reporting to the Town Board on such matters related to the Parking District, including but not limited to, maintenance and future development within the Parking District; and

WHEREAS, after receipt of recommendations to expand membership and representation of community interests from the members of the Parking District Advisory Committee and landowners and tenants within the Parking District, the Town Board, pursuant to Resolution # 166 adopted on March 7, 1995, expanded the Parking District Advisory Committee; and

WHEREAS, Resolution #763 of August 2, 2005 adopted guidelines for Town Board Advisory Committees; and

WHEREAS, guideline # 1 states that each committee will consist of no less than seven and no more than nine members who will serve a term no longer than two years subject to reappointment; and

WHEREAS, vacancies exist on the Parking District Advisory Committee; and

WHEREAS, Martin Sendlewski has expressed interest in volunteering on the Parking District Advisory Committee.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby appoints Martin Sendlewski to the Parking District Advisory Committee with a term set to expire August 2019; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Martin Sendlewski; 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

TOWN OF RIVERHEAD

Resolution # 676

AUTHORIZES ATTENDANCE OF ASSESSOR AT SEMINAR

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, on October 1-4, 2017, the Annual Meeting and Seminar on Assessment Administration is being held in Lake Placid, New York, and

WHEREAS, 1 member of the Board of Assessors has expressed an interest and desire in attending said seminar.

NOW, THEREFORE, BE IT RESOLVED, that the assessor is hereby authorized to attend said seminar, and

BE IT FURTHER RESOLVED, that the use of a Town vehicle is hereby authorized, and

BE IT FURTHER RESOLVED, that the assessor shall be reimbursed for costs registration fee, deposit, travel, lodging and meals, not to exceed a total of \$1,150.00, and

BE IT FURTHER RESOLVED, that said expenses are to be in full accordance with the Town's Travel and Conference Policy, and

BE IT FURTHER RESOLVED, that expenses incurred for registration fee, travel, lodging and meals are subject to reimbursement by the State of New York to the Town of Riverhead upon completion of said seminar, and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the Assessor's Office and the Accounting 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 677

**AUTHORIZES THE COMMUNITY DEVELOPMENT DEPARTMENT TO APPLY FOR
A TECHNICAL ASSISTANCE GRANT PROGRAM FOR THE BENJAMIN BARN**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Benjamin barn which was constructed in or around 1840 and located at 141 East Main Street, is owned by the Town of Riverhead and leased by the East End Arts Council (EEAC), and

WHEREAS, EEAC is hoping to expand its offerings by establishing a ceramics studio in the Benjamin Barn utilizing grant monies available through DASNY to fund the needed renovations, and

WHEREAS, prior to applying for the DASNY grant, the EEAC has determined that it would be necessary to have an engineer's evaluation of the structure of the barn to determine whether the needed renovations could be made, and

WHEREAS, EEAC has determined that a Technical Assistance Grant (TAG) is available through the New York State Council on the Arts/Preservation League of NYS which would cover the 3,500.00 cost of the engineer's evaluation.

RESOLVED, that the Community Development Agency is hereby authorized to apply for a TAG in the amount of \$3,500.00 to cover the cost of the engineer's evaluation of the Benjamin Barn for the purposes of determining whether it is suitable for conversion into a ceramics studio.

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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 678

**RATIFIES THE EXECUTION OF A LICENSE AGREEMENT WITH THE
DEPARTMENT OF THE NAVY
(EPCAL RECREATIONAL WALKING/BIKE TRAIL)**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town has been desirous of creating a recreational walking/bike trail to track along the perimeter of the EPCAL property for the purpose of providing the public with walking/biking opportunities within the Town of Riverhead, and

WHEREAS, Councilwoman Giglio has been working with various government agencies, town departments in local stakeholders to establish obtain funding for the creation of the EPCAL Recreational Trail which work will allow its construction to be fully paid for through grants from the NYS DEC and Suffolk County, and

WHEREAS, a portion of the EPCAL Recreational Trail will cross a parcel of real property that was retained by the United States Navy, which is slated to be deeded to the Town of Riverhead Community Development Agency, and as such, the Town must obtain permission to maintain the trail through that property through a formal license agreement, and

RESOLVED, that the Supervisor's signature on the attached License Agreement with the United States Navy for the purpose of constructing and maintaining the EPCAL Recreational Trail is hereby ratified, and

BE IT FURTHER RESOLVED, that the Office of the Town Attorney has reviewed the attached License Agreement and approved it for the Supervisor's signature prior to its execution.

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 Thereupon Duly Declared Adopted



DEPARTMENT OF THE NAVY
NAVAL FACILITIES ENGINEERING COMMAND, MID-ATLANTIC
9324 VIRGINIA AVENUE
NORFOLK, VA 23511-3095

LIC-O-11310
AM14-SW
August 09, 2017

Town of Riverhead, Town Board
Attention: Ms. Jodi Giglio, Councilwoman
200 Howell Avenue
Riverhead, NY 11901

Dear Ms. Giglio:

Enclosed for signature are three copies of Navy Contract No. N40085-17-RP-00042, which authorizes the Town of Riverhead non-exclusive use of approximately 0.9 mile stretch of existing paved road that crosses the southern boundary of Navy designated parcel B2 at Naval Weapon Industrial Reserve Plant, Calverton. If satisfactory, please have the license executed on behalf of the Town, retain one copy for your records, and return two originals to the below address for final execution.

Commanding Officer
Naval Facilities Engineering Command, Mid-Atlantic
ATTN: SETH WHITBY, Code AM14-SW
9324 Virginia Avenue
Norfolk, Virginia 23511-3095

A fully-executed document will be forwarded to your attention for record and administrative purposes. If you have any questions about this matter, please contact Seth Whitby at telephone number (757)341-2005 or via email at seth.whitby@navy.mil.

Additionally, please acknowledge the Navy remediation mission at NWIRP Calverton will remain unaffected with the Town's requested use of said site.

Sincerely,

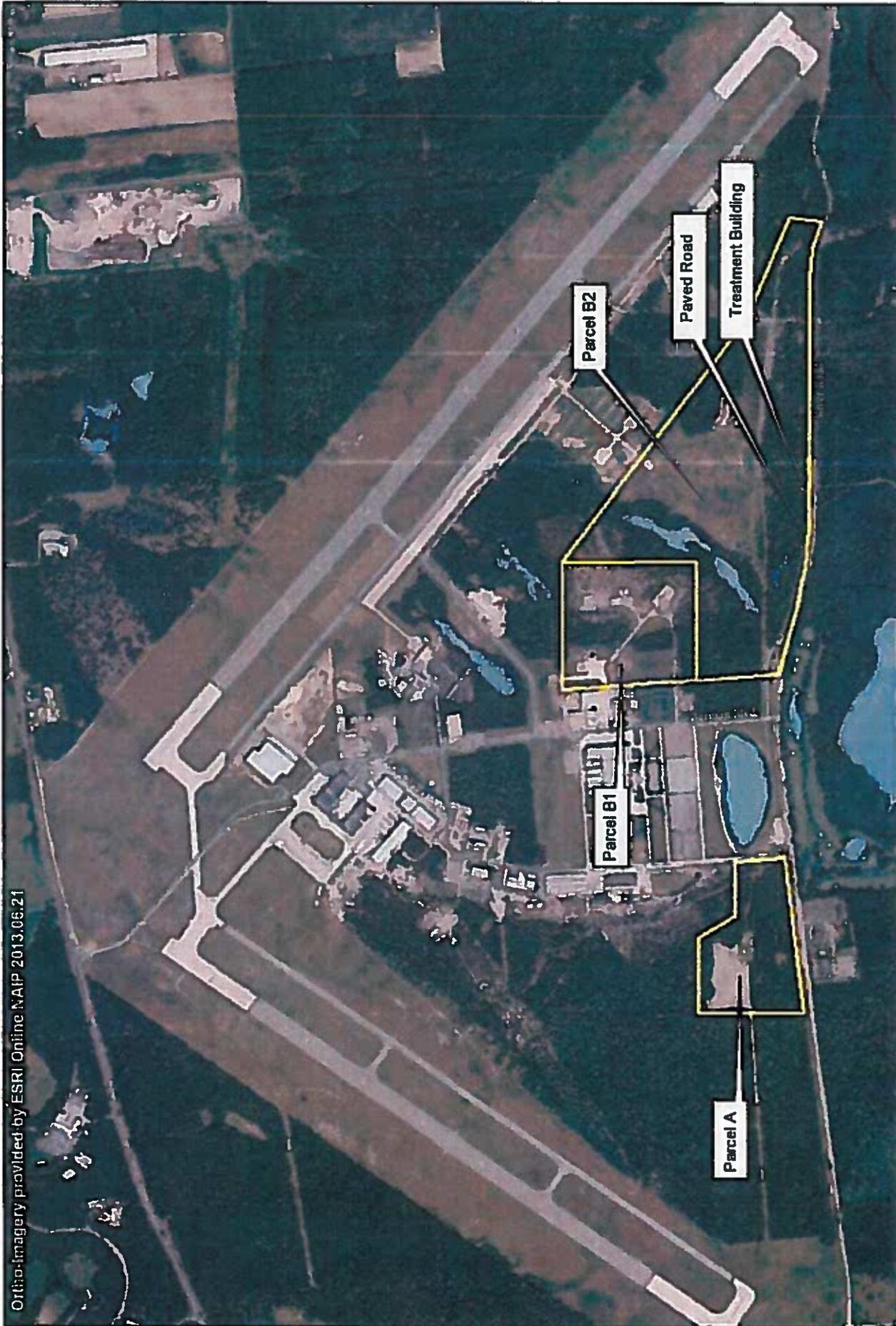
A handwritten signature in black ink, appearing to read "Heather Stadler", is written over a horizontal line.

HEATHER STADLER
Real Estate Contracting Officer
NAVFAC MID-ATLANTIC
By direction

Enclosure: License Contract Number N40085-17-RP-00042

LICENSE FOR NONFEDERAL USE OF DEPARTMENT OF THE NAVY REAL PROPERTY		1a. WORK ORDER NO: 1568966	
THIS LICENSE TO USE THE U.S. GOVERNMENT PROPERTY HEREIN DESCRIBED IS ISSUED BY THE DEPARTMENT OF THE NAVY TO THE LICENSEE NAMED BELOW FOR THE PURPOSE HEREIN SPECIFIED UPON THE TERMS AND CONDITIONS SET FORTH BELOW AND IN THE ATTACHED GENERAL PROVISIONS. BY ITS EXECUTION, THE LICENSEE AGREES TO COMPLY WITH ALL THOSE TERMS, CONDITIONS, AND GENERAL PROVISIONS.		ALL CORRESPONDENCE MUST REFERENCE: 1b. FILE NO: LIC-O-11310 1c. NAVY CONTRACT NO: N40085-17-RP-00042	
2. PROPERTY LOCATION (<i>Installation Name and Address</i>) 3466 River Road Calverton, NY 11933 Town of Riverhead, Suffolk County New York		3. DATES COVERED FROM: 15 August 2017 THROUGH: 14 August 2022 Provided Licensee has delivered the required insurance certificates to the Licensor.	
4. DESCRIPTION OF PREMISES (<i>Room and building numbers where appropriate</i>) The Southern border of the Naval Weapon Industrial Reserve Plant (NWIRP) at the Calverton Site in New York. 0.9 mile portion of existing paved road that crosses the Southern Boundary of Parcel B2.			
5. PURPOSE AND USE AUTHORIZED (<i>Specific use, times and recurring/part-time basis, and land use controls</i>) The Town of Riverhead desires to complete a non-motorized recreation trail around the perimeter of NWIRP Calverton. Use will be non-exclusive nor inhibit the Governments continued access in order to complete its Mission.			
6. LICENSOR UNITED STATES OF AMERICA BY THE SECRETARY OF THE NAVY		6a. NAVY/USMC LOCAL REPRESENTATIVE Mr. Joseph McCloud OPTE3, NAVFAC Midlant 9324 Virginia Ave, Bldg Z-144, Norfolk, VA 23511 757-341-2010 joseph.mccloud@navy.mil	
7. LICENSEE The Town of Riverhead 200 Howell Avenue, Riverhead, NY 11901 631-727-3200 x 225 giglio@townofriverheadny.gov		7a. LOCAL REPRESENTATIVE OF LICENSEE Ms. Jodi Giglio, Councilwoman 200 Howell Avenue, Riverhead, NY 11901 631-727-3200 x 225 giglio@townofriverheadny.gov	
8. CASH PAYMENT BY LICENSEE - DUE IN ADVANCE			
a. AMOUNT (<i>Each payment</i>)	b. FREQUENCY PAYMENTS DUE	c. FIRST DUE DATE	d. SEND PAYMENT TO: (<i>Name and Mailing Address</i>)
9. EXHIBITS: The following are attached and incorporated into this License - A. MAP/DRAWING/OTHER DESCRIPTION OF LICENSED PREMISES B. GENERAL PROVISIONS C. ENVIRONMENTAL CONDITION OF PROPERTY – RECEIPT HEREBY ACKNOWLEDGED D. JOINT INSPECTION AND INVENTORY REPORT (NON-ENVIRONMENTAL)			
10. EXECUTION OF LICENSE			
FOR THE SECRETARY OF THE NAVY	NAME: HEATHER STADLER Real Estate Contracting Officer	SIGNATURE:	DATE:
	NAME, ADDRESS AND EMAIL OF NAVFAC REAL ESTATE POINT OF CONTACT:		
LICENSEE I represent that I am authorized to bind Licensee	NAME:	SIGNATURE:	DATE:

Ortho-imagery provided by ESRI Online NAIP 2013.06.21



Legend
 Pond
 Property Line



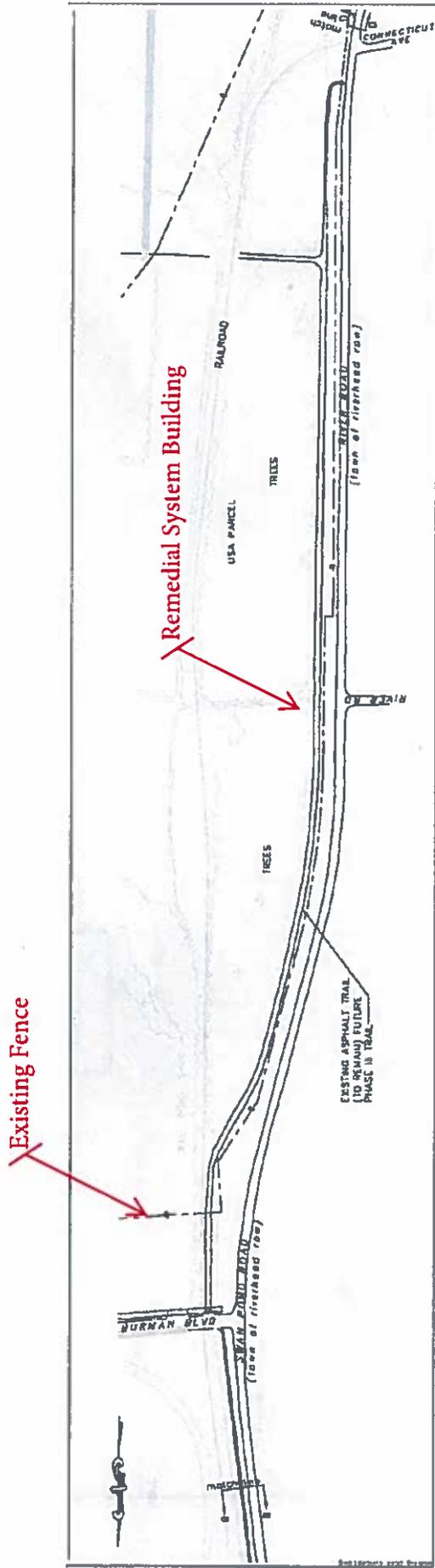
Site Location Map
NWIRP Calverton
Calverton, New York



Figure 1 - 2
 Date: 4/12/2016
 Project #: 60264489

F:\Projects\Govt\Projects\New York\CLEAN AECOM-EnSite_V\Calverton\GIS\ProjectData\SummaryReport_2016-03\Figure 1-2 Site Location Map.mxd

EXHIBIT (A)



MRS 2

Navy Parcel A

Access Roadway Existing Fence

Existing Gravel Path

Line Road



Existing Fence

USA PARCEL

EXISTING GRAVEL PATH (TO REMAIN) FUTURE PHASE IS TRAIL

FUTURE PHASE IS TRAIL

SMITH HONG ROAD (FORMERLY '1957')

A

A

A

A

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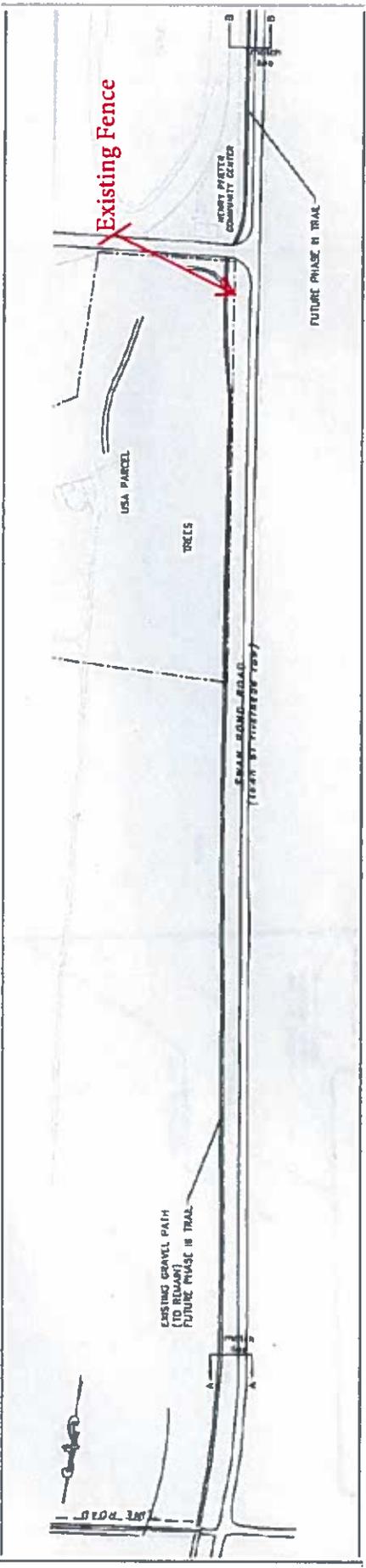


EXHIBIT "B"

GENERAL PROVISIONS TO LICENSE FOR NON-FEDERAL USE OF REAL PROPERTY

1. USE OF AND ACCESS BY LICENSEE. The Licensor grants to the Licensee the right to use the premises or facilities described in block 4 and Exhibit "A" ("Premises"), together with the necessary rights of ingress and egress authorized by the Installation Commanding Officer. The Licensee and its invitees and contractors agree to absorb all costs, including time and expense, associated with gaining access to the Installation under the RAPIDGATE, Defense Biometric Identification System (DIBS) or any similar program. Any parking that accompanies the use of, and any routes of access to and from, the Premises are subject to change at the sole discretion of the Installation Commanding Officer.
2. TERM. This License shall be effective for the period stated in block 3 and is revocable at any time without notice at the option and discretion of the Licensor or its authorized representative.
3. USE OF PREMISES. The use of the Premises shall be limited to the purposes specified in block 5, and no other.
4. ASSIGNMENT/TRANSFER OF RIGHTS. This License is neither assignable nor transferable by the Licensee, and grants no interest in the real property of the Licensor.
5. UTILITIES AND SERVICES. ~~If utilities and services are furnished to the Premises, the Licensee agrees to reimburse the Licensor for the cost as determined by the Licensor in accordance with applicable statutes and regulations.~~ The Licensor shall not provide any utilities or services to the Premises. If the Licensor subsequently does provide utilities or services, the licensee shall reimburse the Licensor for all provided utilities or services and this agreement shall be modified accordingly.

Reimbursement for Utilities and Services			
Amount (Each Payment)	Frequency Payments Due	First Due Date	To (Mailing Address)
Utilities / Services Furnished Are:			
<input type="checkbox"/> Electricity	<input type="checkbox"/> Gas/Oil	<input type="checkbox"/> None	<input type="checkbox"/> HVAC/ Steam Heat
<input type="checkbox"/> Telephone	<input type="checkbox"/> Internet	<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Garbage/Refuse/Recycling
		<input type="checkbox"/> Other:	

6. PROTECTION AND MAINTENANCE OF PREMISES. The Licensee, at its own cost and expense, shall protect, maintain, and keep the Premises under its control in good order. Licensee is responsible for repairing any damage to the Premises caused by Licensee, or its agents, employees, contractors, guests or invitees.
7. IMPROVEMENTS AND RESTORATION. No additions to, or alterations of, the Premises shall be made without the prior consent of the Licensor. Upon revocation or surrender of this License, to the extent directed by the Licensor, the Licensee shall remove all alterations, additions, betterments and improvements made, or installed, and restore the Premises to the same or as good condition as existed on the date of entry under this License, reasonable wear and tear excepted.
8. INDEMNIFICATION.
 - a. The Licensee releases the Licensor and its employees from liability for death or injury to persons at the Premises.
 - b. The Licensee, to the extent allowed by law, agrees to release and hold the Licensor and its employees harmless from, and to indemnify and defend them against, loss or damage to property caused by or arising from its use of the Premises, regardless of any contributory fault of the Licensor.

EXHIBIT "B"

GENERAL PROVISIONS TO LICENSE FOR NON-FEDERAL USE OF REAL PROPERTY

c. The Licensee shall indemnify and save harmless the Licensor, its officers, agents, servants and employees from, and defend it and them against, all liability under the Federal Tort Claims Act (28 U.S.C. §§ 2671 and 2680) or otherwise, for death or injury to all persons, or loss or damage to the property of all persons resulting from its use of the Premises.

d. The Licensee agrees that the Licensor, its officers, agents and employees shall be released from all liability on all suits, claims, actions or demands in any way related to or arising under the Licensee's use of the property. This release includes, but is not limited to, all environmental suits, claims, and enforcement actions, whether arising during the Licensee's construction on or use of the property, or after such use has ended.

9. **INSURANCE.** The Licensee shall procure and keep continuously in effect during the term of this License the insurance required as follows on terms and conditions satisfactory to the Licensor, with an insurer whose rating is acceptable to the Licensor.

Insurance Required from Licensee (If any or all insurance requirements have been waived, enter "None" as appropriate)			
Type	Amount (Per Occurrence)	Type	Amount (Per State Law)
Commercial General Liability (Occurrence Policy Only)	\$3,000,000	Worker's Compensation	PER STATE LAW
Bodily Injury (Single Limit)	\$100,000		
Property Damage	\$100,000		
Fire/Legal Liability			
Deductible	\$10,000		

- Licensor shall be named as additional insured.
- The insurer must be authorized to write insurance in the state where the Premises is located.
- Proceeds of policies shall be made payable to "Treasurer of the United States".
- Each policy of insurance covering bodily injuries and third party property damage shall contain an endorsement waiving the insurer's right of subrogation against the United States of America.
- No cancellation, reduction in amount, or material change in coverage shall be effective until at least sixty (60) days after receipt by the Licensor of written notice.
- Notwithstanding the foregoing, any cancellation of insurance coverage based on nonpayment of the premium shall be effective only upon thirty (30) days' written notice to the Licensor.
- The Licensee shall provide proof of insurance to the Licensor throughout the term of this License.

The Licensee will not be allowed entry on the Premises until it first delivers a certificate or certificates of required insurance to the Licensor.

10. **DAMAGE TO THE PREMISES.**

a. In the event of damage, including damage by contamination, to any Government property by the Licensee, its officers, agents, servants, employees, or invitees, the Licensee, at the election of the Licensor, shall promptly repair, replace, or make monetary compensation for the repair or replacement of that property to the satisfaction of the Licensor. That obligation includes any damage discovered from the physical condition and environmental condition inspections notwithstanding the expiration or earlier termination or revocation of this License.

b. In the event that any item or part of the Premises shall require repair, rebuilding or replacement (collectively, "repair") resulting from loss or damage, the risk of which is assumed under this License, the Licensee shall promptly give notice to the Licensor and, to the extent of its liability as provided in this paragraph, shall either compensate the Licensor for any loss or damage within thirty (30) days of receipt of a statement, or repair the lost or damaged item or items of the Premises, as the Licensor may elect. If the cost of repair exceeds the liability of the Licensee for any loss

EXHIBIT "B"

GENERAL PROVISIONS TO LICENSE FOR NON-FEDERAL USE OF REAL PROPERTY

or damage, the Licensee shall effect the repair if required to do so by the Licensor, and the excess of cost shall be reimbursed to the Licensee by the Licensor within thirty (30) days of receipt of a statement provided that appropriations are available for that purpose. In the event the Licensee shall have effected any repair that the Licensee is required to effect, the Licensor shall direct payment to the Licensee of so much of the proceeds of any insurance carried by the Licensee and made available to the Licensor on account of loss of or damage to any item or part of the Premises that may be necessary to enable the Licensee to effect the repair. In the event the Licensee shall not have been required to effect the repair, and the insurance proceeds allocable to the loss or damage that has created the need for the repair have been paid to the Licensee, the Licensee shall promptly refund to the Licensor the amount of the proceeds.

11. OFFICIALS NOT TO BENEFIT. No member of, or Delegate to Congress, or Resident Commissioner shall be admitted to any share or part of this License or to any benefit that may arise from it; but this provision shall not be construed to extend to this License if made with a corporation for its general benefit.

12. COVENANT AGAINST CONTINGENT FEES. The Licensee warrants that it has not employed any person to solicit or obtain this License upon any agreement for a commission, percentage, brokerage or contingent fee. Breach of this warranty shall give the Licensor the right to annul this License or in its discretion to recover from the Licensee the amount of that commission, percentage, brokerage or contingent fee in addition to the consideration for this license. This warranty shall not apply to commissions payable by the Licensee upon contracts or sales obtained or made through *bona fide* established commercial or selling agencies maintained by the Licensee for the purpose of acquiring business.

13. NON-DISCRIMINATION. In connection with the performance of work under this License, the Licensee agrees not to discriminate against any employee or applicant for employment because of race, religion, color, or national origin. Non-discrimination shall include, but not be limited to, the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Licensee agrees to post in conspicuous places available for employees and applicants for employment, notices to be provided by the Licensor setting forth the provisions of the nondiscrimination clause. The Licensee further agrees to insert the foregoing provision in all subcontracts for work under this License, except subcontracts for standard commercial supplies or raw materials.

14. APPLICABLE RULES AND REGULATIONS.

a. All activities authorized under this License shall be subject to rules and regulations regarding supervision or otherwise, that may, from time to time, be prescribed by the local representative of the Licensor.

b. Upon request, the Licensee shall submit to the Licensor evidence of compliance with local, state, and Federal environmental laws and regulations.

15. FEDERAL FUNDS. This License does not obligate the Licensor to expend any appropriated funds. Nothing in this License is intended or should be interpreted to require any obligation or expenditure of funds in violation of the Anti-Deficiency Act (31 U.S.C. § 1341).

16. STORAGE OF TOXIC OR HAZARDOUS CHEMICALS. Storage, treatment, or disposal of toxic or hazardous materials on the Premises is prohibited except as authorized by the Licensor in accordance with 10 U.S.C. § 2692. Any hazardous materials that the Licensor authorizes the storage, treatment, or disposal of in connection with the use of the Premises shall be identified on a Hazardous Materials List and made a part of this License. Any such approved storage, treatment, or disposal of toxic or hazardous material by Licensee on the Premises shall be strictly limited to that material required or generated in connection with the authorized and compatible use of the Premises and shall be conducted in a manner consistent with the best interest of national defense as determined by the Secretary of the Navy and applicable law and regulations. As and to the extent caused by or attributable to the Licensee, Licensee shall have continued financial and environmental responsibility or liability for any and all direct or indirect consequences of the storage, treatment, or disposal of toxic or hazardous material within the Premises. Licensee will manage, control

EXHIBIT "B"

GENERAL PROVISIONS TO LICENSE FOR NON-FEDERAL USE OF REAL PROPERTY and dispose of its hazardous waste and hazardous materials in accordance with Federal, state, and local laws. In addition, Licensee shall implement the environmental requirements of applicable facility plans including but not limited to Spill Plans, Emergency Response Plans, and Hazardous Waste Management Plans. In the event the Licensor approves the storage, treatment, or disposal of toxic or hazardous materials, the Licensee shall obtain insurance or post a bond in an amount sufficient to cover possible cleanup costs.

17. ENVIRONMENTAL CONDITION OF PREMISES. Exhibit "C", Environmental Condition of Property, sets forth the existing environmental condition of the Premises as represented by a baseline survey conducted by the Licensor. Licensee is hereby made aware of the notifications contained in Exhibit "C" and shall comply with all restrictions set forth therein.

18. JOINT INSPECTION AND INVENTORY REPORT (NON-ENVIRONMENTAL). A Joint Inspection and Inventory Report (JIIR) has been conducted by representatives of the Licensor and the Licensee documenting the condition of the Premises. The report is attached to this License and made a part hereof as Exhibit "D". The Premises shall be delivered to the Licensee on an "As Is, Where Is" basis, and, as such, Licensor makes no warranty relative to the Premises as to its usability generally or as to its fitness for any particular purpose. Any safety and/or health hazards identified and listed as such in the JIIR shall be corrected at the Licensee's expense prior to use and occupancy of the relevant portion of the Premises. Such safety and/or health hazards shall be limited to those identified in the JIIR. In the event this License is terminated and the parties have not agreed to enter into a new License, or another agreement, Licensee shall return the Premises to the Licensor in the same condition in which it was received, reasonable wear and tear and Acts of God excepted. Licensee may, at its expense and with prior written approval of the Licensor: (a) replace any personal property with personal property of like kind and utility, (b) replace any personal property in a good and workmanlike manner, and (c) dispose of any worn out, obsolete or non-functioning personal property, in accordance with applicable laws and regulations. Licensor shall not unreasonably withhold or delay granting its approval to Licensee's request for such actions.

19. ADMINISTRATIVE COSTS. At the termination or expiration of this License, at the Licensor's discretion, Licensee shall be responsible for administrative costs associated with completing a final inspection of the premises and updating the Environmental Condition of Property.

20. NOTICES. Correspondence concerning this License shall be provided to both the Local Representative identified in Block 6a. and the Real Estate Contracting Officer identified in Block 10.

21. STATEMENT OF COMPLIANCE. Pursuant 10 U.S.C. § 2662:

- a. This license is not subject to the requirements of this section; or,
- b. ~~This license is subject to the requirements of this section and said requirements have been met.~~

22. ADDITIONS, MODIFICATIONS AND DELETIONS. Prior to the execution of this License, the following provisions were added, modified or deleted:

1. Addition – Defense Identification Biometric System DIBS
5. Stricken - The Government will not be providing the Town with use of Utilities. Non-Stricken language added

Environmental Condition of Property (ECP) Checklist

Title:	Town of Riverhead License: Non-motorized trail
Installation:	NWIRP Calverton
Parcel/Site Location and Description:	Parcel B / Site 6A - Southern Area.
Proposed Real Estate Action Description:	The Town of Riverhead desires a license to utilize 0.9 mile portion of an existing paved road that crosses the southern boundary of Parcel B for the purpose of completing a non-motorized recreational trail around the perimeter of the former NWIRP Calverton.
Site Summary Information	
1. Information regarding site uses and any hazardous materials, contamination, or conditions. All available and pertinent files, records, reports and aerial photographs were reviewed and, where necessary, a site inspection and/or personal interviews were conducted to document the environmental conditions of the property to support the proposed real estate action. A summary of the conditions, sources of information (including location), and any required use restrictions is provided for each environmental condition.	
A. Parcel/Site Uses:	
Prior Uses:	The Fuel Calibration Area (Installation Restoration (IR) Site 6A), Engine Test House (IR Site 10B), and Lunar Test Site located on Parcel B supported industrial activities at NWIRP Calverton including, assembly, testing, flight-testing, refitting and retrofitting of Naval aircraft.
Current Uses:	Environmental Investigation and Remediation
Future Uses:	Non-motorized recreational trail. The parcel will be conveyed to the Community Development Agency of the Town of Riverhead, New York for economic redevelopment as authorized by Congressional Legislation PL 109-337.
B. Contaminants:	
	Yes
If yes, identify contaminant & media:	Chlorinated and non-chlorinated volatile organic compounds (VOCs); groundwater
Source of information:	Site Inspection. (Operable Unit 3 (OU 3) Remedial Design, Site 6A - Southern Area)
Restrictions or Land Use Controls:	Yes
If yes, please identify and explain in detail in Section 2 below.	
C. Hazardous Materials Use:	
	No
Hazardous Materials Storage:	No
Type of HM:	n/a
Type of Use and/or Storage:	n/a
Source of information:	Site Inspection
Restrictions or Land Use Controls:	No
If yes, please identify and explain in detail in Section 2 below.	
D. Treatment, Storage, Disposal of Hazardous Waste:	
	No
Source of information:	Site Inspection. Investigation derived waste (IDW) is currently stored at building 06-63 on Parcel B. All IDW generated in 2016 was classified as non-hazardous. No hazardous waste is currently stored or expected to be stored on Parcel B.

Environmental Condition of Property (ECP) Checklist

Restrictions or Land Use Controls:

If yes, please identify and explain in detail in Section 2 below.

E. Underground Storage Tanks:

UST No. Gals.

Source of information:

Site Inspection (no pads, piping, or vents were found on the parcel). USTs were present at the Fuel Calibration Area, and Engine Test House and have since been removed (Final Basewide Phase I Environmental Baseline Survey (EBS) of NWIRP Calverton, NY. 1997)

Restrictions or Land Use Controls:

If yes, please identify and explain in detail in Section 2 below.

F. Above-Ground Storage Tanks:

AST No. Gals.

Source of information:

Site Inspection. ASTs were present at the Fuel Calibration Area, Engine Test House, and Lunar Test Site, and have been removed (Final Basewide Phase I EBS of NWIRP Calverton, NY. 1997; and Tank Closure/Construction Completion Report. 2016)

Restrictions or Land Use Controls:

If yes, please identify and explain in detail in Section 2 below.

G. Presence of Polychlorinated Biphenyl's (PCB's):

Source of information:

Site Inspection. There is one (non-PCB) transformer located on Parcel B at the Fence Line Treatment Plant installed in 2013.

PCB-containing transformers were located on fenced concrete pads at the Old Fuel Calibration Area and Engine Test Area. PCB impacted soil was removed in 2009 (Construction Completion Report Remediation of Site 6A Old Fuel Calibration Area Removal Actions NWIRP Calverton, New York. 2010)

Restrictions or Land Use Controls:

If yes, please identify and explain in detail in Section 2 below.

H. Asbestos:

If yes:

Source of information:

An asbestos survey has not been conducted on buildings 06-63 (A/C Run-up) and 06-56 (Engine run-in control house).

Restrictions or Land Use Controls:

If yes, please identify and explain in detail in Section 2 below.

I. Lead Paint:

Source of information:

The age of buildings 06-63 (A/C Run-up) and 06-56 (Engine run-in control house) indicates that lead paint could be on some surfaces, but no specific records indicating such could be located.

Environmental Condition of Property (ECP) Checklist

Restrictions or Land Use Controls:	Yes
If yes, please identify and explain in detail in Section 2 below.	
J. Radon:	Unknown
Source of information:	No radon testing has been performed on Parcel B or at NWIRP Calverton. The EPA Radon Zone Map shows this parcel in Zone 3 which has predicted average indoor radon screening levels less than 2 pCi/L.
Restrictions or Land Use Controls:	No
If yes, please identify and explain in detail in Section 2 below.	
K. Radiological Materials:	No
Source of information:	Site Inspection. (Final Basewide Phase I EBS of NWIRP Calverton, NY. 1997)
Restrictions or Land Use Controls:	No
If yes, please identify and explain in detail in Section 2 below.	
L. Solid/Bio-Hazardous Waste:	No
Source of information:	Site Inspection. (Final Phase II EBS (Zone I - Inside Fence Sites). 1997)
Restrictions or Land Use Controls:	No
If yes, please identify and explain in detail in Section 2 below.	
M. Munitions and Explosives of Concern:	No
Source of information:	Site Inspection. (Final Basewide Phase I EBS of NWIRP Calverton, NY. 1997)
Restrictions or Land Use Controls:	No
If yes, please identify and explain in detail in Section 2 below.	
N. Threatened or Endangered Species:	Yes
Source of information:	No federally listed threatened or endangered species reside within Parcel B (Final Basewide Phase I EBS of NWIRP Calverton, NY. 1997). However, the New York State Department of Environmental Conservation (NYSDEC) has designated Runway Pond 3 located on Parcel B, as "significant habitat" providing outstanding habitat for the tiger salamander (<i>Ambystoma tigrinum</i>), listed by New York State as endangered. Additionally, NYDEC's Natural Heritage Program shows a 1984 siting at coordinates corresponding to Runway Pond 3. (Final Phase II EBS (Zone I - Inside Fence Sites). 1997)
Restrictions or Land Use Controls:	Yes
If yes, please identify and explain in detail in Section 2 below.	
O. Natural or Cultural Resources:	Yes
Source of information:	NWIRP Calverton, NY Natural Resources Management Plan (1989). Long Island Pine Barrens Protection Act
Restrictions or Land Use Controls:	Yes
If yes, please identify and explain in detail in Section 2 below.	

P. Use of Adjacent Property:	
Current Use:	Town of Riverhead (Economic Redevelopment/Conservation); Suffolk County (Conservation/Recreation); Peconic River Sportsman's Club (Recreation/Residential); NYSDEC (Conservation/Recreation)
Past Use:	Industrial (assembly, testing, flight-testing, refitting and retrofitting Naval aircraft); undeveloped buffer lands
Source of information:	Site Inspection. (Final Basewide Phase I EBS of NWIRP Calverton, NY. 1997)
Restrictions or Land Use Controls:	No
If yes, please identify and explain in detail in Section 2 below.	
Q. Has the site had any Notices of Violation?	No
If yes, please explain:	n/a
Source of information:	n/a
Restrictions or Land Use Controls:	No
If yes, please identify and explain in detail in Section 2 below.	
R. Additional information or comments regarding questions shown above (attach sheet(s) if additional room is needed):	
n/a	
Source of information:	n/a
Restrictions or Land Use Controls:	No
If yes, please identify and explain in detail in Section 2 below.	
2. List of Restrictions or Land Use Controls (if any) required for Real Estate Action:	
<p>Section B. Extraction of groundwater from within the boundaries of Parcel B for the purpose of a potable water supply is prohibited. The potential for soil vapor intrusion will be evaluated for any new building constructed on Parcel B. If necessary, implementation of appropriate mitigation will be implemented. Excavated soil shall be fully classified prior to off-site disposal.</p> <p>Section H. No modification to buildings 06-63 and 06-56 shall be done until an asbestos survey has been completed.</p> <p>Section I. No modification to buildings 06-63 and 06-56 shall be done until an evaluation of paint for lead due to LBP concerns.</p> <p>Section N. Adverse modification of occupied habitat is regulated by NYSDEC.</p> <p>Section O. The Peconic River and tributaries are classified as a "Scenic River" under the New York Wild, Scenic, and Recreation River System Act. The southern portion of Parcel B including the area of the existing paved road is within the defined Peconic River Scenic River Corridor and as such activities and development are restricted by Section 666.21 of the New York Wild, Scenic, and Recreation River System Act.</p> <p>Additionally, all of Parcel B is classified as "Compatible Growth Area" under the Long Island Pine Barrens Protection Act, and as such development on Parcel B may be subject to review by the Central Pine Barrens Joint Planning and Policy Commission.</p>	

Environmental Condition of Property (ECP) Checklist

3. Signature:

Based on the records reviews, site inspections, and interviews conducted for the proposed real estate action, the environmental conditions of the property are as stated in this document and this property is suitable for outgrant or transfer with the inclusion of the restrictions or Land Use Controls (if any) identified above.

ECP Checklist Preparer:

Joseph McCloud	Feb 22, 2017
Print Name	Date

PWD Environmental:

<small>Digitally signed by MC CLOUD JOSEPH R.1511465 DN: cn=U.S. Government, ou=NAVFAC Midlant, email=MC_CLOUD.JOSEPH.R.1511465@NAVFAC.MIL, serial=17, c=US</small> MC CLOUD JOSEPH R.1511465 768	Remedial Project Manager
Signature	Title

Joseph McCloud	Feb 22, 2017
Print Name	Date

Environmental Professional (EBL(EV3)):

<small>Digitally signed by SCHIRMER ROBERT G.1229337 DN: cn=U.S. Government, ou=NAVFAC Midlant, email=SCHIRMER.ROBERT.G.1229337@NAVFAC.MIL, serial=17, c=US</small> SCHIRMER.ROBERT.G.1229337 374	NAVFAC Midlant ER Mgr
Signature	Title

Robert G Schirmer	Mar 7, 2017
Print Name	Date

Real Estate Professional:

The real estate professional(s) acknowledge these restrictions or Land Use Controls (if any) identified above and will ensure they are made apart of the outgrant document.

<small>Digitally signed by WHITBY WILLIAM S.126499394 DN: cn=U.S. Government, ou=NAVFAC Midlant, email=WHITBY.WILLIAM.S.126499394@NAVFAC.MIL, serial=17, c=US</small> WHITBY.WILLIAM.S.126499394 2	Realty Specialist
Signature	Title

W. Seth Whitby	Mar 14, 2017
Print Name	Date

Property Owner (Activity or Region):

The property Owner (Activity or Region) acknowledges and accepts the foregoing statement of environmental conditions and the restrictions or Land Use Controls (if any) that will be required for this real estate outgrant.

	Director Infrastructure & Safety Business Ops, NAVAIR
Signature	Title

William Cords	Mar 29, 2017
Print Name	Date

5090
N453
28 Mar 17

DEPARTMENT OF THE NAVY
Naval Weapons Industrial Reserve Plant Calverton

**NATIONAL ENVIRONMENTAL POLICY ACT OF 1969
ENVIRONMENTAL IMPACT ASSESSMENT
RECORD OF CATEGORICAL EXCLUSION**

This document memorializes the determination of the below named action proponent, as per 5090.1, Environmental Readiness Manual, that neither an Environmental Assessment nor Environmental Impact Statement need be prepared for the following proposed action:

Non-Motorized Trail, Parcel B, Town of Riverhead, NY

Action Proponent: Navy Region Mid-Atlantic, Joseph McCloud

Description of Proposed Action: The Navy will issue a real estate instrument to grant the Town of Riverhead, NY a license to utilize an existing Parcel B paved perimeter road as part of a planned non-motorized recreation trail.

Applicable Categorical Exclusion: The action proponent has determined that the following Categorical Exclusion is applicable to the proposed action:

CATEX 32 - Renewals and/or initial real estate in grants and out grants involving existing facilities and land wherein use does not change significantly (e.g., leasing of federally-owned or privately owned housing or office space, and agricultural out leases).

Facts Supporting Categorical Exclusion:

The trail will utilize an existing paved road for access. An archeological study of the project area was conducted with no findings. The lease agreement calls for the installation of a security fence around the Navy's water treatment facility adjacent to the proposed trail. There are Land Use Controls (LUCs) in place in the project area, but passive pedestrian use is compatible with those LUCs.

Consideration of Circumstances Precluding Categorical Exclusion:

A proposed action shall not be categorically excluded if it:

- a. Would adversely affect public health or safety;
- b. Involves effects on the human environment that are highly uncertain, involve unique or unknown risks, or which are scientifically controversial;
- c. Establishes precedents or make decisions in principle for future actions that have the potential for significant impacts;
- d. Threatens a violation of Federal, State, or local environmental laws applicable to DON; or
- e. Involves an action that, as determined in coordination with the appropriate resource agency, may:
 - (1) Have an adverse effect on Federally-listed endangered and threatened species or marine mammals;
 - (2) Have an adverse effect on coral reefs or on Federally-designated wilderness areas, wildlife refuges, marine sanctuaries, or park lands;
 - (3) Have an adverse effect on the size, function, or biological value of wetlands and is not covered by a nationwide or regional permit;
 - (4) Have an adverse effect on archaeological resources or resources (including but not limited to ships, aircraft, vessels and equipment) listed or determined eligible for listing on the National Register of Historic Places; or
 - (5) Result in an uncontrolled or unpermitted release of hazardous substances or require a conformity determination under standards of the Clean Air Act General Conformity Rule.

RECORD OF CATEGORICAL EXCLUSION

None of the foregoing conditions are present in this case:

As per the OPNAV 5090.1, Section 10-2.14(c) the project would not adversely affect public health or safety, threaten a violation of environmental laws, adversely affect Federally-listed threatened or endangered species, adversely affect wetlands or archeological resources, or meet any other of the conditions in the Section that would preclude the use of a CATEX.

See attached NEPA Environmental Checklist.

Retention: This document shall be retained for a period of not less than 6 years.

JONES.MICHAEL
.H.1050421968

Digitally signed by
JONES.MICHAEL.H.1050421968
DN: c=US, o=U S. Government,
ou=DoD, ou=PKI, ou=USN,
cn=JONES.MICHAEL.H.1050421968
Date: 2017.04.19 10:15:55 -04'00'

Michael H. Jones
Director, Environmental
Planning and Conservation
By direction

Enclosures:
Environmental Checklist

Copy to:
COMNAVREG MIDLANT (EV21)
COMNAVREG MIDLANT (OGC)

JOINT INSPECTION AND INVENTORY REPORT

Agreement Number: LIC-O-11310 Contract Number: N40085-17-RP-00042	
Address of Premises: 3466 River Road Calverton, NY 11933	
Date of Report: 4/04/2017	Anticipated Date of Possession:
Description of Premises: This Joint Inspection and Inventory Report (JIIR) documents the condition of agreed use for space in the southern boundary of NWIRP Calverton.	
CONDITION OF PREMISES	
<p>THE GENERAL CONDITION AND STATE OF REPAIR OF THE DESCRIBED PREMISES SHOULD BE NOTED BELOW. IN THE FIRST COLUMN, PROVIDE A DESCRIPTION OF THE ITEM (E.G. ENTRY DOOR, CEILING TILE, BATHROOM SINK). IN THE SECOND COLUMN, PUT THE APPLICABLE CODE FROM THE LIST BELOW. IN THE THIRD COLUMN, PROVIDE A BRIEF DESCRIPTION OF THE CONDITION OF THE ITEM.</p> <p>UNLESS OTHERWISE NOTED, FACILITIES ARE DEEMED TO BE FREE OF DEFECTS OR HAVE NO PROBLEMS OF SIGNIFICANCE TO REPORT.</p> <ul style="list-style-type: none"> A. Item contains chips, cracks, holes, stains, wear and tear, water damage, or other defects that are noted in the remarks section that require immediate repair by the HOST prior to occupancy. B. Item fails to function properly and requires the immediate repair by the HOST prior to occupancy. C. Item contains chips, cracks, holes, stains, wear and tear, water damage, or other defects that are noted in the remarks section that do not require immediate repair by the HOST, but which must be repaired within 60 days of occupancy. D. Item fails to function properly and requires repair by the Lessor within 60 days of occupancy. E. Item contains chips, cracks, holes, stains, wear and tear, water damage, or other defects that are noted in the remarks section that do not require repair by the HOST, but are noted by this report as existing conditions that do not require restoration by the TENANT at the end of tenancy. F. Item fails to function properly but does not require repair by the HOST, but is noted by this report as an existing condition that does not require restoration by the TENANT at the end of tenancy. <p>Attach photos of facility and of items listed below that contain defects.</p>	

Item	Condition Code	Remarks
Paving		SEAMS,
Roadsides		
Fence		BARBED WIRE FALLING DOWN IN PLACES TREES DOWN ON FENCE
Treatment Building		
Appurtenances		
Utilities		
Right-of-way		

SIGNATURES. The parties signatures below document the condition of the use of space at the Southern Border of the Recreation Trail at Naval Weapon Industrial Reserve Plant Calverton, New York.

**TOWN OF RIVERHEAD
TENANT REPRESENTATIVE:**

Drew Dillingham
Name

4 April 2017
Date

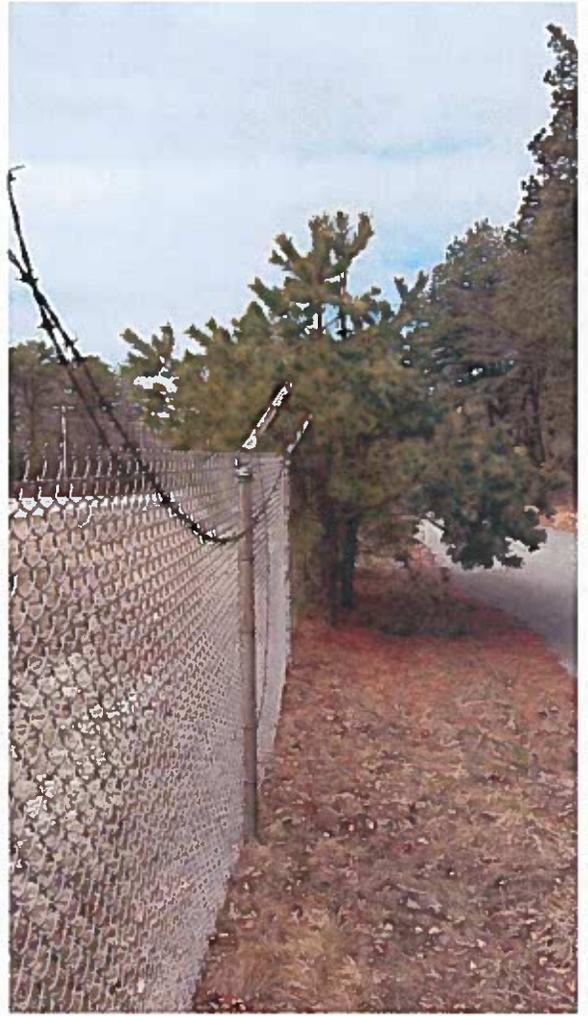
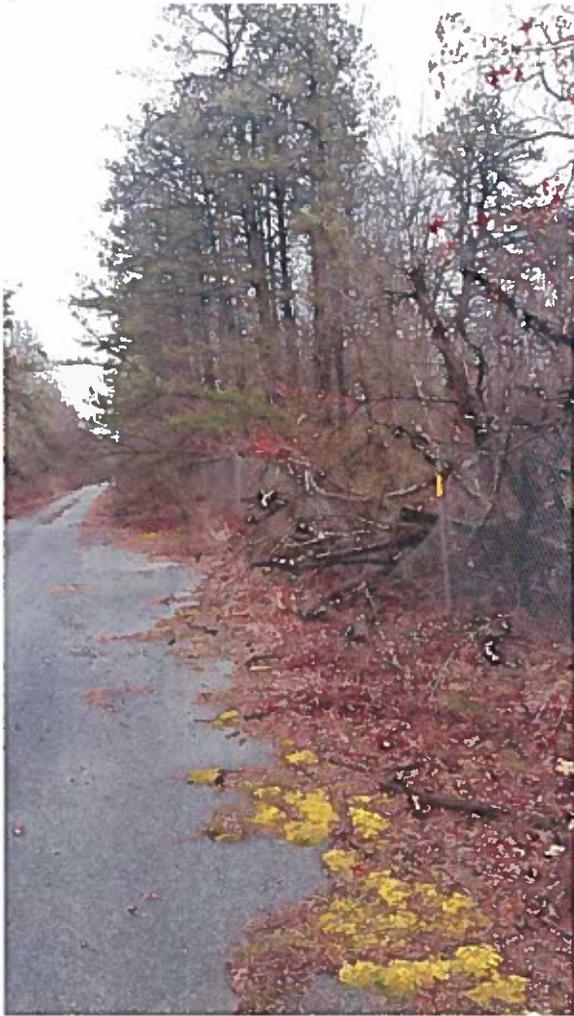
Drew Dillingham
Printed Name

US NAVY REPRESENTATIVE

JM
Name

4 April 2017
Date

Joseph McCloud
Printed Name



TOWN OF RIVERHEAD

Resolution # 679

**APPROVES THE ATTENDANCE OF ONE POLICE DEPARTMENT EMPLOYEE
TO THE NEW YORK STATE 2017 HOMICIDE SEMINAR**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, Police Chief Hegermiller has requested authorization from the Riverhead Town Board for the attendance of one Police Department employee to attend the 30th Annual Colonel Henry F. Williams International Homicide Seminar; and,

WHEREAS, this seminar will be held in Albany, New York, from September 10th to September 15th, 2017.

RESOLVED, that the Town Board hereby authorizes the attendance of one Police Department employee at the aforementioned seminar; and,

BE IT FURTHER RESOLVED, that all related expenses shall not exceed a total cost of \$1,100.00 (expenses to include fees, meals, lodging and other travel costs) and shall be reimbursed in accordance with the Town's Travel and Conference Policy; and,

BE IT FURTHER 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 680

AMENDS RESOLUTION #626

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, Resolution #626 was voted upon and passed on August 15, 2017 accepting Police Officer Ollie T. Crump's retirement effective on or about December 13, 2017; and

WHEREAS, Officer Crump has subsequently advised Chief of Police David J. Hegermiller of a revised retirement date of December 8, 2017.

NOW, THEREFORE, BE IT RESOLVED, that Resolution #626 be amended to designate an effective retirement date of December 8, 2017 for Police Officer Ollie T. Crump.

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 can 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

TOWN OF RIVERHEAD

Resolution # 681

**AUTHORIZES THE ATTENDANCE OF ONE POLICE DEPARTMENT EMPLOYEE TO
THE 2017 IACP CONFERENCE**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, Police Chief Hegermiller has requested authorization from the Riverhead Town Board for the attendance of one (1) Police Department employee to attend the 2017 IACP Conference; and,

WHEREAS, this conference will be held in Philadelphia, Pennsylvania, from October 21 – 24, 2017.

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the attendance of one (1) Police Department employee at the aforementioned conference; and,

BE IT FURTHER RESOLVED, that all related expenses shall not exceed a total of \$1,500.00 (expenses to include fees, meals, lodging and other travel costs) and shall be reimbursed in accordance with the Town’s Travel and Conference Policy; 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 682

**ACCEPTS HIGHWAY SUPERINTENDENT'S PERSONNEL REPORT & REQUEST
FOR TOWN BOARD RESOLUTION TO EFFECTUATE PERSONNEL REQUEST**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, pursuant to Town Law § 64(1), the Town Board has general management and control of the finances of the Town; and

WHEREAS, pursuant to Town Law § 64(3), the Town Board has general management and control of Town property; and

WHEREAS, pursuant to Town Law § 20 and except as otherwise provided by law, the Town Board has the responsibility to employ such persons as the Town Board deems necessary for the proper conduct of the affairs of the Town; and

WHEREAS, pursuant to Town Law § 27, the Town Board shall fix, from time to time, the salaries of all officers, officials and employees of said town, whether elected or appointed, and determine when the same shall be payable; and

WHEREAS, pursuant to Highway Law § 140(4), the Highway Superintendent shall employ such persons as may be necessary for the maintenance and repair of Town highways and removal of obstructions caused by snow and provide for the supervision over such employees, subject to the provisions of law recited above and, including but not limited to, available appropriations for such purpose, any applicable civil service requirements (see e.g. Civil Service Law § 75), and any applicable collective bargaining agreement provisions; and

WHEREAS, the Highway Superintendent filed a Personnel Report and Request for Town Board Resolution to Effectuate Personnel Request, to wit: to appoint Keith Fink to the position of Maintenance Mechanic III, effective September 18, 2017; and

WHEREAS, the Highway Superintendent's report stated that said promotion is necessary for the repair and maintenance of Town highways, allowing Fink to assume a wider range of job duties.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board accepts the Highway Superintendent's Personnel Report and Request Town Board Resolution to Effectuate Personnel Request, to wit: to appoint Keith Fink to the position of Maintenance Mechanic III as found on Group 8, Step 6 of the Operational and Technical Salary Schedule of the CSEA contract; and be it further

RESOLVED, that the Personnel Officer and Financial Administrator are hereby directed to take such action to effectuate this personnel matter on behalf of the Highway Superintendent; and be it further

RESOLVED that the Town Clerk is hereby directed to forward a copy of this resolution to the Town Highway Superintendent, Personnel Officer, Financial Administrator and Town Attorney's Office; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from 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

TOWN OF RIVERHEAD

Resolution # 683

**AUTHORIZES THE TOWN CLERK TO PUBLISH A HELP WANTED
ADVERTISEMENT FOR PART-TIME MAINTENANCE MECHANICS**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

RESOLVED, that this Town Board hereby authorizes the Town Clerk to publish the attached Help Wanted Advertisement for a Part-Time Maintenance Mechanics in the September 14, 2017 issue of the News Review.

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

HELP WANTED

PLEASE TAKE NOTICE that the Town of Riverhead is seeking qualified individuals to serve in the position of Part-Time Maintenance Mechanics I and II. Must possess a valid driver's license, and must have between 1-2 years' experience in minor maintenance or repair work, or have completed 1-2 years of vocational courses in a vocational school program or apprenticeship training program. Pays \$17.50-\$20.00 per hour. Applications are to be submitted to the Personnel Department, Howell Avenue, Riverhead, NY. No applications will be accepted after 4:30 p.m. on Friday, September 22, 2017. EOE.

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

TOWN OF RIVERHEAD

Resolution # 684

RECLASSIFIES THE POSITION OF AN ACCOUNT CLERK TYPIST

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Town of Riverhead has received notification from the Suffolk County Department of Civil Service that the position of Joan Mottern, an Account Clerk Typist in the Highway Department, has been reclassified to the position of Head Clerk; and

WHEREAS, Account Clerk Typist Joan Mottern meets the qualifications for the title Head Clerk, and in accordance with Civil Service rules and regulations, is immediately appointable from the Civil Service list for said title.

RESOLVED, effective September 18, 2017 this Town Board hereby reclassifies the job title of Account Clerk Typist Joan Mottern to the title of Head Clerk and appoints her to same at a rate of pay as found on Group 5, Step 4 of the CSEA Administrative Salary Schedule; and

BE IT FURTHER 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 685

APPOINTS A COMMUNITY RELATIONS SPECIALIST

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, Elizabeth Flood has been serving as a provisional appointment in the position of Community Relations Specialist; and

WHEREAS, on August 25, 2017 the Suffolk County Department of Civil Service established a certified List of Eligibles for the position of Community Relations Specialist, and in accordance with Civil Service regulations, Ms. Flood is immediately appointable from the County-wide list.

RESOLVED, that pursuant to Civil Service regulations, this Town Board hereby removes the provisional status of Elizabeth Flood and appoints her from List # 17DC398 to the title of Community Relations Specialist effective September 6, 2017 at no change to her current salary or other level of benefits.

BE IT FURTHER 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 686

TRANSFERS AN ACCOUNT CLERK TYPIST

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, a vacancy exists for the position of Account Clerk Typist in the Water District; and

WHEREAS, in accordance with the CSEA contract, this vacancy was duly posted, Job Posting #12, which resulted in three or more qualified applicants submitting their names for consideration; and

WHEREAS, the Town Board is willing to transfer Account Clerk Typist Melissa Boden from the Accounting Department to this vacant position, and the Water District Superintendent is desirous that she be appointed to same.

RESOLVED, that effective September 18, 2017 this Town Board hereby transfers Melissa Boden from the Accounting Department to the Water District with no change to her salary or other terms and conditions of employment.

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

TOWN OF RIVERHEAD

Resolution # 687

**APPROVES A FINAL SITE PLAN APPLICATION FOR RIVERVIEW
LOFTS/GEORGICA GREEN VENTURES, LLC
221 EAST MAIN STREET AND 31 McDERMOTT AVENUE
SCTM NO'S. 0600-129-01-21 & - 22**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, Georgica Green Ventures, LLC has submitted a Special Permit and site plan application, including Civil Plans, Plumbing Plans and Architectural Plans, dated February 17, 2017 (revised August 21, 2017), prepared by The Stephen B. Jacobs Group, P.C. as Architect, Wexler Associates as Structural Engineer, Galli Engineering, P.C. as Civil Engineer and Sideris Kefalas as MEP Engineer, and a special permit application for the proposed construction of one five-story mixed use building consisting of commercial, restaurant, parking garage and 116 residential apartments, located in the Downtown Center-1 zoning use district; and

WHEREAS, the proposed development is located at 221 East Main Street and 31 McDermott Avenue on the south side of East Main Street and west side of McDermott Avenue on 0.85 acres of land known as SCTM # 0600-129-01-21 and 22; and

WHEREAS, on August 15, 2017, the Town Board adopted Resolution No. 658, finding the Special Permit and Preliminary Site Plan applications will result in no significant adverse environmental impacts and issued a Negative Declaration pursuant to 6NYCRR (SEQRA); and

WHEREAS, at its August 15, 2017 meeting, the Town Board adopted Resolution No. 659 approving the Special Permit and preliminary site plan application; and

WHEREAS, at its July 13, 2017 meeting, the Town of Riverhead Zoning Board of Appeals (ZBA) granted Appeal No. 2017-036 from Georgica Green Ventures, LLC for the requested variances and relief from the provisions of Chapter 301, wherein this decision was ratified by the ZBA at its August 24, 2017 meeting; and

WHEREAS, by Memo dated August 25, 2017, the Chief Fire Marshal has reviewed the final site plan application and has the following comments:

A preliminary review of the above referenced application for Site Plan approval with renderings and comments dated August 21, 2017 resulted in the following findings:

- Buildings greater than 75 feet above the lowest level of fire dept. access are classified as high rise buildings under the 2015 International Building code. High

rise buildings have additional requirements in the 2015 International Building & Fire Code. The Fire Department Access definition does not allow for the average base elevation. The lowest level of this building is from the street level. Currently, according to the scale of this project, the height of the building is at 74'3". A-016.00 East Elevation T.O. Parapet-2 indicates that 74'3". Provided the building stays at this elevation, there should be no issue with the definition of a "High Rise Building".

1. No Fire Zones are indicated on plan. Fire Zones will be addressed during inspections of the building construction.
2. An approved Fire Marshal construction permit will be required prior to construction.
3. Plans and permit for the installation of a fire sprinkler system is required
4. Plans and permit for the installation of a fire alarm system is required.
5. Plans and permit for the installation of commercial cooking equipment for both restaurants is required.
6. Plans and permit for the installation of commercial vent hoods for both restaurants is required; and

WHEREAS, by Memo dated August 28, 2017 from the Chief Building Inspector, a preliminary review of the application for final site plan approval resulted in the following findings:

1. All plans and construction must conform to the International Building Code with New York State Supplements (IBC/NYS) and all agencies having jurisdiction.
2. Prior to issuance of a Building Permit, a copy of each of the following is required:
 - a. Final Site Plan approval, including recording of all C&Rs and signing of the mylar.
 - b. Demolition permits, including certification of asbestos abatement
 - c. Fire Marshal permit for construction.
 - d. Landmarks Preservation Commission (LPC) and Architectural Review Board (ARB) approval.
 - e. Riverhead Conservation Advisory Council recommendation for work adjacent to tidal wetlands.
 - f. Riverhead Water District approvals for new water service connection.
 - g. Riverhead Sewer District approvals for new sanitary sewer connection.
 - h. Riverhead Highway Department approvals for road opening and work within the right-of-way of McDermott Avenue.
 - i. Suffolk County Department of Health Services Wastewater Management stamped approval for new water service and sanitary connection.
 - j. New York State Department of Environmental Conservation letter of non-jurisdiction.
3. Prior to the issuance of a Certificate of Occupancy, the following is required:
 - a. Special inspections and (third party) testing will be required including pile certification, rebar placement, concrete breaks, and structural steel frame, bolting and welding certification.
 - b. Confirmation of satisfaction and all applicable fees paid to the Water and Sewer Districts.
4. Prior to the commencement of applicable work:

- a. Town Board resolution of approval pursuant to Chapter 229 will be required prior to the proposed exportation of 1,810 cubic yards of earthen material.
 - b. Fire Marshal permits for required fire alarm, fire sprinkler, and Class 1 standpipe prior to system installations. Standpipe must be charged and operational prior to construction over 40' in height per IBCNYS §3311.
 - c. New York State Department of Transportation approvals are required for work within the right-of-way of SR 25 (East Main Street) prior to commencement of applicable work.
 - d. Signs will require permits prior to installation, subject to ARB approval. Designs for such shall be in conformance with Article XLVIII of Chapter 301.
5. All approvals or permits from agencies having jurisdiction must be received by this Department prior to the issuance of a building permit or certificate of occupancy, as noted.

WHEREAS, by email dated August 30, 2017 the Town Engineer has reviewed and approved the grading and drainage plans.

WHEREAS, the proposed development is located within the existing boundaries of the Riverhead Water District; and

WHEREAS, a petition has been filed by Georgica Green Ventures LLC, the developer of the proposed Riverview Lofts, requesting that the proposed mixed-use development be served by the Riverhead Water District; and

WHEREAS, the proposed development is located in the Riverhead Sewer District; and

WHEREAS, the Sewer Superintendent and H2M have reviewed the proposed development and the applicant is required to pay for all costs to prepare the bid and construction documents, and construction costs, to connect to the Riverhead Sewer District; and

WHEREAS, the Town of Riverhead Planning Department, Town Engineer, Riverhead Water Authority, Riverhead Sewer District, Riverhead Fire Marshall and Town Attorney of the Town of Riverhead have reviewed all documents regarding said application; and

WHEREAS, the Town Board has carefully considered the merits of the final site plan application, the SEQRA record to date, public comments, reports from involved agencies, the reports from the Planning Department and other Town agencies, as well as all other relevant planning, zoning and environmental information.

NOW, THEREFORE, BE IT RESOLVED, that Town Board of the Town of Riverhead hereby approves the final site plan application known as Riverview Lofts including Civil Plans, Plumbing Plans and Architectural Plans, dated February 17, 2017 (revised August 21, 2017), prepared by The Stephen B. Jacobs Group, P.C. as Architect, Wexler Associates as Structural Engineer, Galli Engineering, P.C. as Civil Engineer and Sideris Kefalas as MEP Engineer, subject to the following conditions:

1. That no site work shall begin nor Building Permits be issued until all conditions of the Final Site Plan approval are fulfilled.
2. That a covenant, in a form reviewed and approved by the Town Attorney, containing all the limitations and provisions of these approvals contained in this resolution shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk.
3. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan.
4. That the form, design, location, and color of all signage shall be submitted for the sign permit procedure prior to being installed at the property (the site plan approval does not indicate approval of signage); that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Article XLVIII of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as any restrictions imposed as a condition of the site plan approval granted herein.
5. That any outdoor lighting shall be installed pursuant to Article XLIX of the **Riverhead Town Code** and no lighting shall be adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways.
6. That the applicant is familiar with the **Riverhead Town Code**, Chapter 251, entitled, "Noise, Public Nuisances and Property Maintenance" and Chapter 245, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same.
7. That, unless otherwise modified, specified or approved by the appropriate agency, parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**.
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**.
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis.
10. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Georgica Green, LLC hereby authorizes and consents to the Town of Riverhead to enter the premises to enforce said handicapped parking regulations.

11. That all new utilities, including but not limited to the electric transformers on McDermott Avenue shall be constructed underground.
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation.
13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen.
14. The applicant must satisfy all requirements of the Building and Fire Code of New York State.
15. That the applicant shall be required to request, pay the applicable fees, and obtain all the necessary site inspections (including drainage improvements prior to backfill, grading and site improvements prior to the first lift of paving, and post-construction prior to the issuance of a certificate) as prescribed in Section 301-305 F of the **Code of the Town of Riverhead**.
16. That no importation or exportation of materials will take place until a permit for such is obtained from the Town Board pursuant to Chapter 229 of the **Code of the Town of Riverhead**.
17. That required parking stalls, traffic aisles, and "No Parking" areas shall not be occupied or blocked by any vehicles.
18. That onsite parking spaces shall be restricted to only the residents of the building and that all cars parked therein shall be in operable condition and have current New York State inspection and registration.
19. That all of the interior lights in the parking area as depicted on the Lighting Plan shall remain in good working order.
20. Deliveries and loading activities shall to the extent possible be restricted to the hours between 8 am and 5 pm on weekdays as required by code section 301-143A(c) of the **Code of the Town of Riverhead**.
21. That none of the required work on the access or within the right-of-way of NYS 25, Main Street shall take place without obtaining a Highway Work Permit from the New York State Department of Transportation.
22. That none of the required work on the access or within the right-of-way of McDermott Avenue Peconic Avenue shall take place without obtaining a Highway Work Permit from the from the Town of Riverhead Highway Superintendent.
23. That no connections to the Town of Riverhead Water District for the new water service shall be made without the approval of the Town of Riverhead Water District Superintendent and until any applicable issues regarding the safety of the public water supply are addressed and all required Water District fees and charges are paid.

24. That no new connections to the Town of Riverhead Sewer District shall be made without the approval of the Town of Riverhead Sewer District Superintendent and until all required Sewer District fees and charges are paid.
25. That no Building Permit shall be issued prior to approval by the Suffolk County Department of Health Services Office of Wastewater Management.
26. Prior to the issuance of building permit, a staging and logistics plan shall be provided by the applicant and approved by the Town Engineer, Chief Building Inspector, Fire Marshal and Town attorney.
27. A Highway Work Permit from the NYSDOT shall be required prior to any work in the East Main Street right of way.
28. Prior to the issuance of a building permit, the applicant shall pay all of the costs of improvements to the Riverhead Sewer District sanitary sewer as set forth in the August 10, 2017 H2M report.
29. That the applicant shall provide a remote parking plan for construction workers to the satisfaction of the Town Attorney prior to issuance of a Building Permit so that parking in the Parking District lots is not affected.
30. All construction vehicles shall access the site from McDermott Avenue via East Main Street (NYS 25) only.
31. The applicant shall comply with the requirements by the Chief Building Inspector in his Memo dated August 28, 2017.
32. Fire Zones will be addressed during inspections of the building construction.
33. An approved Fire Marshal construction permit will be required prior to construction.
34. Prior to the start of construction, the pile sub-contractor shall perform a Weap Analysis, and submit a copy of same to the Building Department, to insure that that the appropriate selection of hammer and pile driving system to minimize vibrations to the maximum extent possible.
35. Onsite vibration monitoring shall be required daily by the subcontractor throughout the duration of the installation of pilings.
36. The installation of pilings shall only occur Monday-Friday between 8 am and 5 pm.
37. Permit(s) shall be obtained from outside agencies, such as the NYSDEC or NYSDOT, if required for de-watering prior to the installation of any pilings or other improvements. Any site improvements, whether installed above or below ground, in this regard shall be shown on a revised survey.
38. That no Building Permit shall be issued until the Riverhead Town Supervisor signs a revised mylar copy of the plans including Civil Plans, Plumbing Plans and Architectural Plans, dated February 17, 2017 (revised August 21, 2017), prepared by The Stephen

B. Jacobs Group, P.C. as Architect, Wexler Associates as Structural Engineer, Galli Engineering, P.C. as Civil Engineer and Sideris Kefalas as MEP Engineer, which is contingent upon the following:

- A. A Completed Construction Activity Agreement, in a form approved by the Town Attorney, shall be signed by the Town of Riverhead Supervisor.
- B. Covenants have been recorded per Condition No. 2.
- C. A 20-ft wide easement, in a form approved by the Town Attorney and Town Engineer, shall be recorded in the Suffolk County Clerk's Office to the benefit of the Town of Riverhead to access and maintain the underground sanitary line(s).
- D. Architectural plans shall be revised to show a cornice detail with a deeper shadow line.
- E. Revised site plans shall be revised to address the following comments from the Planning Department:
 - i. Revised site plans shall include a note stating that all of the existing and proposed electrical lines along McDermott Avenue and East Main Street in front of the building shall be moved underground to address aesthetic and fire safety concerns.
 - ii. The amount of juniper shrubs listed in the planting schedule need to match the amount shown on the plan.
 - iii. The final site plan shall show electrical, cable and telephone service to the building.
 - iv. A construction protocol plan, including a satisfactory maintenance and protection of vehicular and pedestrian traffic plan to the satisfaction of the Town Board shall be submitted prior to final site plan approval.
 - v. The final site plan shall be revised to include signage and be striped for "No Parking" at the end of the parking aisle where the turn-around is located.
 - vi. Revised site plans shall indicate CU-Soils shall be required for all proposed street trees throughout the site and show a soil profile.
- F. That the mylar plans shall not exceed the standard D size drawing (24" x 36");
- G. That the mylar shall list a new revision(s) date for the plans;
- H. That the mylar of the Survey shall identify the current property owner;
- I. That there shall be a Town Board Certification Box on each page of the plans;
- J. That six (6) sets of paper plans matching the revised mylar shall be submitted;
- K. Receipt a digital copy of the revised final site plan matching the mylar in a common computer-aided design (CAD) file format, among them DGN, DXF, and DWG, and the digital CAD drawing shall be projected in the NAD 1983 State Plane New York Long island FIPS 3104 (feet) coordinate system;
- L. That certification of clean title to the satisfaction of the Town Attorney is submitted.

39. That no temporary or permanent Certificates of Occupancy shall be issued until:

- A. The merger of the two properties into one single and separate lot has been recorded with the Suffolk County Clerk.
- B. The applicant submits six signed and sealed "As-Built" surveys to the Planning Department in accordance with Section 301-303 E of the **Code of the Town of Riverhead**. Special inspections and (third party) testing will be required including pile certification, rebar placement, concrete breaks, and structural steel frame, bolting and welding certification.
- C. All CU-Soils shall be inspected by the Town staff during installation and an as-built plan shall be certified by a NYS Licensed Engineer as being constructed per the approved site plan.
- D. Any applicable fees and charges are paid to the Sewer District.
- E. All fees apply to this project such as water hook up and installation, application fees, inspection fees, key money fees and backflow prevention device applications shall be paid.
- F. That all trees and landscaping shown on the mylar site plan are planted and have an irrigation system installed and operational.
- G. All work, including changing the timing of the signal at the intersection of East Main Street and McDermott Avenue as indicated in the VDEIS, located within the NYS 25 right-of-way shall be completed and approved by the NYSDOT.
- H. Confirmation from the New York State Department of Transportation and the Riverhead Highway Superintendent that all requirements of their Highway Work Permits have been fulfilled; and be it further

RESOLVED, that pursuant to Section 301-303F of the **Code of the Town of Riverhead**, this final approval shall be valid for 36 months from the date of approval with the possibility of one 12-month extension by the Town Board, upon a request of the applicant in writing made at least 30 days prior to the expiration of the original thirty-six month period; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to David Gallo, Georgica Green Ventures, LLC, 50 Jericho Quadrangle, Ste. 200, Jericho, NY 11753; Robert H. Gammon, 70 Woodside Lane, Laurel, NY 11948; Robert L and Nancy C. Knottoff, P.O. Box 466, Remsenberg, NY 11960; Stephen B. Jacobs Group, P.C., 381 Park Ave South, New York, NY, 10016; David Gilmartin, Jr., Esq, Farrell Fritz, P.C., 50 Station Road, Building , Watermill, NY 11976; Charles Voorhis, Partner, Nelson, Pope & Voorhis, LLC, 572 Walt Whitman Road, Melville, NY 11747; 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 - ABSTAIN
Wooten Yes No Dunleavy Yes No
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 688

CORRECTS RESOLUTION AWARDING BID FOR FOOD & MEAT PRODUCTS 2017

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Town Board, by Resolution #629 adopted on August 15, 2017, awarded the bid for FOOD & MEAT PRODUCTS 2017; and

WHEREAS, the Purchasing Department, after careful consideration and re-review of the items listed, discovered that the award sheet included some errors and required correction.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board be and does hereby accept the corrections set forth on the corrected bid award sheet annexed hereto and made a part hereof and amends the award consistent with the corrected bid sheet.

RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to the Purchasing 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 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

2017		LOWNEY		SCHRIER		
	DESCRIPTION	UNIT	PRICE	UNIT		ORDER #
1	ALFREDO SAUCE		N/B	4/3#	40.69	92170
2	APPLE CIDER		N/B	8/64 oz.	19.95	27012
3	APPLES, FRESH(MAC)		N/B	120-140	27.95	17014
4	APPLES, SLICED, CANNED		N/B	0.6	31.45	21058
5	APRICOT HALVES		N/B	0.6	30.80	11026
6	ASPARAGUS SPEARS, FROZEN		N/B	6/2.5	26.80	98004
7	ASST. HORS DOUVRES		N/B	60 ct.	20.75	90241
8	BBQ SAUCE, CANNONBALL ONLY	4/1 GAL.	45.00	4/1 gal	47.98	7878
9	BAY LEAF		N/B	16 oz.	3.98	51064
10	BASIL		N/B	24 oz.	4.25	41060
11	BEANS, FRENCH CUT, FROZEN		N/B	12/2.5	23.50	98082
12	BEANS, GARBANZO	6/10	22.00	6/10	18.50	58246
13	BEANS, ITALIAN, FROZEN		N/B	12/2	18.75	98078
14	BEANS, LIMA, FROZEN		N/B	12/2.5	36.75	98090
15	BEANS, STRING, REG. CUT, FROZEN		N/B	12/2.5	19.45	98074

16	BEANS, THREE BEAN SALAD		N/B	6/10	26.40	59430
17	BEANS, WAXED, FROZEN		N/B	12/2.5	23.50	98126
18	BEANS, WAXED		N/B	6/10	18.95	57426
19	BEEF, CHOPPED 80/20	10#	33.00	10#	29.95	95906
20	BEETS, SLICED		N/B	6/10	17.50	57610
21	BISCUITS, OVEN READY		N/B	120/2.2	35.50	92792
22	BOLOGNA, DELI		N/B	2/7#	3.14	89106
23	BOW TIE NOODLES		N/B	20#	17.98	34040
24	BREAD, WHOLE WHEAT, LOAVES		N/B	10/24 oz.	30.95	93408
25	BREADCRUMBS		N/B	6/5#	16.15	57.28
26	BREADSTICKS, FRENCH		N/B	15/12 ct.	36.75	92732
27	BROCOLLI FLORETS		N/B	12/2#	16.29	98016
28	BRUSSEL SPROUTS, FRESH		N/B	25#	69.00	60334
29	BRUSSELS SPROUTS, FROZEN		N/B	12/2.5	18.75	698036
30	BUTTER	36 #	126.00	36/1#	106.50	88186
31	BUTTER PATTIES (individual)		N/B	4/4.25	67.25	88184
32	CABBAGE, RED		N/B	6/10	30.38	57690

33	CABBAGE, SHREDDED (cole slaw mix)		N/B	4/5#	26.95	60740
34	CAKE, BROWNIE, SHEET, FROZEN		N/B	2 trays	41.95	81084
35	CAKE, CARROT, SHEET, FROZEN		N/B	4/96 oz.	68.80	91924
36	CAKE, CHEESE		N/B	1-10"	19.95	81932
37	CAKE, CRUMB, SHEET, FROZEN		N/B	1 ct,	18.95	91366
38	CAKE, POUND		N/B	12/16 oz.	56.95	91910
39	CAKE, POUND INDIVIDUAL		N/B	24/1.75	12.10	91932
40	CAKE, RASPBERRY, SHEET, FROZEN		N/B	1 ct.	18.95	91368
41	CANNOLI CREAM BAGS W/CHIPS		N/B	N/B		
42	CANNOLI SHELLS, SMALL		N/B	120 ct.	36.50	80636
43	CANTELOUPE, FRESH		N/B	3 ct,	10.50	63195
44	CARROTS, FRESH		N/B	50#	23.95	61162
45	CARROTS, BELGIAN		N/B	12/2.5	20.20	98042
46	CARROTS, DICED, FROZEN (2.5 LB. PKG.)		N/B	10#	22.90	98242
47	CAULIFLOWER, FRESH		N/B	12ct.	28.50	61180
48	CAULIFLOWER, FROZEN, (2 LB. PKGS.)		N/B	12/2#	16.10	98050
49	CELERY, FRESH		N/B	24 ct.	36.75	61200

50	CEREAL, CORN FLAKES (individual)		N/B	70 ct.	28.50	12680
51	CEREAL, CREAM OF WHEAT		N/B	12/28	25.70	13604
52	CEREAL, RAISIN BRAN (individual kelloggs bowl)		N/B	12/30	33.80	12130
53	CEREAL, SPECIAL K		N/B	70 ct.	38.84	12056
54	CEREAL, TOASTED OATS (individual)		N/B	70 ct.	27.95	12686
55	CHEESE, AMERICAN LOAF , SLICED, DELUXE WHITE	5#	2.60	5#	36.95	88118
56	CHEESE,CHEDDAR, SHREDDED		N/B	5#	10.95	88240
57	CHEESE, COTTAGE		N/B	4/5#	28.95	88496
58	CHEESE, MOZZARELLA. SHREDDED		N/B	5#	10.95	88242
59	CHEESE, PARMESAN, IMPORTED		N/B	4/5#	44.25	88254
60	CHEESE, PARMESAN, PC		N/B	200 ct.	16.98	88256
61	CHEESE, PROVOLONE, DELI	6#	2.85#	loaf	2.29#	88142
62	CHEESE, RICOTTA		N/B	6/3	26.95	88098
63	CHEESE, SWISS (4" x 4"), FINLANDIA (OR EQUAL)	7#	4.50#	loaf	2.79#	88108
64	CHERRIES, NO PITS, NO STEMS		N/B	gal	12.35	21211
65	CHERRY PIE FILLING		N/B	6/10	58.40	1670

66	CHICKEN BROTH		N/B	12/46 oz.	25.95	15702
67	CHICKEN, CORDON BLEU		N/B	36/4 oz.	46.56	92282
68	CHICKEN CUTLET	10#	36.00	40/4 oz.	35.50	96158
69	CHICKEN CUTLETS, ITALIAN	10#	38.00	30/47	52.95	93542
70	CHICKEN, DICED		N/B	10#	37.95	96216
71	CHICKEN, GRILLED		N/B	53/3 oz.	45.95	96154
72	CHICKEN NUGGETS		N/B	10#	18.70	92158
73	CHICKEN TENDERS, BRANDYWINE		N/B	10#	27.95	93518
74	CHICKEN, LEG & THIGH, IQF		N/B		1.49	96204
75	CHICKEN BREAST, RAW	10#	2.50	4/10#	1.89	96306
76	CHOCOLATE TOPPING		N/B	4/1	34.75	29018
77	CINNAMON		N/B	16 oz.	2.69	51136
78	CHIPS, COOL RANCH, IND.		N/B	64/1.75	27.95	4246
79	CHIPS, NACHO CHEESE., IND.		N/B	64/1.75	27.95	4248
80	COFFEE, SANKA, (IND)(5 PKGS./100)		N/B	5/108	87.95	28178
81	COLLARD GREENS, FROZEN		N/B	12/3#	23.00	98154

82	COOKIES, CHOCOLATE CHIP		N/B	10#	24.95	102470
83	COOKIES, LORNE DOONES		N/B	120 1 oz.	35.75	9920
84	COOKIES, OATMEAL		N/B	10#	21.75	10242
85	COOKIES, SUGAR 10# BULK		N/B	10#	21.75	10244
86	COOKIES, SUGAR FREE VARIETY		N/B	N/B		
87	COOKIE, OREO, 4-PACK		N/B	120/1.6 oz.	42.95	99.36
88	CORN ON THE COB, FRESH		N/B	48 ct.	24.95	60558
89	CORN, COBETTES		N/B	96/3"	13.29	98064
90	CORN, WHOLE KERNEL		N/B	6/10	19.65	57902
91	CORN STARCH		N/B	24/1#	17.42	1094
92	CORNED BEEF		N/B		3.95	95016
93	CRAB MEAT		N/B	12/2.5	79.50	93108
94	CRAB CAKES		N/B	10#	48.95	93104
95	CRACKERS, OYSTERETTE TYPE		N/B	150 ct.	13.40	9888
96	CRACKERS, PREMIUM UNSALTED		N/B	500/2 pc.	18.50	9992
97	CRANBERRY SAUCE, OCEAN SPRAY (JELLIED)		N/B	6/10	37.86	21320
98	CREAM CHEESE, PC		N/B	100/1 oz.	17.60	88144

99	CREAM CHEESE , soft		N/B	N/B		
100	CREAM, HEAVY		N/B	12 qts.	42.95	28360
101	CREAM PUFFS, CHOCOLATE, ICED		N/B	N/B		
102	CROISSANTS		N/B	144/2.2 oz.	42.95	92762
103	CROUTONS		N/B	5/2.25 #	26.16	10432
104	DANISH, ASSTD. FROZEN, WRAPPED		N/B	24 ct.	19.50	92944
105	DRESSING, COLESLAW (GAL. JARS)		N/B	4/1	47.95	33144
106	DRESSING, FRENCH, PC		N/B	60/1.5	13.59	33382
107	DRESSING, ITALIAN (4 GAL. JARS)		N/B	4/1 gal.	20.94	33030
108	DRESSING, ITALIAN, CREAMY, PC		N/B	60/1.5	12.89	33490
109	DRESSING, RANCH, F/F, PC		N/B	N/B		
110	DRESSING, THOUSAND ISLAND		N/B	4/1	36.84	33070
111	ECLAIRS, MINI CHOC ICED FROZEN		N/B	48/2 oz.	38.40	90398
112	EGGPLANT ROLETTE		N/B	48/3.5	38.75	90594
113	EGG PRODUCT, FROZEN		N/B	6/5#	42.69	88304
114	EGG ROLL, CHICKEN		N/B	50 ct.	34.95	90906
115	EGGS, FRESH, DOZEN		N/B	30 dz.	37.50	88274

116	FILLING, BLUEBERRY		N/B	6/10	64.95	1648
117	FISH BREWERS CHOICE		N/B	40/4 oz.	64.75	90144
118	FISH,HEALTHY CHOICE		N/B	10#	49.95	90140
119	FISH CAKES		N/B	10#	18.95	93106
120	FISH, FILET		N/B	22#	2.79#	swai
121	FISH, FLOUNDER		N/B	40/4oz.raw	39.95	93158
122	POLLACK, POTATO CRUST		N/B	N/B		
123	FISH, TILAPIA		N/B	3-5 oz.		93160
124	FISH IN A MINUTE-BATTER DIPPED POLLACK		N/B	N/B		
125	FISH, OCEAN PERCH BATTERED		N/B	N/B		
126	FISH SOLE SCALLOP & CRAB STUFFED		N/B	N/B		
127	FISH, TUNA, LARGE CAN, WHITE		N/B	6/66.5	71.40	18572
128	FLOUR	25#	9.50	2/25	16.40	1918
129	FRENCH FRIES, OVEN READY	6/10	44.00	6/5	26.95	94504
130	FRUIT COCKTAIL		N/B	6/10	30.70	21370
131	FRUIT BOWL, ASST.		N/B	N/B		

132	FRUIT SALAD MEDLEY		N/B	N/B		
133	FRUIT SALAD, TROPICAL		N/B	6/10	32.95	21440
134	GARLIC POWDER		N/B	16 oz.	6.75	51252
135	GRAHAM CRACKERS		N/B	200/2 ct.	19.40	9990
136	GRAHAM CRACKER CRUMBS		N/B	10#	19.50	9988
137	GRAVY MASTER		N/B	1 qt.	8.27	17215
138	GRAVY, BEEF, CAMPBELL'S		N/B	6/1	49.95	2176
139	GRAVY, CHICKEN , CAMPBELL'S		N/B	6/1	49.75	23.84
140	GRAVY, TURKEY		N/B	6/1	49.75	2384
141	HAM, DELI, LOW SODIUM	#	3.50	per#	2.59	95070
142	HAM, VIRGINIA	10#	3.60	2/13#	2.98	95070
143	HAMBURGERS	10#	3.60	10#	3.30	90584
144	HASH, CORNED BEEF	6/10	85.00	6/10	59.86	35102
145	HERO ROLLS, 3X7		N/B		39.41	91710
146	HOT DOGS, ALL BEEF,SABRETT	5#	22.50	5#	20.34	95074
147	ICE CREAM CUP, CHOCOLATE		N/B	96/4 oz.	23.44	93006
148	ICE CREAM CUP,STRAWBERRY		N/B	96/4 oz.	23.44	93004

149	ICE CREAM CUP, VANILLA		N/B	96/4 oz.	23.44	93008
150	ICE CREAM CUP, VANILLA FAT FREE		N/B	24/4 oz.	8.35	93018
151	JELL-O, CITRUS		N/B	12/24	23.95	24036
152	JELL-O, RED 24 OZ.		N/B	12/24	23.95	24040
153	JELLY, MINT		N/B	6/4#	29.30	22252
154	JELLY, GRAPE, PC		N/B	200/.5 oz.	7.95	41332
155	JUICE, APPLE		N/B	48/6 oz.	9.05	
156	JUICE, APPLE RASPBERRY, S/F		N/B	N/B		
157	JUICE, CRANBERRY		N/B		14.95	27174
158	JUICE, GRAPE, SUGAR FREE		N/B	N/B		
159	JUICE, LEMONADE, CUPS		N/B	72/4 oz.	8.64	93090
160	JUICE, ORANGE, DIET OR SF		N/B	N/B		
161	JUICE, ORANGE -FROZEN (4 OZ)		N/B	70/4 oz.	11.50	93082
162	JUICE, PINEAPPLE 46 OZ.		N/B	12/46 oz.	24.95	27596
163	JUICE, PINEAPPLE/ORANGE, CUPS		N/B		12.45	92970
164	KALE, FROZEN		N/B	12/3#	29.95	98158
165	KETCHUP, IND. HEINZ OR EQUAL	1000	13.65	6/10	33.00	7190

166	KETCHUP, HEINZ (OR EQUAL)		N/B	6/10	20.60	7210
167	KIDNEY BEANS (6 LB. CANS)	6/10	22.00	6/10	21.75	57460
168	KRABBY CAKES		N/B	6/2.5	69.75	93100
169	LASAGNA ROLL UPS		N/B	60/3.5	29.95	92164
170	LETTUCE, ICEBERG, FRESH		N/B	24 ct.	26.95	61420
171	LOBSTER TAILS		N/B	N/B		
172	MACARONI SALAD		N/B	8#	10.75	88034
173	MANICOTTI, CELENTANO 60/2.7 oz		N/B	60/2.5	20.95	92070
174	MARGARINE, BLOCK		N/B	30#	19.95	88200
175	MAYONNAISE, (IND.) HELLMANS/EQUAL		N/B	210	26.95	33380
176	MAYONNAISE, HELLMANN'S	4 GAL.	56.00	4/1	56.98	33110
177	MEATBALLS, ITALIAN, COOKED 2OZ		N/B	10#	27.95	96046
178	MEATBALLS, PLAIN		N/B	10#	15.75	96008
179	MEATBALLS, MAMA, ITALIAN 2 OZ		N/B	10#	25.95	96046
180	MEATBALLS, SWEDISH		N/B	10#	36.50	90598
181	MRS. DASH .025		N/B	N/B		
182	MUFFINS, BLUEBERRY		N/B	12/6 oz.	11.95	91388

183	MUFFINS, BANANA, with nuts		N/B	12/6 oz.	11.95	91390
184	MUFFINS, CHOCOLATE CHIP		N/B	12/6 oz.	11.95	91394
185	MUSHROOMS, CANNED		N/B	6/10	34.80	58080
186	MUSTARD, GULDEN'S		N/B		23.90	7688
187	MUSTARD, GULDEN'S, PC		N/B	500 ct.	17.89	7538
188	MUSTARD, HONEY, PC		N/B	60 ct.	16.11	7542
189	NUTMEG		N/B		9.90	51356
190	OATMEAL, QUAKER OATS, OLD FASHIONED		N/B	8/42 oz.	22.98	13662
191	OKRA, CUT, FROZEN		N/B	12/2	19.65	98172
192	OLIVES, BLACK		N/B	6/10	26.80	7796
193	OLIVES, GREEN		N/B	4/1	38.50	7754
194	ONION POWDER		N/B	14 oz.	5.25	51368
195	ONIONS, FRESH, RED		N/B	10#	8.95	61458
196	ONIONS, PEARL, FROZEN		N/B	12/3	28.95	98108
197	ORANGES, FRESH		N/B	1/3	30.95	63252
198	ORANGES, MANDARIN, CUPS, 4 OZ.		N/B	36/4oz.	22.98	21108
199	OREGANO		N/B	16 oz.	2.76	51396

200	PAM SPRAY		N/B	6/17 oz.	14.45	40350
201	PAPRIKA		N/B	16 oz.	2.60	51416
202	PARSLEY, FLAKES		N/B	8 oz.	3.98	51440
203	PASTA, EGG NOODLES		N/B	10#	14.95	34166
204	PASTA, ELBOW MACARONI		N/B	20#	12.65	34094
205	PASTA, PENNE		N/B	20#	12.65	34188
206	PASTA, ROTINI		N/B	20#	12.65	34270
207	PASTA, SPAGHETTI		N/B	20#	12.65	34222
208	PASTA, SHELLS, MEDIUM		N/B	20#	12.65	34226
209	PASTA, TRI-COLOR MACARONI		N/B	10#	11.20	34264
210	PASTA, ZITI		N/B	20#	12.65	34282
211	PASTRY DOUGH SQUARES 5X5		N/B	N/B		
212	PEACHES, SLICED,NATURAL,NO SUGAR		N/B	6/10	31.95	34188
213	PEANUT BUTTER			6/10	30.10	11074
214	PEAR HALVES,NATURAL, NO SUGAR		N/B	case	32.50	11074
215	PEARS, FRESH		N/B	case	39.50	63342
216	PEAS & CARROTS, FROZEN		N/B	12/2.5	21.45	98102

217	PEAS, FROZEN		N/B	12/2.5	21.50	98098
218	PEARS, DICED,NATURAL, NO SUGAR		N/B	6/10	26.85	21754
219	PEPPER STRIPS, MIXED RED & GREEN		N/B	6/10	25.14	58396
220	PEPPER, BLACK		N/B	16 oz.	8.95	51460
221	PEPPER, BLACK, PC		N/B	3000	8.63	51486
222	PEPPERONI, DELI		N/B	N/B		
223	PEPPERS, GREEN, FRESH		N/B	25#	27.95	61542
224	PEPPERS, RED, FRESH		N/B	25#	36.95	61540
225	PICKLE SPEARS	5 GAL	23.00	5 gal.	21.35	7394
226	PICKLE, DILL CHIPS B & G		N/B	4/1	18.95	7254
227	PIE. COCONUT CUSTARD		N/B	6/10"	36.75	92614
228	PIE FILLING, CHERRY		N/B	6/10"	59.39	1670
229	PIE. PEACH		N/B	6/10"	41.25	92610
230	PIE SHELLS, FROZEN 10"		N/B	20/10"	28.75	92644
231	PIE, PUMPKIN		N/B	6/10"	34.98	90336
232	PIES, MRS. SMITH, APPLE 10"		N/B	6/10"	36.95	7394
233	PINEAPPLE CHUNKS		N/B	6/10	29.95	2100

234	PINEAPPLE SLICED		N/B	6/10	29.80	2185
235	PLUMS, FRESH		N/B		45.75	63336
236	POPCORN, VENDING		N/B	72CT.	24.95	4404
237	PORK & BEANS, (BAKED) BUSH'S OR EQUAL	6/10	22.00	6/10	21.25	57256
238	PORK LOIN, RAW, CENTER CUT		N/B	2/6-9#	2.49	90094
239	PORK PATTIES,RIB-B-QUE, COOKED		N/B	100/3 oz.	86.95	96124
240	PORK BABYBACK RIBS, RAW	9#	3.40	18/2.5	3.10	95046
241	POTATO AU GRATIN, DRY		N/B	6/2-54	48.95	58476
242	POTATO CHIPS		N/B	104/1 oz.	32.90	4168
243	POTATOES, FRESH, IDAHO		N/B	50 lb.	19.95	61572
244	POTATOES, HASH BROWN PATTY		N/B	240 ct.	35.90	94550
245	POTATOES, INSTANT		N/B	6/10	37.45	58486
246	POTATO PANCAKE		N/B	432/.67	38.75	90234
247	POTATO SALAD		N/B	8#	10.75	88052
248	POTATO SKINS		N/B	4/4#	34.95	90220
249	POTATOES, SWEET, FRESH		N/B	40#	23.50	98164

250	POT ROAST W/GRAVY COOKED		N/B	3/6#	5.49	96470
251	PRETZEL, VENDING		N/B	88 ct.	31.45	4214
252	PUDDING, BANANA		N/B	6/10	26.95	24604
253	PUDDING, BUTTERSCOTCH		N/B	6/10	25.98	24602
254	PUDDING, CHOCOLATE		N/B	6/10	25.98	24628
255	PUDDING, LEMON		N/B	6/10	28.50	24610
256	PUDDING, RICE		N/B	6/10	31.95	24614
257	PUDDING, TAPIOCA		N/B	6/10	31.95	24622
258	PUDDING, VANILLA		N/B	6/10	25.95	24626
259	PUNCH		N/B	N/B		
260	RAVIOLI, CANNED, BEEF, W/TOMATO SAUCE		N/B	6/10	33.35	35562
261	RELISH		N/B	4/1	20.90	8458
262	RELISH (INDIVIDUAL)		N/B	200 ct.	5.65	7444
263	RICE, MEXICAN FIESTA		N/B	6/25.9	34.75	3824
264	RICE, GARDEN BLEND		N/B	N/B		
265	RICE PILAF		N/B	6/36 oz.	20.98	3840

266	RICE, SPANISH		N/B	N/B		
267	RICE, UNCLE BEN'S (OR EQUAL)		N/B	25#	11.29	3816
268	RICE, WILD, LONG GRAIN		N/B	6/36 oz.	34.70	3846
269	ROAST BEEF, FOR POT ROAST, RUMP OR BOTTOM ROUND		N/B	4/6-8	3.98	94686
270	ROAST BEEF, RAW, TOP ROUND, TRIMMED & TIED	20#	4.40	15#	4.95	94840
271	ROAST BEEF, DELI, COOKED, TOP ROUND, DELUXE		n/b		4.10	94682
272	BONELESS PRIME RIB, OVEN READY, C HOICE	17.5#	10.50	N/B		
273	ROLLS, DINNER			175/12	21.95	6662
274	ROLLS, HAMBURGER 120 COUNT			120/ct	18.95	6668
275	ROLLS, HOTDOG		N/B	144 ct.	15.75	6670
276	ROMAINE HEARTS, FRESH			12/3 ct.	36.95	61428
277	SALAD OIL	35#	26.00	6/1	29.95	40156
278	SALAMI, DELI	8	3.65	2/7#	3.29	89098
279	SALISBURY STEAK, NO GRAVY, 4 OZ.		N/B	84/4 oz.	48.95	96068
280	SALT		N/B	24/2.6 oz.	12.45	51626

281	SALT, PC		N/B	3000	3.80	51640
282	SAUCE, APPLE, DIET		N/B	6/10	21.80	11012
283	SAUCE, CHEESE, CAMPBELL'S OR EQUAL		N/B	6/10	29.88	35720
284	SAUCE, DUCK		N/B	4/1	21.95	86.32
285	SAUCE, GENERAL TSAO		N/B	2/1 gal.	45.95	35798
286	SAUCE, MANDARIN/ORANGE,DRESSING		N/B	4/1	63.95	33156
287	SAUCE, ORANGE SESAME GINGER,DRESSING		N/B	2/1 gal.	33.95	7930
288	SAUCE, SPAGHETTI	6/10	28.00	6/10	15.75	35854
289	SAUCE, SWEET & SOUR		N/B	6/64 oz.	38.95	8654
290	SAUCE, TOMATO		N/B	6/10	16.20	59180
291	SAUCE, WORCESTERSHIRE(1 GAL.)		N/B	4/1 gal.	15.40	8118
292	SAUERKRAUT	6/10	33.00	6/10	23.40	58660
293	SAUSAGE, BREAKFAST LINK	5#	2.25	10#	24.98	89072
294	SAUSAGE, ITALIAN, SWEET	5#	2.60#	10#	29.90	96540
295	SAUSAGE LINKS, COOKED	N/B		160/1 oz.	25.30	89092
296	SAUSAGE PATTIES	10# 2 oz.	24.00	106/1.5 10#	21.80	96490

297	SAUSAGE, POLISH, 10# PKGS., KIELBASA	10#	3.75#	2/5#	3.50#	96510
298	SAUSAGE, SWEET TURKEY		N/B	160/1#	28.00	89190
299	SEA LEG SUPREME		N/B	12/2.5	29.95	93102
300	SHELLS, STUFFED, MEDIUM		N/B	120/2 oz.	45.73	91300
301	SHORT RIBS COOKED		N/B	N/B		
302	SHRIMP, BUTTERFLY,BREADED 16/20 LG.		N/B	4/3	72.95	90182
303	SORBET, RASBERRY		N/B	3 gal. tub	25.95	82914
304	SOUP BASE,CREAMED-28 OZ.		N/B	6/28 oz.	40.98	23.8
305	SOUP, BEEF BARLEY, LG. 51 OZ.		N/B	12/5	57.95	15050
306	SOUP, CHICKEN NOODLE -LG. 51 OZ.		N/B	12/5	32.80	15072
307	SOUP, CREAM/CELERY, -LG 51 OZ.		N/B	12/5	33.80	15176
308	SOUP, CREAM/MUSHROOM, #5 CANS		N/B	12/5	36.80	15212
309	SOUP, MANHATTAN CLAM, LG. 51 OZ.		N/B	12/5	45.90	15112
310	SOUP, SPLIT PEA, CAMPBELL'S-LG 51 OZ.		N/B	N/B		
311	SOUR CREAM		N/B	10#	16.50	88256
312	SOY SAUCE LOW SODIUM		N/B	6/5 gal.	39.75	8666
313	SPINACH, CHOPPED, FROZEN		N/B	12/3	20.45	98114

314	SPRINKLES, CHOCOLATE		N/B	10#	13.75	1316
315	SPRINKLES, RAINBOW		N/B	10#	13.75	1310
316	SQUASH GREEN FROZEN		N/B	12/3	24.95	98122
317	SQUASH, YELLOW, SLICED, FROZEN		N/B	12/3	24.95	98120
318	STEW BEEF, FROZEN		N/B	10#	3.76	95002
319	STRINGBEANS REG. CUT		N/B	6/10	18.95	57330
320	STRAWBERRIES, SLICED, FROZEN (6.5 #)		N/B	6/6.5	53.95	98548
321	STUFFING, CHICKEN FLAVOR		N/B	6/28 oz.	28.42	5834
322	SUGAR	50#	28.00	10/4	23.85	52098
323	SUGAR, BROWN 1 LB. PKG.LIGHT OR DARK		N/B	24/1	22.89	52028-L;52036-d
324	SUGAR, IND.		N/B	2000	12.69	52158
325	SUN CUP PUNCH		N/B	70/4	8.90	92092
326	SUNCUP CRANBERRY		N/B	72/4 oz.	8.75	93084
327	SUN CUP APPLE		N/B	72/4 oz.	8.90	993086
328	SUN CUP PINE/ORANGE		N/B	72/4 oz.	9.95	92976
329	SUPER CHICKEN		N/B	15#	58.95	92268

330	SWEET & LOW	2000 CT,	20.00	2000	20.20	52108
331	SWEET POTATO FRIES		N/B	6/5#	29.95	
332	SYRUP, PANCAKE		N/B	4/1	22.68	29608
333	SYRUP, PANCAKE, S/F		N/B	12/145	23.16	29528
334	SYRUP, SMUCKERS ASST		N/B	N/B		
335	TACO, BEEF-COOKED		N/B	6/5.5	161.00	90088
336	TART SHELLS, BURRY 3"		N/B	72 ct.	21.80	1990
337	TARTAR SAUCE, PC		N/B	20 ct.	4.90	33580
338	TEA, LIPTON	10/100	40.00	10/1000	41.75	28514
339	TERIYAKI GLAZE		N/B	6/5#	45.10	8076
340	TEXAS TOAST		N/B	120/1.4	26.24	92728
341	THYME		N/B	16 oz.	3.95	51718
342	TOMATO PASTE		N/B	6/10	27.95	59010
343	TOMATO PUREE		N/B	6/10	16.75	59100
344	TORTELLONI, CHICKEN		N/B	N/B		
345	TORTELLONI, SPINACH		N/B	N/B		
346	TORTILLAS, FLOUR		N/B	16/12 ct.	27.55	92262

347	TURKEY BREAST, RAW, OVEN READY, PERDUE OR EQUAL		N/B		2.45	94106
348	TURKEY BREAST, COOKED, LOW SODIUM, DELUXE KOHLER OR EQUAL	8#	3.75			
349	TURNIP GREENS, FROZEN, CHOPPED		N/B	12/3	31.25	96174
350	TURNIPS, FROZEN ,DICED		N/B	12/3	31.25	96174
351	VANILLA FLAVORING (IMITATION)		N/B	gal	8.95	17268
352	VEAL PATTIES		N/B	40/4 oz.	32.50	96052
353	I		N/B	6/1	34.95	40150
354	VEGETABLES, MIXED		N/B	6/10	22.75	57990
355	VEGETABLE, ITALIAN BLEND, FROZEN		N/B	12/2.5	15.95	98084
356	VEGETABLE, NORMANDY BLEND,FROZEN		N/B	12/2	18.75	98232
357	VEGETABLE, SCANDINAVIAN BLEND,FROZEN		N/B	12/2	21.75	98204
358	VINEGAR, WHITE		N/B	4/1	6.70	8172
359	WAFFLE, EGGO		N/B	144 ct.	17.45	92568
360	WATER, SPARKLING		N/B	N/B		
361	WATERMELON, FRESH		N/B	each	8.95	63404
362	WHIPPED CREAM,EVERFRESH (15 OZ.)		N/B	12/15	26.95	88136

363	WHIPPED TOPPING, EVERY READY - 32 OZ.		N/B	N/B		
364	YOGURT, ALL LOW FAT, FLAVORS		N/B	48/4 oz.	16.95	88340
365	ZUCCHINI STICKS		N/B	6/4#	43.95	94656
366	ZUCCHINI & TOMATOES		N/B	6/10	31.95	59200
367	ZUCCHINI, SLICED, FROZEN		N/B	12/3	24.55	98122

TOWN OF RIVERHEAD

Resolution # 689

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR
CHEMICALS FOR TOWN OF RIVERHEAD SEWER DISTRICT**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town of Riverhead wishes to publish and post a notice to bidders for the purchase of **CHEMICALS FOR TOWN OF RIVERHEAD SEWER DISTRICT**.

NOW THEREFORE BE IT RESOLVED, the Town Board be and does hereby authorize the Town Clerk to publish and post the following public notice in the **SEPTEMBER 14TH, 2017** issue of the News Review; and

BE IT FURTHER 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 Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **CHEMICALS** for use in the Town of Riverhead Sewer District, Riverhead, New York will be received at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until **2:00 PM on September 29th, 2017** at which time they will be publicly opened and read aloud.

Specifications and guidelines for submission are available on the Town of Riverhead website at www.townofriverheadny.gov on September 14, 2017. Click on "Bid Requests" and follow the instructions to register.

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

All bids must be submitted to the Office of the Town Clerk at the address stated above in a sealed envelope clearly marked **CHEMICALS FOR TOWN OF RIVERHEAD SEWER DISTRICT**. Bids must be received by the Office of the Town Clerk by no later than **2:00 pm on September 29th, 2017**.

Please take notice that the Town Board reserves the right to reject in whole or in part any or all bids, waive any informality in the bids, and accept the bid which is deemed most favorable in the interest of the Town of Riverhead. The Town Board will use its discretion to make judgmental determination as to its best estimate of the lowest bidder. Note: Bid responses must be delivered to the Office of the Town Clerk at the address above. The Town may decline to accept, deem untimely, and/or reject any bid response/proposal that is not delivered to the Office of the Town Clerk.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

TOWN OF RIVERHEAD

Resolution # 690

CONFIRMS BID AWARD FOR JANITORIAL SUPPLIES 2017 AND REJECTS PROPOSAL SUBMITTED BY INTERBORO PACKAGING CORPORATION

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town Board, by Resolution #630 adopted on August 15, 2017, awarded the bid for JANITORIAL SUPPLIES 2017; and

WHEREAS, the Town Clerk received an inquiry from Interboro Packaging Corporation regarding the award for Janitorial Supplies; and

WHEREAS, the Purchasing Director determined that Interboro Packaging Corporation failed to adhere to the bid specifications and list price per item and instead listed alternate pricing sheets for nearly every item to wit: Bid Sheet A; Bid Sheet B, etc. The specifications provided a bid sheet requiring one price per item to properly and effectively determine the bidder who offered the best price; and

WHEREAS, the Purchasing Director seeks to clarify and confirm the award listed in Resolution #630 referenced above and reject the proposal submitted by Interboro Packaging Corporation.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board be and does hereby confirm the bid award in Resolution #630 and rejects the proposal submitted by Interboro Packaging Corporation; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to the Purchasing 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 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

TOWN OF RIVERHEAD

Resolution # 691

EXTENDS BID CONTRACT FOR LUBRICANT ITEMS

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, by Town Board Resolution #667 adopted on September 7, 2016, the Town Board awarded the bid for Lubricant Items to Circle Lubricants, Inc., Lubnet, LLC, and David Weber Oil Co. for a one (1) year contract with the option to extend; and

WHEREAS, the Town Purchasing Department has requested that the contract with Circle Lubricants, Inc., Lubnet, LLC, and David Weber Oil Co. be extended for one (1) year beginning September 7, 2017; and

WHEREAS, Circle Lubricants, Inc., Lubnet, LLC, and David Weber Oil Co. have agreed to extend the contract until September 7, 2018 for the original bid amounts attached.

NOW THEREFORE BE IT RESOLVED, that the bid contract with Circle Lubricants, Inc., Lubnet, LLC, and David Weber Oil Co. for Lubricant Items be and is hereby extended to September 7, 2018 ; and be it further

RESOLVED, that the Town Clerk be directed to forward a certified copy of this resolution to Circle Lubricants, Inc., Lubnet, LLC, and David weber Oil Co.; 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

BID ITEM	APPROX. QUANTITY	PRODUCT	DAVID WEBER UNIT PRICE	CIRCLE LUBRICANTS UNIT PRICE	LUBENET UNIT PRICE	EXTENDED PRICE
1	2 DRUMS	55 GALLON DRUM OF TRANSMISSION FLUID Mercon V BRAND <u>SERVICE PRO COMPATF</u>		378.50		\$757.00
2	2 KEGS	120 LBS. KEG GEAR OIL 80W/90 BRAND <u>GIBRALTER</u>	115.20			\$230.40
3	15 DRUMS	55 GALLON DRUMS HYDRAULIC OIL BRAND <u>SERVICE PRO</u>		\$186.45		\$2796.75
4	2000 GALLONS	15 W 40 ENGINE OIL BRAND <u>SERVICE PRO</u>		\$4.74		\$9480.00
5	5 DRUMS	55 GALLON DRUMS PERMANENT ANTIFREEZE & SUMMER COOLANT (FULL STRENGTH) BRAND: <u>SERVICE PRO</u>		\$162.00 50/50 READY TO USE \$306.00 CONCENTRATE		\$810.00 \$1530.00
6	2 KEGS	120 LBS. SUPER CHASSIS GREASE (RED) BRAND <u>LUBNET</u>			\$189.00	\$378.00
7	2 DRUMS	55 GALLON ALL PURPOSE TRANS & TORQUE FLUID BRAND: <u>LUBNET DEX III</u>			\$249.00	\$498.00
8	2 KEGS	120LBS. SYNTHETIC GEAR OIL 80W/140 BRAND: <u>SCOTTS</u>			\$269.00	\$538.00

TOWN OF RIVERHEAD

Resolution # 692

AMENDS RESOLUTION #426

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, resolution #426 was passed on June 6, 2017 and the level, and pay rate need to be amended

NOW THEREFORE BE IT RESOLVED, that this Town Board hereby amends the appointment of Jennifer Cook from the position of Summer Rec. Program Leader, Level III, to the position of Summer Rec. Program Leader, Level VIII, to be paid the rate of \$17.65 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 693

AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH THOMSON REUTERS CORPORATION

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town of Riverhead Justice Court is responsible for the adjudication of criminal, civil, traffic and town code violations as well as other legal process; and

WHEREAS, the Town of Riverhead Justice Court requires access to and use of legal resources such as federal, state and local laws, regulations and rules regarding the fair, proper and efficient administration of justice; and

WHEREAS, the Thomas Reuters Corporation, through its West legal services division, offers comprehensive legal resource services, regarding access to federal, state and local laws, regulations and rules.

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes the Supervisor's execution of an agreement with Thomas Reuters Corporation regarding legal resource services in substantially the same form as annexed hereto and subject to review and recommendation by the Office of the Town Attorney; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to: Justice Court 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 Thereupon Duly Declared Adopted



THOMSON REUTERS

Order Form

Contact your representative Dave.King@thomsonreuters.com with any questions. Thank you.

Order ID: 893966

Subscriber Information

Account Address:

Account #: 1000198685
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ROBERTA MORRISSEY
210 HOWELL AVE STE 2
RIVERHEAD, NY 11901
US
631-727-3200

Shipping Address:

Account #: 1000198685
RIVERHEAD TOWN JUSTICE COURT
ROBERTA MORRISSEY
210 HOWELL AVE STE 2
RIVERHEAD, NY 11901
US
631-727-3200

Billing Address:

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Svc Mat #	Product	Qty	Unit	Program Details	Program Code	List	Other	Monthly Charges	Minimum Term (Months)	Term and Increase
40666420	West Complete Library <small>See Attachment for product details</small>	1	Package	601817H47593- WCMP Exception	601817H47593	\$720.25		\$720.25	60	Year 2-8% 2% Year 3-8% 2% Year 4-8% 2% Year 5-8% 2%

2% YEAR OVER YEAR INCREASE

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Credit Verification. If you are applying for credit as an individual, we may request a consumer credit report to determine your creditworthiness. If we obtain a consumer credit report, you may request the name, address and telephone number of the agency that supplied the credit report. If you are applying for credit on behalf of a business, we may request a current business financial statement from you to consider your request.

Auto Charge Credit Card/Electronic Funds Transfer Election Payment Terms. You may authorize us to automatically charge a credit card or debit and electronic fund transfer to pay charges due. Contact Customer Service at 1-800-328-4880 for authorization procedures. If you are authorizing, as part of this order, or have already authorized us to bill a credit card or debit card or make electronic fund transfer for West subscriptions on an ongoing basis, no further action is needed.

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Applicable Law. This Order Form will be interpreted under Minnesota state law. Any claim by one of us may be brought in the state or federal courts in Minnesota. If you are a state or local governmental entity, your state's law will apply and any claim may be brought in the state or federal courts located in your state. If you are a United States Federal Government customer, United States federal law will apply and any claim may be brought in any federal court.

The **General Terms and Conditions**, apply to all products ordered, except print and is located at <http://static.legalsolutions.thomsonreuters.com/static/general-terms-conditions.pdf>. The **General Terms and Conditions for Federal Subscribers**, is located at <http://static.legalsolutions.thomsonreuters.com/static/federal-general-terms-conditions.pdf>. In the event of a conflict between the General Terms and Conditions and this Order Form, the terms of this Order Form control. This Order Form is subject to our approval.

Product Specific Terms. The following products have specific terms which are incorporated by reference and made part of this Order Form if they apply to your order. They can be found at <http://static.legalsolutions.thomsonreuters.com/static/product-specific-terms.pdf>. If the product is not part of your order, the product specific terms do not apply. If there is a conflict between product specific terms and the Order Form, the product specific terms control.

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For West Complete and Assured Print Pricing Orders**

Subscriber: RIVERHEAD TOWN JUSTICE COURT

Account #: 1000198685

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NY McKinneys Civil Practice Laws & Rules Sub

NY Court Rules State, Federal District, Federal Bankruptcy, Federal District Keyrules & Local 5 Volumes Sub

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West Publishing Corporation

Subscriber

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Signature of Authorized Representative for order	Title
Printed Name	Date

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 THOMSON REUTERS	<h2 style="margin: 0;">Attachment</h2> <p style="margin: 0;">Contact your representative Dave.King@thomsonreuters.com with any questions. Thank you.</p>
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Order ID: **893966**

Payment and Shipping Information

Payment Method:
 Payment Method: **WestAccount**
 Account Number: **1000198685**

Shipping Information:
 Shipping Method: **Ground Shipping - U.S. Only**

Additional Information

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 Order Source: **27**
 Revenue Channel: **12**
 Order Date: **7/27/2017 10:54:35 AM**
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West Complete Products

Material #	Products	Quantity	
		Exist	New
22043540	NY MCKINNEYS CONSOL LAWS ANNO SUB	1	0
15669863	NY MCKINNEYS CIVIL PRACTICE LAWS AND RULES SUB	1	0
41119285	NY COURT RULES STATE, FEDERAL DISTRICT, FEDERAL BANKRUPTCY, FEDERAL DISTRICT KEYRULES & LOCAL 5 VOLUMES SUB	1	0
17958957	NY MCKINNEY CONSOL LAW SESSION LAWS HARDBOUND VOL SUB	1	0

Order Contact Information

First Name	Last Name	Email Address	Contact Description	Contact Number
Roberta	Morrissey	morrissey@townofriverheadny.gov	Order Confirmation Contact	28

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pfv=true&ordergroupid=04287f61f98248c48242e060ffc9807f&isofview=yes](https://ordermation.west.thomson.com/esigs/ofversion.aspx?pfv=true&ordergroupid=04287f61f98248c48242e060ffc9807f&isofview=yes)

TOWN OF RIVERHEAD

Resolution # 694

**RESOLUTION TO ACCEPT DONATION WITH TERMS AND CONDITIONS FROM
RIVERHEAD MTAS, INC.**

Councilman Wooten offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, Riverhead MTAS, Inc. (Move the Animal Shelter) is a 501c organization whose goal has been to generate donations for the relocation and construction of a new municipal animal shelter and the creation of dog parks throughout the Town; and

WHEREAS, by Resolution #767 adopted on October 4, 2011, the Town authorized the Financial Administrator to create a Trust and Agency account for the receipt of donations from Riverhead MTAS for the express purpose of relocating and constructing a new animal shelter; and

WHEREAS, by Resolution # 957 adopted on December 18, 2012 and Agreement dated January 24, 2013, the Town entered into an Agreement with the North Fork Animal Welfare League to provide animal shelter and dog control officer services. The Agreement between the Town and North Fork Animal Welfare League included the use and occupancy of the Town's animal shelter located on Youngs Avenue, Riverhead, NY; and

WHEREAS, in furtherance of the Town's goal to relocate the animal shelter described above and after adoption of Resolution #336 on May 6, 2014; public hearing held on June 3, 2014; and adoption of Resolution #451 on June 17, 2014, the Town Board, as governing body of the Community Development Agency, did declare North Fork Animal Welfare League a qualified and approved sponsor pursuant to the requirements set forth in General Municipal Law Articles 15 and 15A and approve a lease such that the North Fork Animal Welfare League would not only utilize the property known as the Henry Pfeifer Community Center as the Town's animal shelter but construct improvements on the real property wherein the Henry Pfeifer Community Center is located; and

WHEREAS, Riverhead MTAS wishes to close the organization and donate \$72,650.00, the remaining money raised for the purpose of relocating the animal shelter and physical improvements to the existing structure on the real property wherein the Henry Pfeifer Community Center is located, to the Town.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Riverhead hereby acknowledges the efforts and contribution from Riverhead MTAS, Inc. to the Town and accepts the terms and conditions of the donation in the amount of \$72,650.00 to wit: use of monies for the purpose of completion of physical improvements to the existing structure on the real property wherein the Henry Pfeifer Community Center is located

for use as an animal shelter; notification and accounting of monies spent; sign named for Riverhead MTAS, Inc. President's dog; if monies remain after two year period Town shall return funds to agency designated by Riverhead MTAS; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute an Agreement with Riverhead MTAS in a form to be approved by the Office of the Town Attorney; and

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the Riverhead MTAS, Inc., c/o Denise Lucas, 224 Arrowhead Avenue, Riverhead, NY 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 695

AUTHORIZES THE TOWN OF RIVERHEAD TO DIRECT CLAUDETTE GRIVAZ TO REMOVE ALL LITTER, GARBAGE/REFUSE, RUBBISH, YARD WASTE, WEEDS, NOXIOUS PLANTS, GRASS AND/OR RANK VEGETATION IN EXCESS OF TEN (10) INCHES IN HEIGHT UPON THE PREMISES KNOWN AS 20 JEROME CIRCLE, RIVERHEAD N.Y. 11901 A/K/A SCTM # 112.-1-1.10 PURSUANT TO RIVERHEAD TOWN CODE CHAPTER 251

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, Chapter 251 of the Code of the Town of Riverhead (Riverhead Town Code) entitled, Rubbish, Refuse, Weeds and Other Rank Vegetation authorizes the Riverhead Town Board to direct removal of all litter, garbage/refuse, rubbish, yard waste, weeds, noxious plants, grass and/or rank vegetation in excess of ten (10) inches in height upon the land by the owner, renter or occupier of the premises; and

WHEREAS, Riverhead Town Code Enforcement Official (CEO) Downs #411 observed on 7/14/2017, the accumulation of weeds, noxious plants, grass and/or rank vegetation in excess of ten (10) inches in height at premises known as 20 Jerome Cir, Riverhead, N.Y. 11901 a/k/a SCTM # 112.-1-1.10, owned by Claudette Grivaz; and

WHEREAS, said owner has failed, neglected or refused to eliminate the aforementioned violations of Chapter 251; and

WHEREAS, the accumulation of weeds, noxious plants, grass and/or rank vegetation in excess of ten (10) inches in height poses a fire hazard and a nuisance as defined in Chapter 251-21 of the Riverhead Town Code; and

WHEREAS, pursuant to Riverhead Town Code section 251-25, the Riverhead Town Board is empowered to adopt a resolution authorizing the removal of all weeds, noxious plants, grass and/or rank vegetation in excess of ten (10) inches in height which creates a nuisance and furthermore authorizes entry onto such premises where such violation exists for the purposes of remedying such violation and to charge the cost or expense of such remediation against the owner of said premise; and

WHEREAS, pursuant to of the Riverhead Town Code section 251-25 (C) the Riverhead Town Board is authorized to reimburse general town funds for the cost of any work performed or the services rendered by the Town of Riverhead, for said remediation to such violation, at its direction by assessment or levy (lien) upon lots or parcels of land where such work was performed and/or such violation exists for services rendered; and

NOW THEREFORE BE IT RESOLVED, that the Town of Riverhead's Town Board be and hereby finds that the real property at 20 Jerome Circle Riverhead, New York 11901, also known as SCTM #112.-1-1.10, owned by Claudette Grivaz, is in violation of Chapter 251 of the Riverhead Town Code, poses a fire hazard and a nuisance as defined in Chapter 251-21 of the Riverhead Town Code in that the real property contains weeds, noxious plants, grass and/or rank vegetation in excess of ten (10) inches in height; and

BE IT FURTHER RESOLVED that the Riverhead Town Board directs that the Investigation Unit of the Office of the Town Attorney, in conjunction with the Town Engineering Department facilitate the removal of all weeds, noxious plants, grass and/or rank vegetation in excess of ten (10) inches in height at the premise designated at 20 Jerome Cir, Riverhead, New York 11901 also known as SCTM # 112.-1-1.10, owned by Claudette Grivaz; and

BE IT FURTHER RESOLVED, that the Office of the Financial Administrator is directed to establish and provide the necessary budget appropriation of general funds as reasonably requested by the Investigations Unit of the Office of the Town Attorney, in conjunction with the Town Engineering Department; and

BE IT FURTHER RESOLVED, and pursuant to Code of the Town of Riverhead section 251-25 (C), all costs for the removal of the aforesaid violation and/or nuisance shall be reported to the Town Board by the Town Engineering Department as the amount to be levied and assessed against the premises, and the expense(s) so reported shall constitute a lien and charge on the premises on which it is levied until paid or otherwise satisfied or discharged and shall be collected in the same manner and at the same time as other Town charges; and

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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 696

AUTHORIZES THE TOWN OF RIVERHEAD TO DIRECT KEVIN GRATTAN TO REMOVE ALL LITTER, GARBAGE/REFUSE, RUBBISH, YARD WASTE, WEEDS, NOXIOUS PLANTS, GRASS AND/OR RANK VEGETATION IN EXCESS OF TEN (10) INCHES IN HEIGHT UPON THE PREMISES KNOWN AS 51 JOSICA DR. AQUEBOGUE N.Y. 11931 A/K/A SCTM # 85.-4-9 PURSUANT TO RIVERHEAD TOWN CODE CHAPTER 251

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, Chapter 251 of the Code of the Town of Riverhead (Riverhead Town Code) entitled, Rubbish, Refuse, Weeds and Other Rank Vegetation authorizes the Riverhead Town Board to direct removal of all litter, garbage/refuse, rubbish, yard waste, weeds, noxious plants, grass and/or rank vegetation in excess of ten (10) inches in height upon the land by the owner, renter or occupier of the premises; and

WHEREAS, Riverhead Town Code Enforcement Official (CEO) Jorge Garcia observed on 8/7/2017, the accumulation of weeds, noxious plants, grass and/or rank vegetation in excess of ten (10) inches in height at premises known as 51 Josica Dr, Aquebogue, N.Y. 11931 a/k/a SCTM # 85.-4-9, owned by Kevin Grattan; and

WHEREAS, said owner has failed, neglected or refused to eliminate the aforementioned violations of Chapter 251; and

WHEREAS, the accumulation of weeds, noxious plants, grass and/or rank vegetation in excess of ten (10) inches in height poses a fire hazard and a nuisance as defined in Chapter 251-21 of the Riverhead Town Code; and

WHEREAS, pursuant to Riverhead Town Code section 251-25, the Riverhead Town Board is empowered to adopt a resolution authorizing the removal of all weeds, noxious plants, grass and/or rank vegetation in excess of ten (10) inches in height which creates a nuisance and furthermore authorizes entry onto such premises where such violation exists for the purposes of remedying such violation and to charge the cost or expense of such remediation against the owner of said premise; and

WHEREAS, pursuant to of the Riverhead Town Code section 251-25 (C) the Riverhead Town Board is authorized to reimburse general town funds for the cost of any work performed or the services rendered by the Town of Riverhead, for said remediation to such violation, at its direction by assessment or levy (lien) upon lots or parcels of land where such work was performed and/or such violation exists for services rendered; and

NOW THEREFORE BE IT RESOLVED, that the Town of Riverhead's Town

Board be and hereby finds that the real property at 51 Josica Dr, Aquebogue, New York 11931, also known as SCTM #85.-4-9, owned by Kevin Grattan is in violation of Chapter 251 of the Riverhead Town Code, poses a fire hazard and a nuisance as defined in Chapter 251-21 of the Riverhead Town Code in that the real property contains weeds, noxious plants, grass and/or rank vegetation in excess of ten (10) inches in height; and

BE IT FURTHER RESOLVED that the Riverhead Town Board directs that the Investigation Unit of the Office of the Town Attorney, in conjunction with the Town Engineering Department facilitate the removal of all weeds, noxious plants, grass and/or rank vegetation in excess of ten (10) inches in height at the premise designated at 51 Josica Dr, Aquebogue, New York 11931 also known as SCTM # 85.-4-9, owned by Kevin Grattan; and

BE IT FURTHER RESOLVED, that the Office of the Financial Administrator is directed to establish and provide the necessary budget appropriation of general funds as reasonably requested by the Investigations Unit of the Office of the Town Attorney, in conjunction with the Town Engineering Department; and

BE IT FURTHER RESOLVED, and pursuant to Code of the Town of Riverhead section 251-25 (C), all costs for the removal of the aforesaid violation and/or nuisance shall be reported to the Town Board by the Town Engineering Department as the amount to be levied and assessed against the premises, and the expense(s) so reported shall constitute a lien and charge on the premises on which it is levied until paid or otherwise satisfied or discharged and shall be collected in the same manner and at the same time as other Town charges; and

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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 697

ADOPTS A LOCAL LAW TO AMEND CHAPTER 301 ENTITLED, "ZONING AND LAND DEVELOPMENT" OF THE CODE OF THE TOWN OF RIVERHEAD (§301-48 USES. - HAMLET RESIDENTIAL (HR) ZONING USE DISTRICT)

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law amending Chapter 301, entitled "Zoning and Land Development" Article IX Hamlet Residential (HR) Zoning Use District of the Riverhead Town Code of the Code of the Town of Riverhead ("Town Code"); and

WHEREAS, the Riverhead Planning Department has reviewed the submission and recommended it be considered a Type II action pursuant to 6NYCRR Part 617.5(c) (20) & (27) as routine or continuing administration and management and the adoption of policies in connection therewith; and

WHEREAS, pursuant to 617.3(f), 617.5(a) and 617.6(a) (1) (i), agency SEQR responsibilities end with this designation with no significance determination being necessary; and

WHEREAS, a public hearing was held on the 18th day of July, 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; and

NOW THEREFORE BE IT RESOLVED, that the Town Board be and hereby, declares itself to be the lead agency for purposes of the amendment of Chapter entitled, "Zoning and Land Development" of the Town Code and hereby classifies same to be a Type II action for purposes of SEQR compliance; and be it further

RESOLVED, that the local law amending Chapter 301 entitled, "Zoning and Land Development" of the Town Code is hereby adopted as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Clerk is hereby authorized to publish the attached notice of adoption once in the News-Review Newspaper and to post same on the signboard at 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 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

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending the Chapter 301 entitled "Zoning and Land Development" of the Riverhead Town Code, at its regular meeting held on September 6, 2017.

Be it enacted by the Town Board of the Town of Riverhead as follows:

**CHAPTER 301
ZONING AND LAND DEVELOPMENT**

Article IX: Hamlet Residential (HR) Zoning Use District

§ 301-48 Uses.

B. Specially permitted uses, by special permit of the Town Board:

- (1) Bed-and-breakfast.
- (2) Day-care facility conducted in a residence.
- (3) Overhead electrical power transmission and distribution lines in excess of 13 kilovolts.
- (4) Nursery school when conducted in a residence.
- (5) Home occupations or professions conducted within an accessory building by the residents thereof.
- (6) Small animal rehabilitation conducted by licensed rehabilitators. The licensed rehabilitator shall also be a resident thereof. Small animals shall include rabbits, squirrels, possums, turtles and birds. In addition to the items to be considered in connection with a special permit by the Town Board as set forth elsewhere under Chapter 301, the applicant for a special permit shall establish the following:
 - a) The rehabilitation area is not greater than 750 square feet.
 - b) The rehabilitation area shall be completely enclosed.
 - c) The applicant is a licensed New York State DEC rehabilitator.
 - d) The applicant does not charge any fee for services.
 - e) The applicant may not have any paid employees or staff. Nothing herein shall prevent the applicant from having assistants that are not paid.
 - f.) No sign shall be posted upon the premises designated it as a small animal rehabilitator.
 - g.) The rehabilitation area shall not be open to the public.
 - h) All waste from the small animals shall be placed in closed containers and disposed off site not less than two times weekly.

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

Dated: Riverhead, New York
September 6, 2017

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

DIANE WILHELM, Town Clerk

TOWN OF RIVERHEAD

Resolution # 698

AUTHORIZES BOW HUNTING FOR DEER ON TOWN PROPERTY AT ENTERPRISE PARK AT CALVERTON (SCTM No. 600-135-1-7.33, et al.); 1751 SOUND AVENUE, CALVERTON (SCTM No. 600-60-1-2); 437 YOUNGS AVENUE, RIVERHEAD (SCTM No. 600-80-2-6.1); MIDDLE ROAD, RIVERHEAD (SCTM No. 600-80-2-10.1), FROM OCTOBER 2, 2017 to DECEMBER 4, 2017, INCLUSIVE

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, Town of Riverhead residents and Town of Riverhead real property owners have requested permission to engage in bow hunting for deer only on Town property at Enterprise Park at Calverton, SCTM No. District 600, Section 135, Block 1, Lot 7.33, et al., (hereinafter referred to as "EPCAL"); 1751 Sound Avenue, Calverton, District 600, Section 60, Block 1, Lot 2, (hereinafter referred to as "SOUND"); 437 Youngs Avenue, Riverhead, SCTM No. 600-80-2-6.1 (hereinafter referred to as "YOUNGS"); Middle Road, Riverhead, SCTM No. 600-80-2-10.1 (hereinafter referred to as "MIDDLE") from October 2, 2017 to December 4, 2017, inclusive; and

WHEREAS, the Town Board of the Town of Riverhead wishes to provide bow hunting for deer only to Town of Riverhead residents and Town of Riverhead real property owners on Town property at EPCAL, SOUND, YOUNGS and MIDDLE from October 2, 2017 to December 4, 2017, inclusive; and

WHEREAS, deer hunting by bow in New York State is a regulated activity by New York State and is subject to the laws, rules and regulations of New York State as enforced in whole or in part by the New York State Department of Environmental Conservation; and

WHEREAS, Town of Riverhead residents and Town of Riverhead real property owners who wish to engage in hunting activity in New York State are bound by applicable laws, rules and regulations of New York State.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead authorizes the Wildlife Management Advisory Committee (WMAC) to conduct a lottery on September 21, 2017 at 6:00 p.m. to establish a list of those qualified hunters who are either residents of the Town of Riverhead or Town of Riverhead real property owners who shall be permitted to hunt for deer only by bow in EPCAL, SOUND, YOUNGS and MIDDLE in designated sections and at designated time periods as determined by the WMAC, in conformance with applicable New York State law, rules and regulations; and be it further

RESOLVED, that all designated and qualified hunters must possess a valid New York State deer hunting license, big game tag, bowhunter education certificate, landowner's endorsement as well as all other attendant-required documentation and

shall abide by the laws, rules and regulations of New York State regarding deer hunting as well as the directives of the Wildlife Management Advisory Committee and/or Town officials and employees, failure of which to abide by shall subject the hunter to immediate revocation of the non-transferable hunting privilege; and be it further

RESOLVED, that designated and qualified hunters shall only hunt in areas as designated and delineated in the above-referenced tax map numbers, from October 2, 2017 to December 4, 2017, inclusive, sunrise to sunset, in one-week time slots, and as per the directives, terms and conditions of the Wildlife Management Advisory Committee and/or Town officials and employees; and be it further

RESOLVED, that designated and qualified hunters shall be required to review and execute a revocable license agreement in a form approved by the Town Attorney at the time they are selected as a designated hunter in the lottery system; and be it further

RESOLVED, that the Town Supervisor is authorized to sign the respective landowner's endorsement and revocable license agreement on behalf of the Town Board; 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

TOWN OF RIVERHEAD

Resolution # 699

AMENDS AND RATIFIES RESOLUTION #605 OF 2017
(APPROVES THE APPLICATION FOR FIREWORKS PERMIT OF
RIVERHEAD RACEWAY - Saturday, August 12, 2017)

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, Resolution #605, adopted by the Town Board on August 1, 2017, approved the Fireworks Permit Application of the Riverhead Raceway for the purpose of conducting a fireworks display to be held at the center of the racetrack at 1797-1785 Old Country Road, Riverhead, New York on Saturday, August 12, 2017, at approximately 9:00 p.m., having a rain date of Saturday, August 19, 2017; and

WHEREAS, it has been requested by Tom Gatz, of the Riverhead Raceway, to amend his Fireworks Permit application to reflect a change of the rain date from August 19, 2017, to September 2, 2017.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby amends Resolution #605, dated August 1, 2017, to approve the rain date from August 19, 2017 to September 2, 2017, for the fireworks display to be held at the Riverhead Raceway; and be it further

RESOLVED, that all other terms and conditions of Resolution #605 shall remain in full force and effect; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Riverhead Raceway, Attn: Tom Gatz, 1797 Old Country Road, Riverhead, New York, 11901 and Pyro Engineering, Inc. d/b/a Bay Fireworks, 999 South Oyster Bay Road, Suite 111, Bethpage, New York, 11714; 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

TOWN OF RIVERHEAD

Resolution # 700

**AUTHORIZES THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT WITH
DARKSIDE PRODUCTIONS, INC.**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Town Board, by Resolution # 641, adopted on August 15, 2017, approved the Chapter 255 Application of Darkside Productions Inc. to conduct a haunted house walk-through, to be held at 5184 Route 25A, Wading River, New York, on Friday, September 29, 2017 through Tuesday, October 31, 2017, between the hours of 1:00 p.m. and 12:00 midnight; and

WHEREAS, Darkside Productions, Inc. has expressed a desire to enter into a license agreement with the Town of Riverhead to participate in a fire prevention/safety training course to be conducted by the Riverhead Fire Marshal, said course to provide a knowledgeable understanding on the origins of fires, sources of fires, how to protect oneself and others, how to prevent fires from occurring, fire emergency procedures, emergency exits and evacuations, to reduce the risk of potential injuries, death and property damage, in connection with the haunted house walk-through event; and

WHEREAS, the Town Board desires to grant the license to Darkside Productions, Inc. for this event.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a License Agreement between the Town of Riverhead and Darkside Productions, Inc. in connection with a fire prevention/safety training course to be conducted by the Riverhead Fire Marshal on Wednesday, September 27, 2017, between the hours of 7:00 p.m. and 9:00 p.m., to be held at 5184 Route 25A, Wading River, New York; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Darkside Productions, Inc., 4 Olive Street, Rocky Point, New York 11778; 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

**AGREEMENT BETWEEN TOWN OF RIVERHEAD AND
DARKSIDE PRODUCTIONS INC. FOR
A FIRE PREVENTION/SAFETY TRAINING COURSE**

This Agreement is made and entered into as of this _____ day of August, 2017 by and between Darkside Productions, Inc., a corporation existing under laws of the State of New York, having a principal place of business at 4 Olive Street, Rocky Point, New York, 11778 and the Town of Riverhead, a municipal corporation with offices located at 200 Howell Avenue, County of Suffolk and State of New York:

WHEREAS, Darkside Productions Inc., wishes to attend a Fire Prevention/Safety Training Course to be conducted by the Riverhead Fire Marshal on Wednesday, September, 2017, between the hours of 7:00 p.m. and 9:00 p.m., to take place at 5184 Rte. 25A, Wading River, the location being utilized for the haunted house walk-through events; and

WHEREAS, the purpose of this Fire Prevention/Safety Course is to provide a knowledgeable understanding on the origins of fires, sources of fires, how to protect oneself, how to prevent fires from occurring, fire emergency procedures, emergency exits and evacuations, to reduce the risk of potential injuries, death and property damage. The Town of Riverhead has agreed to permit the Office of the Fire Marshal to conduct said Fire Prevention/Safety Training Course in connection with the haunted house walk-through events; and

WHEREAS, Darkside Productions Inc., agreed to terms under which it will participate in the Fire Prevention/Safety Training Course.

NOW THEREFORE, in consideration of the mutual covenants hereinafter set forth, the parties agree as follows:

1. Compensation: Darkside Productions Inc., as required, will pay the Town \$224.52 representing for the Fire Prevention/Safety Training Course which shall be conducted by the Riverhead Fire Marshal. This sum shall be made payable to the Town of Riverhead and shall be paid upon signing the within Agreement.

2. Insurance and Indemnification: Darkside Productions Inc., shall be responsible for providing commercial general liability insurance in the amount of not less than \$2,000,000.00 with a company or companies reasonably satisfactory to the Town. Darkside Productions Inc. shall provide certificate(s) of the foregoing insurance, designating the Town of Riverhead as additional insured to the extent of their interest. Finally, Darkside Productions Inc. agrees to indemnify and hold the Town of Riverhead and their respective officers, employees, agents, representatives and officials from any and all loss or liability associated with the events and related activities described herein, including actions, lawsuits, claims, liability for damages to property or for injuries or death to persons which may arise from, or be attributable or incident to the use by Darkside Productions Inc. and its employees, agents, representatives and concessionaires, except to the extent caused by the negligence or willful misconduct by the Town of Riverhead. With respect to any suit or claim by Town of Riverhead whether under this indemnification provision or otherwise, Darkside Productions Inc. for itself, its agents, employees and representatives, hereby expressly waives any defense which might preclude or limit either enforcement of this indemnification clause or any reasonable outside attorney's fees incurred by the Town securing compliance with the provision of this indemnification agreement.

3. Successors and Assigns: This agreement shall be binding upon and to the benefit of the respective successors and assigns of the parties; provided, however, that nothing herein shall be deemed to permit the assignment of this Agreement by either party without the express written consent of the other party.

4. Entire Agreement: This contract constitutes the entire agreement between the parties and no further agreement, express or implied, written or oral, exists with respect to the subject matter of this document.

5. Governing Law: This Agreement shall be governed by and construed in accordance with the laws of the State of New York.

In Witness Whereof, Darkside Productions Inc. has caused this instrument to be signed in its corporate name by Michael Meola, having full authority to bind Darkside Productions Inc. and Town of Riverhead has caused this instrument to be

signed in its municipal name by Sean M. Walter, its Supervisor, hereunto duly authorized, as of the day and the year first above written.

Darkside Productions Inc.

By: _____
Name: Michael Meola

The Town of Riverhead

By: _____
Name: Sean M. Walter, Supervisor

TOWN OF RIVERHEAD

Resolution # 701

**APPROVES CHAPTER 255 APPLICATION OF THE
CYSTIC FIBROSIS FOUNDATION GREATER NEW YORK CHAPTER
("CF Cycle For Life" – Saturday, September 16, 2017)**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, on August 24, 2017, Martine Denis, on behalf of the Cystic Fibrosis Foundation Greater New York Chapter ("CFF") submitted a Chapter 255 Application for the purpose of conducting a bicycle tour entitled "CF Cycle For Life" event (choice of 32 or 62 mile routes within the Town of Riverhead), to raise public awareness and funds to help children and young adults struggling with cystic fibrosis, said event to include food concessions, and the cycle routes are to commence and end at Splish Splash Water Park, at 2549 Splish Splash Drive, Calverton, New York, on Saturday, September 16, 2017, having a rain date of Sunday, September 17, 2017, between the hours of 7:00 a.m. and 3:00 p.m.; and

WHEREAS, CFF 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, the applicant has requested the application fee be waived due to its not-for-profit status; 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 Chapter 255 application of the Cystic Fibrosis Foundation Greater New York Chapter ("CFF"), for the purpose of conducting a bicycle tour event entitled "CF Cycle For Life" (choice of 32 or 62 mile routes within the Town of Riverhead), to raise public awareness and funds to help children and young adults struggling with cystic fibrosis, said event to include food concessions, and the cycle

routes are to commence and end at Splish Splash Water Park, at 2549 Splish Splash Drive, Calverton, New York, on Saturday, September 16, 2017, having a rain date of Sunday, September 17, 2017, between the hours of 7:00 a.m. and 3:00 p.m., is approved; and be it further

RESOLVED, that approval for this event shall be subject to:

- Receipt of required Suffolk County Department of Health permit(s),
- including the Vendors Temporary Food Service Permit(s);
- Receipt of required Public Gathering/Emergency Medical Services (EMS) permit(s);
- Receipt of any permits as may be required by the New York State Department of Labor;
- Receipt of a Certificate(s) of Insurance to include the rain date of said event;
- Receipt of completed Owners Endorsement and Inspection Authorization;
- Receipt of an Outdoor Public Safety Plan to be submitted to the Fire Marshal's Office;

RESOLVED, that all of the above are to be received **no later than September 13, 2017**; and be it further

RESOLVED, should it be determined that this approval is subject to a license agreement for purposes of the utilization of police personnel and patrol vehicles, said license agreement, together with the requisite license fee as stated in said license agreement, shall be received **no later than September 11, 2017**; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the Chapter 255 Application fee due to the applicant's not-for-profit status; and be it further

RESOLVED, that any tent installations, including the obtainment of any necessary tent permits, and any 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 (Tents & Membrane Structures); and be it further

RESOLVED, that this approval is subject to the provisions of Riverhead Town Code Chapter 301-249 - "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 the Cystic Fibrosis Foundation Greater New York Chapter, Attn: Martine Denis, 1 Huntington Quadrangle, Suite 2513, Melville, New York, 11747; 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

TOWN OF RIVERHEAD

Resolution # 702

**APPROVES CHAPTER 255 APPLICATION OF
LONG IRELAND BEER COMPANY, LLC
("Halfway to St. Patrick's Day Party" - Saturday, September 16, 2017)**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, on August 3, 2017, Gregory Martin, on behalf of Long Ireland Beer Company, LLC, submitted a Chapter 255 Application for the purpose of conducting an event entitled "Halfway to St. Patrick's Day Party", to include music, craft sales, food concessions and the sale and service of beer, to be held at 817 Pulaski Street, Riverhead, New York, on Saturday, September 16, 2017 between the hours of 1:00 p.m. and 7:00 p.m.;

WHEREAS, Long Ireland Beer Company, LLC 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, Long Ireland Beer Company, LLC has paid the applicable Chapter 255 Application fee for this event; 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 255 Application of Long Ireland Beer Company, LLC for the purpose of conducting an event entitled "Halfway to St. Patrick's Day Party", to include music, craft sales, food concessions and the sale and service of beer, to be held at 817 Pulaski Street, Riverhead, New York, on Saturday, September 16, 2017 between the hours of 1:00 p.m. and 7:00 p.m., is hereby approved; and be it further

RESOLVED, that approval for this event shall be subject to receipt of required Suffolk County Department of Health Vendors Temporary Food Service Permit **no later than September 12, 2017**; and be it further

RESOLVED, that parking for this event shall be in accordance with the parking plan submitted with the applicant's Chapter 255 application so as to not interfere with parking for the St. Isidore's Roman Catholic Church parishioners; and be it further

RESOLVED, that should it be determined that this approval is subject to receipt of a fully executed license agreement, together with the requisite license fee as stated in said license agreement, for purposes of the utilization of Police and/or Fire Marshal personnel and patrol vehicles, then said license agreement and license fee shall be received **no later than September 12, 2017**; and be it further

RESOLVED, should any tent(s) be utilized, the necessary tent permit(s) 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 Town Clerk is hereby authorized to forward a copy of this resolution to Long Ireland Beer Company, LLC , Attn: Gregory Martin, 817 Pulaski Street, Riverhead, New York; 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

TOWN OF RIVERHEAD

Resolution # 703

**APPROVES THE CHAPTER 255 APPLICATION OF
THE SIERRA CLUB
(Electric Car Display entitled “National Drive Electric Week Event”
Sunday, September 17, 2017)**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, on August 4, 2017, Ann Aurelio, on behalf of the Sierra Club, submitted a Chapter 255 Application for the purpose of conducting an electric car display for educational purposes, entitled “National Drive Electric Week Event”, to be held on Sunday, September 17, 2017, at the Tanger Outlet, located at 200 Tanger Mall Drive, Riverhead, New York, between the hours of 10:00 a.m. and 4:00 p.m.; and

WHEREAS, the Sierra Club 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, the Sierra Club has requested the applicable Chapter 255 Application fee be waived due to its not-for-profit status; 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 Town Board of the Town of Riverhead hereby determines the action to be a “Type II” action under SEQRA 617.5 C(15); and be it further

RESOLVED, that the Chapter 255 Application of the Sierra for the purpose of conducting an electric car display for educational purposes, entitled “National Drive Electric Week Event”, to be held on Sunday, September 17, 2017, at the Tanger Outlet, located at 200 Tanger Mall Drive, Riverhead, New York, between the hours of 10:00 a.m. and 4:00 p.m., is hereby approved; and be it further

RESOLVED, that this approval is subject to receipt of an Outdoor Public Safety Plan, to be submitted to the Fire Marshal’s office **no later than September 13, 2017**;

and be it further

RESOLVED, that the Town Board hereby waives the Chapter 255 Application fee due to the applicant's not-for-profit status; and be it further

RESOLVED, that any necessary tent permits 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), the Fire Code of New York State and the Building Code of New York State; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Sierra Club, Attn: Ann Aurelio, P.O. Box 172, West Sayville, New York, 11796; 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

09.06.2017
170704

ADOPTED

TOWN OF RIVERHEAD

Resolution # 704

AUTHORIZES RETENTION OF THE LAW FIRM OF SINNREICH, KOSAKOFF & MESSINA LLP AS SPECIAL COUNSEL TO DEFEND LEGAL ACTION AGAINST THE TOWN OF RIVERHEAD COMMENCED BY LUXURYBEACHFRONTGETAWAY.COM, INC, VIRGINIA GRIECO AND DEBBIE NEIHOFF

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy,

WHEREAS, a law suit has been commenced by LuxuryBeachfrontGetaway.com, Inc., Virginia Grieco and Debbie Neihoff naming the Town of Riverhead, among others as defendants in the District Court, Eastern District of New York under Civil Action No. 17-cv-04783; and

WHEREAS, the Town Board has determined that the law firm of Law Firm of Sinnreich, Kosakoff and Messina, LLP is qualified and be retained to defend or appear on behalf of all the named defendants in the above referenced action.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the retention of the Law Firm of Sinnreich, Kosakoff and Messina, LLP as legal counsel in connection with the aforementioned matter, and authorizes the Deputy Supervisor to execute a Retainer Agreement acceptable to the Town Attorney; and be it further;

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the Law Firm of Sinnreich, Kosakoff And Messina, LLP, 267 Carleton Avenue, Suite 301, Central Islip, New York 11722, Town Attorney, and the Accounting 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 705

ASSUMES LEAD AGENCY, DETERMINATION OF SIGNIFICANCE PURSUANT TO SEQRA AND ADOPTS A LOCAL LAW TO AMEND CHAPTER 301 ENTITLED, "ZONING AND LAND DEVELOPMENT" OF THE CODE OF THE TOWN OF RIVERHEAD

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law amending Chapter 301, entitled "Zoning and Land Development" Article LII of the Code of the Town of Riverhead ("Riverhead Town Code"); and

WHEREAS, the Riverhead Planning Department has reviewed the proposed Town Code amendments and recommended SEQRA classification as a Type I action pursuant to 6NYCRR Part 617.4 (b) (2); and

WHEREAS, a Full Environmental Assessment Form, [FEAF], Parts 1, 2 and 3 have been prepared and are on file with the Office of the Town Clerk; and

WHEREAS, a public hearing was held on the 7th day of February, 2017 at 2:20 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; and

WHEREAS, as a Type I action, the proposed law and Part 1 of the FEAF was circulated to involved agencies to establish and confirm the Riverhead Town Board with Lead Agency status.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board be and hereby, declares itself Lead Agency for SEQRA review and compliance for the amendments to Chapter 301, classified as a SEQRA Type I action; and be it further

RESOLVED, that the FEAF has been duly considered and Town Board, Lead Agency, finds there to be no adverse environmental impacts resulting from the action; and be it further

RESOLVED, that the Town Board, as Lead Agency, finds there to be no adverse environmental impacts resulting from the action and issues a Negative Declaration for the action; and be it further

RESOLVED, that the Town Board, be and hereby, directs the Supervisor to sign the Negative Declaration and that the Town Clerk publish and post the Negative Z/TA/Code Revision/Local Law, RLC/Hist.Preser.Incentives, 9.6.2017

Declaration in the Environmental News Bulletin and post the notice of the Negative Declaration on the Town of Riverhead official website; and be it further

RESOLVED, that the local law amending Chapter 301 entitled, "Zoning and Land Development" of the Riverhead Town Code is hereby adopted as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Clerk is hereby authorized to publish the attached notice of adoption once in the News-Review Newspaper and to post same on the signboard at 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 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

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending the Chapter 301 entitled "Zoning and Land Development" of the Riverhead Town Code, at its regular meeting held on September 6, 2017.

Be it enacted by the Town Board of the Town of Riverhead as follows:

CHAPTER 301

Zoning and Land Development

Article LII. Rural Corridor (RLC) Zoning Use District

§ 301-64. Uses.

In the RLC Zoning Use District, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

B. Special permit uses:

(7): Existing structures may be enlarged for use as professional offices of attorneys, architects, medical doctors or dentists, as wellness facilities or as general offices, provided that the subject property conforms to the following:

- a. Such property must be designated as a landmark pursuant to Article III of Chapter 241 of the Town Code of the Town of Riverhead or be property that is located in and contributes to the character of a designated historic district, created pursuant to Article III of Chapter 241 of the Town Code of the Town of Riverhead.
- b. The existing historic structure must be preserved and restored following guidelines and review standards established in Article IV of Chapter 241 of the Town Code of the Town of Riverhead.
- c. Any additions thereto must meet guidelines and review standards established in Article III of Chapter 241 of the Town Code of the Town of Riverhead.
- d. Additions to and alteration and rehabilitation of exteriors are approved by the Town's Landmarks Preservation Commission prior to commencement of work.
- e. The floor area of additions shall not exceed 100% of the floor area of the existing structure or 3,000 square feet, whichever is less.
- f. The lot coverage of additions shall not exceed the total lot coverage

allowed for this zone.

- g. The property has frontage along New York State Route 25 between Route 105 and the Town boundary with the Town of Southold.

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

Dated: Riverhead, New York
September 06, 2017

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

DIANE M. WILHELM, Town Clerk

TOWN OF RIVERHEAD

Resolution # 706

**RESOLUTION CALLING PUBLIC HEARING
REGARDING LATERAL WATER MAIN EXTENSION FOR
PECONIC CARE RESEARCH, RECOVERY AND REHABILITATION CENTER**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, a petition has been filed by the developer of the proposed Peconic Care Research, Recovery and Rehabilitation Center, requesting that the proposed facility to be located at Jan Way, Calverton, New York, (SCTM Nos. 0600-135-1-7.56) be served by the Riverhead Water District; and

WHEREAS, the proposed facility is located within the existing boundaries of the Riverhead Water District; and

WHEREAS, a map and plan dated August 2017 have been prepared by H2M, consulting engineers to the Riverhead Water District, detailing the necessary measures and costs associated with extending the lateral water mains to the proposed development; and

WHEREAS, the project will include the construction of a proposed health care/rehabilitation facility with associated outparcel buildings, including wellness center, short term care, research center and maintenance garage; and

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

WHEREAS, said map and plan call for a new twelve-inch hydraulic water main loop to be extended through the property, connecting to existing twelve-inch water mains on Jan Way and River Road. The additional supply from Well No. 12-1 or alternate source will also be required. In addition, a twelve-inch loop internal to the site shall be installed on the interior roadways of the development. The proposed services to the individual buildings shall also originate from this internal looped main. The total length of water main required is approximately 7,200 feet. Hydrants shall be installed in accordance with NFPA standards at every 1,000 feet on the entrance road from Jan Way and at a minimum of every 600 feet on the internal water main. Valves shall be provided to minimize future service disruptions to any building. The total project is estimated at a cost of \$1,580,000; and

WHEREAS, all costs associated with this lateral shall be borne by the petitioner and the petitioner will be required to pay key money fees for water usage in the amount of \$156,001.30 (17,143 gallons x \$9.10/gallon); and

WHEREAS, the Town Board desires to call a public hearing on the adoption of a final order concerning the petition.

NOW THEREFORE BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a Notice of Public Hearing to be held on the 3rd day of October, 2017 at 2:05 p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the adoption of a final order concerning the petition to construct a lateral water main extension as described in the preambles hereto to provide water service to the proposed Peconic Care Research, Recovery and Rehabilitation Center, to be located at Jan Way, Calverton, New York, at the sole cost of the developer and at no cost to the District and the payment of key money pursuant to the Riverhead Town Code; 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 September 21, 2017 edition of The News Review; and be it further

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

ENGINEERING REPORT FOR LATERAL WATER MAIN EXTENSION

PECONIC CARE CENTER AT CALVERTON
CALVERTON, NEW YORK

Riverhead Water District
Town of Riverhead
Suffolk County, New York

H2M Project No.
RDWD 15-54

SEPTEMBER 2017

Prepared for:

Riverhead Water District
1035 Pulaski Street
Riverhead, New York 11901

Prepared by:

H2M Water
538 Broad Hollow Road, 4th Floor East
Melville, New York 11747



water

**RIVERHEAD WATER DISTRICT
ENGINEERING REPORT FOR LATERAL WATER MAIN EXTENSION
PECONIC CARE CENTER, JAN WAY, CALVERTON**

SEPTEMBER 2017

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LIST OF EXHIBITS

EXHIBIT A	PROPOSED EXTENSION FACILITIES
EXHIBIT B	NYSDEC SHORT ENVIRONMENTAL ASSESSMENT FORM

**RIVERHEAD WATER DISTRICT
ENGINEERING REPORT FOR LATERAL WATER MAIN EXTENSION
PECONIC CARE CENTER, JAN WAY, CALVERTON**

SEPTEMBER 2017

1.0 – INTRODUCTION

This report shall evaluate the proposal for extending the water facilities of the Riverhead Water District to allow public water to be provided to the proposed Peconic Care Research, Recovery and Rehabilitation Center (Peconic Care) in Calverton, New York. Representatives for the developer of this property have petitioned the Town Board to allow the proposed center to be served by the Riverhead Water District. The property is entirely located within the boundaries of the Riverhead Water District and is situated in the Districts high pressure zone.

In keeping with the current procedures of the Riverhead Water District, the developer will be required to pay for the installation of water main and appurtenances to service their property.

2.0 – DESCRIPTION OF PROPERTY

Peconic Care is located within the former Naval Weapons Reserve Industrial Plant (NWIRP) in Calverton, New York. The 95 acre parcel is located in the southeasterly portion of the property previously subdivided and developed by The Engel-Burman Group circa 2004. The property in question is situated along the southerly terminus of Jan Way and designated as District 0600, Section 135, Block 1, Lot 7.56 on the Suffolk County Tax Map. The site is currently vacant and consists of natural and protected areas with remnants of the former internal roadways and bunkers of the NWRIP facility.

Thirty-nine acres of the parcel is proposed to be developed into the Peconic Care Center with associated outparcel buildings, including wellness center, short term care, research center and maintenance garage. Fifty-six acres of the property are designated to remain natural. The properties surrounding the site consist of natural areas to the south and east, an industrial subdivision to the west and an inactive runway to the north. A map of the subject property is shown on Exhibit "A".

The property is located within the limits of the Districts high pressure zone. Based on the proposed building finished floor elevation, the pressure gradient of the high pressure zone, time of year and the proximity of the site to District facilities, we estimate the water pressure at the ground floor of the main building to vary between 85 psi and 110 psi.

3.0 – ANTICIPATED WATER USAGE

Based on information provided by the developer, the proposed water usage of the proposed facility is 17,143 gallons per day (GPD), broken down as follows:

Use	Area (sf)	Occupants/ Seats	Consumption	Water Use (gpd)
Research / Non-Medical Office	6,000	----	0.06 gpd/sf	360
Auditorium	----	210 seats	3 gpd/seat	630
Main Building	----	120 beds	75 gpd/bed	9,000
Extended Care	----	40 beds	75 gpd/bed	3,000
Fitness Ctr / Spa	10,654	----	0.3 gpd/sf	3,196
Cultural / Art	2,160	108 occupants	7.5 gpd / occupant	810
Chapel	----	21 seats	4.0 gpd / seat	84
Gate House	288	----	0.06 gpd/sf	17
Grounds Building	760	----	0.06 gpd/sf	46
Total				17,143 ⁽¹⁾

(1) – excludes irrigation demand

The water consumption rates presented above are based on Suffolk County Department of Health Services (SCDH) standards for minimum design sewage flow rates. Using an average maximum day to average day ratio of 2.77 the peak domestic demand of the proposed development is estimated as 47,486 GPD. The new facility also requires an available fire flow of 2,000 gallons per minute (GPM) with a 20 psi system residual.

The developer has also indicated that an additional 14,350 gallons per day will be required for irrigation demand. This is based on a 1-inch per week irrigation rate for approximately 161,655 square feet of irrigated areas. These irrigation figures were not included in any analysis or calculation as the District will not permit the facility to use potable water for irrigation purposes. The developer will be required to find other means of providing the water required for irrigation.

4.0 – EXISTING DISTRICT FACILITIES & DEMAND

Water supply for the District is currently obtained from seventeen active groundwater wells located at ten plant sites scattered throughout the service area. The seventeen active wells have a combined approved pumping capacity of 26.02 million gallons per day (MGD). However, due to limitations on certain wells, the seventeen wells have an actual pumping capacity of 20.06 MGD. To compensate for the limitations of the supply wells, the District has the ability to supplement its supply with an additional 4.24 million gallons of storage, of which, 3.3 million gallons are available in the high pressure zone. The District maintains the ability to pump from low to high thus allowing excess capacity in low zone to supply high.

Over the past ten years, the District has experienced an average daily demand of 7.18 million gallons per day (MGD) with a high average day demand of 8.32 MGD occurring in 2015. During the same period, the District experienced a historical maximum day demand of 22.55 MGD in 2010. Combining this historical peak day with the projected peak demand of the property, shows the District has a current supply deficit of 2.54 million gallons (actual capacity of 20.06 MGD minus historical peak demand of District minus peak development demand). Available storage allows the District to overcome this deficit, however, development within the Town continues to grow. Based on information provided to the District from the Town Planning Board, the District has the potential to see an increase in average day demand of 250,000 gallons per day (GPD) across the District including 73,000 GPD in the high pressure zone. These figures are average day projections; therefore, the District could see an increase to peak day demand of 700,000 GPD upon development of these future projects.

A historical peak day demand of 22.55 MGD coupled with the projected future peak demand of 0.70 MGD, the District has the potential of a 3.24 MGD deficit (actual capacity of 20.06 MGD minus projected demand of 23.3 MGD). Considering the available storage from high pressure zone storage tanks the projected deficit is reduced to 0.6 MGD (actual capacity of 20.06 MGD plus high zone storage capacity of 2.64 MG minus projected demand of 23.25 MGD). Note, only 80% of the total storage capacity is considered as available.

To account for this projected deficit, the District needs to begin planning and constructing a new high pressure zone source. This new source will help close the projected deficit, however even with this source, the District maintains no redundancy, and mechanical failures or water quality concerns will render the District unable to meet projected peak day demands. Prudent planning suggests that the District needs to develop additional supply and/or storage facilities to meet the growing demands of this project as well as other development proposed across the Town while providing a level of redundancy in supply. Three of the District's seventeen wells are located on the property of the former NWIRP. Two of these wells (Well Nos. 11-1 & 11-2) are located off of Middle Country Road, west of the subject parcel. These wells have a combined capacity of 3.98 million gallons per day (MGD), however the existing water

supply permits issued by the New York State Department of Environmental Conservation (NYSDEC) limits their usage to one at a time. A third supply well (Well No. 12-1) is located within the core area previously subdivided by Engel-Burman. The District is only permitted to use this well in an extreme emergency with the consent of the NYSDEC. In order to help serve the proposed development, the District must consider revising these permits and resubmitting to the NYSDEC. Based on the location of this project, additional capacity to the site may also be available from neighboring water suppliers.

The nearest water facilities maintained by the Water District to the site are a dead-end 12-inch water main on Jan Way and a dead-end 12-inch water main located on River Road.

5.0 - ANALYSIS

To ascertain the effect the proposed development will have upon the District's existing distribution system, an analysis utilizing a computerized hydraulic model of the District was utilized. The hydraulic model was created with the intent to form an accurate representation of the District's water supply and distribution system. The model was used to simulate the effect proposed demands (domestic and fire) associated with the development will have upon the system and to predict pressures and operating conditions, and the corresponding impacts of the various modifications.

The evaluation consisted of analyzing the existing District in the vicinity of the subject development, under peak demand conditions (22.55 MGD), without consideration for new demands. This provides a baseline to compare the effects the Peconic Care Development will have upon the current distribution system. Under peak day demands, key points in the high zone and the area surrounding the community were reviewed as follows:

Point	Address	Baseline Pressure at peak demand period (psi)
1	Proposed Site	89
2	Jan Way	89
3	Burman Boulevard	91
4	River Road	95
5	Donna Drive	53

To then gauge the effect of the proposed water demands on the distribution system, a node was created representing the proposed facility and assigned a demand of 220 gpm which represents the anticipated peak domestic demand of the development. The model was then re-run and the pressure at the same points within distribution were reviewed with results as follows:

Point	Address	Pressure at peak demand period (psi)
1	Proposed Site	86
2	Jan Way	86
3	Burman Boulevard	89
4	River Road	91
5	Donna Drive	53

As shown, the proposed domestic demand of the subject development alone will have a negligible effect on the existing distribution system with only slight reduction in pressure (2 to 4 psi) seen in the vicinity of the development.

A fire demand analysis was then performed to ascertain if the existing distribution system could handle a 2,000 gpm three hour fire flow demand. The 2,000 gpm demand was assigned to a node representing a proposed hydrant within the site. The model was then re-run and the pressure at the same five points within distribution were reviewed with results as follows:

Point	Address	Pressure at peak demand period (psi)
1	Proposed Site	<20
2	Jan Way	<20
3	Burman Boulevard	30
4	River Road	31
5	Donna Drive	45

As shown, the pressures in the immediate vicinity of the development drop off considerably below the required 20 PSI residual. Based on this, the existing distribution system with an assumed 12-inch water main extension to the site, cannot support the anticipated fire flow of 2,000 gpm. The reason for the poor available flow is the assumed water main to the site was connected to the existing dead-end on Jan Way. In total, the entire length of the dead-end main feeding the site is approximately 4,800 feet originating from Burman Boulevard to the center of the proposed development.

Standard practice in designing water main calls for all water mains to be looped, to provide a redundant feed and level of safety. Furthermore, the State and County Health Departments both reference the Recommended Standards for Waterworks in their guidelines. Section 8.2.4 of these standards states that dead ends in the distribution shall be minimized in order to provide increased reliability and reduce head loss.

In order to increase the available flow to the site while maintaining adequate pressure and meeting regulatory requirements, proposed water facilities shall be looped through the development providing a secondary feed. This hydraulic loop was created within the model connecting the dead-end

water main on Jan Way to a dead-end water main on River Road. All new water mains were assumed to be 12-inch diameter. The model was re-run with the following results:

Point	Address	Pressure at peak demand period(psi)
1	Proposed Site	<20
2	Jan Way	24
3	Burman Boulevard	30
4	River Road	22
5	Donna Drive	45

As shown, the pressures local to the site are considerably higher with the looped piping as compared to the dead-end, however available flow within the development is still deficient. The calculated available fire flow at the site with a 20 psi residual is approximately 1,900 gpm. It should be noted that the pressure shown in the model under the flow conditions is assumed at the point in distribution of the hydrant and does not consider further hose losses.

All simulations assumed both wells at Plant No. 11 to be in operation and Well No. 12-1 to be inactive. The District currently does not have an active permit for this well and therefore it is currently regulated to be used only in extreme emergencies. To ascertain the effects of additional supply, the existing well was placed in the hydraulic model and activated with a looped main in place. The results of this scenario were as follows:

Point	Address	Pressure at peak demand period(psi)
1	Proposed Site	55
2	Jan Way	61
3	Burman Boulevard	66
4	River Road	59
5	Donna Drive	51

As shown, with the inclusion of Well No. 12-1 into the District, the pressures local to the site are considerably higher and the existing distribution system can more than adequately support the projected fire flow of the facility. Although Well No. 12-1 is only to be used in emergency situations, a projected fire at the proposed center should be considered an emergency and an appropriate reason to utilize this well. However, it the District should return this well to automated service while maintaining existing facilities including both wells at Plant No. 11, located on Middle Country Road. If these three wells are not available, the District should also consider other sources of water including new wells, storage or purchase from neighboring suppliers.

6.0 – PROPOSED FACILITIES & PROJECT COSTS

To meet the required fire flow demands, increase the dependability of the distribution system and meet regulatory standards, the District will require a new twelve-inch hydraulic water main loop be extended through the property, connecting to existing twelve-inch water mains on Jan Way and River Road. The additional supply from Well No. 12-1 or alternate source will also be required.

In addition, a twelve-inch loop internal to the site shall be installed on the interior roadways of the development. The proposed services to the individual buildings shall also originate from this internal looped main. The total length of water main required is approximately 7,200 feet. Hydrants shall be installed in accordance with NFPA standards at every 1,000 feet on the entrance road from Jan Way and at a minimum of every 600 feet on the internal water main. Valves shall be provided to minimize future service disruptions to any building. A layout of the proposed water mains and appurtenances is shown on Exhibit 'A'. Note, final hydrant number and layout shall be approved by the Riverhead Town Fire Marshal's office.

The proposed distribution system improvements associated with this development will enable the District to meet peak hour and fire flow demand of the development, while maintaining a system pressure above the 35 psi required by the New York State Department of Health, provided the appropriate water main and supply facilities are in service or readily available.

Since the internal roadways will be privately owned, all new water main will be required to be located in a fifteen-foot wide easement dedicated to the Riverhead Water District. These easements shall be shown on the final approved site plan and filed with the Town and Suffolk County by the developer.

As stated, the developer will be responsible for funding of the installation of all proposed water facilities. The estimated project cost to implement the extension of water main to serve the Peconic Care Center is \$1,580,000. These costs include the extension of the water main as described, hydrants, valves, domestic water services from the new main through the meters, fire sprinkler service stubs, and restoration. These costs also include engineering, permitting for the installation of water main through the New York State Wild, Scenic and Recreational Rivers System (WSRR), construction observation, legal, administration and contingencies as shown on Table 1. The entire cost to extend these proposed facilities shall be the responsibility of the developer. It should be noted, if the NYSDEC rejects the application for the modified water supply permit for the existing well, the District will not be able to extend service to the development without consideration given to alternate water main layouts and/or sources.

Note, the installation of all water mains will be performed by the District and/or a District employed contractor. Since the District is to have ownership of the proposed water facilities, the project

must be publicly bid in accordance with New York State bidding laws with any potential contractor meeting the requirements of the Town/District and New York State.

In addition to the costs of the water main installation as described, the property will also be subject to Key Money Fees. The Key Money Fee is a Town policy established in 1986 (Section 199 of the Town Code) whereas all developments are assessed based on their projected water and sewerage usage. The purpose is to cover the cost of increasing the system capacity. System capacity includes transmission, new wells, pumps, treatment and storage. The fee is applied to all new development and where a change in use is proposed.

The total increased water use for the site is 17,143 GPD for the proposed facility. Since irrigation will be supplied by a private water well, irrigation usage is not considered. Using the Riverhead Water District Key Money Assessment Method, this development shall be assessed a Key Money Fee of \$9.10 per gallon. Therefore, the total Key Money Fees for the proposed development is \$156,001.30 (17,143 gallons x \$9.10 / gallon). In addition, the property is to be taxed the standard Water District tax rate.

7.0 – WATER CONSERVATION

It should be noted that the District, as well as the regulatory agencies responsible for regulation of the District, have made water conservation a priority. As such, the District has made a concerted effort to reduce water usage across the District, both internally and externally. As a stipulation to providing service to this development, the District requires that the developer of the properties quantify to the District how they propose to reduce the impact of this development on the existing District facilities and reduce the overall projected water demand for irrigation and domestic uses. At a minimum, the developer shall:

1. Provide water efficient/saving fixtures including but not limited to showerheads, faucets, toilets, dishwashers and washing machines on the residential end.
2. Provide water efficient/saving fixtures including but not limited to faucets, toilets, kitchen equipment and laundry machines on the commercial end.
3. Consider utilizing WaterSense® products to meet the requirements of Items 1 & 2.
4. Post appropriate signage in restaurant and laundry facilities to educate employees on water conservation and water waste.
5. Although the site shall be irrigated using a private well, utilize landscaping indigenous to the area and/or use species that are drought tolerant.

8.0 – COMPLIANCE WITH TITLE 6 NYCRR PART 617 “STATE ENVIRONMENTAL QUALITY REVIEW ACT”

Pursuant to Section 617.5, Type II Actions Part (c) - this project is considered a Type II Action, and is not subject to further review under this part for the following reasons:

1. “Extension of utility distribution facilities, including gas, electric, telephone, cable, water and sewer connections to render service in approved subdivisions”

Although this is a Type II project, an EAF Short Form is included for reference as Exhibit B. It should be noted that a portion of water main from the development to River Road shall be installed through the NYSDEC designated Wild, Scenic, Recreational River Boundary and shall therefore require a permit to install. The proposed water main installation will also traverse through and/or adjacent to areas delineated as Freshwater Wetlands by the NYSDEC and the habitat of the Eastern Tiger Salamander. These areas are located within the limits of the existing development boundary and it is assumed the developer has or will secure the permits required to traverse these areas.

9.0 – CONCLUSIONS

After reviewing the information presented, the following conclusions can be drawn:

- The proposed property is located within the boundaries of current Water District high pressure zone.
- The development requires an estimated 17,143 gallons per day for average day domestic water usage, 47,486 gallons per day for peak day demand, 14,350 gpd for irrigation and 2,000 gpm for fire sprinkler demand. The Riverhead Water District will not provide water to meet the development's irrigation needs.
- With an authorized supply capacity of 20.06 million gallons per day and a historical peak day demand of 22.55 million gallons per day, the District is currently operating with a supply deficit and should continue to develop additional water sources in the high pressure zone to meet the growing needs of the District including the Peconic Care Center. The facilities can include construction of new, modification to existing, or other means.
- An extension of water main to serve the facility is required. Based on the required fire flow demands, a hydraulically looped system will be required to meet the water demands of the facility. Therefore, a new 12-inch water main will be required to be extended through the proposed site from Jan Way to River Road. This will require the installation of approximately 7,200 feet of new 12-inch water main including hydrants.
- The District is capable of meeting projected peak fire flow demands of the development, however only with the use of Well No. 12-1. Without the availability of this well, additional sources of water are required.

- The developer will be responsible for all costs associated with the extension of all new water mains and appurtenances as well as the required permit modification application to the NYSDEC
- All new water main located within the facility shall be located in a fifteen-foot wide water main easement dedicated to the Riverhead Water District.
- The proposed extension of water main will not have an adverse impact on the environment and is considered a Type II Action requiring no further review. However, proper permitting will be required for the installations within the NYSDEC designated Wild, Scenic, Recreational River Boundary.
- The total costs to implement this extension is \$1,580,000.
- The development shall be subject to Key Money Fees of \$156,001.30.

10.0 – RECOMMENDATIONS

After reviewing the information presented above, the following is recommended

- The Town/District needs to identify, fund and construct additional source facilities in the high zones to meet the continually growing demands of the District. The Town/District will also need to submit to the NYSDEC for modification to existing water supply permits.
- This report shall be submitted to the Town Board for consideration.
- If approved by the Town Board, the developer shall deposit 20% of the balance of the total project cost (\$316,000) with the Town, in order that the design and regulatory submissions of the water main can proceed. All easements shall be recorded at the time of regulatory submission.
- Upon receipt of all regulatory approvals from the Suffolk County Dept. of Health Services, the new water mains can be publicly bid and water extended to the development.

TABLE 1
COST OPINION

**RIVERHEAD WATER DISTRICT
 PROPOSED LATERAL WATER MAIN EXTENSION
 PECONIC CARE CENTER
 S.C.T.M. Designation: 0600-135-01-07.56**

Table1 - Summary of Cost Opinion

Aug-17

ITEM No.	DESCRIPTION	ESTIMATED QUANTITY	UNIT PRICE	TOTAL PRICE
1A	6" CLDI Water Main	250 LF	\$68.00	\$17,000.00
1D	12" CLDI Water Main	7,250 LF	\$96.00	\$696,000.00
2	Special Castings	12,000 LBS	\$2.50	\$30,000.00
3A	6" Gate Valves & Boxes	9 UNITS	\$1,600.00	\$14,400.00
3D	12" Gate Valves & Boxes	20 UNITS	\$2,800.00	\$56,000.00
4A	Hydrant Assembly	9 UNITS	\$4,500.00	\$40,500.00
5	Pressure & Bacteriological Testing	7,500 LF	\$5.00	\$37,500.00
6	Removal of Unsuitable Fill	750 CY	\$35.00	\$26,250.00
8D	Connection to Existing 12" Main	2 UNIT	\$20,000.00	\$40,000.00
9	Furnish & Install Clean Fill	750 CY	\$45.00	\$33,750.00
10	Town Asphalt Restoration	150 SY	\$160.00	\$24,000.00
13	Railroad Crossing	80 LF	\$550.00	\$44,000.00
15D	Restore Existing Access Roads	500 SY	\$85.00	\$42,500.00
26	Mobilization Fee	1 LS	\$5,000.00	\$5,000.00
29	Temporary Asphalt Pavement	1,000 LF	\$10.00	\$10,000.00
30A	Domestic Water Service Stub w/ Meter	4 UNITS	\$14,275.00	\$57,100.00
30B	Fire Sprinkler Service Stub	4 UNITS	\$34,000.00	\$136,000.00
SUBTOTAL:				\$1,300,000.00
Engineering Report, Exhibit & Public Hearing:				\$5,000.00
NYSDEC Permit Application for WSRR:				\$7,500.00
Design, Regulatory Submission and Bidding:				\$54,000.00
Construction Administration & Completed Works Submissions:				\$18,000.00
Construction Observation Services:				\$36,000.00
Record Drawings and District Map Updates:				\$3,500.00
Town/District Administrative & Legal Fees (approx. 7% of construction cost):				\$91,000.00
Contingencies (approx. 5% of construction cost):				\$65,000.00
TOTAL PROJECT COST (Paid by Developer):				\$1,580,000.00
LESS DEPOSITS MADE TO DATE:				\$5,000.00
BALANCE DUE (Paid by Developer):				\$1,575,000.00
KEY MONEY ASSESSMENT FEES (\$9.10 x 17,143 gpd):				\$156,001.30

EXHIBIT A

**PROPOSED & EXISTING WATER
FACILITIES**

CONSULTANTS

MARK	DATE	DESCRIPTION

DESIGNED BY: JRC
DRAWN BY: MAK
PROJECT NO: 1554
DATE: JUNE 2017
SCALE: AS SHOWN

REVISIONS BY: JRC
DATE: JUNE 2017
SCALE: AS SHOWN

RIVERHEAD WATER DISTRICT

PECONIC CARE FACILITY
LATERAL WATER MAIN EXTENSION

JAN WAY
CALVERTON NY, 11933



STATUS: REGULATORY REVISION

SHEET TITLE: EXHIBIT "A"

CONTRACT: INSTALL WATER MAINS AND APPURTENANCES

DOCUMENT # **PWM 1.0**

SHEET # 001 OF 001

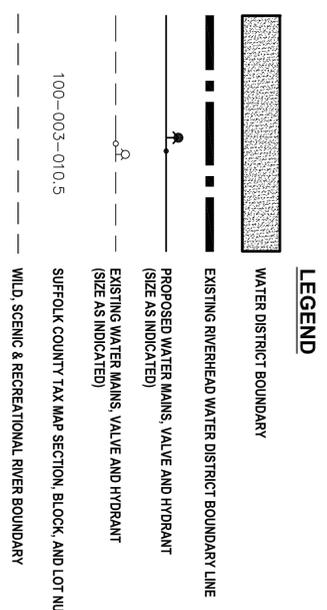
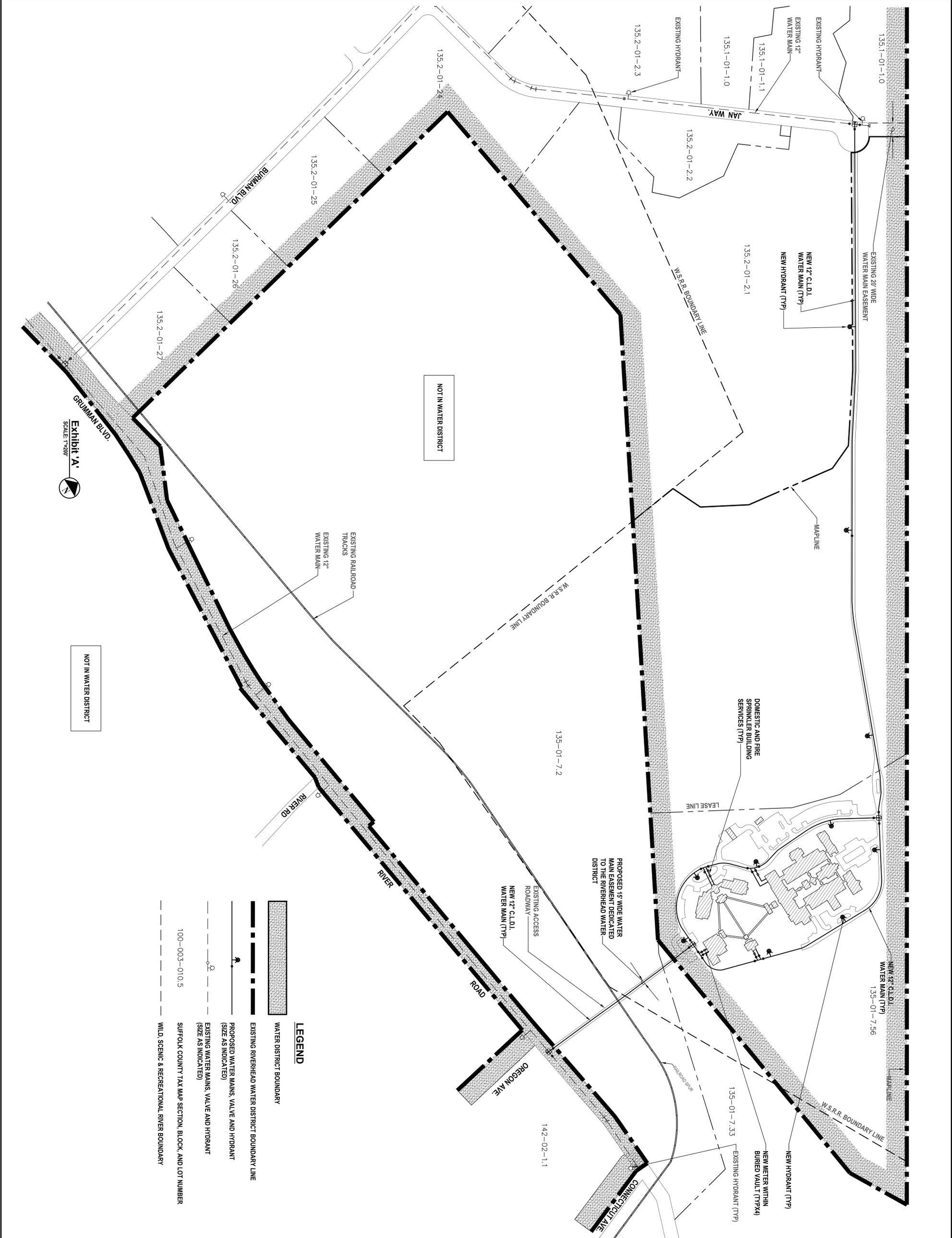


Exhibit 'A'
SCALE: 1"=200'

NOT IN WATER DISTRICT

NOT IN WATER DISTRICT

EXHIBIT B

**NYSDEC
SHORT ENVIRONMENTAL
ASSESSMENT FORM**

617.20
Appendix B
Short Environmental Assessment Form

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information				
Name of Action or Project:				
Project Location (describe, and attach a location map):				
Brief Description of Proposed Action:				
Name of Applicant or Sponsor:		Telephone:		
		E-Mail:		
Address:				
City/PO:		State:	Zip Code:	
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO	YES
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:			NO	YES
3.a. Total acreage of the site of the proposed action? _____ acres				
b. Total acreage to be physically disturbed? _____ acres				
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres				
4. Check all land uses that occur on, adjoining and near the proposed action.				
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____ <input type="checkbox"/> Parkland				

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____ _____	NO	YES
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____ _____	NO	YES
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____ _____	NO	YES
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor name: _____ Date: _____ Signature: _____		

Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept “Have my responses been reasonable considering the scale and context of the proposed action?”

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?		
2. Will the proposed action result in a change in the use or intensity of use of land?		
3. Will the proposed action impair the character or quality of the existing community?		
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?		
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?		
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?		
7. Will the proposed action impact existing: a. public / private water supplies? b. public / private wastewater treatment utilities?		
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?		
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?		

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?		
11. Will the proposed action create a hazard to environmental resources or human health?		

Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

- Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
- Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Name of Lead Agency	Date
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

TOWN OF RIVERHEAD

Resolution # 707

PAYS BILLS

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

ABSTRACT #17-28 AUGUST 25, 2017 (TBM 9/06/17)			
			Grand
Fund Name	Fund	Ckrun	Totals
GENERAL FUND	1	601,448.79	601,448.79
RECREATION PROGRAM FUND	6	7,226.79	7,226.79
HIGHWAY FUND	111	85,603.79	85,603.79
WATER DISTRICT	112	231,668.55	231,668.55
RIVERHEAD SEWER DISTRICT	114	66,850.94	66,850.94
REFUSE & GARBAGE COLLECTION DI	115	2,518.86	2,518.86
STREET LIGHTING DISTRICT	116	13,861.06	13,861.06
PUBLIC PARKING DISTRICT	117	55,951.22	55,951.22
AMBULANCE DISTRICT	120	249,631.24	249,631.24
EAST CREEK DOCKING FACILITY FU	122	1,297.74	1,297.74
CALVERTON SEWER DISTRICT	124	9,219.68	9,219.68
RIVERHEAD SCAVENGER WASTE DIST	128	22,802.85	22,802.85
TOWN HALL CAPITAL PROJECTS	406	566,935.00	566,935.00
WATER DISTRICT CAPITAL PROJECT	412	41,995.53	41,995.53
TRUST & AGENCY	735	136,564.35	136,564.35
CALVERTON PARK - C.D.A.	914	26.32	26.32
TOTAL ALL FUNDS		2,093,602.71	2,093,602.71

ABSTRACT #17-29 SEPTEMBER 01, 2017 (TBM 9/06/17)			
			Grand
Fund Name	Fund	Ckrun	Totals
GENERAL FUND	1	158,722.86	158,722.86
POLICE ATHLETIC LEAGUE	4	6,260.48	6,260.48
RECREATION PROGRAM FUND	6	47,103.13	47,103.13
HIGHWAY FUND	111	13,677.93	13,677.93
WATER DISTRICT	112	29,848.26	29,848.26
RIVERHEAD SEWER DISTRICT	114	4,462.60	4,462.60
REFUSE & GARBAGE COLLECTION DI	115	208.00	208.00

STREET LIGHTING DISTRICT	116	3,771.59	3,771.59
EAST CREEK DOCKING FACILITY FU	122	68.34	68.34
CALVERTON SEWER DISTRICT	124	238.00	238.00
RIVERHEAD SCAVENGER WASTE DIST	128	1,789.94	1,789.94
TOWN HALL CAPITAL PROJECTS	406	14,250.00	14,250.00
WATER DISTRICT CAPITAL PROJECT	412	28,733.08	28,733.08
CALVERTON SEWER CAPITAL PROJEC	424	19,352.32	19,352.32
TRUST & AGENCY	735	48,605.86	48,605.86
CALVERTON PARK - C.D.A.	914	16,729.00	16,729.00
TOTAL ALL FUNDS		393,821.39	393,821.39

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 708

**INCORPORATION OF CERTAIN ROADS INTO THE TOWN OF RIVERHEAD
HIGHWAY SYSTEM PURSUANT TO NEW YORK STATE HIGHWAY LAW SECTION
189 (Highways By Use)**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, pursuant to New York State Highway Law § 189 – Highways by Use, all lands/roads that have been used by the public as a highway for a period of ten years or more, and which land/roads have been maintained, repaired and controlled by the Town of Riverhead for a period of ten years or more shall be a public highway with the same force and effect as if it had been duly laid out and recorded as a public highway; and

WHEREAS, pursuant to New York State Highway Law § 189 – Highways by Use, the applicable case law and the New York State Attorney General opinions, the width of these public highway shall be determined by the extent of the travelled portion of the respective individual roadway; and

WHEREAS, a public hearing was held by the Riverhead Town Board on the 2nd day of December, 2014 at 2:00 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York; and

WHEREAS, at said public hearing, testimony was received and made part of the record, whereby it was established through expert testimony of the Town of Riverhead Highway Superintendent, the Foreman/Deputy Highway Superintendent and the testimony of numerous fact witnesses, that the roadways described below have been:

1. Open to the public for a period of time in excess of ten (10) years;
2. The ten (10) year period of public use was continuous and uninterrupted;
3. The Town of Riverhead Highway Department has continuously maintained and exercised control over these roads and kept them in repair for a period in excess of ten (10) years;

WHEREAS, based upon the foregoing, the roads listed below are eligible to become public highways pursuant to New York State Highway Law § 189.

NOW THEREFORE BE IT RESOLVED, that pursuant to New York State Highway Law § 189 and the public hearing held December 2, 2014, the Town Board hereby incorporates Fern Road West, Fern Road East, Glen Road West, Glen Road East, Harper Road, Hickory Lane, Kings Highway, Laurel Lane, Maple Road, Oak Drive, Cedar Road and Park Place into the Town of Riverhead Highways System as “NYS Highway Law § 189 Highways by Use” with the same force and effect as if they had been duly laid out and recorded as a highway; and be it further

RESOLVED, that pursuant to the applicable case law and opinions of the NYS Attorney General, the Town of Riverhead Highway Superintendent shall not be required to open each of the above referenced public highways to three (3) rods in width and instead the width of these public highways shall be determined by the extent of the traveled portion of each of the individual roadways; and be it further

RESOLVED, that based upon the applicable case law and opinions of the NYS Attorney General, the Town of Riverhead Highway Superintendent shall not be required to construct ditches or additional drainage structures; instead those existing ditches/drainage facilities shall be cleaned and otherwise maintained; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Oak Hills Association, Inc., David A. Antwork, Esq., counsel for Oak Hills Association, Inc., the Town of Riverhead Building Department, Highway Department, Planning Department, Assessors' Office, Tax Receiver's Office and the Town Attorney; and be it further

RESOLVED, that the Town Clerk is hereby directed to include Fern Road West, Fern Road East, Glen Road West, Glen Road East, Harper Road, Hickory Lane, Kings Highway, Laurel Lane, Maple Road, Oak Drive, Cedar Road and Park Place in the Town of Riverhead Highway Book as "NYS Highway Law § 189 Highways by Use"; and be it further

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.

On a motion by Councilman Hubbard, seconded by Supervisor Walter, resolution #708 was **TAKEN OFF THE FLOOR**, motion carried. The vote, YES – 3; No - 2: Hubbard, yes; Giglio, no; Wooten, yes; Dunleavy, no; Walter, yes. Immediately thereafter there was a motion to put to vote, motion carried. The vote, YES – 3; No – 2.

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted